

RESOLUTION 27-12

A RESOLUTION BY THE ALEUTIANS EAST BOROUGH ASSEMBLY AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE A LEASE WITH THE CITY OF FALSE PASS FOR THE FALSE PASS HARBOR

WHEREAS, in 2004 the Aleutians East Borough (Borough) and the Army Corps of Engineers (Corps) entered into a Project Cooperation Agreement (PCA) for construction of the False Pass Harbor; and

WHEREAS, one of the Borough's responsibilities under the PCA was to acquire all of the real estate interest needed for project construction; and

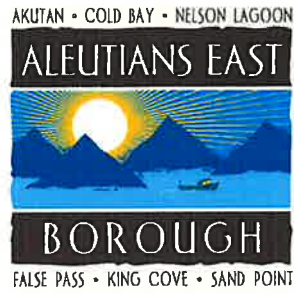
WHEREAS, the Borough and State of Alaska Department of Natural Resources executed State of Alaska Tidelands Patent No. 425; and

WHEREAS, per the patent, the State conveyed to the Borough those tidelands lying seaward of the mean high tide line of Unimak Island situated in the Aleutians Islands Recording District, State of Alaska, and described as follows: Alaska Tidelands Survey No. 1611, containing 34.86 acres, more or less, according to the survey plat recorded in the Aleutians Islands Recording District on April 7, 2003, as Plat 2003-2; and

WHEREAS, per Alaska Statute 38,05.825, which states "After conveyance to the municipality is approved, the municipality has management authority of the land and may lease the land, but not sell it" and the patent states that, the "Grantee may lease the land, but may not sell it"; therefore, the Borough cannot transfer the land but can enter into a 99-year lease with the City of False Pass (City); and

WHEREAS, once authorization is received from the Assembly the Borough can execute a lease with the City for the False Pass Harbor.

NOW THEREFORE BE IT RESOLVED by the Aleutians East Borough Assembly that the Mayor is authorized to negotiate and execute a lease with the City of False Pass for the False Pass Harbor.

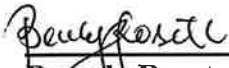


PASSED AND APPROVED by the Aleutians East Borough on this 13th day of August, 2026.



Alvin D. Osterback, Mayor

ATTEST:



Beverly Rosete, Clerk