

CITY OF VALDEZ, ALASKA

RESOLUTION #18-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA AUTHORIZING LEASE AMENDMENT NO. 2 WITH CROWLEY FUELS, LLC FOR AN 8,400 SQUARE FOOT PORTION OF USS 495 TIDELANDS

WHEREAS, the City of Valdez entered into a lease for an 8,400 square foot portion of USS 495 Tidelands, with Max and Betty Wells in 2001 for seventeen (17) years, commencing on December 1, 2001 and ending the last day of November, 2018 with an additional six (6), five (5) year options to renew; and

WHEREAS, Valdez City Council approved an assignment of leasehold interest from the Estate of Betty J. Wells to Crowley Fuels LLC; and

WHEREAS, the Lease is set to expire the last day of November, 2018 with an additional six (6), five (5) year options to renew; and

WHEREAS, Crowley Fuels, LLC has approached Community Development staff with intention to exercise the first of six (6), five (5) year renewal options; and

WHEREAS, Valdez Municipal Code 4.08.100 states that the LESSEE “shall be required to pay for any and all survey, appraisal or other costs incurred in connection with the application and lease process.”

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

Section 1. The City Council of the City of Valdez, Alaska authorizes Amendment No. 2 to the Lease with Crowley Fuels, LLC and authorizes the City Manager or her designee to negotiate said lease renewal exercising lease renewal option one (1) of six (6) commencing on December 1, 2018 and ending on the last day of November, 2023.

Section 2. Paragraph 1.05 of the lease dated December 11th, 2001 between the City of Valdez and Crowley Fuels, LLC for approximately 8,400 square feet of USS 495 Tidelands is amended to read as follows:

“The LESSEE is responsible for paying the cost of appraisal of the property for the purposes of determining fair rental value.”

Section 3. All other terms, covenants, and conditions of said Lease, and amendments, shall remain in full force and effect.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VALDEZ, ALASKA, this 18th day of September, 2018.

CITY OF VALDEZ, ALASKA

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Jeremy O’Neil, Mayor

ATTEST:

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Sheri L. Pierce, MMC, City Clerk