

RESOLUTION NO. 85

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF PALMER, ALASKA

A RESOLUTION PROVIDING FOR THE PAYMENT BY THE CITY OF PALMER OF THE UNITED STATES' SHARE AND THE PALMER INDEPENDENT SCHOOL DISTRICT'S SHARE OF THE COST OF PAVING PORTIONS OF RAILROAD AVENUE, CO-OP AVENUE, AND COLONY STREET PURSUANT TO RESOLUTIONS NO. 83 AND 84, WHICH CREATE ASSESSMENT DISTRICTS NO. 1 AND NO. 2, RESPECTIVELY, AND DIRECTING THE MAYOR TO PROTEST AND REQUEST REIMBURSEMENT.

WHEREAS, portions of Railroad Avenue, Co-op Avenue and Colony Street are to be paved pursuant to vote of the electorate of the City of Palmer and Resolutions No. 83 and No. 84, which create Improvement Districts No. 1 and No. 2 respectively, whereby property owners adjacent to said streets are assessed a proportionate share of the cost of such paving, and

WHEREAS, the United States (Alaska Railroad and Bureau of Public Roads) owns roughly half of the property adjacent to said streets and the same cannot be assessed because the United States is immune by Law from such assessments, and

WHEREAS, Palmer Independent School District owns one lot upon which Central School is located, which represents a fractional portion of the property adjacent to said street, and the same cannot be assessed for the same reason as in the case of the United States, and

WHEREAS, it is the ^{CONSENSUS} ~~sense~~ of the Council of the City of Palmer that the United States, Palmer Independent School District and all governmental agencies rightfully should pay their share of local improvements in the same way required of private owners, and

WHEREAS, the City of Palmer is faced with the necessity either of paying the share of said paving which the United States and Palmer Independent School District would pay except for said immunity, or of requiring the remaining property owners in said Improvement District to pay the same, and

WHEREAS, it is deemed fairest and most equitable for the said City to pay said share rather than to place the entire burden thereof on the remaining property owners in said Improvement Districts,

NOW THEREFORE BE IT RESOLVED:

That the City of Palmer shall bear the share of the cost of the paving of Railroad Avenue, Co-op Avenue and Colony Street which the United States and the Palmer Independent School District would be required to pay were they not immune by Law from such assessment and payment;

FURTHER, THAT, the Mayor shall (and is hereby so directed) send copies of this Resolution to the proper Territorial, State, and Federal authorities, that he shall take whatever steps he deems proper and expedient to seek reimbursement for the above stated payment by the City and that he further protest the unfairness of such governmental immunity from paying a just share of the cost of local improvements.

PASSED AND APPROVED this 14th day of July, 1958, at Palmer, Alaska

KENNETH W. LYNN, MAYOR
CITY OF PALMER

ATTEST:

Emilie St. Pierre
EMILIE ST. PIERRE, CITY CLERK
CITY OF PALMER

