

ORDINANCE O-22-05

AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS CITY PROPERTY, BEING APPROXIMATELY 1,285 SQUARE FEET ADJACENT TO OK 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, Jennifer and Wilton Deets, owner of 151 A Ok Street, Bisbee, Arizona applied to purchase a parcel owned by the City consisting of approximately 1,285 square feet adjacent to Ok Street (the "Parcel"), more particularly described on exhibit A hereto; and

WHEREAS, pursuant to Article 2.6.9 of the City Code, the Planning and Zoning Commission considered Mr. and Mrs. Deets application and recommends the approval of the flat portion on top where the shed is located as the parcel has historically been associated with and used in connection with the property at 151A Ok Street, that the parcel be sold to Mr. & Mrs. Deets without public auction or bidding; and

WHEREAS, the Council, upon the recommendation of the City Planner, has determined that a fair price for the Parcel is \$1.50/sf, for a total of \$1,927.50 and

WHEREAS, the public notice requirements of Article 2.6.9 of the City Code have been complied with; and

WHEREAS, pursuant to the City Charter, the sale of 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 Jennifer and Wilton Deets for the sum of one thousand nine hundred twenty-seven dollars and fifty cents (\$1,927.50) to be paid 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 5th day of April, 2022.

APPROVED:


Ken Budge, Mayor

ATTEST:


Ashlee Coronado, City Clerk

APPROVED AS TO FORM:


Joseph Estes, City Attorney

I, ASHLEE CORONADO, CITY CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF ORDINANCE NO. O-22-05, ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BISBEE ON THE 5th DAY OF April 2022, WAS POSTED IN THREE PLACES ON THE 14th DAY OF April 2022.


Ashlee Coronado, City Clerk

Exhibit A
Legal Description

THE SURFACE. TOGETHER WITH A DEPTH OF 40.00 FEET IMMEDIATELY BENEATH THE SURFACE OF THAT PORTION OF THE WEE WEE AND LEVIATHAN PATENTED LODE MINING CLAIM(S) IN WARREN MINING DISTRICT, BEING SHOWN ON MINERAL SURVEY NO. 1715 ON FILE AT THE BUREAU OF LAND MANAGEMENT, AS GRANTED BY PATENT RECORDED IN BOOK 17, DEEDS OF MINES, PAGE 238, RECORDS OF COCHISE COUNTY ARIZONA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER #3 OF SAID LEVIATHAN CLAIM;

THENCE NORTH 85°02'23" EAST, A DISTANCE OF 296.67 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED "RLS 22275", BEING THE **POINT OF BEGINNING**;

THENCE NORTH 30°39'37" EAST, A DISTANCE OF 35.41 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED "RLS 22275";

THENCE SOUTH 75°34'23" EAST, A DISTANCE OF 35.83 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED "RLS22275";

THENCE SOUTH 22°21'01" WEST, A DISTANCE OF 20.69 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED "RLS 22275";

THENCE SOUTH 18°55'31" WEST, A DISTANCE OF 12.26 FEET TO A 1/2-INCH REBAR WITH CAP STAMPED "RLS 22275";

THENCE NORTH 77°19'00" WEST, A DISTANCE OF 41.94 FEET TO THE **POINT OF BEGINNING**.

THE TOTAL AREA CONTAINS 1,285 SQUARE FEET, MORE OR LESS.