

RESOLUTION NO. 2026-2517

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ACQUISITION OF REAL AND PERSONAL PROPERTY INTERESTS NEEDED FOR THE DEL CAMINO LIFT STATION: FORCE MAIN AND SEWER RELOCATION PROJECT.

WHEREAS, the Mayor and Council of the city of Goodyear previously approved Capital Improvement Project (CIP) Number 60062 Del Camino Lift Station: Force Main and Sewer Relocation Project ("Del Camino Lift Station") to improve the existing sewer lift station and the access to the lift station (the "Project");

WHEREAS, the Project will provide improvements to the existing lift station and construct a new force main and sewer connection into the city sewer system; (collectively the "Project Improvements");

WHEREAS, the completion of the Project Improvements will improve the sewer services for the connected users into the city's existing infrastructure;

WHEREAS, design plans for the Project Improvements are 90% complete and the City's design consultants have identified and prepared plans for the portions of real property to be acquired in fee interest and a wastewater line and facilities easement will be required;

WHEREAS, the lift station is located on a portion of parcel 500-03-269Z highlighted in red in Exhibit "C" attached hereto and depicted in more detail in Exhibit "A" attached, and the city currently only has an easement over this area (the "Lift Station Property");

WHEREAS, to eliminate the limitations on the use of the Lift Station Property contained in the easement, the completion of the Project Improvements require the City to acquire the Lift Station Property in fee;

WHEREAS, the Project also requires the construction of a new wastewater line and appurtenants and the construction of new access facilities to provide ingress and egress to the lift station off of E Via Villa Street, requiring an easement over a portion of parcel 500-03-269L shown on Exhibit "C" and depicted in more detail in Exhibit "B" and the acquisition of any personal property located within the easement that will be impacted by the construction of such improvements;

WHEREAS, collectively the fee interest in the Lift Station Property and the easement for the wastewater and access improvements are referred to as the "Land Rights";

WHEREAS, the city of Goodyear has considered project alternatives available, has balanced the greater public good and the least private injury that will result from the City's acquisition of the real property interests necessary for the completion of the Project Improvements and, the removal of any the personal property thereon if required to accommodate the Project Improvements; and

WHEREAS, the city of Goodyear has determined that the acquisition of the Land Rights described above and depicted in the exhibits attached hereto results in the greater public good and the least private injury.

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

SECTION 1. The Council of the city of Goodyear finds that the acquisition of the Land Rights required and any personal property located within the Land Rights being acquired that will need to be removed or that will be impacted to accommodate the Project Improvements are needed for the completion of CIP Number 60062 Del Camino Lift Station: Force Main and Sewer Relocation Project and the securing of immediate possession of such real and personal property interests is for a necessary public purpose and is in the best interest of the citizens of the city of Goodyear.

SECTION 2. City staff is hereby authorized and directed to acquire, by dedication, donation, purchase, or the exercise of the power of eminent domain, the Land Rights described in the Recitals above and depicted in the exhibits attached hereto as determined by the final engineering design plans and any personal property located within the Land Rights being acquired that will need to be removed or that will be impacted to accommodate the Project Improvements. Written offers and purchase agreements for the real and personal property interests to be acquired shall be in a form approved by the City Attorney or his designee.

SECTION 3. If city staff is not able to acquire the real and personal property interests needed for the completion of the Project Improvements by dedication, donation, or purchase within a reasonable period of time, the City Attorney, or his designee is hereby authorized and directed to commence or cause the commencement of condemnation proceedings, through the exercise of the power of eminent domain, to acquire, in the name of the city of Goodyear, the real and personal property interests needed for the construction of the Project Improvements and to secure immediate possession of such real and personal property interests. The City Attorney and/or his designee is further authorized and directed to undertake all actions and to perform all acts necessary in furtherance of the acquisition of such real and personal property interests.

SECTION 4. The City Manager, or their designee, is expressly authorized to take all actions and execute all documents necessary to acquire the real and personal property interest needed for the completion of the CIP 60062 Del Camino Lift Station: Force Main and Sewer Relocation Project as authorized herein, and to carry out the intent of this Resolution.

PASSED AND ADOPTED by the Mayor and Council of the City of Goodyear, Maricopa County, Arizona, by a _____ vote, this 27th day of April, 2026.

Joe Pizzillo, Mayor

Date: _____
APPROVED AS TO FORM:

ATTEST:

Jasmine Pernicano, City Clerk

Roric Massey, City Attorney

EXHIBIT "A"

FEE INTEREST AREA

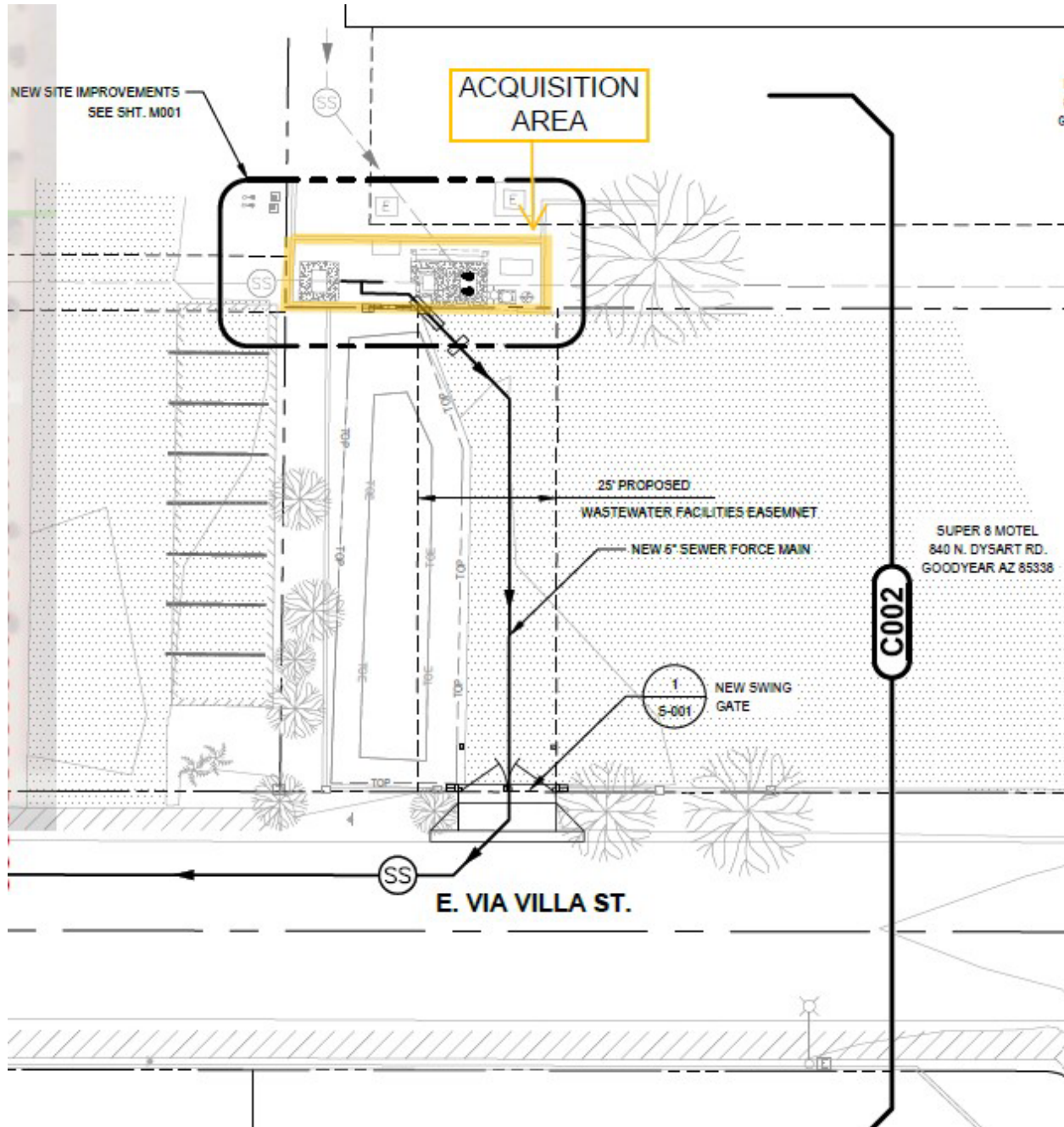


EXHIBIT "B"

WASTEWATER LINE AND FACILITIES EASEMENT

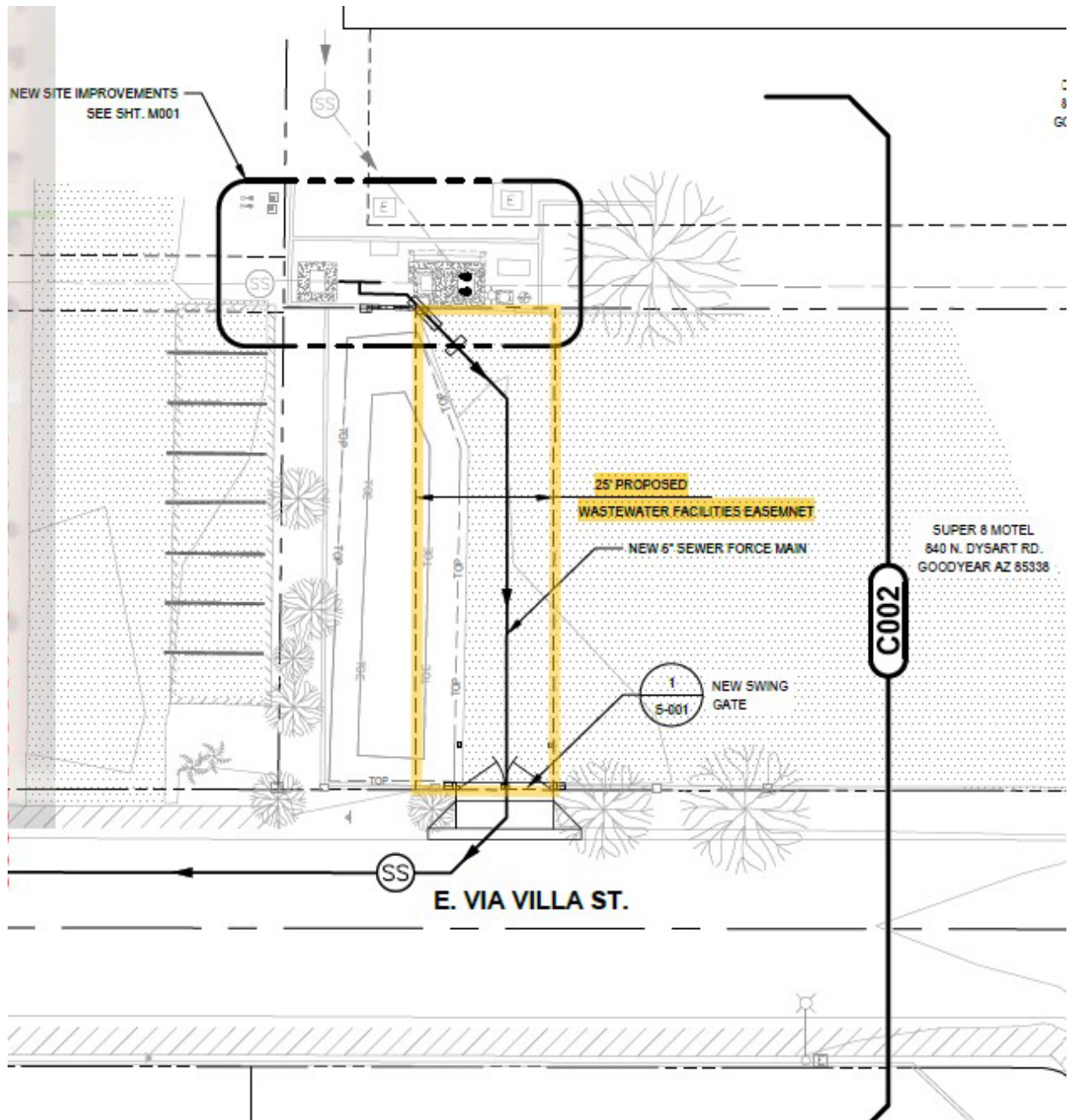


EXHIBIT "C"
DEPICTION OF IMPACTED PARCELS

