

Introduced by: City Manager Williams
Introduction Date: September 26, 2017
Public Hearing: October 10, 2017
Action: Passed
Vote: 6-1

CITY OF BETHEL, ALASKA

Ordinance #17-44

AN ORDINANCE AUTHORIZING THE ACQUISITION AND DISPOSAL OF PROPERTY TO YUUT ELITNAURVIAT PURSUANT TO BMC 4.08.030(B): REACQUIRE LAND FROM YUUT ELITNAURVIAT AND RE-DISPOSE OF PROPERTY TO YUUT ELITNAURVIAT

WHEREAS on February 26, 2003 the City of Bethel deeded ten (10) acres more or less to Yuut Elitnaurviat – People’s Learning Center, Inc.;

WHEREAS a condition of the Deed was that the land revert back to the City in the event the land is used for any purpose other than an educational and vocational learning center serving the Kuskokwim Delta region;

WHEREAS on November 3, 2015, the Lower Yukon School District suffered a catastrophic fire which destroyed the Yupik Immersion School and left the Kuskokwim Learning Academy (KLA) uninhabitable;

WHEREAS eventually, displaced students from (KLA) moved to Yuut Elitnaurviat and have been housed there ever since;

WHEREAS Yuut Elitnaurviat and the Lower Kuskokwim School District hope to enter into a long-term agreement to house the KLA students at Yuut Elitnaurviat;

WHEREAS the restrictions in the Deed are making it difficult for Yuut Elitnaurviat to obtain a loan from the bank necessitating the return of the property in exchange for a 99 year lease;

WHEREAS the return of the property is conditioned upon Yuut Elitnaurviat’s ability to lease the property for 99 years with the option to request to purchase the property outright with no restrictions;

WHEREAS any decision to purchase the land will remain up to the council and will not be exercised until such time as formally requested and formally presented to council in a formal and open meeting;

WHEREAS in the meantime, the 99 year lease agreement will allow Yuut Elitnaurviat to obtain the necessary loan to construct a permanent building to house KLA students.

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WHEREAS the return of the legal description of the property is Tract A, Yuut Elitnaurviat – People’s Learning Center Subdivision, Plat 2003-2, records of the Bethel Recording District, Bethel, Alaska.

NOW, BE IT ORDAINED, the City Council authorizes the acquisition of a tract of land located at Tract A, Yuut Elitnaurviat – People’s Learning Center Subdivision, Plat 2003-2, records of the Bethel Recording District, Bethel, Alaska.

NOW BE IT FURTHER ORDAINED, the City Council authorizes the disposal of the above property via a ninety-nine (99) year lease and authorizes the City Manager to negotiate and execute the appropriate lease documents.

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 Acquisition and 04.08.030(B) Disposal to an Entity Providing Necessary Public Service and Bethel Municipal Code.

SECTION 3. Effective Date. This Ordinance shall become effective within twenty-four hours of the passage by the Bethel City Council.

ENACTED THIS 10th DAY OF OCTOBER 2017, BY A VOTE OF 6 IN FAVOR AND 1 OPPOSED.



Richard Robb, Mayor

ATTEST:



Lori Strickler, City Clerk