

Presented by: The Manager
Introduced: 07/11/2005
Drafted by: J.W. Hartle

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2319

A Resolution Authorizing the Manager to Convey an Easement Over Municipal Property, Located Near the Juneau Police Station, to Alaska Electric Light and Power for Construction and Maintenance of an Electrical Utility Line to Serve Federal Aviation Administration Wind Monitoring Equipment.

WHEREAS, the Federal Aviation Administration (FAA) has installed a low level wind shear instrument on a tower located on State of Alaska land at the scenic pullout along Egan Drive near Lemon Creek; and

WHEREAS, installation of wind shear equipment is part of an ongoing program to improve the safety of flight operations at the Juneau airport; and

WHEREAS, the City and Borough has cooperated with the FAA in developing this program by providing wind monitoring sites at the police station, Douglas boat harbor, North Douglas, Eaglecrest, and at Crazy Horse Drive; and

WHEREAS, the Juneau police station is the nearest power source for the FAA's new wind shear equipment at the Egan Drive scenic lookout; and

WHEREAS, in order to provide power to the FAA equipment, Alaska Electric Light and Power (AEL&P) needs a six-foot wide easement across municipal property from the existing power pedestal located at the rear of the police station; and

WHEREAS, the proposed easement is located within the portion of the police station property that is already used by the FAA and will not interfere with police operations; and

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WHEREAS, the Assembly Lands Committee and the Planning Commission reviewed and recommended approval of the proposed easement at their meetings of June 13, 2005, and June 28, 2005, respectively.

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

Section 1. Authorization. The Manager is authorized to convey an easement, approximately 50 feet long, three-feet either side of centerline, located across a fraction of Tract J, U.S. Survey 2121, as generally depicted in Exhibit A, to Alaska Electric Light and Power.

Section 2. Purpose. The purpose of the easement shall be for the construction and maintenance of an electrical utility line to serve Federal Aviation Administration equipment as outlined above.

Section 3. Term. The easement shall be perpetual, except that it may be terminated for non-use as provided herein.

Section 4. Abandonment. The easement may be revoked, if the easement holder ceases to use the easement for a period in excess of two years.

Section 5. Non-Exclusivity. The easement will be non-exclusive. The City and Borough may grant other overlapping easements or uses.

Section 6. Easement Price. The easement will be at no cost.

Section 7. Survey. AEL&P shall provide an as-built survey.

Section 8. Relocation. The easement shall be subject to CBJ 53.09.300(i), as it may be modified from time to time, pertaining to relocation of the easement and improvements.

Section 9. Other Terms and Conditions. The Manager is authorized to include other easement terms and conditions in the public interest.

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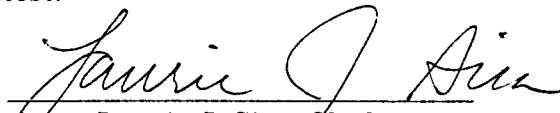
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Section 10. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 11th day of July, 2005.


Bruce Botelho, Mayor

Attest:


Laurie J. Sica, Clerk