

CITY OF BETHEL

RESOLUTION NO. 159

RESOLUTION APPROVING NEGOTIATIONS
WITH THE BETHEL NATIVE CORPORATION
AND INSTRUCTIONS TO CITY MANAGER

WHEREAS, the City of Bethel has received patent to certain lands from the State of Alaska described as follows:

WHEREAS, the State of Alaska received the same lands pursuant to the Alaska Statehood Act from the federal government under a "tentative approval" but, as of this date has not itself received patent, and

WHEREAS, the City of Bethel has reconveyed a certain portion of the same lands to the Bethel Native Corporation, and

WHEREAS, the title to the said lands is now in doubt as a result of the following:

(1) The Alaska Native Claims Settlement Act may provide in part in Section 11(a) that lands subject to tentative approval under the Statehood Act are to be withdrawn for selection under ANCSA, and

(2) ANCSA may also prohibit selection of any of the tentatively approved lands if third party interests have been created, and

(3) The land in question was withdrawn and subsequently selected by the Bethel Native Corporation, and

(4) BLM has not yet issued patent to the State of Alaska nor the Bethel Native Corporation, and

WHEREAS, it is in the best interests of the City of Bethel to amicably settle the disputed land question and thereby obviate the expense of litigation and the delay of much needed community development, and

WHEREAS, the settlement of the issue will bring to the City a beneficial new industry in the form of new housing and road development.

NOW, THEREFORE, it is hereby resolved by the City Council of the City of Bethel that the agreement attached hereto as Exhibit "A" be and is hereby approved and the City Manager is instructed to execute the agreement on behalf of the City of Bethel.

DATED: _____

Mayor

Rebecca Johnson
Secretary