

ORDINANCE SERIAL NO. 19-02

AN ORDINANCE OF THE ALEUTIANS EAST BOROUGH AUTHORIZING THE SALE OF LOT 4 OF THE PORT MOLLER CANNERY SUBDIVISION TO PETER PAN SEAFOODS AND AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED FOR THE SALE

WHEREAS, Peter Pan Seafoods (PPSF) has offered to purchase approximately 3.955 acres of property located in Port Moller described as Lot 4, shown on the Port Moller Cannery Subdivision Plat No. 2018-6, Aleutian Island Recording District, for the amount of \$5,000 per acre as stated in an offer letter from PPSF dated December 17th, 2015; and

WHEREAS, the disposal of real property owned by the Aleutians East Borough is governed by Chapter 50.10 of the Borough Code and generally required to be authorized by ordinance; and

WHEREAS, the Borough Code provides that the disposal may be conducted, among other methods, by negotiation; and

WHEREAS, the Assembly passed Resolution 18-40 authorizing the Mayor to negotiate the sale of Lot 4 with Peter Pan Seafoods at its June 1st, 2018 Regular Meeting; and

WHEREAS, the Mayor has determined that the offer price of \$5,000 per acre is a reasonable estimate of the fair market value of the parcel based on previous assessments of similar property within the state of Alaska and the Borough; and

WHEREAS, the Assembly finds that the sale of the property is in the best interest of the Borough and is for the public good.

NOW, THEREFORE,

(1) The Borough Assembly approves the sale of:

Approximately 3.955 acres of property located in Port Moller described as Lot 4, according to Plat No. 2018-6 located in the Aleutians Islands Recording District, State of Alaska

- (2) The Borough Assembly determines that the above described parcel is no longer required for a public purpose and that it is in the best interest of the Borough to dispose of the property.
- (3) The parcel will be conveyed by Quitclaim Deed to Peter Pan Seafoods.
- (4) The fair market value determined by the Mayor is \$5,000 per acre.
- (5) The minimum disposal price set by the Mayor is \$5,000 per acre.
- (6) The method of disposal used was by negotiation.
- (8) The sale is contingent upon final approval by the State of Alaska Department of Natural Resources of Alaska State Land Survey 2016-49, which conveys municipal entitlement lands to the Borough.

Section 1. Classification. This is a non-code ordinance.


Section 2. Severability. If any provision of this ordinance, or any application thereof to any person or circumstance is held invalid, the remainder of this Ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This Ordinance shall become effective upon adoption.

Passed and adopted by the Aleutians East Borough Assembly this 9th day of August, 2018.


Alvin D. Osterback, Mayor

ATTEST:


Tina Anderson, Borough Clerk

(SEAL)