

CONFORMED COPY
2020-19193 ORDER
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Requested By: CITY OF SAN LUIS
Recorded By: cromero
Robyn Stallworth Puerque County Recorder, YUMA County AZ

WHEN RECORDED MAIL TO:

**CITY OF SAN LUIS
ATTN: CITY CLERK
P.O. BOX 1170
SAN LUIS, ARIZONA 85349**

The above area is to be reserved for recording information

CAPTION HEADING:

Order No. 2020-15

Order

Approving and adopting an amendment to the February 26, 2020, Development Agreement with Comite de Bien Estar, Inc. to create a lot split and to share responsibility for the construction of a street.



Order

No. 2020-15

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

An order of the Mayor and City Council of the City of San Luis, Arizona approving and adopting an amendment to the February 26, 2020, Development Agreement with Comite de Bien Estar, Inc. to create a lot split and to share responsibility for the construction of a street.

BE IT SO ORDERED by the Mayor and City Council of the City of San Luis, Arizona:

Section 1. It is deemed in the best interest of City of San Luis and its residents that the city enter into this Amendment to the February 26, 2020, Development Agreement with the Comite de Bien Estar, Inc. for the purchase of land for use as a city park, to create a lot split and to share responsibility construction of a road.


Section 2. A true copy of the Development Agreement is incorporated herein as though set forth again in full.

Section 3. The Mayor is authorized and directed to execute said Development Agreement for and on behalf of the City of San Luis and the City Clerk to attest the same.

Section 4. City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this Order.

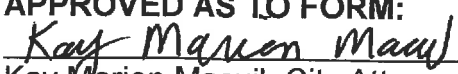
Section 5. The San Luis City Clerk and the City Clerk's designee are authorized and directed to deliver this Development Agreement to the Comite de Bien Estar, Inc. and to maintain a fully executed Development Agreement in the official files of the City Clerk.

PASSED, ADOPTED and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona this 24th day of June 2020.


Gerardo Sanchez, Mayor

ATTEST

Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil, City Attorney

AMENDMENT TO DEVELOPMENT AGREEMENT

COMES NOW Comite de Bien Estar, Inc., an Arizona non-profit corporation, (the "Developer") and the City of San Luis, an Arizona municipal corporation (the "City"), and in consideration of the mutual covenants in this Amendment to Development Agreement (the "Amendment"), hereby amend the Development Agreement between Developer and City dated the 26th day of February 2020 as approved by Order No. 2020-3 of the City Council of the City of San Luis (the "Agreement").

1. Amending Section 1.4. Attached, marked Exhibit A, is a proposed lot split map splitting certain lands and describing two parcels to be established by the map identified herein as Parcel A1 and Parcel A2. Parcel A1 describes the Park Property as referenced in subsection 1.4 of the Agreement. Parcel A2 describes the remainder of the Property after a split has occurred.
2. Approving the Lot Split. The Lot Split Map attached as Exhibit A is hereby approved, and recordation is hereby authorized and directed.
3. Amending Section 3.3. Section 3.3 of the Agreement is hereby amended to provide that the Developer shall be responsible only for the development and construction of a half street for any east/west street along the boundary line between Parcel A1 and Parcel A2. The City of San Luis is responsible for any development of the street into a full street. The Parties to this Amendment understand the City shall determine in the City's sole discretion the exact extent and timing of development for its responsibility to for the other half of the street.
4. Remaining Portions of the Agreement. All remaining portions of the Agreement not amended herein shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

[Intentionally left blank, the signature page continues]

THE CITY OF SAN LUIS, an Arizona municipal corporation

By: [Signature]
Gerardo Sanchez, Mayor

ATTEST:

By: [Signature]
Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

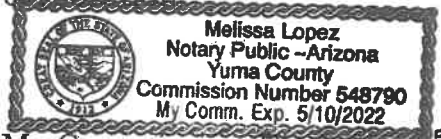
[Signature]
Kay Marion Macuil, City Attorney

DEVELOPER, Comite de Bien Estar, Inc, an Arizona non-profit corporation

By: [Signature]
Marco A. (Tony) Reyes, Executive Director

STATE OF ARIZONA)
) ss.
County of Yuma)

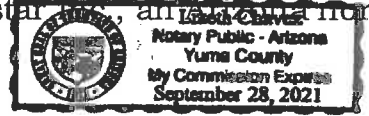
The foregoing instrument was acknowledged before me this 24th day of June 2020, by Gerardo Sanchez, Mayor of the City of San Luis, Arizona, a municipal corporation.


My Commission Expires: 5/10/2022

[Signature]
Notary Public

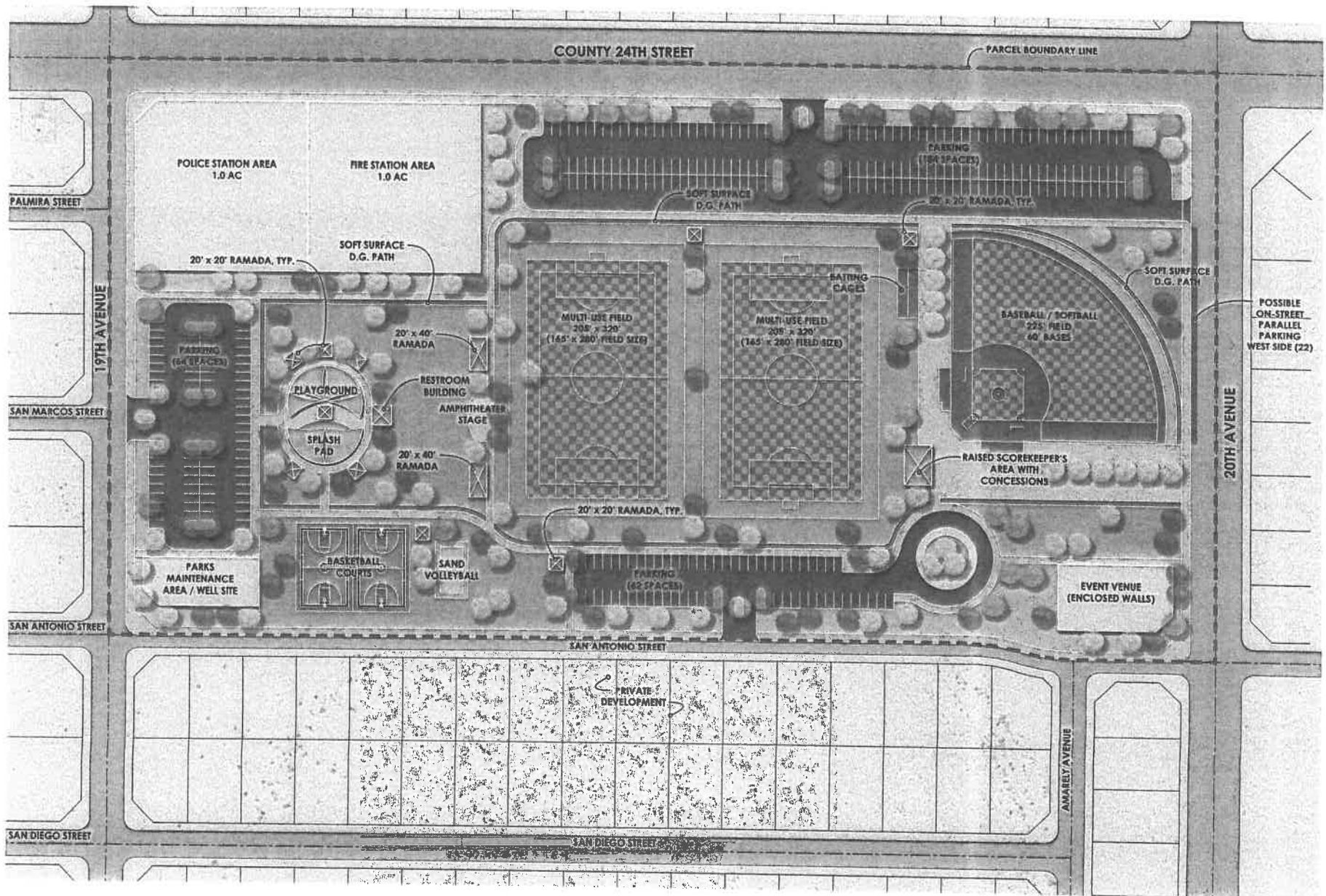
STATE OF ARIZONA)
) ss.
County of Yuma)

The foregoing instrument was acknowledged before me this 25th day of June 2020 by Marco A. (Tony) Reyes, Executive Director, on behalf of Comite de Bien Estar, Inc, an Arizona non-profit corporation.


My Commission Expires: 9/28/2021

[Signature]
Notary Public

Exhibit A



SAN LUIS COMMUNITY PARK

CONCEPTUAL MASTER PLAN (19.96 ACRES)