

RESOLUTION NO. 2021-2180

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING THE THIRD AMENDMENT OF INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR CONTINUED SHARED TELECOMMUNICATION FACILITIES, AND PROVIDING FOR AUTHORIZATION AND RATIFICATION.

WHEREAS, in May of 1995 Goodyear City Council authorized the first Intergovernmental Agreement (IGA) between the City of Phoenix and the City of Goodyear for shared use of the radio equipment at various sites for dispatching services, for an initial term of five years, with the option of future 10-year extensions; and

WHEREAS, subsequent 10-year extensions of the IGA were approved by Council on May 22, 2000 for the First Amendment and June 28, 2010 for the Second Amendment; and

WHEREAS, the City of Goodyear continues to utilize dispatching services and radio equipment shared with the City of Phoenix and intends to continue utilizing this communications site for the foreseeable future; and

WHEREAS, when the Second Amendment to this IGA expired on May 10, 2020, the Third Amendment document was signed and executed by both parties extending the IGA term for another ten-year term and was made effective May 11, 2020; and

WHEREAS, with this Resolution No. 2021-2180, staff is seeking to ratify the Third Amendment to the IGA, attached as Exhibit "A," to this Resolution which will authorize the extension of the agreement through May 10, 2030 and allow for one ten-year option to renew through May 10, 2040; and

WHEREAS, the City of Goodyear has authority to enter intergovernmental agreements in accordance with A.R.S. 11-952; and

WHEREAS, Mayor and Council of the city of Goodyear, Arizona believe it is in the best interests of the City of Goodyear and its residents to ratify and approve the ten-year extension of the Intergovernmental Agreement with the City Phoenix for the shared use of telecommunications facilities, which will remain effective until May 10, 2030.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. APPROVAL AND AUTHORIZATION

Council approves Third Amendment to the Intergovernmental Agreement No. 71736 between the City of Phoenix and the City of Goodyear for shared use of telecommunication facilities and authorizes the City Manager and/or designee to

execute the agreement and take all action necessary to carry out the intent of this Resolution and the agreement authorized herein.

SECTION 2. RATIFICATION

The Third Amendment to the Intergovernmental Agreement No. 71736 between the City of Phoenix and the City of Goodyear extending the agreement through May 10, 2030, with on ten-year option to renew through May 10, 2040, is hereby ratified.

PASSED AND ADOPTED by the Mayor and Council of the city of Goodyear, Maricopa County, Arizona, by a _____ vote, this _____ day of _____, 20_____.

Georgia Lord, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Darcie McCracken, City Clerk

Roric Massey, City Attorney

Exhibit 'A'
Amendment No. 3 to City of Phoenix Intergovernmental Agreement No. 71736

(on the following pages)

**Amendment No. 3 to
City of Phoenix Intergovernmental Agreement No. 71736**

This Amendment No. 3 to Agreement No. 71736 ("Agreement") is entered into by the City of Phoenix, a municipal corporation of the State of Arizona ("City"), and the City of Goodyear ("Goodyear") and is made effective May 11, 2020.

Amendment

The City and Goodyear mutually desire to amend the Agreement as follows:

1. The "Term of Agreement," is amended by extending the term from May 11, 2020 to May 10, 2030, with one (1) additional ten (10) year option to extend.
2. Except as otherwise amended, all other terms and conditions of the Agreement and any prior amendments not in conflict will remain in full force and effect. If there is a conflict or ambiguity among amendments and the Agreement, the documents in the following order prevail and control: (a) the most recent amendment; and (b) the original Agreement.

City of Goodyear

Goodyear acknowledges receipt of and is in agreement with this amendment. A signed copy must be returned to Information Technology Services Department.



Signatures:

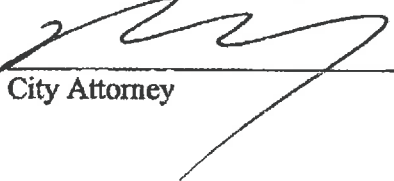
ATTEST:



City Clerk



APPROVED TO FORM:



City Attorney

City of Phoenix, a municipal corporation

ED ZUERCHER, City Manager

By: 
Matthew Arvay (Jun 9, 2020 17:32 PDT)

Matthew B. Arvay
Chief Information Officer

Date: Jun 9, 2020

ATTEST:


Denise Archibald (Jun 17, 2020 09:43 PDT)

City Clerk Jun 17, 2020



APPROVED AS TO FORM:


Patricia Boland (Jun 16, 2020 14:46 PDT)

Acting City Attorney

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