

RESOLUTION NO. 2023-29

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING THE FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA BOARD OF REGENTS RELATED TO CONSOLIDATION OF UNIVERSITY CAMPUS AND ROAD PROJECTS

RECITALS:

WHEREAS, on July 5, 2017 the City of Flagstaff (“the City”) and the Arizona Board of Regents (“ABOR”) entered into an Intergovernmental Agreement related to Consolidation of University Campus and Road Projects (“the IGA”); and

WHEREAS, pursuant to A.R.S. § 9-407 City has published notice of its intention to exchange properties of substantially equal value with ABOR; and

WHEREAS, pursuant to the Flagstaff City Charter Article 7 § 5, and A.R.S. § 9-407 on March 7, 2023 the City adopted Ordinance No. 2023-04 authorizing the exchange of real property of substantially equal value; and

WHEREAS, on March 7, 2023 the City Council adopted Resolution No. 2023-05 approving a first Amendment to the IGA to proceed with the property exchange, however the First Amendment approved on that date was not executed as Northern Arizona University requested additional changes to the First Amendment; and

WHEREAS, the City desires to enter into a First Amendment to the IGA with ABOR to exchange real property of substantially equal value.

ENACTMENTS:

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

SECTION 1. In General.

The First Amendment to the Intergovernmental Agreement related to Consolidation of University Campus and Road Projects with the Arizona Board of Regents (“the First Amendment”) attached hereto is hereby approved, and the Mayor is authorized to execute the same.

SECTION 2. Delegation of Authority.

The Mayor, City Manager, City Attorney, City Clerk, City Engineer, Finance Director, Community Development Director, Real Estate Manager, or their delegates or agents, are hereby authorized and directed to take all steps and execute all documents necessary to acquire or dispose of the real property interests as described in the First Amendment and to carry out the purpose and intent of said document.

SECTION 3. Effective Date.

This resolution shall be effective thirty (30) days after adoption.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 16th day of May, 2023.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Attachment:

First Amendment to the Intergovernmental Agreement related to Consolidation of University Campus and Road Projects with the Arizona Board of Regents (including exhibits)