

Introduced by: City Manager
Herron
Date: 10-14-03
Public Hearing: October 28,2003
Public Hearing: November 18,2003
Action: Passed
Vote: Unanimous

CITY OF BETHEL, ALASKA

ORDINANCE # 03-14

AN ORDINANCE AUTHORIZING A LEASE OF CITY OWNED REAL PROPERTY TO YUKON-KUSKOKWIM HEALTH CORPORATION FOR AN ASSISTED LIVING HOME FOR THE ELDERLY AND/OR ADULTS WITH DISABILITIES

WHEREAS the City of Bethel ("City") owns Lot 2, Block 9, Ptarmigan-Tundra View Subdivision ("the Property") that Yukon-Kuskokwim Health Corporation requests be leased to it for establishing an assisted living home for the elderly and/or adults with disabilities;

WHEREAS the City and Yukon-Kuskokwim Health Corporation wish to enter into a long term lease of the Property upon which the assisted living home will be built;

WHEREAS the assisted living home for the elderly and/or adults with disabilities is a necessary public service;

WHEREAS the Bethel Municipal Code at Section 4.08.030.B 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;

WHEREAS the lease contains a provision that requires that the Property revert to the City in the event the Property is not being used to provide an assisted living home for the elderly and/or adults with disabilities, the necessary public service that justifies the lease of the Property under this ordinance;

WHEREAS the City Planning Commission recommended the leasing of the Property to Yukon-Kuskokwim Health Corporation on May 8, 2003;

WHEREAS the City Council passed a resolution on July 8, 2003, indicating that it supports the development of an assisted living facility and will work cooperatively with other local agencies to achieve the development, and designating Yukon-Kuskokwim Health Corporation as the principal agency with respect the development;

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

SECTION 1. Classification. This ordinance is not permanent or general in nature and shall not be placed in the Bethel Municipal Code.

SECTION 2. Authorization. In accordance with Section 4.08.030.B of the Bethel Municipal Code, the Mayor is hereby authorized to enter into the attached lease of the Property on behalf of the City of Bethel. The City finds that it is consistent with the public interest to provide an assisted living home for the elderly and/or adults with disabilities, a necessary public service.

SECTION 3. Exemption. Section 4.08.040 of the Bethel Municipal Code shall not apply to the disposal authorized in Section 2 of this Ordinance.

SECTION 4. Effective Date. This ordinance shall become effective immediately.

ENACTED THIS 18th DAY OF November, 2003, by a vote of 6 in favor and 0 opposed.

ATTEST:

R. Thor Williams, Vice Mayor

Amanda Roudebush, City Clerk