

An Ordinance of the Haines Borough Assembly approving the sale to the State of Alaska, Department of Transportation and Public Facilities ("ADOT&PF") of Parcel 3, Parcel E-4 and Parcel TCE-4 as described and identified by ADOT&PF for the Haines Ferry Terminal Improvements project (state project #68433).

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is for the specific purpose of approving a sale of three specific parcels of land to ADOT&PF and shall not become a part of the Haines Borough Code of Ordinances.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be 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 is effective immediately upon adoption.

Section 4. Purpose. This ordinance authorizes the manager to conclude arrangements for the sale of the parcels identified and described in the attached Memorandum of Agreement and conveyance documents for Parcel 3, Parcel E-4 and Parcel TCE-4, upon the terms and conditions described in the Memorandum of Agreement.

Section 5. Authority. This ordinance is adopted under the authority granted the Assembly by HBC 14.20.100 to approve the sale of borough land by negotiation.

Section 6. Approval. The attached Memorandum of Agreement between ADOT&PF and the Haines Borough for the sale of Parcel 3, Parcel E-4 and Parcel TCE-4 by the borough to ADOT&PF for \$338,400 is hereby approved, provided that in accordance with HBC 14.20.100(D), all costs such as but not limited to surveying, platting, appraisal, escrow, and recording fees associated with this negotiated sale shall be paid by ADOT&PF. The manager and mayor are hereby authorized to take all such steps as may be necessary to finalize and sign the Memorandum of Agreement and conveyance documents on behalf of the Haines Borough.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on the 8th day of January, 2013.

ATTEST:


Julie Cozzi, MMC, Borough Clerk




Stephanie Scott, Mayor

Date Introduced: 07/24/12
Date of First Public Hearing: 07/31/12
Date of Second Public Hearing: 08/28/12 - Postponed to a time when negotiations are completed
Adopted: 01/08/13