CITY OF CORDOVA
ORDINANCE 1072

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA,
AUTHORIZING THE CONVEYANCE TO CHRIS BOURGEOS OF LOT ONE (1),
NORTH FILL DEVELOPMENT PARK ADDITION NO. 1

WHEREAS, pursuant to CMC 5.22.030, the City of Cordova solicited proposals for the
purchase of Lot One (1) North Fill Development Park Addition No. 1 (the “Property”); and

WHEREAS, the Council finds that the proposal submitted by Chris Bourgeois is the best
proposal for the purchase of the Property; and

WHEREAS, the purchase price proposed by Chris Bourgeois is not less than the
appraised fair market value of the Property; and

WHEREAS, in selecting the proposal of Chris Bourgeois to purchase the property, the
Council relied on the plan to develop the Property that was part of the proposal, and the disposal
of the Property should be conditioned upon the development of the Property in accordance with
that plan;

WHEREAS, there have been presented to this meeting the forms of a Purchase and Sale
Agreement, Warranty Deed and Performance Deed of Trust that are to be executed in connection
with the disposal of the Property by the City, 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 Chris
Bourgeois in accordance with the terms in the Purchase and Sale Agreement. The form and
content of the Purchase and Sale Agreement, Warranty Deed and Performance Deed of Trust
now before this meeting hereby are in all respects authorized, approved and confirmed, and the
City Manager hereby is authorized, empowered and directed to execute and deliver such
documents 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

Ordinance 1072
Page 1 of 2
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.

1<sup>st</sup> reading: May 19, 2010
2<sup>nd</sup> reading and public hearing: June 2, 2010

PASSED AND APPROVED THIS 2<sup>nd</sup> DAY OF JUNE 2010.

James Kallander, Mayor

ATTEST:

Susan Bourgeois, City Clerk

Ordinance 1072
Page 2 of 2