

RESOLUTION NO. R24-64

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT WITH MOUNTAIN STATES CONTRACTING, INC. FOR USE OF 147TH AVENUE AND 143RD AVENUE DRAINAGE CHANNEL FOR TWO RAILROAD CROSSINGS.

WHEREAS, Mountain States Contracting, Inc. is constructing a private railroad crossing of 147th Avenue approximately one-quarter mile north of Northern Avenue and a crossing of the 143rd Avenue Drainage Channel directly south of Northern Parkway to support rail operations at the Nestle-Dynasty manufacturing facility; and

WHEREAS, Mountain States Contracting, Inc. is requesting a License Agreement with the City in order to install, operate and maintain the railroad crossings within the City's right-of-way; and

WHEREAS, the City has determined that the License Agreement to use City property would benefit the citizens of Glendale and be in the public interest.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Manager or his designee is hereby authorized to execute a License Agreement with Mountain States Contracting to use City real property. Said License Agreement is on file with the City Clerk.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 13th day of August, 2024.

Mayor Jerry P. Weiers

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

REVIEWED BY:

Kevin R. Phelps, City Manager