

Presented by: The Manager
Introduced: 10/20/86
Drafted by: S.B.G.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1192

A RESOLUTION REQUESTING THE STATE OF ALASKA TO COMPLETE THE
CONVEYANCE OF MUNICIPALLY SELECTED MENTAL HEALTH TRUST
LANDS.

WHEREAS, municipalities have been given the right to select state lands in their communities for future growth and expansion under the Municipal Entitlement Act of 1978, and

WHEREAS, in 1978, the Alaska State Legislature redesignated the mental health trust lands as general grant lands and made these lands available for municipal selection for the benefit of all Alaskans, and

WHEREAS, many of the municipally selected lands included lands designated as mental health trust land, and

WHEREAS, the Alaska Supreme Court on October 4, 1985, found that the 1978 redesignation of mental health trust land to general grant land was a breach of the mental health trust and returned the land to trust status, and

WHEREAS, the Alaska Department of Natural Resources has suspended the transfer of title of municipally selected mental health trust lands, and

WHEREAS, Alaskan communities are entitled to select 712,360 acres of state land of which 53,918 acres are designated as mental health trust lands, and

WHEREAS, the City and Borough of Juneau is entitled to select 19,584 acres of state land which includes mental health trust lands, and

WHEREAS, the City and Borough of Juneau has selected 5,338 acres of mental health trust lands, of which 1,492 acres have been patented and 3,846 acres have been tentatively approved for conveyance, and

WHEREAS, the Assembly has adopted the Comprehensive Plan which is a guide to the growth and development of the

community, and

WHEREAS, the Comprehensive Plan promotes compact community growth in order to permit efficient use of land and facilitates efficient urban services, and

WHEREAS, the 5,338 acres of mental health lands selected by the municipality are of critical importance to the growth and development of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

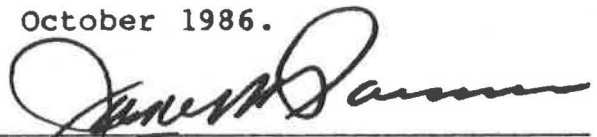
1. That the State of Alaska is encouraged to complete the conveyance of municipally selected mental health trust lands as rapidly as possible.

2. That the State of Alaska work towards a speedy resolution of the mental health trust lands issue with the Interim Mental Health Trust Commission.

3. That the State of Alaska find means of compensating the mental health trust as part of the state's liability without jeopardizing land selections made by Alaskan communities.

Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 20th day of October 1986.



Deputy Mayor

Attest:



Clerk