

ORDINANCE NO. 2026-18

AN ORDINANCE OF THE FLAGSTAFF CITY COUNCIL AUTHORIZING THE ACQUISITION OF APPROXIMATELY 14.7 ACRES OF REAL PROPERTY INTERESTS GENERALLY LOCATED SOUTHWEST OF EAST BUTLER AVENUE AND SOUTH FOURTH STREET, FOR THE JOHN WESLEY POWELL EXTENSION PROJECT, PROVIDING FOR DELEGATION OF AUTHORITY, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, Article VII, Section 5, of the Flagstaff City Charter provides that the City acquire real property interests by ordinance;

WHEREAS, in November 2018, Flagstaff voters passed Proposition 419 to approve the continuation of a levy of a transportation sales tax at the same cumulative rate of 0.426% as the current taxes to be in effect for a period of 21 years beginning July 1, 2020, for roadway, pedestrian, bicycle, and safety improvements. The roadway improvements include the extension of John Wesley Powell Boulevard from its current terminus east of Pine Canyon to South Fourth Street (“John Wesley Powell Extension Project”);

WHEREAS, the Flagstaff City Council has adopted Ordinance No. 2019-01 to codify the local sales tax rate approved by the Flagstaff voters for the transportation improvements including the John Wesley Powell Extension Project;

WHEREAS, the City of Flagstaff has programmed funding for the John Wesley Powell Extension Project in its Capital Improvement Program;

WHEREAS, the City of Flagstaff desires to acquire approximately 14.7 acres of real property interests for the John Wesley Powell Extension Project generally depicted on Exhibit A, attached hereto (“the Property Interests”);

WHEREAS, the owners of the Property Interests have agreed to dedicate them to the City, and on June 2, 2026, the City Council approved the Second Amendment to the Canyon Del Rio Development, which identifies the amounts to be paid for the Property Interests.

ENACTMENTS:

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

SECTION 1. In General.

The Flagstaff City Council hereby authorizes acquisition of the Property Interests as generally depicted on the map attached hereto as Exhibit A. The Property Interests will be dedicated to the City on future plats, maps of dedication, or other instruments.

SECTION 2. Delegation of Authority.

The Mayor, City Manager, City Attorney, City Clerk, Finance 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 the Property Interests and to carry out the purpose and intent of this ordinance.

SECTION 3. Severability.

That if any section, subsection, sentence, clause, phrase, or portion of this ordinance or any part of the City Code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 4. Effective Date.

This ordinance 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 7th day of July, 2026.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibits:

A - Map of Property Interests.