



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

No. 2143

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, RELINQUISHING FRIENDSHIP PARK (6.46 ACRES) TO THE UNITED STATES OF AMERICA; REPEALING ANY CONFLICTING PROVISION; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the City of San Luis, Arizona, received a Transfer of Patent Number 02-74-0002 (Patent) by Certificate Number 02-26 on December 16, 1983, from the United States of America, for the parcel known as Friendship Park, legally described as Lot 13, Section 12, Township 11 South, Range 25 West, Gila, and Salt River Meridian, Yuma County, Arizona, comprised of approximately 6.46 acres (Parcel) for park and recreation purposes; and,

WHEREAS, said Patent was issued pursuant to the Recreation and Public Purposes Act of June 14, 1926 (44 Stat.741), as amended (43 U.S.C. 869 et seq.), which included language to the effect that title shall revert to the United States, and subject to the terms and conditions of 43 Code of Federal Regulations 2740; and,

WHEREAS, the U.S. Bureau of Land Management (B.L.M.) has resurveyed Lot 13, Section 12, Township 11 South, Range 25 West, Gila and Salt River Meridian, and established Lots 15 (5.22 acres) and 16 (1.24 acre) in Section 12; and,

WHEREAS, the United States General Services Administration on needs Lot 16 (the south 90 feet of Friendship Park) for the expansion of the congressionally authorized expansion and modernization of the San Luis Land Port of Entry required for the protection of the International Boundary between the United States of America and the United States of Mexico; and,

WHEREAS, the United States General Services Administration has identified the need for additional land in Lot 15 for the renovation and expansion of the existing San Luis Port of Entry, improving its functionality, capacity, and security; and,

///

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of San Luis, Arizona, as follows:

Section 1. agrees to relinquish the Recreation and Public Purposes Patent Number 02-74-0002 transferred by Certificate Number 02-26 on December 16, 1983, to the United States of America;

Section 2. designates, authorizes, and directs the City Manager to represent the City of San Luis in the said matter by signing and providing such documents as may be necessary, including but not limited to a Quitclaim Deed, to effectuate said relinquishment;

Section 3. affirms the relinquishment of Friendship Park is to the advantage and in the public interest of the residents and visitors of the City of San Luis for economic development and protection of the established business district in the area adjacent to Friendship Park;

Section 4. repeals all resolutions, ordinances, orders, or actions inconsistent with the provisions contained in this Resolution No. 2143 (Resolution), provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of the City of San Luis which is not in conflict with the provisions with this Resolution shall remain in full force and effect;

Section 5. allows for severability if any provision of this Resolution or the application of it to any person or circumstance is held to be invalid by competent jurisdiction shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provision or application; and

Section 6. hereby approves the relinquishment of Friendship Park, containing 6.46 acres, to the United States of America.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this ____ day of October 2020.

Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney