

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT WITH RAGINGWIRE DATA CENTERS.

WHEREAS, RagingWire Data Centers., is to be the owner of approximately 86 net acres located on the northwest corner of Elliot Road and Signal Butte Road upon purchase of said property from the existing property owner, Whane of Mesa Limited Partnership; and

WHEREAS, RagingWire Data Centers submitted a notice to “opt-in” to the Elliot Road Technology Corridor LI PAD Overlay (Elliot Road Technology Corridor Overlay); and

WHEREAS, RagingWire Data Centers provided a written letter of authorization from Whane of Mesa Limited Partnership to pursue the “opt-in” to the Elliot Road Technology Corridor Overlay as a condition of final closing and full ownership of the property; and

WHEREAS, the attached Development Agreement memorializes the request to modify the current zoning from Agriculture (“AG”) to Light Industrial with a Planned Area Development (“LI PAD”) Overlay, and to limit uses; and

WHEREAS, it is in the best interest of the City to encourage and promote development, which in turn stimulates economic activity throughout the City, improves and enhances the economic welfare of the City’s citizens, generates taxes and other benefits for the City; and

WHEREAS, the City Council finds and determines that the attached Development Agreement is for the economic development of the City and will assist in the creation and retention of jobs and will improve and enhance the economic welfare of the City’s citizens and promote greater economic activity in the City.

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

Section 1: That the City Manager, or his designee, is authorized and directed to enter into a Development Agreement, together with all other documents and amendments necessary to carry out the provisions of such agreement. The City Manager may make modifications to the terms set forth in the Development Agreement so long as such modifications do not materially alter the overall agreement presented to the City Council.

Section 2: That the City Clerk is authorized and directed to attest to the signature of the City Manager, or his designee, on all such documents.

PASSED AND ADOPTED by the Council of the City of Mesa, Maricopa County, Arizona this 15th day of April, 2019.

APPROVED:

John Giles, Mayor

ATTEST:

DeeAnn Mickelsen, City Clerk