

Presented by:
City Manager
Action Taken:
Yes____No____
Abstain____

CITY OF NOME, ALASKA

ORDINANCE NO. O-24-12-02

**AN ORDINANCE AUTHORIZING TERMINATING A 55 YEAR LEASE TO THE
ALASKA ARMY NATIONAL GUARD
OF THE PROPERTY IDENTIFIED AS
THE WEST 10 ACRES, MORE OR LESS, WITHIN THE
'MUNICIPAL EXPANSION LANDS'**

NOW, THEREFORE, BE IT ORDAINED by the Common Council of Nome, Alaska as follows:

SECTION 1 Classification. This is a non-code ordinance.

SECTION 2 Authorization. This ordinance is adopted pursuant to NCO 2.10.030.

SECTION 3 Termination of Lease Agreement

- A. Ordinance 04-01-03 authorized leasing real property identified as "The West 10 acres more or less of the municipal expansion lands" ("the Property") to the Alaska Army National Guard for the purpose of constructing an armory. After adoption of this ordinance the Property was surveyed and platted. The current legal description of the Property is Lot 1, Municipal Expansion Lands Subdivision Plat No. 2004-18.
- B. Resolution 05-02-09 approved a lease agreement for the Property between the City of Nome and the State of Alaska. Paragraph 11 of the lease agreement states, "Should the Readiness Center not be substantially completed by October 1, 2012 . . . the City may terminate this lease by giving sixty (60) days notice in writing to the Tenant".
- C. The Readiness Center referenced in the lease agreement has not been substantially completed.
- D. Nome Common Council wishes to terminate the lease agreement because the conditions of the lease to construct a Readiness Center Facility, Field Maintenance Shop and Storage Warehouse was never met.

SECTION 4 Effective Date

This ordinance shall be effective sixty days from the date the City of Nome provides written notice of termination of the lease agreement to the State of Alaska/ Alaska Army National Guard.

APPROVED and **SIGNED** this _____ day of _____, 2024.

JOHN K. HANDELAND, Mayor

ATTEST:

DAN GRIMMER, City Clerk/Treasurer