ORDINANCE NO 2242

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN REAL ESTATE PARCELS LOCATED ON PARTS OF LOTS 4 AND 5 OF BLOCK 52, OF THE ARMSTRONG AND RILEY SURVEY TO THE CITY OF EUREKA SPRINGS, CARROLL COUNTY, ARKANSAS

WHEREAS, the City Council of Eureka Springs, Arkansas, has decided to sell It s title to certain Real Estate.

And whereas, State Law and City Code allow the disposal of City Real Estate by Sealed Bid Auction.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THAT:

Section 1. That the Office of Mayor is hereby authorized to advertise for and conduct a Sealed Bid Auction to dispose of the City's interest in following Real Estate commonly known as the White Street Fire Station and more particular described as:

Tract A:
The S 1/2 of Lot 4, Front and Back, Block 52 of the Riley and Armstrong Survey to the City of Eureka Springs, Carroll County, Arkansas; said tract containing 1383.58 Sq. Ft., more or less.

Tract B:
A part of the N 1/2 of Lot 4, Block 52 in the Riley & Armstrong Survey to the City of Eureka Springs, Carroll County, Arkansas and being more particularly described as follows: Commencing at the NE corner of said Lot 4, said point being the POINT OF BEGINNING; thence S07°49'57"W, 20.00 feet; thence N85°49'33"W, 55.58 feet; thence N07°08'06"E, 19.99 feet; thence S85°49'33"E, 55.83 feet to the POINT OF BEGINNING; said described tract containing 1111.84 Sq. Ft., more or less.

Tract C:
A part of the N 1/2 of Lot 4, Block 52 in the Riley & Armstrong Survey to the City of Eureka Springs, Carroll County, Arkansas and being more particularly described as follows: Commencing at the NW corner of said Lot 4, said point being the POINT OF BEGINNING; thence S 85°49'33" E, 13.49 feet; thence S 07°08'06" W, 19.99 feet; thence N 85°49'32" W, 13.74 feet; thence N 07°49'57" E, 20.00 feet to the POINT OF BEGINNING; said described tract containing 271.74 Sq. ft., more or less.

Tract D:
All that part of Edwards Street, lying West of Lot 4, Block 52 in the Riley and Armstrong Survey to the City of Eureka Springs, Carroll County, Arkansas; said tract containing 642.13 Sq. Ft., more or less.

Tract F
A part of Lot 5, Block 52, of the Riley and Armstrong Survey to the City of Eureka Springs, Carroll County, Arkansas and being more particularly described as follows: Commence at the SE corner of said Lot 5, thence along the south line of said Lot 5, N 85°49'33"W 48.64 feet to a point on the north wall of the old fire station, for the point of beginning; thence continue along the south line of said Lot 5, N 85°49'33"W 7.18 feet to a point of the west wall of said fire station, thence N 7°08'06"E 0.36 feet, to the northwest corner of said fire station, thence S 82°57'25"E 7.17 feet, to the point of beginnning, containing 1.29 square feet, more or less.

Sale shall be by Quit Claim Deed subject to all known leases, encumbrances and/or other claims.

Section 2. That the final written bids must be received by the City on August 8 by 2 p.m. Bids shall be opened by the Mayor or his designee at 2 p.m. on the same day in the presence of the Finance Director.

Section 3. The City reserves the right to reject any and/or all bids at its discretion.

Section 4. That the Mayor is hereby authorized to sign all documents needed to effectuate the sale on behalf of the City.

Section 5. That provisions of this ordinance are hereby declared to be separable and if any provision shall for any reason be held illegal or invalid, such holding shall not affect the validity of the remainder of this ordinance.

Section 6. All ordinances and solutions and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ORDAINED BY THE CITY COUNCIL OF EUREKA SPRINGS, ARKANSAS, ON THE 13th DAY OF JUNE, 2016

APPROVED:

ATTEST:

Ann Armstrong

Ann Armstrong, City Clerk Treasurer

Robert "Butch" Berry, Mayor

All present voted "Aye" – Bob Thomas, Terry McClung, James DeVito, and David Mitchell