

RESOLUTION NO. 2025-2474

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING PURCHASE AGREEMENT WITH THE STATE OF ARIZONA RELATED TO THE EXTENSION OF STATE ROUTE LOOP 303, AUTHORIZING STAFF TO MAKE CHANGES, IMPOSING CONDITIONS FOR THE EXECUTION OF THE PURCHASE AGREEMENT AND AUTHORIZING EXECUTION OF DOCUMENTS.

WHEREAS, the State is going to extend State Route Loop 303 and is undertaking the design and construction of the section of Loop 303 to be constructed between Van Buren Street and MC 85 (the "Project"); and

WHEREAS, the Project requires the relocation of existing city owned and operated water and wastewater lines and appurtenances and the construction of frontage roads along the east and west sides of Loop 303 needed to provide access to the properties fronting Loop 303; and

WHEREAS, the Project runs through the city and will require the state to acquire from the city portions of existing city right of way (Cotton Lane), city owned property, and temporary construction easements (collectively the "City Property"); and

WHEREAS, State and city representatives have been negotiating a purchase agreement for the State's acquisition of the City Property and an intergovernmental agreement that requires, among other things, the State to relocate, at its cost, city owned and operated water and wastewater lines and appurtenances required to be relocated and to construct, at its cost, frontage roads along the east and west sides of Loop 303; and

WHEREAS, in consideration of the foregoing terms, the city is willing to accept the State's offer to acquire the city owned property for \$12.00 per square foot, and the State's offer of \$111,636.00 for the Temporary Construction Easement; and

WHEREAS, although the purchase agreement has not been finalized, representatives of the city and the State have agreed upon major terms to present to their respective decision-making bodies, however city staff is verifying the square footage of the city owned property being acquired, and minor terms related to existing and future easements required are still being worked out; and

WHEREAS, this Resolution is being adopted to avoid the possibility of delays in obtaining the approvals necessary for the execution of the purchase agreement once all terms have been finalized.

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

SECTION 1. The terms set forth in the draft of the purchase agreement, incorporated herein by reference, are hereby approved.

SECTION 2. Subject to approval by the City Attorney, or his designee, the City Manager, or her designee, is hereby authorized to make modifications as necessary to ensure that the city is paid \$12.00 per square foot for the city owned property being acquired by ADOT, and to include additional terms as needed to address

the city's needs regarding existing and future easements, and to make other changes that are consistent with the intent and recitals of this Resolution.

SECTION 3. The Mayor and Council hereby conditionally authorizes the City Manager, or her designee, to execute the purchase agreement that includes modified terms as provided herein after all of the following have been satisfied:

- (i) the purchase agreement as modified has been formally approved by the Arizona Department of Transportation and after the attorney representing the Arizona Department of Transportation has determined that the Arizona Department of Transportation is authorized to enter into the agreement; and
- (ii) an intergovernmental agreement in which the State has agreed to relocate, at its cost, city owned and operated water and wastewater lines and appurtenances and to construct, at its cost, frontage roads along the east and west sides of Loop 303 has been formally approved by the Arizona Department of Transportation and the attorney representing the Arizona Department of Transportation has determined that the Arizona Department of Transportation is authorized to enter into the intergovernmental agreement.

SECTION 4. Subject to compliance with the requirements set forth in Section 3 above, the City Manager, or her designee, is further authorized to execute the finalized purchase agreement as modified and all other documents, including real estate conveyance documents, necessary to comply with the terms of the purchase agreement and the intent of this Resolution.

SECTION 5. Resolution 2025-2474 shall be effective upon the date of its adoption.

PASSED AND ADOPTED by the Mayor and Council of the City of Goodyear, Maricopa County, Arizona, by a _____ vote, this 9th day of June, 2025.

Joe Pizzillo, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Jasmine Pernicano, City Clerk

Roric Massey, City Attorney