

ORDINANCE NO. 2019-1691

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF YAVAPAI COUNTY OWNED PORTIONS OF DIVISION STREET AND AUTHORIZING THE MAYOR AND STAFF TO EXECUTE ANY AND ALL DOCUMENTS TO EFFECTUATE SAID ACCEPTANCE OF REAL PROPERTY.

RECITALS:

WHEREAS, the City Council has determined that accepting certain real properties from Yavapai County, consisting of a portion of Division Street, such property located within the City of Prescott city limits, is in the best interests of the health, safety and welfare of the City of Prescott; and,

WHEREAS, Arizona Revised Statute 9-471(N) provides that "...a county right-of-way or roadway with no taxable real property may be annexed by an adjacent city or town by mutual consent of the governing bodies if the city or town and county each approve the proposed annexations as a published agenda item at a regular public meeting of their governing bodies"; and

WHEREAS, the Yavapai County Board of Supervisors approved quit-claiming the subject property to the City of Prescott at a duly noticed meeting; and,

WHEREAS, pursuant to Arizona Revised Statute 9-471(N), the City must formally place the property transfer on its agenda and approve it.

ENACTMENTS:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PRESCOTT AS FOLLOWS:

SECTION 1: THAT the City Council hereby accepts that portion of Division Street, located within the City of Prescott city limits and more specifically described in the Quitclaim Deed recorded in Instrument Number 2019-0012355, Yavapai County Recorder's Office, Yavapai County, Arizona.

SECTION 2. THAT the Mayor and staff are directed to execute any and all documents in order to effectuate the foregoing property transfer from Yavapai County to the City of Prescott.

PASSED and ADOPTED by the Mayor and Council of the City of Prescott, Arizona, on this _____ day of _____, 2019.

GREG L. MENGARELLI, Mayor

ATTEST:

APPROVED AS TO FORM:

MAUREEN SCOTT
City Clerk

MATTHEW PODRACKY
Interim City Attorney

CERTIFICATION OF RECORDING OFFICER

STATE OF ARIZONA)
County of Yavapai) ss.

I, the undersigned Maureen Scott, being the duly appointed, qualified City Clerk of the City of Prescott, Yavapai County, Arizona, certify that the foregoing Ordinance No. 2019-1691 is a true, correct and accurate copy of Ordinance No. 2019-1691 passed and adopted at a Voting Meeting of the Council of the City of Prescott, Yavapai County, Arizona, held on the _____ day of _____ 2019, at which a quorum was present and, by a _____ vote, _____ voted in favor of said ordinance.

Given under my hand and sealed this ____ day of _____, 2019.

Seal

City Clerk