

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT WITH SIGNAL BUTTE BFC, LLC CONCERNING THE DEVELOPMENT OF A MIXED-USE DEVELOPMENT GENERALLY LOCATED NEAR THE SOUTHWEST CORNER SIGNAL BUTTE ROAD AND SOUTHERN AVENUE.

WHEREAS, Signal Butte BFC, LLC (the “Landowner”) owns approximately 79.45 acres (the “Property”) located generally near the southwest corner of Signal Butte Road and Southern Avenue within the City limits of the City of Mesa (the “City”); and

WHEREAS, the Property is the subject of a concurrent rezoning request to allow for a mixed-use development consistent with the Mesa 2040 General Plan; and

WHEREAS, Landowner and the City desire to enter into a Development Agreement to guide the development of the Property in order to ensure that future development maintains a true mixed-use character; and

WHEREAS, Landowner and the City intend their agreement to be a “Development Agreement” within the meaning of A.R.S. § 9-500.05.

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

Section 1: The City Council approves the Development Agreement and authorizes the execution of future documents and agreements as necessary to carry out the provisions thereof. The City Manager, or his designee, is authorized to execute the Development Agreement. Additionally, the City Manager is authorized to 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 of the project and do not materially alter the terms of the Development Agreement.

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 8th day of July, 2020.

APPROVED:

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Mayor

ATTEST:

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City Clerk