

RESOLUTION NO. 5035, AS AMENDED

**A RESOLUTION AUTHORIZING THE ACQUISITION OF REAL
PROPERTY LOCATED AT 109 5TH AVENUE**

WHEREAS, Fairbanks General Code, Chapter 70, Article II, authorizes the City to acquire, own, and hold real property within or outside the City boundaries by any lawful means; and


WHEREAS, the Trustee of the trust that owns real property located at 109 5th Avenue in Fairbanks is interested in transferring ownership of this property to the City of Fairbanks; and

WHEREAS, the property borders on the Clay Street Cemetery, ~~so the property could be used to support the Cemetery;~~ and

WHEREAS, the structure on the property will need to be abated, and there are currently funds in the budget for this abatement.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City Council authorizes the acquisition of the real property located in Fairbanks at 109 5th Avenue and authorizes the Mayor to executive any documents necessary for such acquisition.

PASSED and **APPROVED** this 14th day of November 2022.




David Pruhs, Mayor

AYES: Sprinkle, Rogers, Cleworth, Marney, Ringstad, Tidwell
NAYS: None
ABSENT: None
APPROVED: November 14, 2022

ATTEST:

APPROVED AS TO FORM:



D. Danyielle Spider, MMC, City Clerk



Paul Ewers, City Attorney



Clay Street Cemetery Commission

November 7, 2022

City Council Members & Mayor Pruhs
800 Cushman St
Fairbanks AK 99701

RE: 109 Fifth Ave

Dear Fairbanks City Council & Mayor Pruhs,

At a meeting held Wednesday, November 7th, 2022, the Clay Street Cemetery Commission was made aware that the property adjacent to the Clay Street Cemetery, 109 Fifth Ave, is now part of a Trust. It was further communicated that the Trustee is willing to sign over the property to the City of Fairbanks.

The Clay Steet Cemetery Commission is in full support of this acquisition. The property, which has been a nuisance in the past, will make a great addition to the Clay Street Cemetery property for use as storage of maintenance equipment, construction materials for ongoing projects, additional parking, and a vehicle turn-around area.

The Clay Street Cemetery Commission appreciates the council's consideration in accepting ownership of this property on behalf of the city and allowing future use of 109 Fifth Avenue by the Clay Street Cemetery Commission.

Thank you in advance for your attention to this important matter,

Respectfully,

Aldean Kilbourn,
Chair

