

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT BETWEEN PACIFIC PROVING, L.L.C. AND THE CITY OF MESA CONCERNING THE DEVELOPMENT OF A MIXED-USE PLANNED COMMUNITY KNOWN AS AVALON CROSSING GENERALLY LOCATED NEAR THE SOUTHWEST CORNER OF WILLIAMS FIELD ROAD AND SIGNAL BUTTE.

WHEREAS, A.R.S. § 9-500.05 authorizes the City of Mesa to enter into development agreements related to the development of property in the City of Mesa; and

WHEREAS, the City desires to facilitate the development of a mixed-use planned community district referred to as the Avalon Crossing Planned Community district Avalon Crossing on approximately 182 acres of real property located south of Williams Field Road and west of Signal Butte Road (the “Project”); and

WHEREAS, the Parties find that the development of the Project pursuant to the Development Agreement and the Avalon Crossing Community Plan is consistent with the Mesa 2040 General Plan; and

WHEREAS, the City finds that the Project will benefit the City and its residents; and

WHEREAS, the City Council hereby determines it is appropriate to enter into a development agreement for the development of the Project on the Property (the “Development Agreement”).

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

Section 1: The City Council hereby approves the Development Agreement between Pacific Proving, L.L.C., a Delaware limited liability company and the City of Mesa.

Section 2: The City Manager or his designee, is authorized to enter into the Development Agreement and other associated documents necessary to carry out the intent of the agreement or that are necessary to facilitate the development of the Project and that do not materially alter the terms of the Development Agreement. The City Manager is further authorized to approve minor typographical, administrative, technical, procedural, and non-material modifications to the agreement and all of its exhibits, as needed.

Section 3: That the City Clerk is authorized to attest to the signature of the City Manager, or his designee, on all such documents.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona, this 26th day of August, 2019.

APPROVED:

Mayor

ATTEST:

City Clerk