

Introduced by: City Manager Herron
Date: August 24, 1999
Public Hearing: September 28, 1999
Action: Enacted
Vote: Unanimous

CITY OF BETHEL, ALASKA

ORDINANCE #99-18

A ORDINANCE AUTHORIZING THE DISPOSAL OF LOT 15, US SURVEY 4117 TO THE STATE OF ALASKA, DEPARTMENT OF NATURAL RESOURCES FOR A NEW ALASKA NATIONAL GUARD READINESS CENTER, MAINTENANCE FACILITY AND MEMORIAL PARK

- WHEREAS**, the City of Bethel is the owner of Lot 15, USS 4117, a 10.54 acre undeveloped parcel located on Chief Eddie Hoffman Highway, Bethel, AK; and
- WHEREAS**, the City of Bethel received said parcel by United State Patent issued on August 7, 1968 (Patent No. 50-69-0049) under the Recreation and Public Purposes Act (43 U.S.C. 869 *et seq.* June 14, 1926); and
- WHEREAS**, said patent provided for the exclusive use of this site, with a reversionary clause for the benefit of the United States if it were not used, "- - -for use for recreational purposes only."; and
- WHEREAS**, the City of Bethel filed with the United States Department of Interior, Bureau of Land Management (BLM) a Management Plan on July 29, 1965 that described the City's specific use of, and need for this site as, "Picnic and Swimming Area". This Management Plan was modified in August of 1996 removing "Swimming" as a use; and
- WHEREAS**, the 2nd Scout Battalion, 297 Infantry Brigade of the Alaska National Guard was first formed as the 2nd Alaska Scout Battalion on March 15, 1949 in Kipnuk, Alaska.. It's headquarters were moved to Bethel in October 1949 where it has remained ever since. This unit is held in the highest regard by the both the citizens of Bethel and the region due to the numerous contributions it has made toward the safety and well being of the people of the region; and
- WHEREAS**, the current national guard armory in Bethel was opened in September 1961 as the headquarters for the 2nd Scout Battalion. This armory facility was originally designed to accommodate 50 personnel. The current facility need for the 2nd Scout Battalion is now 100 personnel; and
- WHEREAS**, the Department of the Army, Headquarters, State Area Command, Alaska Army National Guard (National Guard) is currently investigating sites for the construction of a new readiness center, operational maintenance facility and memorial park for the Alaska Territorial Guard in Bethel. The readiness center would include a gymnasium facility for public recreational use; and

WHEREAS, Lot 15, USS 4117 has been determined by the National Guard as a suitable site for the location of their future readiness center, operational maintenance facility and memorial park for the Alaska Territorial Guard; and

WHEREAS, BLM is preparing to process a Change of Use and Transfer of Title under the Recreation and Public Purposes Act. The land would be transferred to the State of Alaska, Department of Natural Resources, Division of Lands on behalf of the Military Veterans Affairs of the Alaska Army National Guard. This will allow the land to be transferred for the herein described use; and

WHEREAS, this conveyance for the herein described use has been recommended to the City Council by the Planning Commission through formal resolution, Resolution No. 98-1 dated October 8, 1998;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bethel, Alaska, that:

SECTION 1. Pursuant to Bethel Municipal Code 04.08.030 B., Disposal to an Entity Providing a Necessary Public Service, the City Manager is authorized to:

Execute with the BLM a "Change of Use and Transfer of Title" of this parcel to the State of Alaska, Department of Natural Resources, Division of Lands, on behalf of the Military Veterans Affairs for the Alaska Army National Guard for the purpose of a National Guard Readiness Center, Operational Maintenance Shop and a memorial park for the Alaska Territorial Guard.

SECTION 2. The exchange value is stipulated as the future benefits received by the community through a new gymnasium, developed park site and additional public use of the site that the City would be restricted from developing under the current BLM deed restrictions.

SECTION 3. This is a non-code ordinance.

SECTION 4. Ordinance #99-12 is hereby repealed in its entirety.

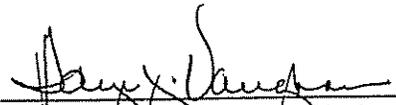
SECTION 5. This ordinance is effective upon adoption.

ENACTED THIS 24th DAY OF AUGUST 1999, by a vote of * in favor and * opposed.



Agnes L. Phillips, Mayor

ATTEST:


Gave J. Vaughan, City Clerk