

RESOLUTION NO. 2025-05

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT TO THE MILL TOWN DEVELOPMENT AGREEMENT BETWEEN VINTAGE PARTNERS, LLC, AND THE CITY OF FLAGSTAFF RELATED TO THE DEVELOPMENT OF APPROXIMATELY 13 ACRES OF REAL PROPERTY GENERALLY LOCATED AT 1801 S MILTON ROAD AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, Vintage Partners, LLC (“the Developer”) is the owner of approximately 13 acres of real property generally located at 1801 South Milton Road (the “Property”); and

WHEREAS, the Developer and the City wish to enter into a second amendment to the existing Mill Town Development Agreement between Vintage Partners, LLC and the City, in the form attached to this Resolution as Exhibit A (the “Second Amendment to Development Agreement”), to provide for the terms and conditions under which the Property will be developed and to set forth in detail certain obligations of the Developer and the City; and

WHEREAS, developing the Property under the terms and condition of the proposed Second Amendment to Development Agreement would be consistent with the Flagstaff Regional Plan 2030, and the Developer and the City acknowledge that the Second Amendment to Development Agreement would operate to the benefit of both parties; and

WHEREAS, Arizona Revised Statutes § 9-500.05 authorizes the City to enter into development agreements in order to facilitate the orderly and effective development of properties.

ENACTMENTS:

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

SECTION 1. The Second Amendment to Development Agreement provides benefit to the City of Flagstaff.

SECTION 2. The Second Amendment to Development Agreement is consistent with the purpose, intent, goals, policies, programs and land use designations of the General Plan, any applicable specific plans, and the Zoning Code.

SECTION 3. The Second Amendment to Development Agreement complies with the requirements of A.R.S. § 9-500.05.

SECTION 4. That the City of Flagstaff be hereby authorized to enter into the Second Amendment to Development Agreement in the form attached to this Resolution as Exhibit A.

SECTION 5. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps necessary to cause the execution of the Second Amendment to Development Agreement and its related documents and to take all steps

necessary to carry out the purpose and intent of this Resolution.

SECTION 6. That City Clerk be hereby directed to record a copy of the agreement with the Coconino County recorder no later than ten days after it is executed.

SECTION 7. This Resolution shall become effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 4th day of March, 2025.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibits:

A. - Development Agreement