

Introduced by: Mayor
Date: June 7, 1983
Action: Adopted
Vote: 11 Yes; 3 No

KENAI PENINSULA BOROUGH

RESOLUTION 83-139

APPROVING THE NEGOTIATION OF HALBOUTY ROAD RIGHT-OF-WAY WITH E. D. HENDERSON FOR APPRAISED VALUE OF \$3,800 PER ACRE TOGETHER WITH COST OF APPRAISAL OF \$3,500 AND DRIVEWAY APPROACHES AND AUTHORIZING PAYMENT.

WHEREAS, the Mayor entered into an oral agreement with E. D. Henderson on May 17, 1983 for the purchase of a highway right-of-way for the Halbouty straight line realignment; and

WHEREAS, the terms of said oral agreement were reduced to writing and signed by the Mayor on May 23, 1983; and

WHEREAS, said agreement was delivered to landowner's attorney during the a.m. of May 24, 1983; and

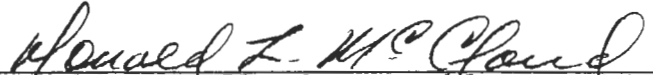
WHEREAS, said agreement provides for consideration in money or other rights exceeding the automatic approval limits of Borough right-of-way easement policy Resolution 82-2 (Amended);

NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH.

Section 1. That the agreement entered into between the Mayor and E. D. Henderson for the sale and purchase of a right-of-way for the Halbouty Road straight line realignment project providing for payment of the appraised value of \$3,800 per acre for lands deeded to the Borough together with the payment of the appraisal cost of \$3,500 together with the construction of nine (9) driveway approaches or eight (8) driveway approaches plus the additional payment of \$2,000 at landowner's option, all as set forth in said agreement signed by the Mayor on May 23, 1983, is hereby approved.

Section 2. That the Mayor is authorized to make payment to E. D. Henderson pursuant to said agreement from the Halbouty Road Account 065.21037.9212.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 7 DAY OF June, 1983.


Donald L. McCloud, Assembly President

ATTEST:


Borough Clerk