

**ORDINANCE O-16-02**

**AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS CITY PROPERTY, BEING APPROXIMATELY 2,032 SQUARE FEET ADJACENT TO AND EAST OF 534B WARREN HILL STREET**

**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 by the Planning and Zoning Commission; and

**WHEREAS**, George Buhite and Patricia Ware, owners of 534B Warren Hill, applied to purchase a parcel owned by the City consisting of approximately 2,032 square feet adjacent to and east of 534B Warren Hill Street (the "Parcel"), more particularly described on Exhibit A hereto; and

**WHEREAS**, on November 3, 2015, the Council, by majority vote, approved the auction sale of the Parcel to Buhite and Ware at the minimum bid price of \$1,838.00; and

**WHEREAS**, since that approval by the Council, Building Inspector Joe Ward has been working with Buhite and Ware to obtain a survey to clarify the legal description of the Parcel, as set forth on Exhibit A; 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,

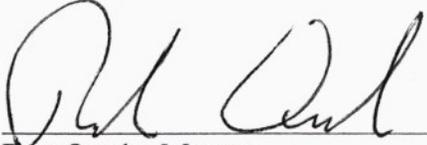
**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, as follows:

The sale of that certain property more particularly described in the attached Exhibit A, to George Buhite and Patricia Ware for the sum

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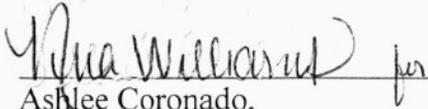
of One Thousand and Eight Hundred and Thirty Eight Dollars (\$1,838.00) to be paid in cash prior to the closing of this transaction, is hereby authorized and approved. The Mayor is further authorized to execute a Quit Claim Deed on behalf of the City for the transfer of this property and all additional 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 19<sup>th</sup> day of April, 2016.



Ron Oertle, Mayor

**ATTEST:**



Ashlee Coronado,  
City Clerk

**APPROVED AS TO FORM:**



Britt W. Hanson,  
City Attorney

**EXHIBIT A  
LEGAL DESCRIPTION**

A PORTION OF SECTION 8, TOWNSHIP 23 SOUTH, RANGE 24 EAST OF THE GILA AND SALT RIVER MERIDIAN, COCHISE COUNTY, ARIZONA, LYING ADJACENT TO LOTS 101 AND 101A OF BLOCK 25, BISBEE TOWNSITE ACCORDING TO BOOK 1 OF PLAT MAPS, PAGES 25 TO 63, RECORDS OF COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF LOT 101, FROM WHICH THE SOUTHEAST CORNER OF LOT 101A BEARS SOUTH 59° 58' 39" EAST A DISTANCE OF 118.97 FEET;

THENCE SOUTH 59° 58' 39" EAST UPON THE SOUTHERLY LINE OF LOT 101, A DISTANCE OF 29.46 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUE SOUTH 59° 58' 39" EAST UPON THE SOUTHERLY LINES OF LOT 101 AND 101A, A DISTANCE OF 89.51 FEET TO THE SOUTHEAST CORNER OF LOT 101A;

THENCE SOUTH 44° 27' 19" WEST A DISTANCE OF 24.25 FEET;

THENCE NORTH 59° 58' 39" WEST A DISTANCE OF 83.51 FEET;

THENCE NORTH 30° 08' 00" EAST A DISTANCE OF 23.49 FEET TO THE POINT OF BEGINNING.

SAID PARCEL 1 CONTAINS 2,032 SQUARE FEET, MORE OR LESS.