

ORDINANCE NO. 25-1212

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH HENSEL PHELPS CONSTRUCTION CO. FOR 21,500 SQUARE FEET OF VACANT LAND AT CITY OWNED PARCEL 408-34-008B FOR PURPOSES OF CONDUCTING CONSTRUCTION CONTRACTOR OPERATIONS FOR THE CONSTRUCTION OF THE NEW DOUGLAS COMMERCIAL PORT OF ENTRY AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

WHEREAS, the City of Douglas is the owner of parcel 408-34-008B consisting of a 5-acre parcel located adjacent to the 80-acre parcel where the new Douglas commercial port of entry will be constructed later this year; and

WHEREAS, the City of Douglas desires to enter into a vacant land lease agreement with Hensel Phelps Construction Co. for their yard and office trailers to be utilized for their construction operations for the new commercial port of entry; and

WHEREAS, Article VII, Section 5 (12) of the city charter provides that appropriation, acquisition, sale, lease property longer than a year or exchange of real property shall be by ordinance; and

WHEREAS, the Mayor and Council find that the lease agreement is in the best interest of the city.

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

Section 1. The lease of the property for an amount of \$650.00 per month is hereby approved.

Section 2. The Lease Agreement, attached hereto, is hereby approved, and the Mayor, the City Manager, and the City Clerk are authorized to take all steps necessary to effectuate the terms contained therein.

Section 3. The Mayor and the City Manager are authorized and directed to sign and execute all necessary documents to consummate the lease agreement.

Section 4. This Ordinance shall be effective thirty (30) days after final approval and adoption by the Mayor and Council.

Section 5. 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 11th day of June 2025.

Jose Grijalva, Mayor

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Attest:

Alma Andrade, City Clerk

Prepared by:
Luis Pedroza, Deputy City Manager

Approved as to form:

Denis M. Fitzgibbons, City Attorney