ORDINANCE #205

AN ORDINANCE OF THE CITY OF BETHEL AUTHORIZING A LEASE OF CITY PROPERTY TO PROVIDE A NECESSARY PUBLIC SERVICE

NOW, THEREFORE BE IT ORDAINED by the City Council of Bethel, Alaska that the City enter into a lease agreement with **PACIFICA INSTITUTE** for the purpose of improving the social and recreational options available for children and adults in Bethel by developing an activity complex. The City Council finds that this purpose is a necessary public service within the meaning of Bethel Ordinance 4.08.020(B), and also finds that the lessee, **PACIFICA INSTITUTE,** is an appropriate entity whose lease of this property for this purpose will further the public interst. Before approval of this ordinance, the City Council must make the determination that the proposed use would be to provide a necessary public service. Terms of the lease agreement will be decided upon by the City Council after Planning Commission review and recommendations.

Property to be leased comprises approximately 7,560 square feet, is located on Block 5, Lot 1, USS 870, and is owned by the City of Bethel. This building is identified as 503 1st Avenue (commonly referred to as the old Bojangles Building). It is a two story, steel girder quonset constructed with metal sheeting exterior and drywall interior and measures approximately 87 x 45 feet. The building is equipped with domestic water and sewer and heating.

AUTHORITY:

Chapter 4.08.010 of the Bethel Municipal Code states that "Any sale, lease or exchange of city land shall be approved by the city council by ordinance after consideration of the recommendations of the planning commission."

Chapter 4.08.030 (B) Disposal to Entity Providing Necessary Public Service of the Bethel Municipal Code states that "The city council may, by ordinance, provide for the disposal of an interest in real property to a municipal, borough, state, federal or other appropriate entity providing a necessary public service without seeking bids and for less than the current assessed value or current appraised value of that interest in real property. All disposals made pursuant to this subsection shall include a condition requiring that the interest of the city being disposed of shall revert to the city in the event the real property disposed of is not being used to provide the necessary public service justifying the original disposal."

INTRODUCED: June 23, 1992

PUBLIC HEARING: September 8, 1992

PASSED AND APPROVED THIS 8th DAY OF September, 1992.

James H. Feaster III

James H. Feaster III, Mayor

ATTEST:

Jane Elam

Jane Elam, City Clerk