

RESOLUTION NO. R25-10

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE FLOOD CONTROL DISTRICT OF MARICOPA COUNTY FOR THE BETHANY HOME ROAD STORM DRAIN 43RD TO 51ST AVENUE PROJECT.

WHEREAS, in 1997, the Maryvale Area Drainage Master Study (ADMS) identified flooding upstream of Grand Avenue; and

WHEREAS, this project will begin the final element identified in the Maryvale ADMS to alleviate flooding caused by Grand Avenue and the elevated BNSF railroad; and

WHEREAS, the flooding issues detrimentally affect the safety of the citizens and businesses along Bethany Home Road and Grand Avenues. The commercial businesses have experienced flooding numerous times with substantial damage to vehicles and structures; and

WHEREAS, the City submitted a letter of Intent to the Flood Control District of Maricopa County resulting in the District including the project in their Capital Improvement Project Plan; and

WHEREAS, the Board of Directors of the Flood Control District of Maricopa County adopted Resolution FCD 98-12B (C-69-99-036-6-002) authorizing the cost-share, of which, will be fifty percent (50%) in the project associated with design, right-of-way acquisition, and utility relocations; and

WHEREAS, in November 2020 the City of Glendale adopted a resolution (R20-156) to approve entering into an Intergovernmental Agreement with the Flood Control District of Maricopa County (IGA FCD 2020A020) for design, right-of-way acquisition, and utility relocation of the Bethany Home Road Storm Drain 43rd to 51st Avenue Project.

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

SECTION 1. That it is deemed in the best interest of the City of Glendale and the citizens thereof that an Intergovernmental Agreement between the Flood Control District of Maricopa County (IGA FCD 2024A011) and the City of Glendale for construction, construction management, operation and maintenance of the Bethany Home Road Storm Drain 43rd to 51st Avenue Project with the district funding 65% of the project construction cost (estimate \$14,079,000) be entered into, which agreement is now on file in the office of the City Clerk of the City of Glendale.

SECTION 2. That the Mayor or City Manager and the City Clerk be authorized and directed to execute and deliver said agreement on behalf of the City of Glendale.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 28th day of January, 2025.

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