

Introduced by: City Manager Williams
Introduction Date: May 14, 2019
Public Hearing: May 28, 2019
Action: Passed
Vote: 6-0

CITY OF BETHEL, ALASKA

Ordinance #19-10

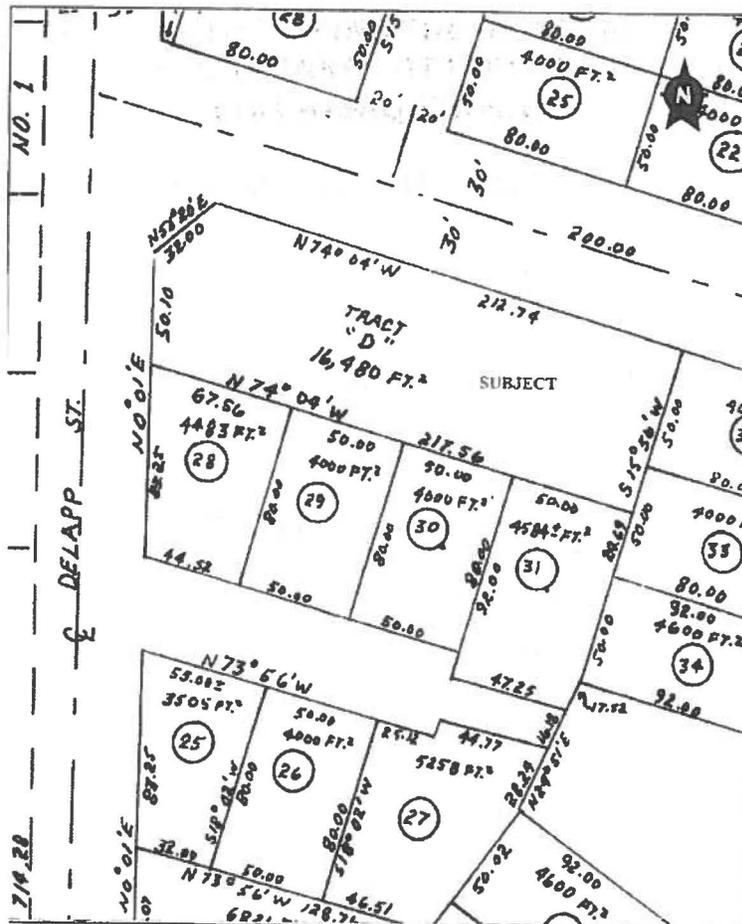
AN ORDINANCE AUTHORIZING THE DISPOSAL VIA LEASE OF TRACT D, BLOCK 2, TURNKEY III HOUSING DEVELOPMENT (161 ATSAQ STREET)

PURSUANT TO BMC 4.08.030(B)

WHEREAS the City of Bethel owns a parcel of land situated 161 Atsaq Street;

WHEREAS the legal description for the land is Tract D, Block 2, Turnkey III Subdivision, Plat 87-6, Bethel Recording District, Fourth Judicial District, State of Alaska;

WHEREAS the property is pictorially depicted as:



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WHEREAS the land has been occupied by the Association of Village Council Presidents (AVCP) since at least 1985;

WHEREAS AVCP's occupancy of the land was under a lease which expired in 2005;

WHEREAS AVCP utilizes the land for placement of and operation of a Head Start program;

WHEREAS the now expired lease required AVCP to pay the sum of One Hundred (\$100) Dollars per month in rent;

WHEREAS despite being a twenty (20) year lease, no rent increase was ever imposed;

WHEREAS while updating all leases recently, AVCP's current month-to-month arrangement was also reviewed;

WHEREAS the land was appraised for fair market value in October of 2018;

WHEREAS the appraisal determined that the fair market rent for the land which is currently occupied by AVCP Head Start should be at least \$434 per month;

WHEREAS the proposed lease with AVCP increases the rent but not to fair market value;

WHEREAS for long term lease amounts to remain in line with inflation, they need to increase along with the Consumer Price Index (CPI) as measured for the Anchorage area;

WHEREAS for the last twenty (20) years, the average CPI increase has equaled about 2.2133% per year;

WHEREAS while there are increases built into the lease with AVCP, those increases will not keep up with the CPI;

WHEREAS the proposed Lease will remain below fair market value due to the nonprofit nature of the services performed by AVCP's Head Start program;

WHEREAS the Bethel Municipal Code, Section 4.08.030(B) allows the City Council to dispose of land to an entity providing a necessary public service without seeking bids and for less than the current appraised value;

NOW, BE IT ORDAINED, the City Council authorizes the disposal of the above property via lease of land to an Entity Providing a Necessary Public Service.

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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 04.08.030(B) Disposal to Entity Providing a Necessary Public Service.

SECTION 3. Effective Date. This Ordinance shall become effective immediately upon passage.

ENACTED THIS 28 DAY OF MAY 2019, BY A VOTE OF 6 IN FAVOR AND 0 OPPOSED.



Thor Williams, Vice-Mayor

ATTEST:



Lori Strickler, City Clerk