

1 By: Bryce J. Ward, Mayor
2 Introduced: 01/16/2020
3 Advanced: 01/16/2020
4 Adopted: 02/13/2020
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6 FAIRBANKS NORTH STAR BOROUGH
7

8 ORDINANCE NO. 2020 – 03
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10 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT AT
11 LESS THAN FAIR RENTAL VALUE WITH THE AMERICAN LEGION DORMAN H BAKER
12 POST NO. 11 FOR USE OF PORTIONS OF TRACT B CHENA RIVER BEND SUBDIVISION
13 PHASE I (ARCO AND MARLIN FIELDS)
14

15 WHEREAS, The Fairbanks North Star Borough (Borough) holds good and
16 equitable title to Tract B Chena River Bend Subdivision; and
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18 WHEREAS, American Legion Dorman H Baker Post No. 11 (AL) has provided
19 a quality baseball educational program benefiting the youth of Fairbanks for many
20 decades; and
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22 WHEREAS, AL desires to continue their operation in the community and the
23 Borough proposes to grant a lease for use of Borough owned land in support of AL
24 activities, with an initial term of four (4) years, and two (2) renewal options of four (4)
25 years each; and
26

27 WHEREAS, All maintenance and utility responsibilities for the facilities in
28 question will fall to the AL; and
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30 WHEREAS, FNSBC 20.16.020(D) states the Assembly may authorize the
31 Mayor to lease Borough land for less than fair rental value only if the ordinance
32 authorizing the lease contains a finding that the lease is for a compelling public purpose
33 or use and a statement of the facts on which the finding is based; and
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35 WHEREAS, Land Management has reviewed records for the property and
36 there are no existing mining claims or other third-party interests known to Land
37 Management within the proposed lease area which Land Management believes impact or
38 are impacted by the proposed lease; and
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40 WHEREAS, Those with a known land interest in adjoining properties have
41 been notified of the proposed lease.
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43 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks
44 North Star Borough:

45 Section 1. This ordinance is not of a general and permanent nature and
46 shall not be codified.

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48 Section 2. Determination of a Compelling Public Purpose or Need. The
49 Assembly hereby finds that granting this lease at less than fair rental value meets the
50 conditions of a compelling public purpose based upon the following facts:

- 51 1. AL's mission is to inculcate in youth a better understanding of the American
52 way of life, and to promote the principles of 100% Americanism, to instill in
53 the Nation's youth a sincere desire to develop within themselves a feeling of
54 citizenship, sportsmanship, loyalty and team spirit, and to aid in the
55 improvement and development of the physical fitness of our country's youth.
56 2. For 50 years, Alaska Legion Baseball through American Legion has provided
57 generations of players a platform to participate in a structured, competitive
58 league.

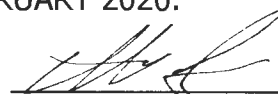
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60 Section 3. Authorization. The Borough Mayor or his delegate is hereby
61 authorized to take all actions necessary to enter into a new lease with AL on portions of
62 Tract B Chena River Bend Subdivision (ARCO and Marlin Fields) as shown on attached
63 exhibit map, at a rental rate of one (1) dollar per year, for an initial term of four (4) years,
64 with two (2) renewal options of four (4) years each.

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66 Section 4. Effective Date. This ordinance is effective at 5:00 p.m. on the
67 first Borough business day following its adoption.

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69 ADOPTED THE 13TH DAY OF FEBRUARY 2020.




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84 Matt Cooper
85 Presiding Officer

86 ATTEST:

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94 April Trickey, CMC
95 Borough Clerk

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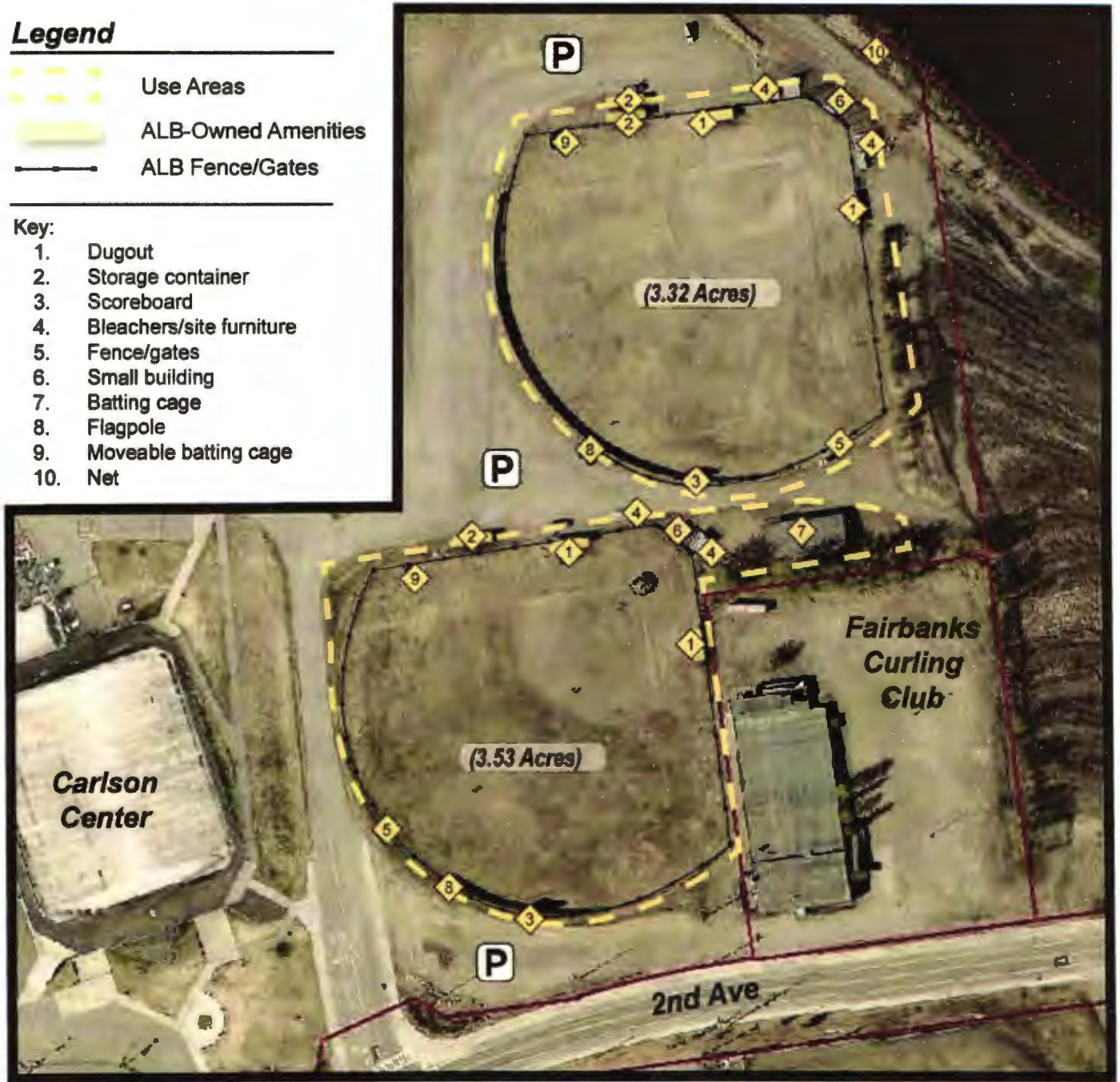
101 Yeses: Cash, Lyke, Lojewski, Williams, Tomaszewski, Sanford, O'Neill, Quist, Cooper
102 Noes: None

Legend

-  Use Areas
-  ALB-Owned Amenities
-  ALB Fence/Gates

Key:

- 1. Dugout
- 2. Storage container
- 3. Scoreboard
- 4. Bleachers/site furniture
- 5. Fence/gates
- 6. Small building
- 7. Batting cage
- 8. Flagpole
- 9. Moveable batting cage
- 10. Net



American Legion Baseball - Use Areas
ARCO and Marlin Fields