

RESOLUTION 20-28

A RESOLUTION OF THE ALEUTIANS EAST BOROUGH ASSEMBLY AUTHORIZING THE MAYOR TO ISSUE A CORRECTED DEED OF EASEMENT TO THE CITY OF AKUTAN FOR THE AKUTAN RAW WATER TRANSMISSION LINE PROJECT

WHEREAS, Akutan, Alaska is a Second Class City located within the boundaries of the Aleutians East Borough (Borough); and

WHEREAS, the City of Akutan (City) and the Alaska Native Tribal Health Consortium (ANTHC) participated in a joint project to upgrade the City's water utility; and

WHEREAS, the project involved the installation of a new water transmission line connecting the City's raw water impoundment to the water treatment plant; and

WHEREAS, the project required a Deed of Easement from the Borough for approximately .09 acres of Borough property for the purpose of construction and maintenance of the raw water line and all appurtenances; and

WHEREAS, on February 8th, 2018 the Borough Assembly approved Resolution 18-26 authorizing a Deed of Easement for parcel KQA-17-P4; and

WHEREAS, the water line was constructed slightly outside the easement that was previously approved and recorded; and

WHEREAS, the City requires a corrected Deed of Easement be granted to close out the project; and

WHEREAS, the Aleutians East Borough Municipal Code (AEBMC) Chapter 50.10 provides for the disposal of real property owned by the Borough; and

WHEREAS, AEBMC Sec. 50.10.070 (d) allows the Borough to convey property to the state, the federal government, or another local government at less than the market value; and

WHEREAS, the Assembly has determined that the disposal of this property to the City is for the public good; and

WHEREAS, this Resolution shall rescind and replace Resolution 18-26.

NOW THEREFORE, BE IT RESOLVED, the Assembly authorizes the Mayor to issue a corrected Deed of Easement for parcel KQA-19-P4 to the City of Akutan for the Akutan Raw Water Transmission Line Project at less than fair market value under AEBMC 50.10.070 (d).


BE IT FURTHER RESOLVED, the Mayor or his designee is authorized to terminate Public Utility and Access Easement KQA-17-P4.

PASSED AND ADOPTED by the Aleutians East Borough on this 10th day of October, 2019.



Alvin D. Osterback, Mayor

ATTEST:



Tina Anderson, Clerk