

ORDINANCE NO. 23-1173

1
2 AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
3 CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA,
4 AUTHORIZING THE PURCHASE OF REAL PROPERTY
5 LOCATED AT 2017 ROGERS AVENUE, DOUGLAS, ARIZONA
6 AT A PURCHASE PRICE OF \$560,000; APPROVING THE
7 PURCHASE AND SALE AGREEMENT AND ESCROW
8 INSTRUCTIONS WITH THE UNIVERSITY OF ARIZONA
9 BOARD OF REGENTS; AUTHORIZING THE MAYOR AND
10 THE CITY MANAGER TO EXECUTE ALL NECESSARY
11 DOCUMENTS; ESTABLISHING SEVERABILITY OF
12 COMPONENTS OF ORDINANCE; AND ESTABLISHING AN
13 EFFECTIVE DATE THEREOF.

8 **WHEREAS**, the City of Douglas desires to purchase certain real property located at 2017 Rogers Avenue,
9 Douglas, Cochise County, Arizona (the "Property"); and

10 **WHEREAS**, the City of Douglas wishes to approve and authorize the purchase pursuant to Article I,
11 Section 3 (A) of the City Charter and the Mayor and Council is empowered to acquire real property for
12 any city purpose for such consideration and upon such conditions as may be so determined; and

13 **WHEREAS**, Article VII, Section 5 (12) of the City Charter provides that appropriation, acquisition, sale,
14 lease or exchange of real property shall be by ordinance; and

15 **WHEREAS**, the Mayor and Council find that the purchase of the property is in the best interest of the
16 City.

17 **NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the City of Douglas, Arizona,
18 as follows:

19 **Section 1.** The purchase of the property for an amount of \$560,000 is hereby approved.

20 **Section 2.** The Purchase and Sale Agreement and Escrow Instructions, in a substantially similar form to
21 that attached hereto as Exhibit A, is hereby approved, and the Mayor, the City Manager, and the City Clerk
22 are authorized and directed to sign and execute all necessary documents to consummate the purchase of
23 the Property.

24 **Section 3.** This Ordinance shall be effective thirty (30) days after final approval and adoption by the
25 Mayor and Council.

Section 4. Severability. If any chapter, section, subsection, sentence, clause or phrase of this Ordinance
is for any reason held to be invalid or unconstitutional by the decision of any court of competent
jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

PASSED AND ADOPTED by the Mayor and Council of the City of Douglas, Arizona, this 10th day of
January 2024.

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Attest:

Approved as to form:

Alma Andrade, City Clerk

Denis M. Fitzgibbons, City Attorney

Prepared by:
Denis M. Fitzgibbons, City Attorney