

Presented by: The Manager
Introduced: 9-03-81
Drafted by: G.L.S.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 786

A RESOLUTION AUTHORIZING THE MANAGER TO CONVEY
TO GLACIER HIGHWAY ELECTRIC ASSOCIATION A UTILITY
EASEMENT THROUGH A PORTION OF U. S. SURVEY 3816.

WHEREAS, the City and Borough of Juneau, under its municipal land entitlement, has selected a part of U. S. Survey 3816 which includes a part of the Mendenhall Peninsula, and

WHEREAS, said selection has not yet been conveyed by the State of Alaska to the municipality, and

WHEREAS, the Glacier Highway Electric Association has requested a utility easement through a portion of U.S. Survey 3816, and

WHEREAS, the assembly has given its tentative approval to the grant of a utility easement to the Smugglers Cove Subdivision through its selection;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

1. That the manager is authorized to grant an easement up to 30 feet in width through U.S.S. 3816 from the Fritz Cove Road to the Smugglers Cove Subdivision; the center line of such easement following the north and east boundaries of U.S.S. 2492 and extending in a more or less direct route between the southeast corner of U.S.S. 2492 and the northeast corner of U.S.S. 3297 thence along the northeast lot lines of Lots 1 through 6 of U.S.S. 3297.

2. The price of the easement shall be the value thereof as determined by the assessor.

3. If the Glacier Highway Electric Association installs an overhead distribution system within the described right-of-way, whether such facility is located on privately-owned property or the city and borough property, the facility shall be constructed at such a height as to permit the subsequent installation of both telephone and cable television transmission lines on the same poles and Glacier Highway Electric

Association shall permit all utilities providing telephone or cable television service to use said facilities under reasonable terms and conditions or under such terms and conditions as may be prescribed by any regulatory authority having jurisdiction over joint use of such facilities.

4. The manager shall include such additional terms and conditions as he determines are appropriate; further, prior to the commencement of construction of the facility, the manager is authorized to agree to minor changes in the actual location of the easement where justified by the condition of the land. Prior to receipt of patent of the selected part of U.S.S. 3297, the manager may execute such conditional conveyance as may be agreed to by the State of Alaska.

ADOPTED this 3rd day of September, 1981.



Mayor

Attest:



Clerk