	CLERK'S OFFICE	Prepared by: For Reading:	at the Request of the Mayor Project Management & Engineering Department May 18, 2004
APPROVED Date: 5-18-04		ANCHORAGE, ALASKA AR NO. 2004- <u>138</u>	
1 2 3 4	A RESOLUTION AUTHORIZIN EASEMENT ACROSS A PORTIO #019-181-29, FOR SOUTHPORT	N OF TRACT H-3A, DISCOV	/ERY PARK SUBDIVISION, TAX
5 6 7 8	WHEREAS, impl require Chugach Electric Associati new Southport Fire Station No. 15;	ion, Inc. (CEA) to provide und	, Discovery Park Subdivision site derground electrical service to the
9 10 11 12	WHEREAS, in o new fire station, CEA requires a tw Park Subdivision as a condition of s	enty-foot-wide electrical ease	electrical facilities to service the ment within Tract H-3A, Discovery
13 14 15	WHEREAS, the value to the Municipality; now there		o be of no substantial monetary
16 17	THE ANCHORAGE ASSEMBLY R	ESOLVES:	
18 19 20	Section 1. The Administration is at the following location:	uthorized to grant the request	ted electrical easement to CEA in
21 22 23 24 25	A strip of land Twenty F Subdivision, according to Plat 200 Recording District, Anchorage, Al as follows:	3-133, on file in the office of	
26 27 28	Beginning at the southwest corne Tract H-2A of said Discovery Park H-3A, also being a north property li	Subdivision; thence along the	e south property line of said Tract

Submitted by:

Chair of the Assembly

Section 2. This resolution shall take effect immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 18th day of

of Beginning; thence N 14° 57' 19" W 70.42 feet to the end of said strip. Contains1408.4 square

ATTEST:

Salare & Muenste

feet, more or less.



MUNICIPALITY OF ANCHORAGE ASSEMBLY MEMORANDUM

No. AM 434 -2004

Meeting Date: May 18, 2004

FROM:

Mayor

SUBJECT:

Resolution No. AR 2004-138, Authorizing the Municipality to Grant an Electrical Easement Across a Portion of Tract H-3A, Discovery Park Subdivision, Tax #019-181-29, for the New Southport Fire Station No. 15,

Located at Southport Drive

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The Municipality of Anchorage Project Management & Engineering Department has requested that Chugach Electric Association, Inc. (CEA) provide underground electrical service to the new Southport Fire Station No. 15, located at Southport Drive. Accordingly, CEA requires an easement within the property site as identified in the attached easement document (Exhibit A) and map detail (Exhibit B).

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THE ADMINISTRATION RECOMMENDS APPROVAL OF AR NO. $2004-\underline{138}$ AUTHORIZING THE MUNICIPALITY TO GRANT AN ELECTRICAL EASEMENT TO CHUGACH ELECTRIC ASSOCIATION, INC. ACROSS A PORTION OF TRACT H-3A, DISCOVERY PARK SUBDIVISION.

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Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department

Concur: John Fullenwider, Chief, Anchorage Fire Department

22 Concur: Denis C. LeBlanc, Municipal Manager 23 Respectfully submitted: Mark Begich, Mayor

AR 2004-138

After Recording Return to: Chugach Electric Association, Inc. P.O. Box 196300 Anchorage, AK 99519-6650 1204-23A G-2627 E0312302 019-181-29 CEA-01-04

CHUGACH ELECTRIC ASSOCIATION, INC.

Underground, Overhead and Surface Facilities Electric System Easement

The MUNICIPALITY OF ANCHORAGE, an Alaska municipal corporation, whose mailing address is P.O. Box 196650, Anchorage, Alaska 99519-6650, hereinafter referred to as GRANTOR, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, convey, set-over and deliver to CHUGACH ELECTRIC ASSOCIATION, INC., an Alaska non-profit electric cooperative, whose mailing address is P.O. Box 196300, Anchorage, Alaska 99519-6300, hereinafter referred to as GRANTEE, and to its successors, assigns, licensees and permittees, an easement and right of way through, over, in, under and across the lands of GRANTOR, situated in the Anchorage Recording District, Third Judicial District, State of Alaska, and more particularly described as follows:

A strip of land Twenty Feet (20') in width located within Tract H-3A, Discovery Park Subdivision, according to Plat 2003-133, on file in the office of the District Recorder, Anchorage Recording District, Anchorage, Alaska, the centerline of said strip more particularly described as follows:

Beginning at the southwest corner of said Tract H-3A, also being the most westerly corner of Tract H-2A of said Discovery Park Subdivision; thence along the south property line of said Tract H-3A, also being a north property line of said Tract H-2A, N 75° 01' 45" E 139.35 feet to the Point of Beginning; thence N 14° 57' 19" W 70.42 feet to the end of said strip. Contains 1,408.4 square feet, more or less.

To erect, construct, reconstruct, and install, and to continue to operate, maintain, repair, alter, inspect, replace, improve, and relocate, and to remove such electric transmission and distribution lines, and their related facilities, including foundations, footings, pilings, guys, anchors, crossarms and other attachments and equipment, and their related facilities, through, over, in, under and across the aforesaid premises as may from time to time be necessary or desirable for the use, occupation, and enjoyment of such right-of-way, including the right of ingress and egress to said premises, and the right to excavate, remove soils or fill on said premises, and the right to cut and keep clear of all trees, shrubbery, under-growth and other obstructions on said premises as may be reasonably required for the construction, reconstruction, installation, operation and maintenance of such facilities.

EXHIBIT A Page 1 of 2

1204-23A G-2627 E0312302 019-181-29 CEA-01-04

TO HAVE AND TO HOLD the same to GRANTEE, its successors, assigns, licensees and permittees, forever, subject to any existing easements and any existing facilities. The parties hereto agree to make reasonable accommodations to resolve conflicts in the location of facilities if any such conflicts arise.

GRANTOR agrees that all poles, wire, conductors and other facilities, including any main service entrance equipment, which may be installed on the above-described premises by or for GRANTEE or its successors, assigns, licensees and permittees, shall remain the property of GRANTEE, or the property of such successors, assigns, licensees or permittees, as the case may be, and removable at its or their option.

GRANTOR covenants that it will not interfere with the lateral support of the right-of-way and will not excavate or fill in any portion of the above-described easement without written approval of GRANTEE.

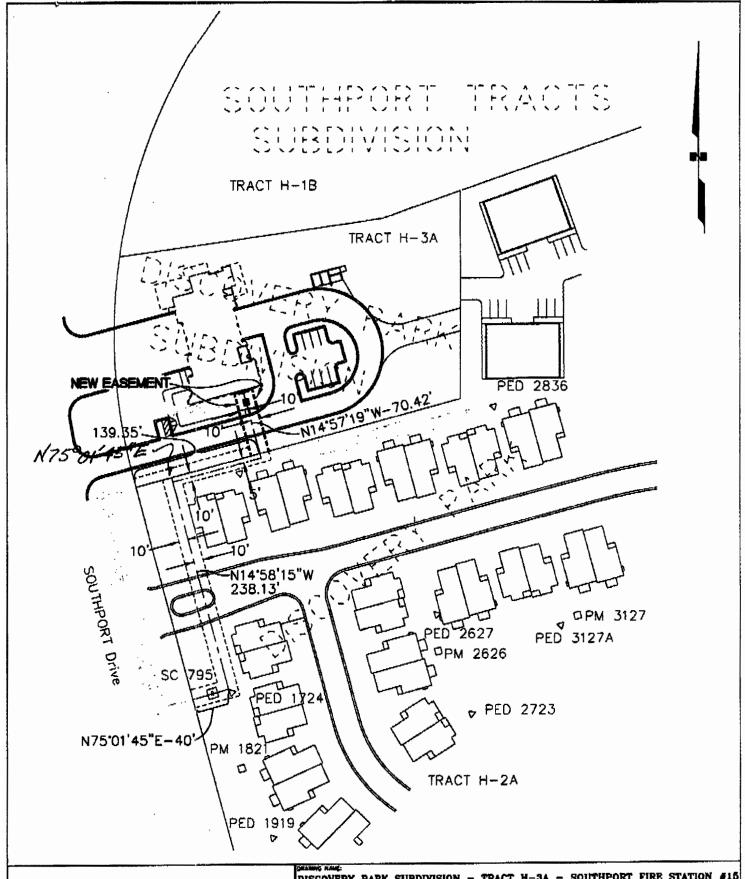
GRANTOR reserves the right to permit the use by others of this easement area provided that such use does not damage GRANTEE'S facilities, is compatible with and does not interfere with the rights or operations of GRANTEE, its successors, assigns and permittees, and said use is in compliance with GRANTEE'S Electrical Facility Clearance Requirements.

GRANTEE shall indemnify, defend and hold GRANTOR harmless from any and all liability or loss arising from the exercise by GRANTEE, or GRANTEE'S contractors, of any of the rights granted herein.

GRANTOR covenants that it is the owner of the above-described premises, and that the said premises are free and clear of encumbrances and liens of whatsoever character, except those of record.

	be execute			TOR has set its norized represen					
GRANTOR:	MUNICIF	PALITY OF A	NCH	ORAGE					
BY: ITS:			_						
STATE OF ALASKA)) ss.						
THIRD JUDICIAL DISTRICT)						
		_, 2004 by _		acknowledged	before , the	me	this	1.04	_ day of for the
Municipality	of Anchoraç	ge, on behalf	of the	corporation.					
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				EYHIRIT A					

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Chugach Electric Association, Inc. 5601 Minnesota Drive - P.O. Box 196300 Anchorage, Alaska 99519-6300

W.O. NO: C.W.P. NO. WO.:

DISCOVERY PARK SUBDIVISION - TRACT H-3A - SOUTHPORT FIRE STATION #15 FLAT 2003-133 30 U.G. LINE EXTENSION

GRID: 2627 MAP: 1204-23A FEEDER: CAMPBELL LAKE 512

Exhibit B W.O. E0312302

Content Information

Content ID: 001784

Type: AR AllOther - All Other Resolutions

A Resolution Authorizing the Municipality to Grant an Electrical Easement Across a Portion of Tract H-3A, Discovery Park

Subdivision, Tax #019-181-29, for Southport Fire Station No. 15,

Located at Southport Drive

Author: schuringmi

Initiating Dept: PME

Review Depts: AFD

A Resolution Authorizing the MOA to Grant an Electrical Easement to

Description: Chugach Electric Assn. Across a Portion of Tract H-3A, Discovery

Park Subdivision, Tax #019-181-29, for Southport Fire Station No.

15, Located at Southport Drive

Keywords: Southport, easement, CEA

Date Prepared: 4/29/04 3:02 PM

Assembly

Meeting Date 05/18/04

MM/DD/YY:

Workflow History

Workhow History								
Workflow Name	Action Date	<u>Action</u>	<u>User</u>	Security Group	Content ID			
AllOtherARWorkflow	4/29/04 3:17 PM	Checkin	schuringmj	Public	001784			
PME_SubWorkflow	4/29/04 4:44 PM	Approve	holtanhc	Public	001784			
AFD_SubWorkflow	5/17/04 2:24 PM	Approve	goodrichcp	Public	001784			
MuniManager_SubWorkflow	5/17/04 5:30 P M	Approve	leblancdc	Public	001784			
MuniMgrCoord_SubWorkflow	5/18/04 8:39 AM	Approve	katkusja	Public	001784			

LAID ON THE TABLE ITEM - CONSENT AGENDA-RESOLUTIONS FOR ACTION-OTHER

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