

RESOLUTION NO. 5652

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, APPROVING AN AMENDED PROJECT AGREEMENT UNDER THE PUBLIC INFRASTRUCTURE MASTER AGREEMENT DATED MAY 24, 2019, BETWEEN THE CITY OF CHANDLER AND INTEL CORPORATION, A DELAWARE CORPORATION, FOR PROJECT NO. 3 – IMPROVEMENTS TO THE OCOTILLO BRINE REDUCTION FACILITY AND RELATED PUBLIC INFRASTRUCTURE 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 April 7, 2020, City and Intel entered into a Project Agreement for the design and construction of improvements to the Ocotillo Brine Reduction Facility (“OBRF”), also referred to as Project 3 – OBRF Improvements; and

WHEREAS, the Project Agreement set an allotted amount for the cost of design and construction (the “Work”) at \$2.5 million and authorized the City to seek reimbursement for the Work from a combination of monies derived from transaction privilege tax revenue collected by the State of Arizona under A.R.S. § 42-5032.02 (80%) and Intel (20%), with Intel agreeing to pay the City for any portion of the Work not reimbursed by the State of Arizona under A.R.S. § 42-5032.02 for any reason; and

WHEREAS, the City and Intel now wish to add to the scope of Work under the Project Agreement and enter into an Amended Project Agreement for the purpose of documenting the additional scope of Work and an estimated increase in the cost of the Work (new allotted amount of \$5.75 million).

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

Section 1. Approving the Amended Project Agreement for Project 3 – OBRF Improvements between the City and Intel.

Section 2. Authorizing the Mayor to sign the Amended Project Agreement for Project 3 – OBRF Improvements on behalf of the City of Chandler.

PASSED AND ADOPTED by the City Council of Chandler, Arizona, this ____ day of December, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 5652 was duly passed and adopted by the Chandler City Council at a regular meeting held on the ____ day of December, 2022, at which a quorum was present.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

