

Submitted by: Chair of the Assembly
at the Request of the Mayor
Prepared by: Project Management &
Engineering Department
For Reading: June 22, 2004

CLERK'S OFFICE

APPROVED

Date: 6-22-04

ANCHORAGE, ALASKA
AR No. 2004- 159

1 A RESOLUTION AUTHORIZING THE MUNICIPALITY TO GRANT AN ELECTRICAL
2 EASEMENT TO CHUGACH ELECTRIC ASSOCIATION, INC., FOR THE POLARIS
3 SCHOOL WITHIN THE NW ¼ OF SECTION 5, T12N, R3W, S.M. ALASKA LOCATED
4 NEAR THE NEW SEWARD HIGHWAY AND DOWLING ROAD, TAX #014-032-39
5

6 WHEREAS, Anchorage School District facility improvements to Polaris
7 School located within the NW ¼, Section 5, T12N, R3W, S.M. Alaska, require that three-
8 phase underground electrical service be relocated by Chugach Electric Association, Inc.
9 (CEA) in order to meet the expansion needs of the school; and
10

11 WHEREAS, in order to provide necessary underground electrical service to
12 the school, CEA requires an easement within the Anchorage School District property; and
13

14 WHEREAS, the subject easement is found to be of no substantial monetary
15 value to the Municipality; now therefore,
16

17 THE ANCHORAGE ASSEMBLY RESOLVES:
18


19 **Section 1.** That the Administration is authorized to grant the requested electrical
20 easement to CEA in the following location:
21

22 A parcel of land located within Tract A, Polaris School Subdivision,
23 according to Plat 2004-000, on file in the office of the District Recorder, Anchorage
24 Recording District, State of Alaska, said parcel being more particularly described as
25 follows:
26


27 Commencing at the northeast corner of Tract B of said Polaris School Subdivision, said
28 northeast corner being located on the south boundary of the Dowling Road Right-of-
29 Way; thence along the east property line of said Tract B, S 00° 07'46" E 375.19 Feet to
30 the southeast corner of said Tract B; thence along the south boundary of said Tract B,
31 West 260 Feet to the most southwest corner of said Tract B and the Point of Beginning;
32 thence West 20 Feet; thence S 00° 07' 46" E 29.52 Feet; thence S 78° 15' 51" E 79.68
33 Feet; thence N 11° 44' 09" E 46.70 Feet to said south boundary of Said Tract B; thence
34 along said south boundary of Tract B, West 67.58 to the Point of Beginning at said
35 southwest corner of said Tract B and the end of said description. Contains 3,153.23
36 square feet, more or less.

1 **Section 2.** That this resolution shall take effect immediately upon passage and
2 approval.

3
4 PASSED AND APPROVED by the Anchorage Municipal Assembly this 22nd day of
5 June, 2004.

6
7
8 
9 Chair

10 ATTEST:

11
12 
13
14 Municipal Clerk



**MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM**

No. AM 496 -2004

Meeting Date: June 22, 2004

FROM: Mayor

SUBJECT: A Resolution Authorizing the Municipality of Anchorage to Grant an Electrical Easement to Chugach Electric Association, Inc. for Improvements to Polaris School within the NW ¼ of Section 5, T12N, R3W, S.M. Alaska located near the New Seward Highway and Dowling Road, Tax #014-032-39

Chugach Electric Association, Inc. (CEA) has been requested by the Anchorage School District to relocate existing three-phase underground electrical service to facilitate improvements to Polaris School. Accordingly, CEA requires the subject easement within Municipal property as identified on the attached easement document (Exhibit A) and map detail (Exhibit B).

The Anchorage School District is in the final stages of gathering the signatures required for the platting process for Tracts A and B, Polaris School Subdivision, a copy of which is included for your information (Exhibit C, plat number to be assigned). The CEA easement is to be recorded after the plat for Tracts A and B is finalized and recorded.

THE ADMINISTRATION RECOMMENDS APPROVAL OF AR NO. 2004- 159
AUTHORIZING THE MUNICIPALITY TO GRANT AN ELECTRICAL EASEMENT TO
CEA, FOR IMPROVEMENTS TO POLARIS SCHOOL LOCATED WITHIN THE NW ¼
OF SECTION 5, T12N, R3W, S.M., ALASKA.

Prepared by: Howard C. Holtan, Director, Project Management & Engineering Department
Concur: Denis C. LeBlanc, Municipal Manager
Respectfully Submitted: Mark Begich, Mayor

After Recording Return to:
Chugach Electric Association, Inc.
P.O. Box 196300
Anchorage, AK 99519-6650

1203-05B
G-2032
E0312295
014-032-39
ASD-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 parcel of land located within Tract A, Polaris School Subdivision, according to Plat 2004-000, on file in the office of the District Recorder, Anchorage Recording District, State of Alaska, said parcel being more particularly described as follows:

Commencing at the northeast corner of Tract B of said Polaris School Subdivision, said northeast corner being located on the south boundary of the Dowling Road Right-of-Way; thence along the east property line of said Tract B, S 00° 07' 46" E 375.19 Feet to the southeast corner of said Tract B; thence along the south boundary of said Tract B, West 260 Feet to the most southwest corner of said Tract B and the Point of Beginning; thence West 20 Feet; thence S 00° 07' 46" E 29.52 Feet; thence S 78° 15' 51" E 79.68 Feet; thence N 11° 44' 09" E 46.70 Feet to said south boundary of Said Tract B; thence along said south boundary of Tract B, West 67.58 to the Point of Beginning at said southwest corner of said Tract B and the end of said description. Contains 3,153.23 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, relocation, installation, operation and maintenance of such facilities.

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.

1203-05B
G-2032
E0312295
014-032-39
ASD-01-04

IN WITNESS WHEREOF, GRANTOR has set its hand and seal, or has caused these presents to be executed by its duly authorized representative or agent, on this _____ day of _____, 2004.

GRANTOR: MUNICIPALITY OF ANCHORAGE

BY:
ITS:

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2004 by _____, the _____ for the Municipality of Anchorage, on behalf of the corporation.

Notary Public in and for Alaska
My Commission Expires: _____

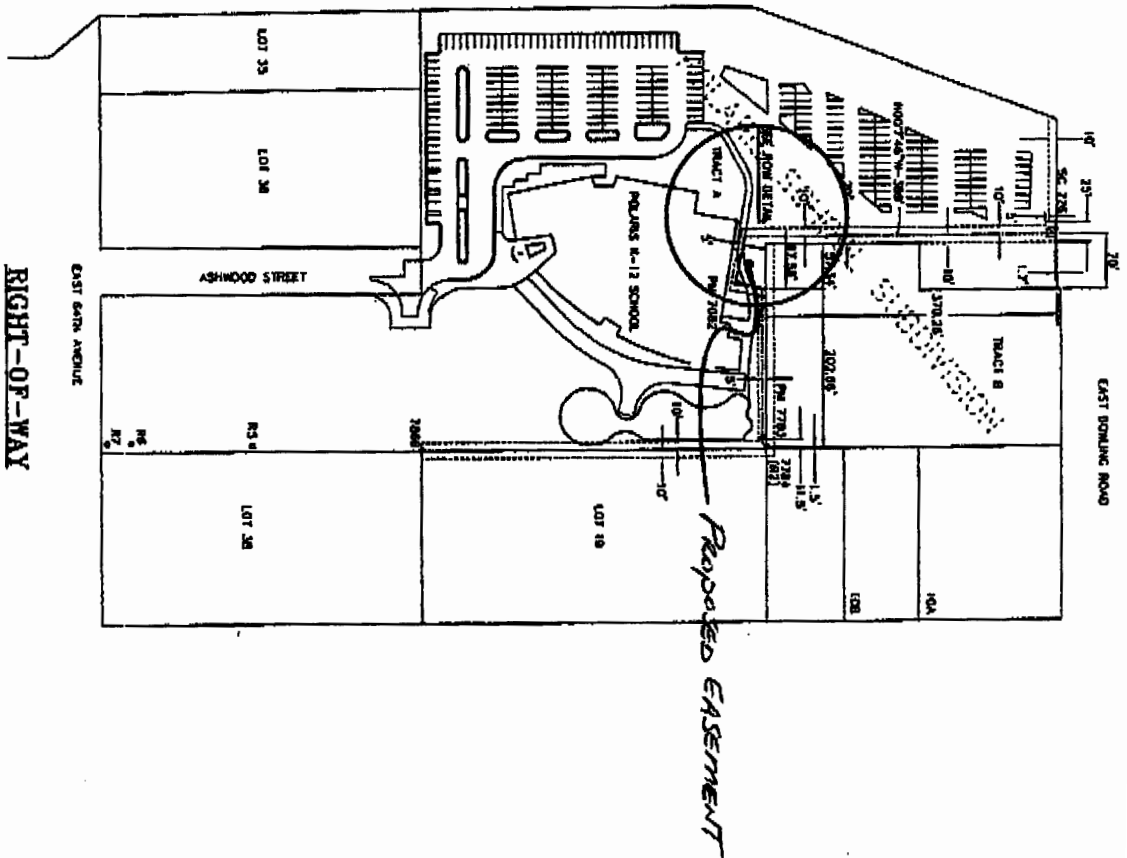
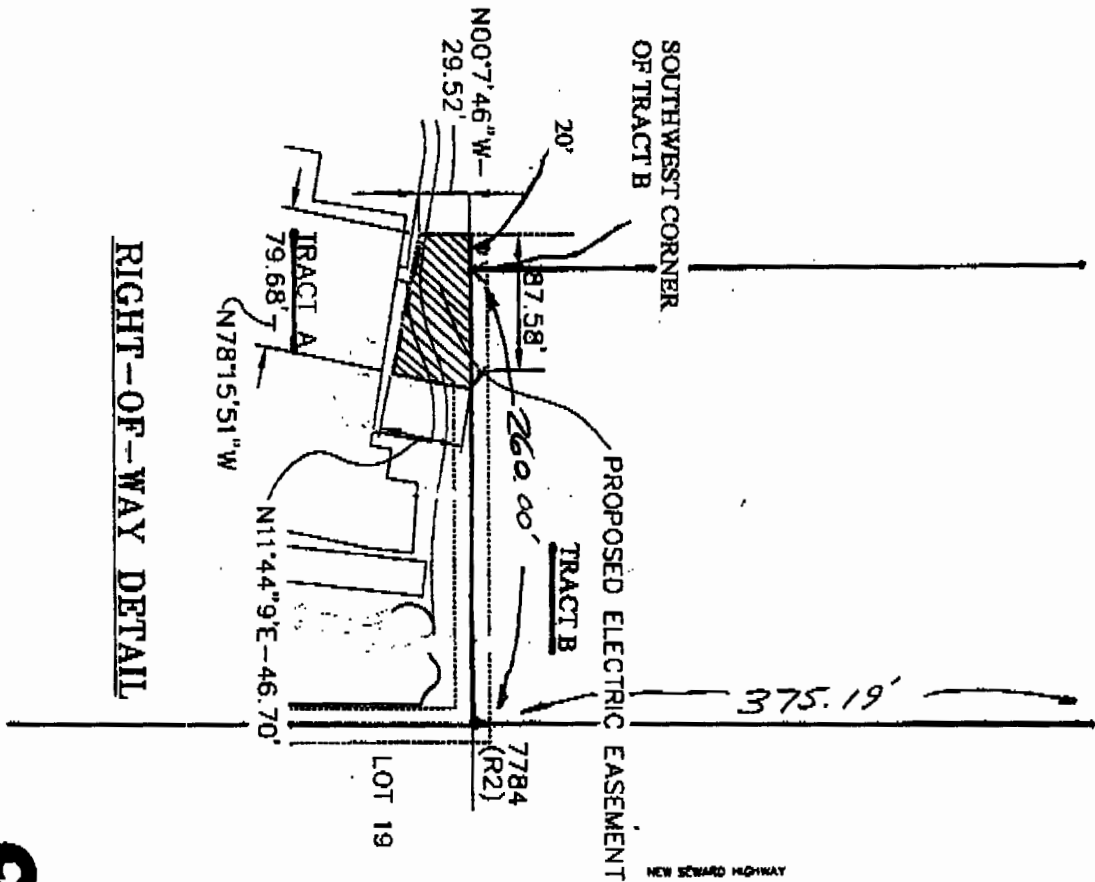
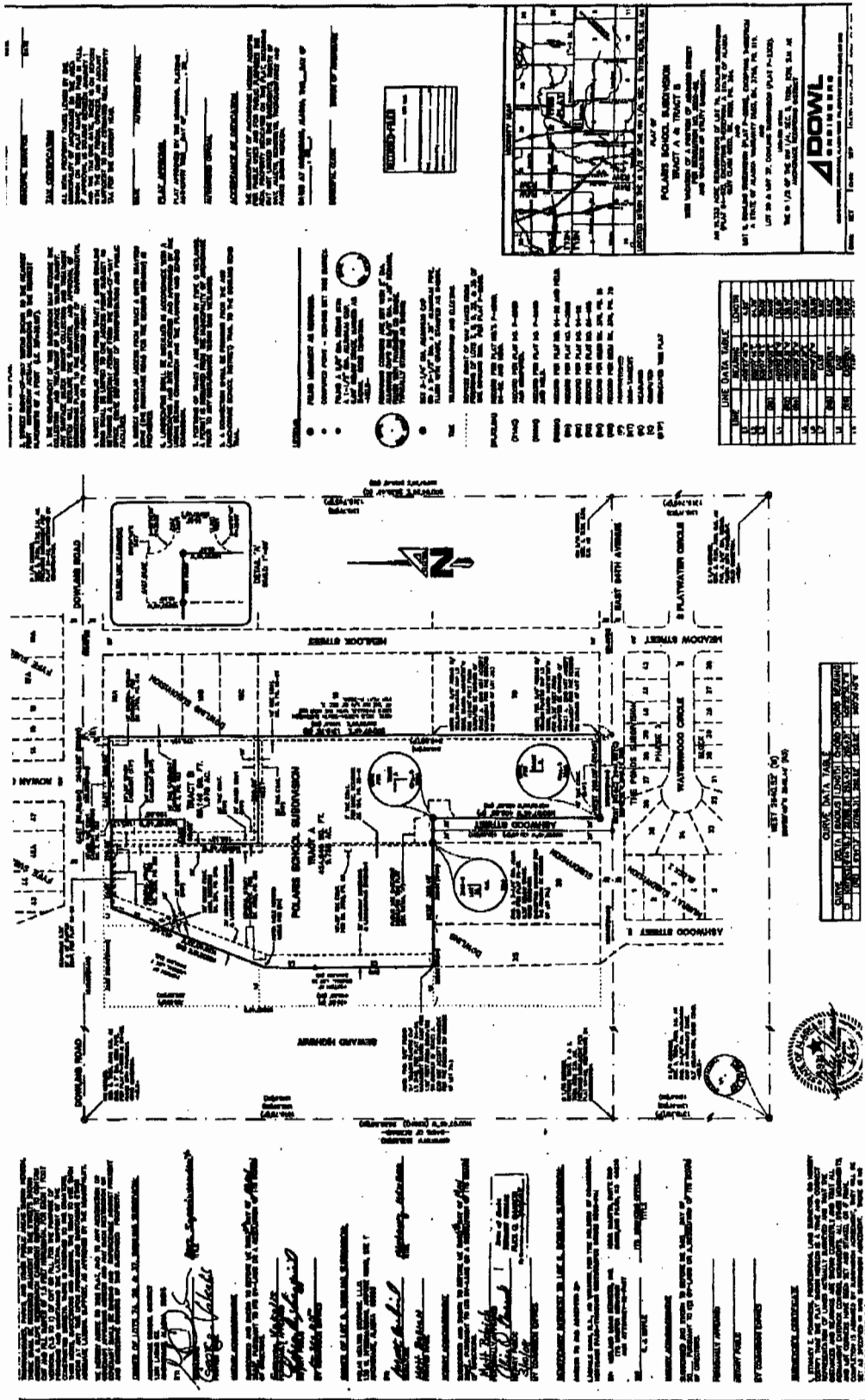


EXHIBIT B

CHUGACH
POWERING ALASKA'S FUTURE

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

W.O. E0312295
POLARIS SCHOOL REMODEL AND SERVICE UPGRADE
GND: 2032 MAP: 1203-SB
POLARIS SCHOOL SUBDIVISION TRACT-A



Content Information**Content ID :** 001872**Type:** AR_AllOther - All Other Resolutions

Resolution Authorizing the MOA to Grant an Electrical Easement to

Title: Chugach Electric Assn., for the Polaris School, Located Near the New Seward Hwy. and Dowling Rd.**Author:** schuringmj**Initiating Dept:** PME

Resolutionauthorizing the MOA to grant an electrical easement to

Description: Chugach Electric Assn., for the Polaris School,within the NW 1/4 of Section 5, T12N, R3W, S.M., Alaska, located near the New Seward Hwy. and Dowling Rd., Tax ID # 014-032-39**Keywords:** CEA, Polaris**Date Prepared:** 6/3/04 3:46 PM**Assembly****Meeting Date** 06/22/04**MM/DD/YY:****Workflow History**

<u>Workflow Name</u>	<u>Action Date</u>	<u>Action</u>	<u>User</u>	<u>Security Group</u>	<u>Content ID</u>
AllOtherARWorkflow	6/3/04 3:53 PM	Checkin	schuringmj	Public	001872
PME_SubWorkflow	6/4/04 9:04 AM	Approve	holtanhc	Public	001872
MuniManager_SubWorkflow	6/4/04 9:44 AM	Approve	leblancdc	Public	001872
MuniMgrCoord_SubWorkflow	6/11/04 10:18 AM	Approve	katkusja	Public	001872

CONSENT AGENDA – RESOLUTIONS FOR ACTION-OTHER

2004 JUN 11 AM 11:49
CLERK'S OFFICE