



SOUTHEAST ISLAND SCHOOL DISTRICT

P.O. Box 19569, 1010 Sandy Beach Road, Thorne Bay, Alaska 99919
(907) 828-8254 Fax: (907) 828-8257 E-mail: sisd@sisd.org

Meeting: October 13, 2022 – Special Board of Education Meeting

Category: Business Item

Subject: Utility Easement for Tract 4A of Alaska State Land Survey No. 96-31

RECOMMENDATION

It is the administration's recommendation that the School Board approve the Utility Easement for Tract 4A of Alaska State Land Survey No. 96-31.

PERTINENT FACTS:

The following information was provided by AP&T:

To move forward with the line relocation portion of the New Hollis School, AP&T will require easement not only for the relocated line but for the existing line that runs to the covered play area. As far as the covered play area is concerned there was no information stating that it would be fed from the new Hollis school once it was constructed. AP&T has to assume that because there was no mention of that being fed from the new school that it will continue to be fed the way it currently is. If at a later date SEISD wishes to feed from the new school and wishes to abandon the line feeding the covered play area then AP&T can come in and remove that line. After five years without AP&T equipment in the easement per DNR,

AP&T is acquiring easement for its equipment. It allows us access and ability to maintain AP&T assets in the field. Where we do not have easements, we are acquiring them.

The District's attorney reviewed the easement and said that it is acceptable from a legal standpoint. It is a standard "utility easement" in that it grants AP&T the ability to install and maintain utility lines. It contains an indemnity clause in favor of the District, which is helpful. The easement is necessary for AP&T to legally be able to legally install and maintain the lines. As for the added portion, there is no legal issue with the extra area being added to the easement.

RECOMMENDED MOTION:

Approve the Utility Easement for Tract 4A of Alaska State Land Survey No. 96-31.