

RESOLUTION NO. 2024-2384

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA ACTING BY AND THROUGH THE ARIZONA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the City is empowered by A.R.S. § 48-572 to enter into this Agreement with the Arizona Department of Transportation (ADOT); and

WHEREAS, the City desires to improve a portion of Estrella Parkway currently under the Interstate 10 overpass by widening the roadway and increasing the number of travel lanes in each direction (the "Widening Project"), and

WHEREAS, the Widening Project requires the City construction of improvements within ADOT's right-of-way, including new walls at the bridges, sidewalk and sidewalk ramps, median, curb and gutter, bridge underdeck lighting, signals, storm drain, concrete pipe, catch basins, manholes, concrete scupper, striping, signs, and landscaping; and

WHEREAS, the Intergovernmental Agreement being presented for approval sets forth ADOT's requirements for allowing the City to undertake the Widening Project within ADOT's right-of-way, which includes terms requiring the City to bear all costs of the Widening Project, including payments to ADOT for inspections, and that require the City to maintain certain of the Widening Project improvements including sidewalks, curb and gutter, pedestrian access ramps, street surfaces, shoulders, median, landscaping, traffic signals and underdeck lighting; and

WHEREAS, after completion and acceptance of the improvements and approval by resolution of the State Transportation board, ADOT will be abandoning and transferring ownership of a portion of its right-of-way to the City, at which point, the City will assume full responsibility for the operation and maintenance of the abandoned right-of-way, and

WHEREAS, the Mayor and Council find that the adoption of Resolution 2024-2384 would be in the best interests of the City.

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

SECTION 1. The Mayor and Council of the City of Goodyear hereby approve the Intergovernmental Agreement between the Arizona Department of Transportation and the City of Goodyear in the form attached hereto and incorporated by reference as if fully set forth herein (the "IGA").

SECTION 2. The Mayor is hereby authorized to execute the Intergovernmental Agreement between the Arizona Department of Transportation and the City of Goodyear, in the form attached hereto.

SECTION 3. The City Manager and/or her designee is hereby authorized to take all actions necessary to carry out the intent of this Resolution and the Intergovernmental Agreement.

SECTION 4. This Resolution shall become effective upon the date it is passed and adopted by the Mayor and Council of the City of Goodyear.

PASSED AND ADOPTED by the Mayor and Council of the City of Goodyear, Maricopa County, Arizona, by a _____ vote, this _____ day of _____, 2024.

Joe Pizzillo, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Darcie McCracken, City Clerk

Roric Massey, City Attorney