

Presented by: Planning Manager
Date: January 11, 1994
Public Hearing: January 25, 1994
Action: Failed
Vote: 2-yes; 4-no

ORDINANCE #94-02

AN ORDINANCE OF THE CITY OF BETHEL AUTHORIZING A DISPOSAL/LEASE OF CITY PROPERTY TO AN ENTITY PROVIDING A NECESSARY PUBLIC SERVICE.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Bethel, Alaska, that the City enter into a lease agreement with the State of Alaska, Department of Health and Social Services.

Use of the Property: The property disposed of shall be used as the site for a Bethel Children's Residential Facility/RDT. Youth placed in this home would range from infants to adolescents up to 18 years plus. This facility would provide up to eleven short-term stay beds for youth who:

- a. Require protective custody.
- b. Require removal from their home or transfer to another out-of-home setting.
- c. Require residential services while receiving intensive diagnostic assessment and treatment services for mental, emotional or conduct disorders.
- d. In operation, the home would serve as the Regional receiving home and could provide for cost, residential services to meet any mental health residential diagnostic and treatment need.

The facility shall consist of six bedrooms, several offices and bathrooms, a nursery, kitchen, dining and living areas. Parking for five vehicles and a small fenced play area are included as part of the project. The facility's water and sewer pipes will tie into the existing utilities located near the southeast corner of the proposed property.

Description of Property: A 19,569 square foot parcel properly escribed as: Beginning at the 3/4 inch iron pipe marking the Northwest corner of Tract C and the true point of beginning of this description, thence N 0-01 E: along the boundary of City of Bethel property, 155' distance to the Northwesterly corner of the tract, thence N 89-58-45 E: 126.21' distance to the Northeasterly corner, thence S 00-01-02: 154.99' distance to the Southwest corner of the tract. This corner common to the Northeast corner of Tract C Block 4. Thence S 89-58-34 W: 126.30' distance along the North Boundary of Tract C Block 4 to the Southwest corner of the tract and the

of Tract C Block 4 to the Southwest corner of the tract and the true point of beginning of this description.

The tract can be commonly described as beginning approximately 155 feet north of the vacant lot at 226 Ptarmigan Street, Tract C, Block 4 of Turnkey III Housing Development.

Estimated Value of Property: \$45,000

Conditions of Lease: The Lease Agreement shall include a condition requiring that the interest of the City being disposed of shall revert to the City in the event the real property disposed of is not being used to provide the necessary public service justifying the original disposal.

AUTHORITY:

Chapter 4.08.010 of the Bethel Municipal Code states that "Any sale, lease or exchange of city land shall be approved by the city council by ordinance after consideration of the recommendations of the planning commission."

Chapter 4.08.030 (B) Disposal to Entity Providing Necessary Public Service. The Bethel Municipal Code 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. All disposals made pursuant to this subsection shall include a condition requiring that the interest of the city being disposed of shall revert to the city in the event the real property disposed of is not being used to provide the necessary public service justifying the original disposal."

PASSED AND APPROVED THIS _____ DAY OF _____, 1994.

Donna J. Chris, Mayor

ATTEST:

Jane Elam, City Clerk