

Presented by: The Manager  
Introduced: 02/12/2018  
Drafted by: A. G. Mead

## RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2810

### **A Resolution Authorizing the Manager to Convey Temporary Easements along Egan Drive from 10<sup>th</sup> Street to Main Street to the Alaska Department of Transportation and Public Facilities.**

WHEREAS, the Alaska Department of Transportation and Public Facilities (ADOT&PF) is implementing a right-of-way improvement project on Egan Drive from Main Street to 10<sup>th</sup> Street; and

WHEREAS, the project includes resurfacing the pavement, improving intersections, upgrading pedestrian facilities, adding bike lanes, and reconstructing a retaining wall; and

WHEREAS, in order to complete the project, ADOT&PF will need ten temporary construction easements; and

WHEREAS, the Manager received an application requesting the following temporary easements:

TCE-12A: portion of Lot 1, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 655 square feet.

TCE-14A: portion of Lot 4, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 409 square feet.

TCE-15A: portion of Lot 5, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 501 square feet.

TCE-16A: portion of Lot 6, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 431 square feet.

TCE-17A: portion of Lot 7, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 432 square feet.

TCE-18A: portion of Lot 8, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 427 square feet.

TCE-19A: portion of Lot 9, Block 67, Tidelands Addition Subdivision of ATS 3 Plat 340 of approximately 242 square feet.

TCE-22A: a portion of Tidelands Addition Subdivision of ATS 3 Plat 340 in a right-of-way of approximately 1254 square feet.

TCE-34A: portion of Lot A, Juneau Subport Subdivision, Plat 2007-29, of approximately 1568 square feet.

TCE-35A: A fraction of Lot 3, USS 3566; a fraction of Lot 8, Block 74, Tidelands Addition Subdivision of ATS 3, Plat 340; a fraction of Lot 9, Block 74, Tidelands Addition Subdivision of ATS 3, Plat 340; and a fraction of Remainder Lot 2A, USS 3566; totaling approximately 1268 square feet.

WHEREAS, these temporary construction easements would allow ADOT&PF to perform activities associated with the adjacent sidewalk installation, repairs, road construction and grading, and allow for temporary access to the property during construction; and

WHEREAS, ADOT&PF is required to identify the fair market value of any property interest that must be acquired in relation to this project and has included an appraisal report with its application; and

WHEREAS, an appraisal was completed on January 25, 2017, which calculated the value of the easements at \$13,785; and

WHEREAS, on August 7, 2017, the Lands Committee unanimously passed a motion in support of granting the easements to ADOT&PF for this project; and

WHEREAS, on August 8, 2017, the Planning Commission approved the project with multiple conditions related to bike improvements, pedestrian improvements, vegetation in median, and platting requirements (NOD CSP2017-0013); and

WHEREAS, on August 8, 2017, the Planning Commission also recommended (NOR CSP2017-0013) that the Assembly convey the easements with the following condition relevant to this resolution:

1. ADOT&PF shall work with CBJ on the design of any reconstruction of this in the area of the JACC and Centennial Hall and coordinate the timing of work in this area with planned events at both venues including temporary access arrangements if needed.

WHEREAS, on August 31, 2017, the Docks & Harbors Board reviewed the ADOT&PF request and recommended conveyance of the easements to ADOT&PF necessary for the 10<sup>th</sup> Street to Main Street Reconstruction Project; and

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

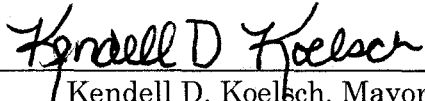
**Section 1. Easement Authorization.** The Manager is authorized to negotiate and execute the ten temporary construction easements identified above and depicted in Exhibit A to the Alaska Department of Transportation and Public Facilities. The easements shall be subject to the essential terms and conditions outlined in Section 2, below.

**Section 2. Terms and Conditions.**

- 1) The ten temporary construction easements shall expire on December 31, 2019, or upon completion of the project unless extended in writing and approved by the Manager.
- 2) ADOT&PF is responsible for construction, maintenance, and removal of any improvements.
- 3) ADOT&PF shall obtain all authorizations and permits necessary for construction.
- 4) All CBJ property subject to a temporary easement shall be returned to its original condition after construction is complete unless waived in writing by the Manager.
- 5) ADOT&PF shall pay the CBJ fair market value for the easements as follows, for a total amount of \$ 13,785.
  - a. \$2,345: TCE-12A, TCE-14A, TCE-15A, TCE-16A, TCE-17A, TCE-18A, TCE-19A.
  - b. \$65: TCE-22A.
  - c. \$11,375: TCE-34A, and TCE-35A.
- 6) The easements shall contain the requirement that ADOT&PF coordinate with the CBJ in designing any reconstruction in the area of the Juneau Arts and Culture Center (JACC) and Centennial Hall facilities, and will coordinate the timing of work in that area with planned events at either venue to cause as little disruption as possible and to facilitate access to the venues, including but not limited to allowing for temporary access arrangements as deemed necessary.

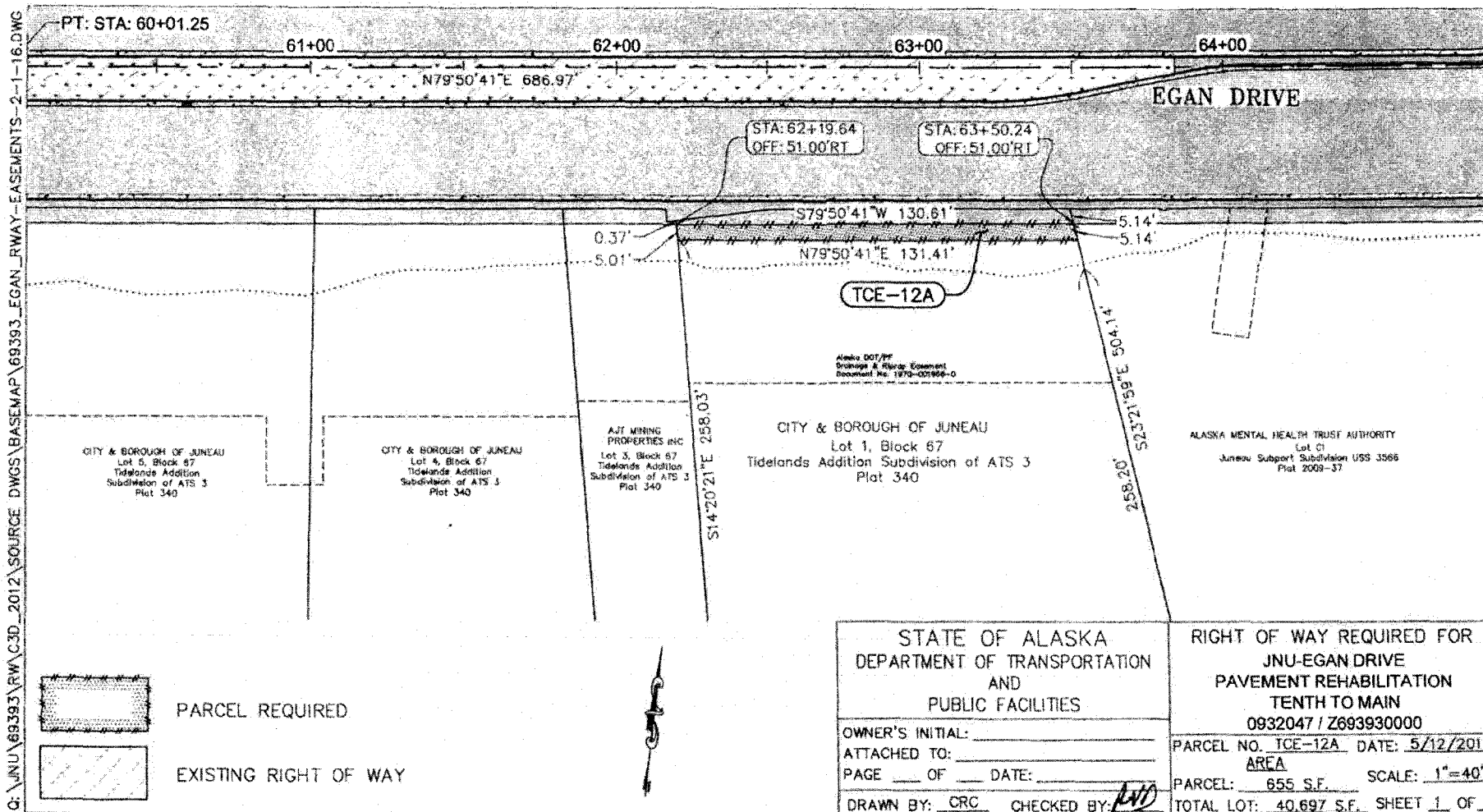
**Section 3. Effective Date.** This resolution shall be effective immediately after its adoption.

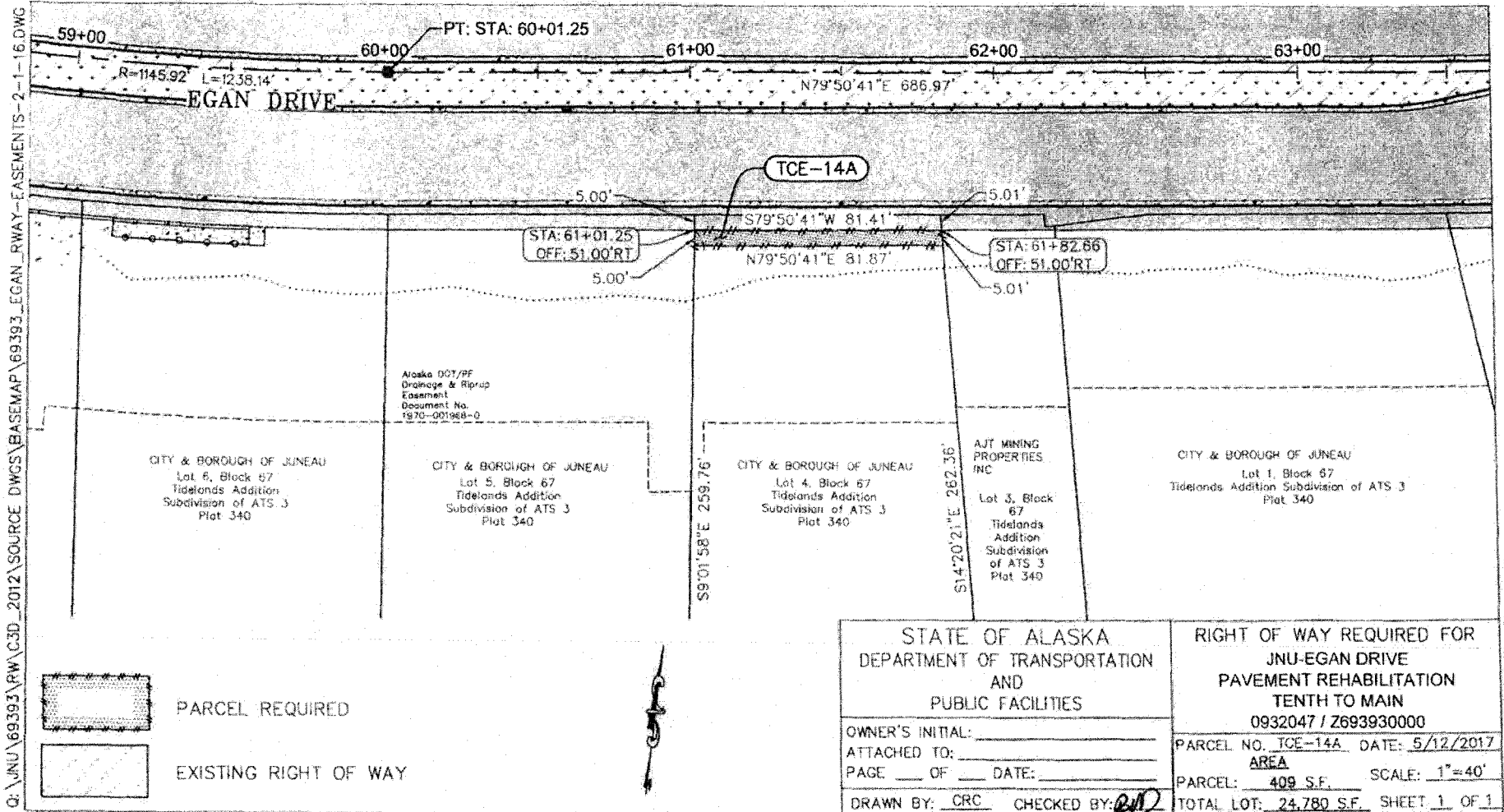
Adopted this 12<sup>th</sup> day of February, 2018.

  
\_\_\_\_\_  
Kendell D. Koelsch, Mayor

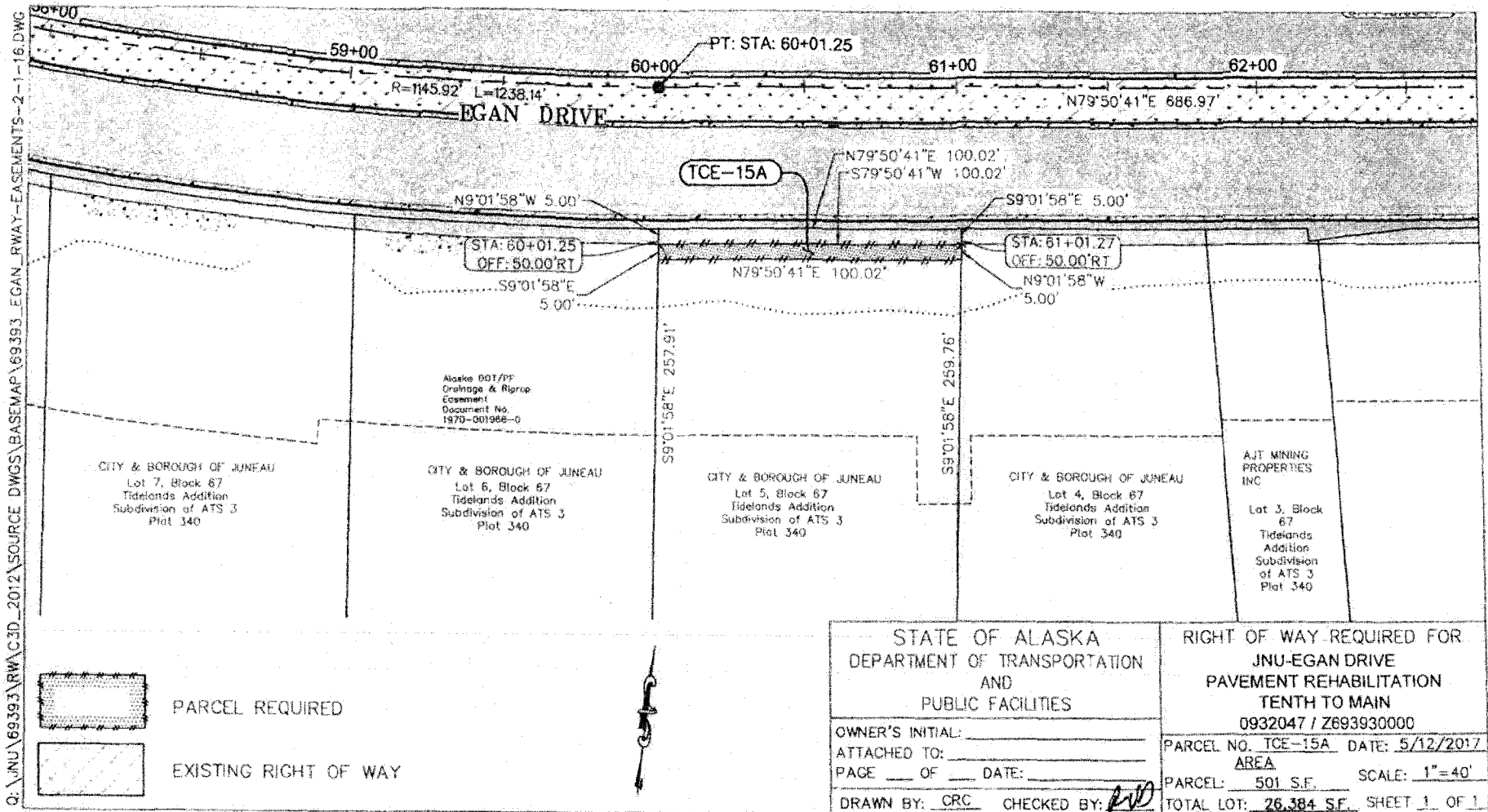
Attest:

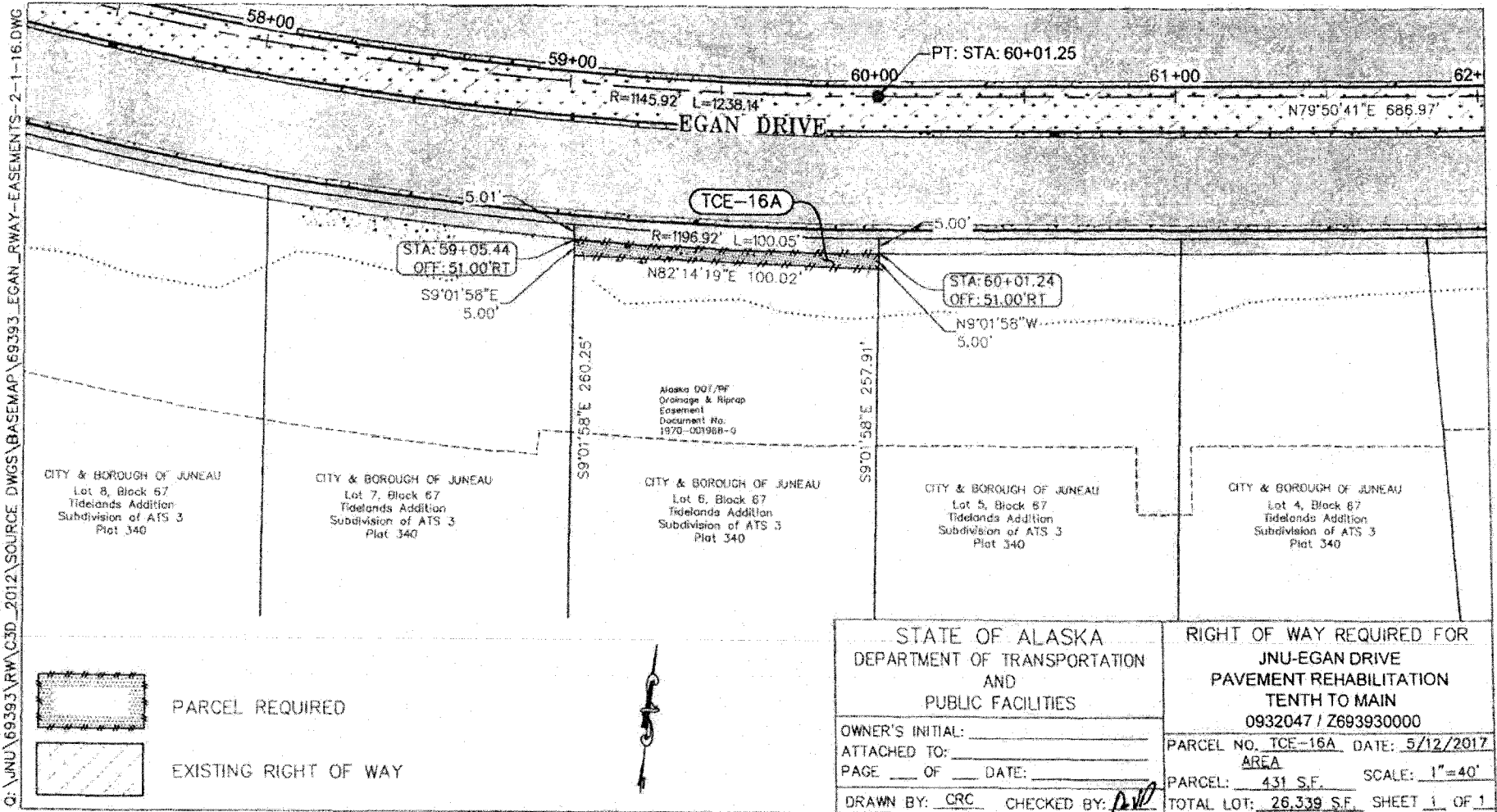
  
\_\_\_\_\_  
Laurie J. Sica, Municipal Clerk





C:\JNU\69393\RW\C3D\_2012\SOURCE\DWGS\BASEMAP\69393\_EGAN\_RWAY\_EASEMENTS-2-1-16.DWG

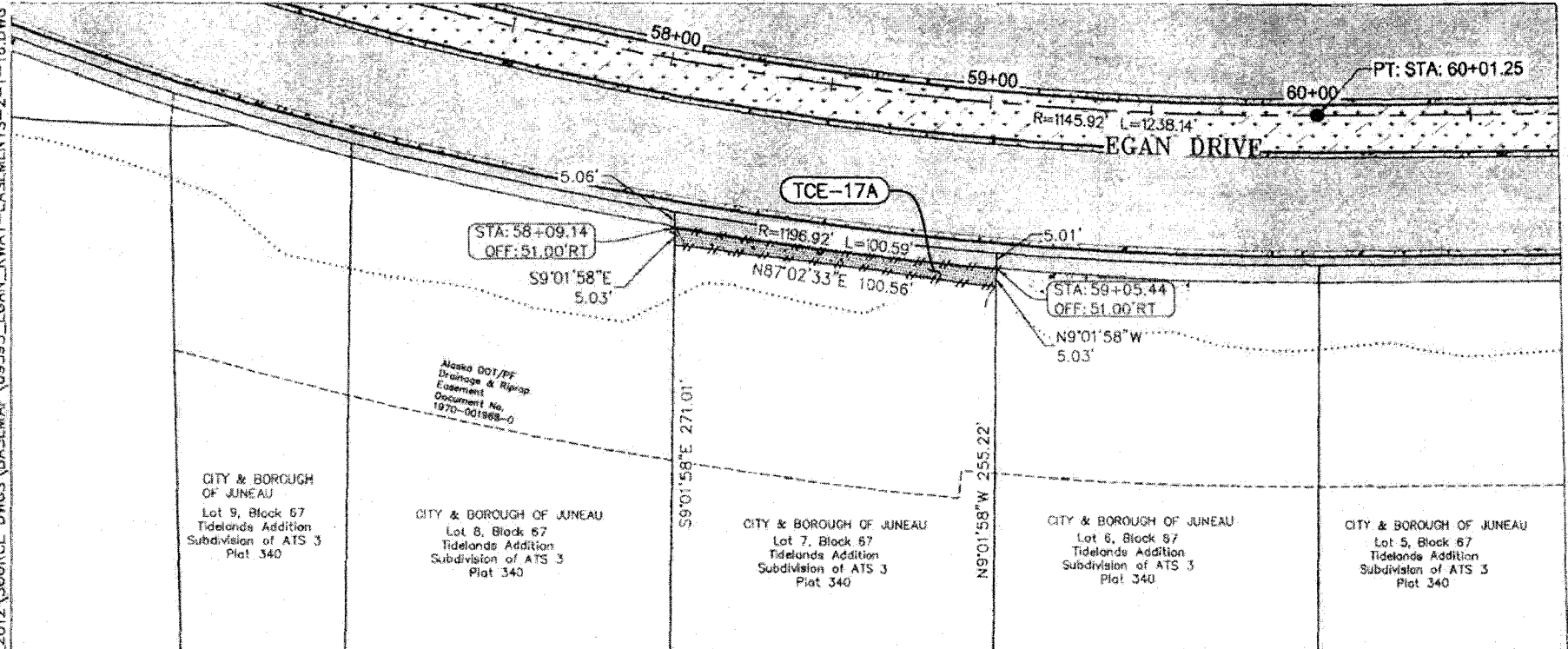




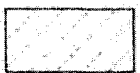
C:\JNU\69393\RW\C3D\_2012\SOURCE DWGS\BASEMAP\69393\_EGAN\_RWAY-EASEMENTS-2-1-16.DWG



Q: \JNU\69393\RW\C3D\_2012\SOURCE DWGS\BASEMAP\69393\_EGAN\_RWAY\_EASEMENTS-2-1-16.DWG

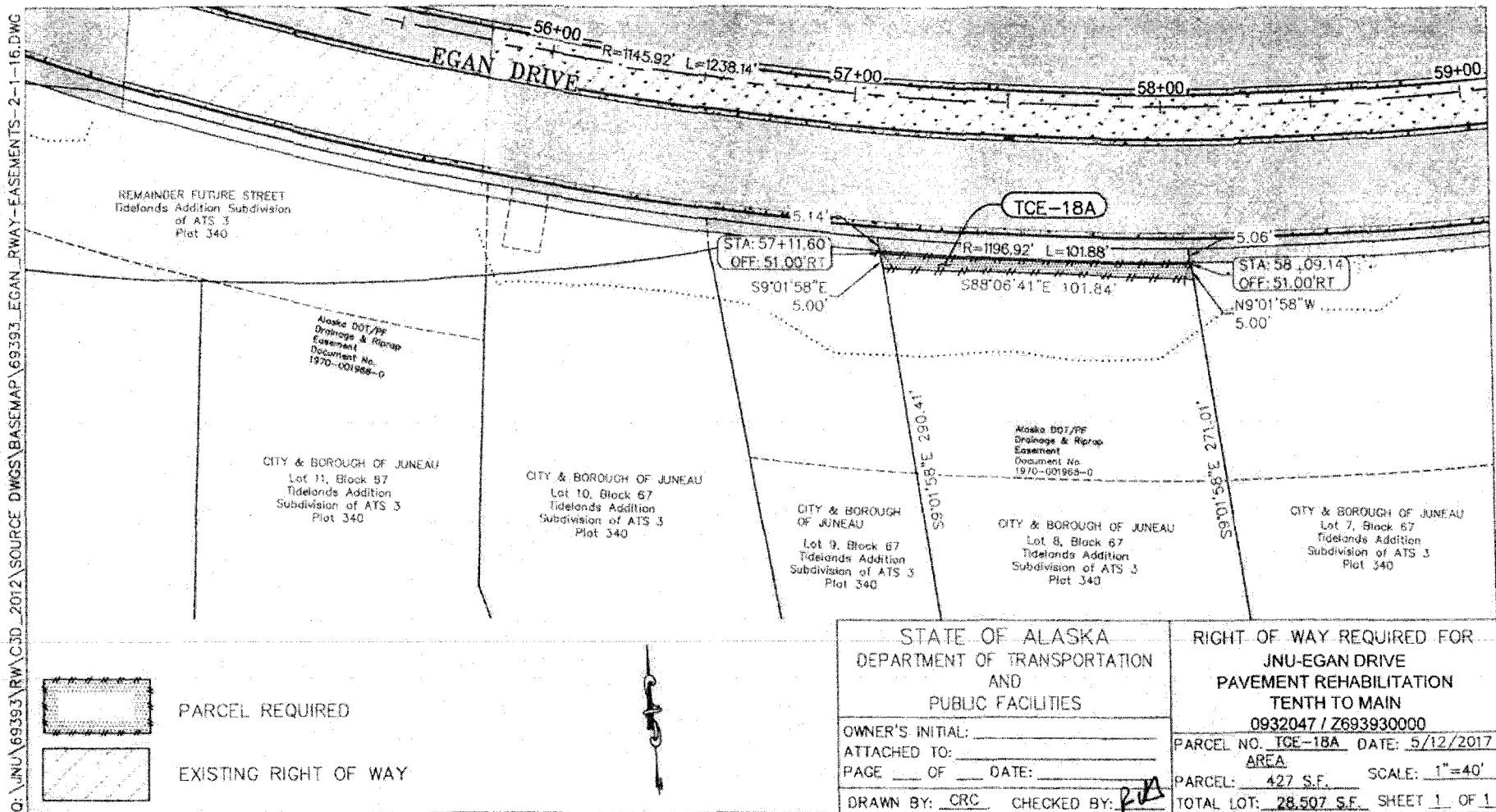


PARCEL REQUIRED



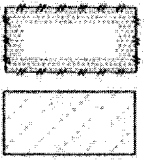
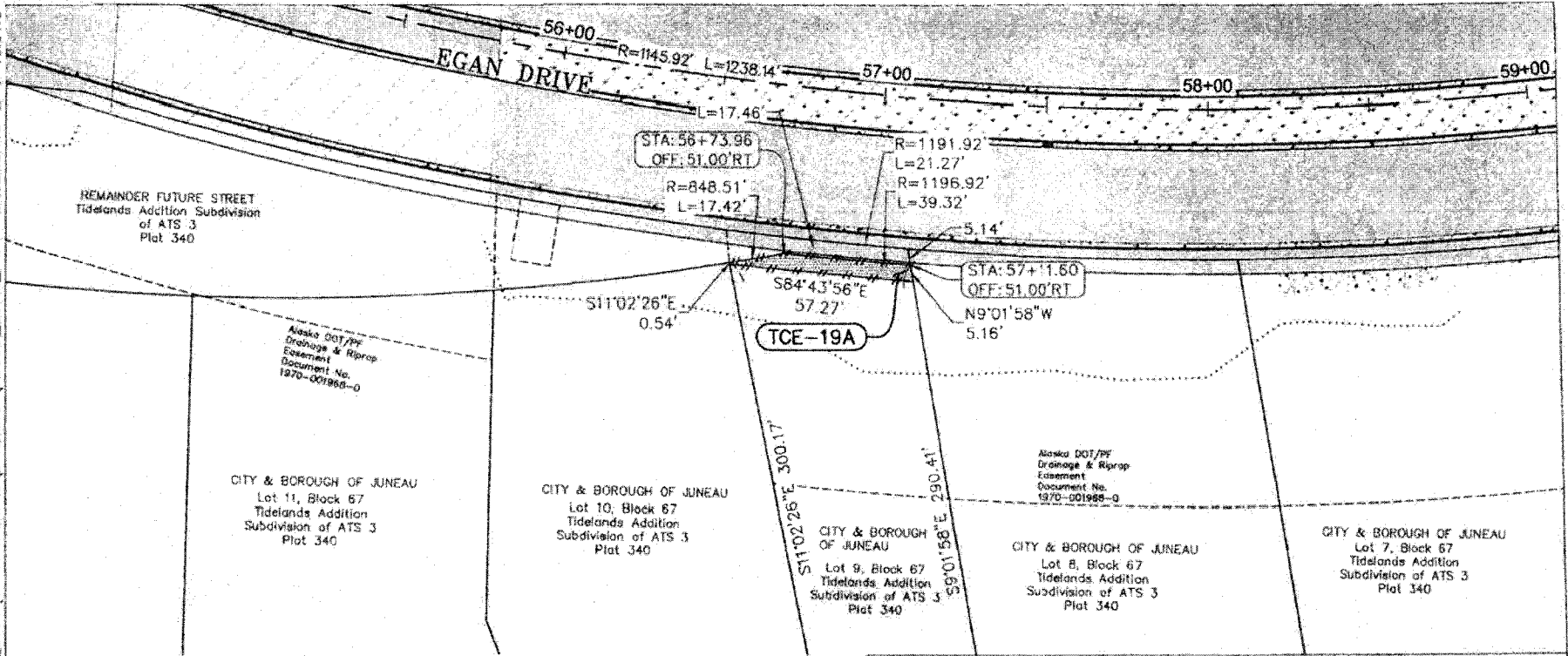
EXISTING RIGHT OF WAY

STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES	RIGHT OF WAY REQUIRED FOR JNU-EGAN DRIVE PAVEMENT REHABILITATION TENTH TO MAIN 0932047 / Z693930000
OWNER'S INITIAL: _____ ATTACHED TO: _____ PAGE ____ OF ____ DATE: _____	PARCEL NO. <u>TCE-17A</u> DATE: <u>5/12/2017</u> AREA PARCEL: <u>432 S.F.</u> SCALE: <u>1"=40'</u> TOTAL LOT: <u>26,995 S.F.</u> SHEET <u>1</u> OF <u>1</u>
DRAWN BY: <u>CRC</u> CHECKED BY: <u>[Signature]</u>	



Q:\JNU\69393\RW\CSD\_2012\SOURCE DWGS\BASEMAP\69393.EGAN\_RWAY\_EASEMENTS-2-1-16.DWG

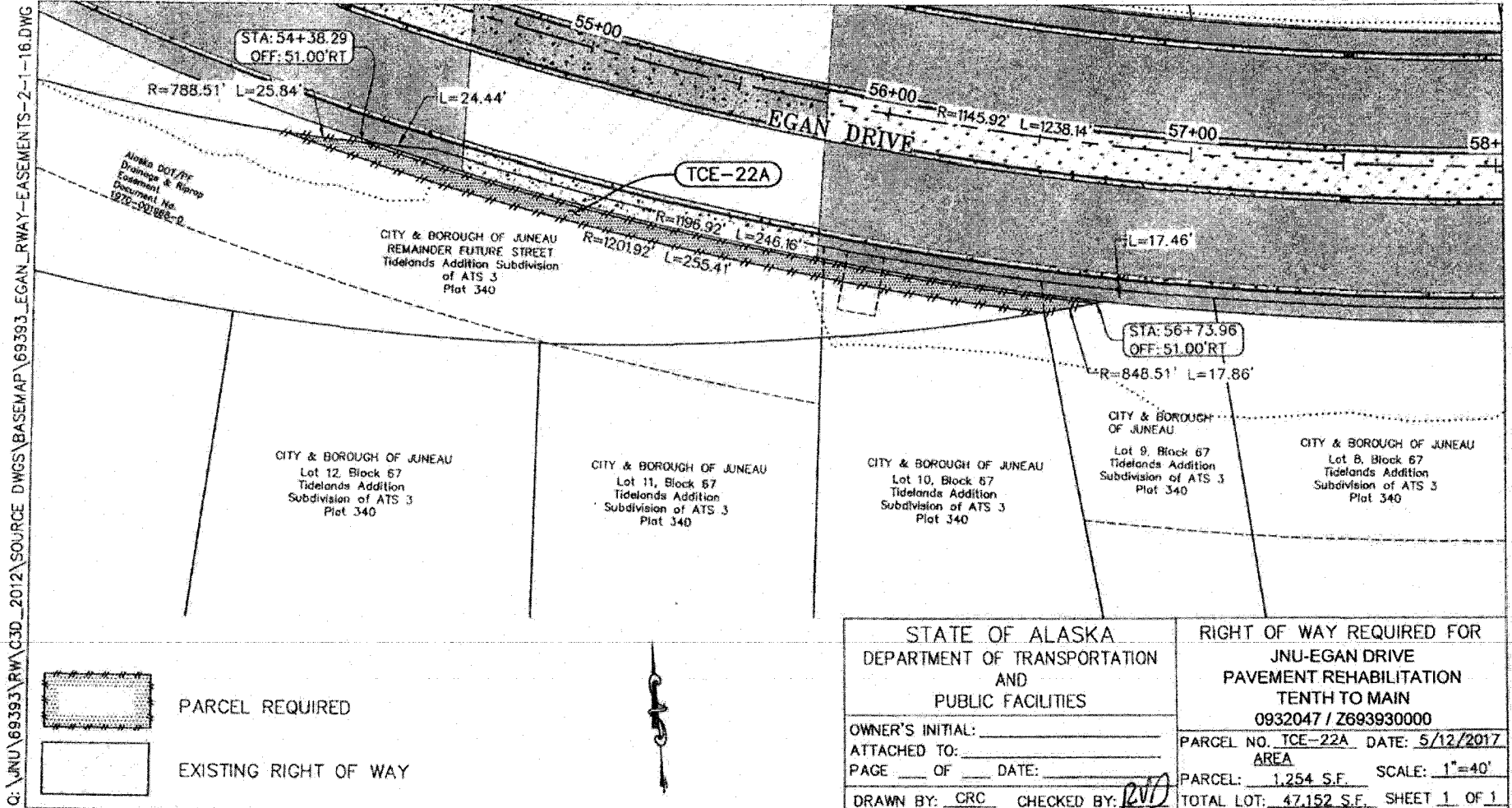
G:\JNU\69393\RW\C3D\_2012\SOURCE DWGS\BASEMAP\69393\_EGAN\_RWAY-EASEMENTS-2-1-16.DWG



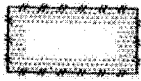
PARCEL REQUIRED  
EXISTING RIGHT OF WAY



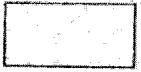
STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES		RIGHT OF WAY REQUIRED FOR JNU-EGAN DRIVE PAVEMENT REHABILITATION TENTH TO MAIN 0932047 / Z693930000	
OWNER'S INITIAL: _____		PARCEL NO. <u>TCE-19A</u> DATE: <u>5/12/2017</u>	
ATTACHED TO: _____		AREA	
PAGE ____ OF ____ DATE: _____		PARCEL: <u>242 S.F.</u> SCALE: <u>1"=40'</u>	
DRAWN BY: <u>CRC</u> CHECKED BY: <u>AD</u>		TOTAL LOT: <u>15,047 S.F.</u> SHEET <u>1</u> OF <u>1</u>	



C:\JNU\69393\RW\C3D\_2012\SOURCE DWGS\BASEMAP\69393\_EGAN\_RWAY\_EASEMENTS-2-1-16.DWG

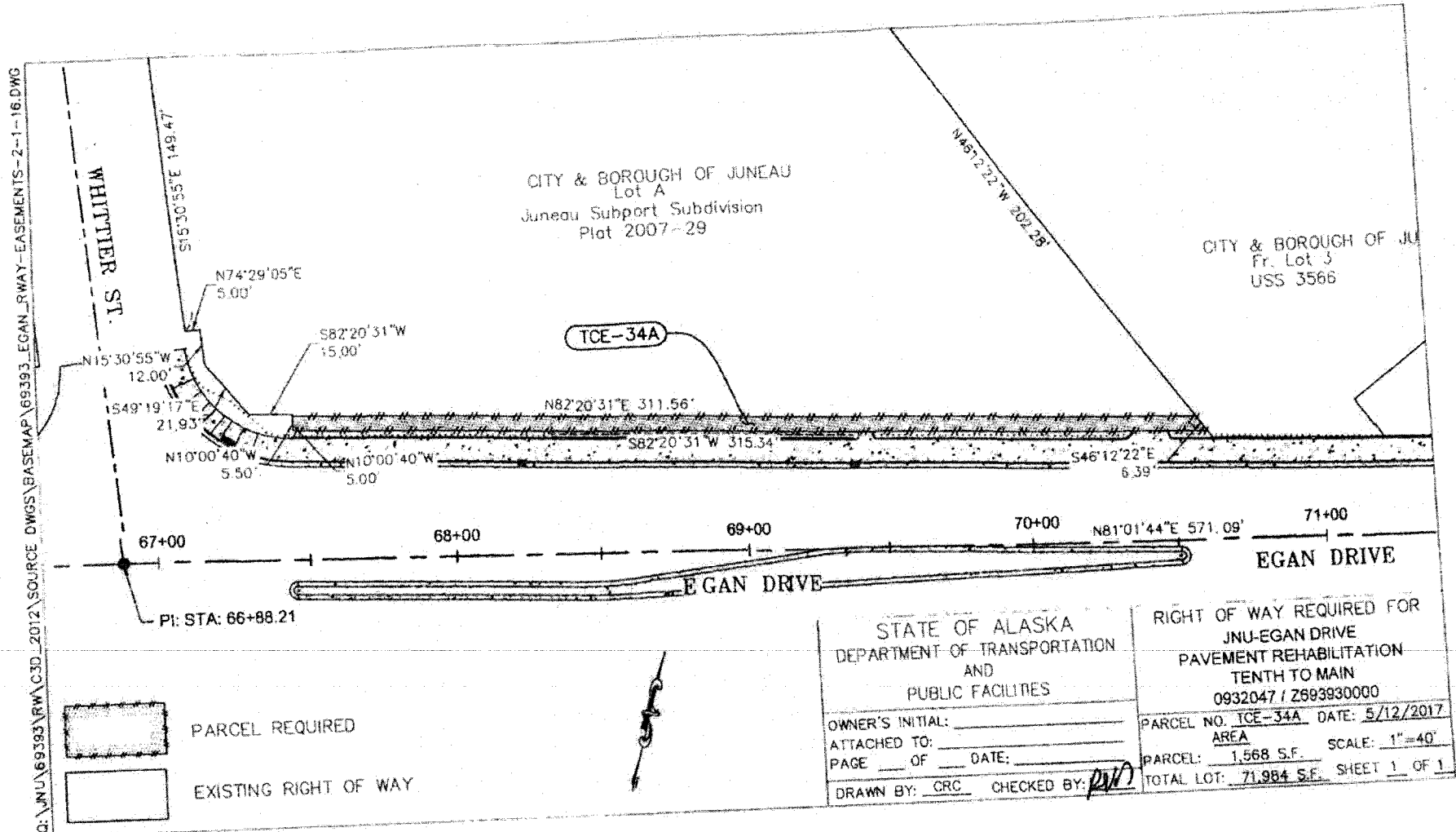


PARCEL REQUIRED



EXISTING RIGHT OF WAY

STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES		RIGHT OF WAY REQUIRED FOR JNU-EGAN DRIVE PAVEMENT REHABILITATION TENTH TO MAIN 0932047 / Z693930000	
OWNER'S INITIAL: _____		PARCEL NO. TCE-22A DATE: 5/12/2017	
ATTACHED TO: _____		AREA	
PAGE ____ OF ____ DATE: _____		PARCEL: 1,254 S.F. SCALE: 1"=40'	
DRAWN BY: CRC CHECKED BY: <i>RVD</i>		TOTAL LOT: 47,152 S.F. SHEET 1 OF 1	



Q:\NUN\69393\RW\C3D\_2012\SOURCE DWGS\BASEMAP\69393\_EGAN\_RWAY-EASEMENTS-2-1-16.DWG

