

**ORDINANCE O-15-02**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS CITY PROPERTY, BEING A PORTION OF PUBLIC RIGHT OF WAY IN BLOCK 26 OF BISBEE TOWNSITE.**

**WHEREAS**, pursuant to section 1.03 of the Charter of the City of Bisbee, the City has the authority to sell such City property as its interests may require; and

**WHEREAS**, pursuant to Article 2.6.9 of the City Code, the transfer and conveyance of the subject property has been properly noticed, has been the subject of two public hearings, and has been recommended or not objected to by the Planning and Zoning Commission for transfer; and

**WHEREAS**, the Council, by majority vote, determined that it would be in the best interest of the City of Bisbee to sell the City's interests in parcel "A", which is in the vicinity of 5B Moon Canyon and Adams Avenue, and is more particularly described in the attached Exhibit "A"; and

**WHEREAS**, the City, on January 20, 2015, publicly offered this property for sale to the highest bidder, and received an offer that equals the minimum bid amount established for this property and has approved the sale of this property; and

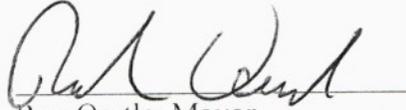
**WHEREAS**, pursuant to Section 7.05(h) of the City Charter, the sale or transfer of City property must be done by ordinance, and this action is in the best interests of the citizens of the City of Bisbee,

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, AS FOLLOWS:**

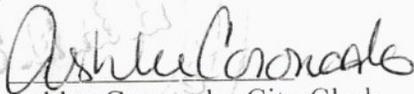
The sale of that certain property more particularly described in the attached Exhibit A, to Mr. Alvin Sandler & Ms. Katherine Hagstrum, or their designee, for the sum of ONE THOUSAND AND THIRTY-THREE DOLLARS (\$1,033.00), plus what is necessary to reimburse the City for any outstanding full notice, publication and other costs incurred by the City, and (if this is not the original applicant) including reimbursable costs paid by the original applicant, to be paid in cash prior to the closing of this transaction, is hereby authorized and approved. The Mayor is further authorized to execute a Quit Claim Deed on behalf of the City for the transfer of this property, and to execute any and all additional documents that may be necessary for the completion of this transaction.

**PASSED, APPROVED AND ADOPTED** by the Mayor and Council of the City of Bisbee on this 17th day of March, 2015.

**APPROVED:**

  
Ron Oertle, Mayor

**ATTEST:**

  
Ashlee Coronado, City Clerk

**APPROVED AS TO FORM:**

  
Anne Carl, City Attorney

**EXHIBIT A**

**LEGAL DESCRIPTION**

The subject property consists of one (1) parcel of land located within the City of Bisbee, Cochise County, Arizona, as more particularly described below.

**PARCEL A**

A PORTION OF PUBLIC RIGHT OF WAY IN BLOCK 26 OF BISBEE TOWNSITE, ACCORDING TO BOOK 1 OF MAPS, PAGES 25 TO 63, AS SHOWN ON RECORD OF SURVEY IN BOOK 38 OF MAPS OF SURVEYS AT PAGE 48 IN THE RECORDS OF THE COCHISE COUNTY RECORDER, COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2" CAPPED REBAR STAMPED "RLS 43604" AT THE NORTHERLY MOST CORNER OF LOT 236 IN BLOCK 26 FROM WHICH A 1/2" CAPPED REBAR STAMPED "RLS 43604" AT THE WESTERLY MOST CORNER OF LOT 233 IN BLOCK 26 BEARS SOUTH 43° 06' 00" WEST (BASIS OF BEARINGS FOR THIS DESCRIPTION), 177.68 FEET DISTANT;

THENCE SOUTH 43° 06' 00" WEST UPON THE EAST LINE OF SAID PUBLIC RIGHT OF WAY, 63.86 FEET;

THENCE NORTH 46° 54' 00" WEST, 10.00 FEET TO THE WEST LINE OF SAID PUBLIC RIGHT OF WAY;

THENCE NORTH 43° 06' 00" EAST UPON THE WEST LINE OF SAID PUBLIC RIGHT OF WAY, 75.00 FEET;

THENCE SOUTH 01° 12' 00" WEST, 14.97 FEET TO THE POINT OF BEGINNING.

SAID PARCEL A CONTAINS 694.1 SQUARE FEET OR 0.016 ACRES, MORE OR LESS