

RESOLUTION NO. 5545

AUTHORIZING PROJECT AGREEMENT NO. 5 UNDER THE PUBLIC INFRASTRUCTURE MASTER AGREEMENT DATED MAY 24, 2019, BETWEEN THE CITY OF CHANDLER AND INTEL CORPORATION, A DELAWARE CORPORATION, FOR THE CONSTRUCTION OF IMPROVEMENTS TO THE CITY'S AIRPORT AND OCOTILLO WATER RECLAMATION FACILITIES NEEDED TO SERVE INTEL'S CAMPUS AT 4500 S. DOBSON ROAD.

WHEREAS, City and Intel are parties to that certain Public Infrastructure Master Agreement dated May 24, 2019, which provides for the construction and financing of public infrastructure necessary to serve a manufacturing facility under A.R.S. § 42-5032.02; and

WHEREAS, effective February 1, 2021, City and Intel entered into a Reclaimed Water Agreement setting forth the terms and conditions under which City will make additional reclaimed water available to Intel for use at its Ocotillo campus in Chandler, including the construction of related public infrastructure described in the Reclaimed Water Agreement as the "Phase 2 Improvements"; and

WHEREAS, effective September 30, 2021, City and Intel entered into a Development Agreement setting forth the terms and conditions for the construction and financing of certain public infrastructure in connection with Intel's expansion of its Ocotillo campus in Chandler, including the Phase 2 Improvements; and

WHEREAS, the cost of the Phase 2 Improvements is \$35 million, of which \$28 million will be paid from funds available to City under A.R.S. § 42-5032.02 and the remainder will be paid by City up to City's Maximum Contribution amount as provided in the Development Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. The City of Chandler is authorized to enter into the Project Agreement No. 5 between the City and Intel in substantially the form attached to this Resolution as Exhibit "A".

Section 2. The Mayor is authorized to execute Project Agreement No. 5 and this Resolution on behalf of the City of Chandler.

PASSED AND ADOPTED by the City Council of Chandler, Arizona, this 27th day of January, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 5545 was duly passed and adopted by the Chandler City Council at a regular meeting held on the 27th day of January, 2022, at which a quorum was present.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



Exhibit "A"

Project Agreement No. 5