

CITY OF VALDEZ, ALASKA

RESOLUTION #24-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, AUTHORIZING A LEASE WITH THE VALDEZ COMMUNITY GARDENS FOR A .69 ACRE PORTION OF LOT 1 MEDICAL PARK SUBDIVISION SENIOR ADDITION FOR THE OPERATION OF VALDEZ COMMUNITY GARDEN

WHEREAS, on May 16, 2016, City Council passed Resolution 16-19 approving a three-year term land use permit for a portion of Medical Park Subdivision with the Valdez Community Garden; and

WHEREAS, the Valdez Community Garden applied to continue to lease the property for an additional five-year term; and

WHEREAS, on July 10th, 2019, the Planning and Zoning Commission approved a recommendation to authorize a new lease with the Valdez Community Garden for the operation of the community garden at a .69-acre portion of Medical Park Subdivision; and

WHEREAS, on September 17, 2019, the Valdez City Council voted to approve Resolution #19-38 authorizing a new lease agreement with the Valdez Community Garden for a five-year term which expired October 31, 2024; and

WHEREAS, the Lease has been expired and in holdover on a month-to-month basis and the Valdez Community Garden has applied to lease the property for an additional five-year term for the same use, and area as the previous lease; and

WHEREAS, on November 26, 2024, the Planning and Zoning Commission approved a recommendation to authorize a new five-year lease with the Valdez Community Garden for the operation of the community garden at a .69-acre portion of Lot 1 Medical Park Subdivision Senior Addition; and

WHEREAS, the Valdez Community Garden has applied to lease the property for less than fair rental value, and per Valdez Municipal Code 4.08.030 the City may leases lands for less than fair rental value to nonprofit organizations by motion passed by not less than six council members if the lease is in the best interest of the public.

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 execute a new lease for a .69-acre portion of Medical Park Subdivision with the Valdez Community Garden

Section 2. The term of this lease will be for five years.

Section 3. The rental fee shall be \$5.00 annually.

Section 4. The use of the property is for the maintenance and operation of the Valdez Community Garden

Section 5. 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 days. This resolution shall be posed twice in a newspaper in the city and 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 3rd day of December 2024.

CITY OF VALDEZ, ALASKA

Dennis Fleming, Mayor

ATTEST:

Sheri L. Pierce, MMC, City Clerk