

CITY OF VALDEZ, ALASKA

RESOLUTION #20-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, AUTHORIZING A GRAVEL EXTRACTION LEASE WITH MEGA TRUCKING, LLC FOR A 73.681 ACRE PORTION OF TRACT A, ASLS 79-116

WHEREAS, Mega Trucking, LLC seeks to extract gravel at this site and obtained a conditional use permit for gravel extraction (CUP #20-02) from the Planning & Zoning Commission on April 22, 2020; and

WHEREAS, Chapter 4.08 of the Valdez Municipal Code provides for the lease of lands owned by the City of Valdez; and

WHEREAS, the Planning and Zoning Commission approved a recommendation to authorize a new gravel extraction lease with Mega Trucking, LLC for a 73.681 acre portion of Tract A, ASLS 79-116 (2651 Richardson Highway) on June 10, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, that:

Section 1. The City Manager or their designee is authorized to negotiate a new lease for a 73.681 acre portion Tract A of ASLS 79-116 (2651 Richardson Highway) with Mega Trucking, LLC.

Section 2. The term of this lease will be twenty years.

Section 3. The rental rate will be a minimum rent of three thousand dollars (\$3,000.00) paid annually. Gravel removed by the Lessee during that calendar year will then be credited against the rent payment at the established per cubic-yard price. Upon the removal of \$3,000 worth of gravel, Lessee shall then make payments for gravel removed at the established cubic-yard price.

Section 4. The use of the property is for gravel extraction, as approved in CUP 20-02 by the Planning & Zoning Commission on April 22, 2020 for 73.681 acres. The lease is subject to all conditions required by CUP 20-02.

Section 5. Upon approval of this lease, a survey will be completed to establish a metes and bounds description of the lease area.

Section 6. A Phase I Environmental Site Assessment will be completed at the commencement and termination of this lease.

Section 7. Pursuant to Valdez Municipal Code 4.08.100 Mega Trucking, LLC is responsible for the cost of the survey and Phase I Environmental Site Assessment.

Section 8. In conformance with Valdez Municipal Code Section 4.08.160, this lease shall not become effective until public notice has been given for at least thirty (30) days. This resolution shall be posted on the official city bulletin board and two other public places in the city for thirty days prior to the effective date of the lease.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 7<sup>th</sup> day of July, 2020.

CITY OF VALDEZ, ALASKA

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Jeremy O'Neil, Mayor

ATTEST:

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Sheri L. Pierce, MMC, City Clerk