

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 FOR CITY SHARE REIMBURSEMENT BETWEEN NEXMETRO ENCLAVE, LLC, AN ARIZONA LIMITED LIABILITY COMPANY, AND THE CITY OF MESA FOR A MULTI-FAMILY DEVELOPMENT KNOWN AS AVILLA ENCLAVE, LOCATED AT 8433 EAST GUADALUPE ROAD.

WHEREAS, the City is authorized by A.R.S. § 9-500.05 to enter into Development Agreements.

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

Section 1: That the Development Agreement for City Share reimbursement between NexMetro Enclave, LLC, an Arizona Limited Liability Company, and the City of Mesa for the cost sharing of the design and construction of regional street improvements along portions of Hawes Road for a multi-family development known as Avilla Enclave, located at 8433 East Guadalupe Road, is hereby approved.

Section 2: That the City Manager, Christopher J. Brady, or his designated representative, is authorized and directed to execute the agreement on behalf of the City of Mesa and the City Clerk is authorized and directed to attest to the signature of the City Manager or his authorized designated representative thereon. Additionally, the City Manager, or his designated representative, may agree to and enter into, and make, amendments and modifications to the Development Agreement as necessary to carry out the intent of the Development Agreement or that are necessary to facilitate the development and do not materially alter the terms of the Development Agreement.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona, this 6th day of April, 2020.

APPROVED:

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Mayor

ATTEST:

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City Clerk