

ALAMEDA UNIFIED SCHOOL DISTRICT
Alameda, California
Resolution

September 22, 2020

Resolution No. 2020-2021.12

**Granting Easements to Alameda Municipal Power (AMP) at Franklin Elementary School and
Encinal Junior and Senior High School**

WHEREAS, the Alameda Unified School District (“District”) owns real property located at 1433 San Antonio Avenue, Alameda, CA 94501 (A.P.N.: 72-3351-1-4) commonly known as Franklin Elementary School (“Franklin Property”); and

WHEREAS, the District owns real property located at 210 Central Avenue, Alameda, CA 94501 (A.P.N.: 74-1310-1-2) commonly known as Encinal Junior and Senior High School (“Encinal Property”); and

WHEREAS, Alameda Municipal Power (“AMP”) provides electrical service to both the Franklin Property and the Encinal Property (collectively “Properties”); and

WHEREAS, the District is a customer of AMP; and

WHEREAS, the District is currently engaged in construction modernization projects on both Properties; and

WHEREAS, in order for AMP to service the new electrical service lines which are being constructed at the Properties, the District must grant AMP non-exclusive permanent easements at each of the Properties; and

WHEREAS, the District shall grant to AMP a non-exclusive permanent easement at the Franklin Property as identified in Exhibit “A” attached hereto and a non-exclusive permanent easement at the Encinal Property as identified in Exhibit “B” attached hereto (“the Easements”); and

WHEREAS, the proposed Easements, which include the description and location of the area of the Easements, is set forth in the respective Exhibits “A” and “B” attached hereto and incorporated herein by this reference; and

WHEREAS, the District does not need the Easement areas for classroom buildings or educational purposes; and

WHEREAS, pursuant to Education Code section 17556 et seq., the District may grant the Easements at the Properties to AMP for public right of access purposes; and

WHEREAS, pursuant to Education Code section 17557, on June 23, 2020, the District’s Board adopted Resolution No. 2019-2020.58, entitled Resolution of the Governing Board of the Alameda Unified School District Declaring Its Intention to Grant Easements to Alameda Municipal Power; and

WHEREAS, in compliance with the notice requirements of Education Code section 17558, not less than five (5) days prior to the public hearing held on June 23, 2020, the District gave public notice of the public hearing by publication in the Alameda Journal; and

WHEREAS, on July 17, 2020, the District held a public hearing on whether it should grant the Easements to AMP and the Board voted to approve the granting of the Easements; and

WHEREAS, subsequently, it came to the District’s attention that the Assessor’s Parcel Number for the Franklin Property as reflected in the documents was incorrect. Therefore, this matter is being re-submitted for the Board’s approval.

NOW THEREFORE, BE IT RESOLVED, that the District's Governing Board hereby finds, determines, declares, orders and resolves as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. This resolution to grant the Easements is in accordance with the procedures of Title 1, Division 1, Part 10.5, Chapter 4, Article 15 of the Education Code, and the District's Board hereby authorizes and directs Superintendent or Superintendent's designee to execute the Grants of Easement conveying the Easements to the Alameda Municipal Power and to deliver them.

PASSED AND ADOPTED by the following vote this 17th day of July, 2020:

AYES: _____ MEMBERS: _____

NOES: _____ MEMBERS: _____

ABSENT: _____ MEMBERS: _____

Mialisa Bonta, President
Board of Education
Alameda Unified School District

ATTEST:

By: _____
Pasquale Scuderi, Secretary
Board of Education
Alameda Unified School District