

Mayor

James Kallander

Council Members

Keith van den Broek
James Kacsh
David Allison
Bret Bradford
EJ Cheshier
David Reggiani
Robert Beedle

City Manager

Mark Lynch

City Clerk

Susan Bourgeois

Deputy Clerk

Robyn Kincaid

Stu. Co. Rep.

**CITY COUNCIL PUBLIC HEARING
JULY 06, 2011 @ 7:15 PM
LIBRARY MEETING ROOM**

AGENDA

A. CALL TO ORDER

B. ROLL CALL

Mayor James Kallander, Council members Keith van den Broek, James Kacsh, David Allison, Bret Bradford, EJ Cheshier, David Reggiani, and Robert Beedle

C. PUBLIC HEARING

1. Ordinance 1081..... (page 1)
An ordinance of the City Council of the City of Cordova, Alaska, authorizing the conveyance to Trident Seafoods Corporation of Tract 2, Alaska Tidelands Survey No. 220, Cordova Recording District

D. ADJOURNMENT

**If you have a disability that makes it difficult to attend city-sponsored functions,
You may contact 424-6200 for assistance.**

All City Council agendas and packets available online at www.cityofcordova.net

Memorandum

To: City Council

Thru: Samantha Greenwood, City Planner

Date: June 15, 2011

Re: Tidelands Purchase agreement - Tract 2 ATS 220

PART I. GENERAL INFORMATION:

On January 19th, 2011 meeting City Council voted to disposal of the Property adjacent to Lot 2, Block 1, North Fill Development Park and additional tidelands to west of Lot 8 Block 1, Cordova Industrial Park by direct negotiation with the City Manager.

The tidelands have been surveyed and a plat has been created and will be recorded prior to the sale – the lot is now Tract 2 of ATS 220.

The Ordinance and Sales and Purchase Agreement have been prepared for this sale. This is the last review by Council.

PART II. RECOMMENDED CITY COUNCIL MOTION:

Motion for Approval:

“I move to adopt Ordinance 1081 an ordinance of the City Council of the City of Cordova, Alaska, authorizing the conveyance to Trident Seafoods Corporation of Tract 2, Alaska Tidelands Survey No. 220, Cordova Recording District.”

**CITY OF CORDOVA
ORDINANCE 1081**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,
AUTHORIZING THE CONVEYANCE TO TRIDENT SEAFOODS CORPORATION OF
TRACT 2, ALASKA TIDELANDS SURVEY NO. 220, CORDOVA RECORDING
DISTRICT**

WHEREAS, pursuant to CMC 5.22.060(A)(1), the City Council directed the City Manager to negotiate directly the disposal of Tract 2, ALASKA TIDELANDS SURVEY NO. 220, Cordova Recording District, Third Judicial District, State of Alaska. (the "Property") with Trident Seafoods Corporation (the "Purchaser"); and

WHEREAS, it is in the best interests of the City to sell the Property to the Purchaser for not less than its appraised fair market value, and the purchase price for the Property is not less than its appraised fair market value; and

WHEREAS, the form of a Purchase and Sale Agreement and its attachments to be executed in connection with the disposal of the Property by the City is attached to this Ordinance and it appears that such documents are in appropriate form and are appropriate instruments for the purposes intended.

BE IT ORDAINED by the City Council of the City of Cordova, that:

Section 1. The City Manager is authorized and directed to convey the Property to Purchaser in accordance with the terms in the Purchase and Sale Agreement. The form and content of the Purchase and Sale Agreement and its attachments now before this meeting are in all respects authorized, approved and confirmed by this ordinance, and the City Manager hereby is authorized, empowered and directed to execute and deliver the Purchase and Sale Agreement and its attachments reflecting the terms in the Purchase and Sale Agreement on behalf of the City, in substantially the form and content now before this meeting but with such changes, modifications, additions and deletions therein as he shall deem necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of approval of any and all changes, modifications, additions or deletions therein from the form and content of said documents now before this meeting, and from and after the execution and delivery of said documents, the City Manager hereby is authorized, empowered and directed to do all acts and things and to execute all documents as may be necessary to carry out and comply with the provisions of the documents as executed.

Section 2. The disposal of the Property authorized by this ordinance is subject to the requirements of City Charter Section 5-17. Therefore, if one or more referendum petitions with signatures are properly filed within one month after the passage and publication of this ordinance, this ordinance shall not go into effect until the petition or petitions are finally found to be illegal and/or insufficient, or, if any such petition is found legal and sufficient, until the ordinance is approved at an election by a majority of the qualified voters voting on the question.

If no referendum petition with signatures is filed, this ordinance shall go into effect one month after its passage and publication.

1st reading: June 22, 2011

2nd reading and public hearing: July 6, 2011

PASSED AND APPROVED THIS 6th DAY OF JULY 2011.

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk