

ORDINANCE SERIAL NO. 27-01

AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE THE ASSIGNMENT, ASSUMPTION AND CONSENT OF THE OUTFALL TIDELANDS LEASE FOR THE CITY OF FALSE PASS TO ASSUME THE TIDELANDS LEASE BETWEEN THE ALEUTIANS EAST BOROUGH AND IKATAN BAY INVESTMENTS, LLC

WHEREAS, Aleutians East Borough ("Borough") is the owner of that certain tidelands described in the Outfall Tidelands Lease Assignment, Assumption, and Consent Agreement associated with the outfall line located in False Pass, Alaska between the Borough and Ikatan Bay Investments, LLC ("IBI") effective June 19, 2024, a copy of which is attached hereto as Exhibit A (the "Tidelands Lease"); and

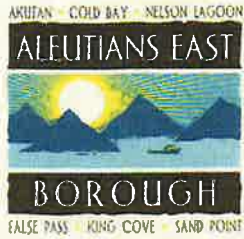
WHEREAS, the Borough desires to execute the Outfall Line Tidelands Lease Assignment, Assumption and Consent Agreement (the "Agreement") whereby the Borough assigns all right, title and interest in and to the Tidelands Lease to the City of False Pass ("City") and the City assumes all the rights, duties, interests, liabilities and obligations in, to, and under the Tidelands Lease.

NOW THEREFORE, BE IT ENACTED BY THE ALEUTIANS EAST BOROUGH:

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

SECTION 2. Authorization to Execute Assignment of Lease. The Mayor, or his/her designee, is hereby authorized to execute the attached Outfall Tidelands Lease Assignment, Assumption and Consent Agreement (Attachment B) transferring all obligations and liabilities under the Agreement from the Borough to the City.

SECTION 3. Effectiveness. This Ordinance shall take effect upon adoption by the Aleutians East Borough Assembly.



Passed and adopted by the Aleutians East Borough Assembly this 8th day of October, 2026.

Alvin D. Osterback
Alvin Osterback, Mayor

ATTEST:

Beverly Rosete
Beverly Rosete, Borough Clerk
(SEAL)