

ORDINANCE NO. 2926 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT (IGA/JPA 13-0002457-I) WITH THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, FOR PROPERTY EXCHANGES AND TRANSFERS FOR THE PURPOSE OF FINALIZING THE PREVIOUS INTERGOVERNMENT AGREEMENT (IGA/JPA 10-142-I) BETWEEN GLENDALE AND MARICOPA COUNTY DATED FEBRUARY 16, 2012 FOR A HIGHWAY IMPROVEMENT PROJECT IN AND AROUND THE AREAS OF US 60, GRAND AVENUE, AND 71ST AVENUE TO 43RD AVENUE.

WHEREAS, the State of Arizona is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement; and

WHEREAS, the City of Glendale, Arizona is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement; and

WHEREAS, on January 24, 2012 the City Council approved the entering into of an Intergovernmental Agreement with the State of Arizona, Department of Transportation, for utility relocations and enhancements of Grand Avenue (Resolution No. 4538 New Series); and

WHEREAS, the State of Arizona and the City of Glendale entered into the Intergovernmental Agreement (IGA/JPA 10-142-I) dated February 16, 2012 for the design, construction and maintenance of certain highway improvements to US 60, Grand Avenue, 71st Avenue to 43rd Avenue (060 MA 152 H7328 01C); and

WHEREAS, the State has completed the highway improvement project on February 27, 2007, known as 59th Avenue/Glendale Avenue 60 MA 152.7 H5610 01C for US 60, Grand Avenue; and

WHEREAS, the State of Arizona acquired property for use as right-of-way per Resolution No. 2012-10A-046 which defines the Grand Avenue right-of-way per plans 060 MA 149 H7292 01R; and

WHEREAS, the State of Arizona and the City of Glendale desire to exchange and transfer various rights-of-way parcels now owned and/or controlled by the State and the City in order to finalize the agreements contained in the previous IGA and the mutual understandings related to the previously completed highway improvement project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Manager and City Clerk be, and they hereby are, authorized and directed to execute and deliver the Property Exchange Intergovernmental Agreement with the State of Arizona, Department of Transportation, (IGA/JPA 13-0002457-I) for the property exchanges related to Federal-Aid-No. 089-B(212)S, ADOT Project No. H7328 01C for the US 60, Grand Avenue Project which document is now on file in the office of the City Clerk of the City of Glendale, as well as any and all other documents necessary for the City to effectuate the terms of said document.

SECTION 2. That the property exchange and transfer of all rights-of-way are described in the Property Exchange Intergovernmental Agreement.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this ____ day of _____, 2014.

M A Y O R

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

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