

CITY OF EDNA BAY

Resolution No. 2019-18

A RESOLUTION OF THE CITY OF EDNA BAY COUNCIL, EDNA BAY, ALASKA, TO ENTER INTO AN AGREEMENT WITH THE STATE OF ALASKA, DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES TO ACCEPT OWNERSHIP OF THE EDNA BAY FLOAT HARBOR FACILITY FOR STATE DEFERRED MAINTENANCE FUNDS (\$1,000,000).

Whereas, the State of Alaska designed and built many of the public harbor facilities in Alaska's communities; and

Whereas, the State of Alaska, Department of Transportation and Public Facilities (DOT&PF), owns the Edna Bay Float harbor facility (the harbor facility); and

Whereas, under DOT&PF ownership, the maintenance and repair of this harbor facility was minimal; and

Whereas, Alaska Statute 35.10.120 provides for the sale of harbor facilities to incorporated areas, so that they may enforce municipal ordinances and legally assess fees to meet maintenance and operational costs; and

Whereas, the harbor facility is within the City of Edna Bay's municipal boundaries; and

Whereas, the Edna Bay Float harbor facility consists of a rubble mound approach, a gangway, a grid, a harbor float, and a seaplane float; and

Whereas, the city may establish ordinances, regarding harbor usage rules, procedures, a harbor fees structure, and a harbor staff to inspect and maintain its harbors; and

Whereas, the City of Edna Bay is willing to assume financial and maintenance responsibly for its ownership role; and

Whereas, the DOT&PF is willing to provide (a not to exceed amount) of \$1,000,000 in harbor deferred maintenance funds for the Edna Bay Float replacement project (the project); and

Whereas, the city will accept the transfer of ownership and maintenance responsibilities at the above harbor facility after construction on the above project is substantially complete.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Edna Bay authorizes the Mayor to sign and enter in to any legal documents, including contracts and memorandums of agreements, with the State of Alaska, Department of Transportation and Public Facilities for the DOT&PF Edna Bay Float replacement project;

AND BE IT FURTHER RESOLVED that once the DOT&PF Edna Bay Float replacement project is substantially complete the City Council of the City of Edna Bay authorizes the Mayor to sign all transfer documents, for example a Bill of Sale, forthwith with the State of Alaska,

Model Resolution:

Department of Transportation and Public Facilities signifying the transfer of ownership of the Edna Bay Float harbor facility to the City of Edna Bay.

PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF EDNA BAY, THIS 14th DAY OF January, 2019.

ATTEST:

Tyler M. Poelstra

Printed name, Clerk

Tyler M. Poelstra

Heather Richter

Printed name, Mayor

Heather Richter

