

ORDINANCE NO. 24-1192

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE SALE OF A PARCEL OF LAND LOCATED ON THE NORTH SIDE OF 11TH STREET, APPROXIMATELY 1,242 FEET WEST OF PAN AMERICAN AVENUE, WITH ASSESSOR'S PARCEL NUMBER 409-06-020E3 TO OVA ENTERPRISES LLC., PURSUANT TO TERMS ENTERED INTO BY THE PARTIES; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

WHEREAS, Article I, Section 3 (A) of the City Charter empowers the city to acquire real property for any city purpose and to sell or otherwise dispose of real property in the manner, for such consideration and upon such conditions as may be determined by the City Council; and

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

WHEREAS, the Mayor and Council find that it is in the best interest of the City of Douglas to sell a parcel of land located on the NORTH SIDE OF 11th Street, approximately 1,242 feet west of Pan American Avenue with Assessor's Parcel Number 409-06-020E3 in Douglas, Cochise County Arizona to OVA Enterprises LLC., an Arizona limited liability corporation, for a total purchase price of \$15,000 per the terms of the accepted offer in the Purchase and Sale Agreement, which is attached and incorporated herein by reference; and

WHEREAS, the Mayor and Council find that the sale of real property is in the best interest of the city pursuant to the terms and conditions of the terms described in the Purchase and Sale Agreement as entered into by the parties.

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

Section 1. The city is authorized to sell to OVA Enterprises LLC:

Parcel Identified as Assessor's Parcel Number 409-06-020E3 in Douglas, Cochise County, Arizona, for a total purchase price of \$15,000 per the terms of the accepted offer in the Purchase and Sale Agreement, plus any related costs associated with closing.

Section 2. Approving the terms of the accepted offer in the Purchase and Sale Agreement, attached hereto and incorporated herein by reference.

Section 3. The Mayor or the City Manager is authorized and directed to sign and execute all documents necessary to consummate the sale of the subject property.

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 10th day of July 2024.

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Attest:

Alma Andrade, City Clerk

Prepared by:
Luis Pedroza, Deputy City Manager

Donald C. Huish, Mayor

Approved as to form:

Denis Fitzgibbons, City Attorney