

RESOLUTION NO. 2021-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AUTHORIZING DETERMINATION AND OFFERS OF RELOCATION BENEFITS TO PERSONS DISPLACED TO MAKE WAY FOR THE LONE TREE OVERPASS PROJECT; PROVIDING FOR DELEGATION OF AUTHORITY, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, in November 2018 Flagstaff voters passed Proposition 420, to establish a 0.23% local transaction privilege tax (sales) tax rate for a 20-year period, on the gross revenues derived from engaging in business activities within the city of Flagstaff, and dedicating use of the revenues to pay for the costs of a Lone Tree Railroad Overpass from Butler Avenue to Route 66, along with related pedestrian, bicycle, and street connections (“Lone Tree Overpass Project” or “Project”); and

WHEREAS, the City of Flagstaff has programmed funding for the Project in its 5-year Capital Improvement Program; and

WHEREAS, the City has entered into a contract with Ames Construction, Inc., a Minnesota corporation for construction of Project, and for the coordination of property acquisition and relocation services for persons displaced as a result of the Project; and

WHEREAS, the City Council has authorized acquisition of real property for the Project, pursuant to Ordinance No. 2021-15; and

WHEREAS, to ensure that persons displaced as a direct result of the Project are treated fairly, consistently, and equitably so that such displaced persons will not suffer disproportionate injuries as a result of the Project which has been designed for the benefit of the public as a whole, the City is conducting all relocations according to the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

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

SECTION 1. Delegation of Authority.

Ames Construction, Inc., along with its subcontractors Todd Belzner and Consulting Engineering, Inc., are hereby authorized and delegated authority to make determinations of relocation benefits to persons displaced as a direct result of the Lone Tree Overpass Project consistent with the Uniform Relocation Assistance and Real Property Acquisition Policies Act; and

The Mayor, City Manager, City Attorney, City Clerk, Finance Director, City Engineer, Real Estate Manager, or their delegates or agents, are hereby authorized and directed to take all steps and execute all documents necessary to pay or provide the determination of relocation benefits to displaced persons.

If the Determination of Benefits exceeds \$50,000 it will be presented to Council for approval, except the City Manager shall have authority to provide or pay relocation of benefits in excess of \$50,000, for the following property:

Coconino County Assessor Parcel Number(s): 104-01-019

SECTION 2. Effective Date

This resolution shall be immediately effective.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 5th day of October, 2021.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY