

**RESOLUTION NO. 2020-01**

**A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING AMENDMENT NO. TWO TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, AND THE CITY OF FLAGSTAFF FOR THE CONSTRUCTION OF THE FOURTH STREET AND INTERSTATE 40 BRIDGE REPLACEMENT PROJECT.**

**RECITALS:**

WHEREAS, on December 3, 2018, the Arizona Department of Transportation and City of Flagstaff entered into an intergovernmental agreement, IGA 18-0007206-I, A.G. Contract No. P001 2018 003355 (the "IGA"), for the construction of the Fourth Street and Interstate 40 Bridge Replacement Project (the "Bridge Project"); and

WHEREAS, on September 26, 2019, the Arizona Department of Transportation and City of Flagstaff entered into Amendment No. One, 19-0007441-I to the IGA to update the scope and cost of the Bridge Project; and

WHEREAS, the Arizona Department of Transportation and City of Flagstaff received formal bids for the Bridge Project and now desire to amend the IGA to set forth the updated cost allocation; and

WHEREAS, the State is empowered by Arizona Revised Statutes § 28-401 and the City is empowered by Arizona Revised Statutes §§ 48-572 to enter into this amendment; and

WHEREAS, the City Council has read and considered the staff summary report and proposed Amendment No. Two attached thereto, and finds that it is in the best interests of the City to amend the IGA.

**ENACTMENTS:**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:**

**SECTION 1. In General.**

The Flagstaff City Council hereby authorizes the Mayor to execute Amendment No. Two to the IGA between the State of Arizona, acting by and through its Department of Transportation, and the City of Flagstaff, Arizona, attached hereto as Exhibit A.

**SECTION 2. Effective Date.**

This resolution shall be immediately effective upon adoption.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 7th day of January, 2020.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Exhibits:  
Exhibit A - Amendment No. Two