

Introduced: 4/19/78
Referred: State Affairs

BY THE STATE AFFAIRS
COMMITTEE

1 IN THE HOUSE

2 HOUSE BILL NO. 941

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act ratifying the lease-purchase agreement between
7 the state and the City of Anchorage concerning the
8 former state highway complex at Third Avenue and Post
9 Road in Anchorage; and providing for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. FINDINGS. The legislature finds that

12 (1) the State of Alaska, acting through the commissioner of high-
13 ways, entered into a lease-purchase agreement with the City of Anchorage on
14 November 14, 1974 concerning the former state highway complex at Third Avenue
15 and Post Road in Anchorage, Alaska, described more particularly as: Blocks
16 28-C, 28D, 29-A, 29-B, 29-C, 29-D, 30-A, and Lot 2, Block 30-B, all in the
17 East Addition to the Anchorage Townsite, Anchorage, Alaska, with all fixtures
18 and improvements except for the Northwesterly 90 feet of Block 28-C, East
19 Addition, containing 32,930 square feet more or less; and the North 90 feet
20 of Blocks 29-A, 29-B, and 30-A, East Addition, together containing 72,707
21 square feet, more or less, recorded on November 20, 1974, in Book 232 at Page
22 317, Anchorage Recording District, Third Judicial District, State of Alaska;

23 (2) the city, now the Municipality of Anchorage, has made the ren-
24 tal and option payments as required by the agreement;

25 (3) the complex has been used in the past by the municipality as a
26 maintenance and vehicular storage yard for the People Mover Mass Transit
27 System;

28 (4) the lease-purchase agreement was entered into by both the
29 state and city in good faith;

1 (5) question has arisen concerning whether execution of the con-
2 veyance by the commissioner of highways on behalf of the state created a
3 valid instrument;

4 (6) enactment of a general law would be inappropriate to correct
5 the statutory confusion from which the dispute arises; and

6 (7) it is in the best interest to both the state and the munici-
7 pality to declare the lease-purchase agreement to be a valid document binding
8 on both parties.

9 * Sec. 2. RATIFICATION. (a) The action of the former commissioner of
10 highways in executing the lease-purchase agreement between the State of
11 Alaska and the City of Anchorage which was recorded on November 20, 1974 in
12 Book 232, Page 317, Anchorage Recording District, Third Judicial District,
13 State of Alaska, is hereby ratified.

14 (b) The commissioner of natural resources and the director of the divi-
15 sion of lands are empowered and directed to approve the lease-purchase agree-
16 ment as written.

17 * Sec. 3. EFFECTIVE DATE. This Act takes effect immediately in accor-
18 dance with AS 01.10.070(c).

19
20
21
22
23
24
25
26
27
28
29