

Introduced by: City Manager Foley
Date: July 9, 2013
Public Hearing: July 23, 2013
Action: Passed
Vote: 5-0

CITY OF BETHEL, ALASKA

Ordinance #13-18

AN ORDINANCE APPROVING THE ACQUISITION OF CITY PROPERTY/LAND FROM THE YUKON KUSKOKWIM HEALTH CORPORATION IN ACCORDANCE TO BMC 4.08.030(B) ACQUISITION AND DISPOSAL OF LAND

WHEREAS, in accordance with BMC 4.08.020 the City Council may acquire any interest in real property by purchase, lease, exchange, transfer, donation or any other method; all acquisitions not otherwise provided for by law shall be by ordinance enacted by a majority vote of the City Council;

WHEREAS, the City of Bethel is owner of real property described as Lot 2, Block 9, Ptarmigan-Tundra View Subdivision, in the Bethel Recording District, Fourth Judicial District, State of Alaska;

WHEREAS, on March 24, 2005, the City and the Yukon Kuskokwim Health Corporation (YKHC) entered into a Ground Lease Agreement allowing for the construction of an assisted living facility;

WHEREAS, the land did not prove the optimal location for the assisted living facility therefore YKHC has chosen to build the Assisted Living Facility elsewhere;

WHEREAS, pursuant to the terms of the Lease, if the assisted living facility was not built and continuously operated, the land was to revert back to the City of Bethel;

WHEREAS, the City and YKHC have completed a Mutual Termination of the Ground Lease Agreement terminating the March 24, 2005 lease thus the land is eligible to revert back to the City;

NOW, THEREFORE BE IT ORDAINED, the City, resumes its interest in full in Lot 2, Block 9, Ptarmigan-Tundra View Subdivision, in the Bethel Recording District, Fourth Judicial District, State of Alaska. This re-assumption of the land effectively ends any interest which YKHC has or may have to the land..

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SECTION 1. Classification. This ordinance is of a general nature and shall not become a part of the Bethel Municipal Code.

SECTION 2. Authorization. Pursuant to Bethel Municipal Code 04.08.020(A) Acquisition of property in the form of lease termination.

SECTION 3. Effective Date. This Ordinance shall become effective upon the passage by the Bethel City Council.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL ALASKA, THIS 23 DAY OF JULY, BY A VOTE OF 5 IN FAVOR AND 0 OPPOSED.



Rick Robb, Mayor Pro Tem

ATTEST:



Lori Strickler, City Clerk