

AGREEMENT NO. 145-44-2024-17-00
ANNUAL OPERATIONS FUNDING AGREEMENT
FY 2024-2025
BETWEEN
THE CITY OF MESA
AND
VALLEY METRO RAIL, INC.

THIS ANNUAL OPERATIONS FUNDING AGREEMENT FOR FISCAL YEAR 2024 - 2025 ("Annual Funding Agreement") is made and entered into this 1st day of July, 2024, by and between the City of Mesa, a municipal corporation duly organized and existing under the laws of the State of Arizona (hereinafter referred to as "COM" or "CITY") and Valley Metro Rail, Inc., a non-profit corporation, duly organized and existing under the laws of the State of Arizona (hereinafter referred to as "VMR"). CITY and VMR are collectively referred to as the "Parties."

RECITALS

WHEREAS, CITY and VMR entered into a Light Rail Transit Operations Master Cooperative Funding Agreement ("Master Agreement"), effective November 17, 2008; and,

WHEREAS, in the Master Agreement CITY and VMR agreed that annual funding amounts for the operation of the Light Rail Transit (LRT) System would be determined by VMR in cooperation with CITY and that the funding amounts thus

determined would be implemented in this and other annual Operations Funding Agreements; and,

WHEREAS, VMR's Board members from those Member Cities providing rail operations funds for FY2024 - 2025 have unanimously approved its FY2024 - 2025 rail operations budget for Rail Base Service in the sum of \$99,065,000; and,

WHEREAS, CITY's share of providing rail operations funds for Rail Operations & Maintenance, Security, State of Good Repair, Agency Operations and Facility Landscaping (Sycamore Transit Center and city owned land adjacent to the Mesa Drive Park-and-Ride) for FY2024 -2025 is in the sum of:

Operations & Maintenance	\$ 14,218,000
Security	\$ 2,994,000
State of Good Repair	\$ 1,488,000
Agency Operations	\$ 706,000
Facility Landscaping	\$ 22,000
Total	\$ 19,428,000

WHEREAS, this agreement is intended to implement CITY's funding obligation for its share of Rail Base Service for FY2024-2025.

AGREEMENT

NOW THEREFORE, IT IS HEREBY AGREED, by and between the Parties, as follows:

SECTION 1. CITY Funding Obligation for FY 2024 - 2025. CITY acknowledges and shall pay its share of the FY 2024 - 2025 rail operations budget for Rail Base Service in the sum of NINETEEN MILLION FOUR HUNDRED TWENTY EIGHT THOUSAND (\$19,428,000) DOLLARS. Rail Operations & Maintenance, Agency Operations, and Facility Landscaping, for Fiscal Year 2024-2025 as shown in the summary above.

SECTION 2. Funding. CITY's pro-rata monthly Rail Base Service contribution will be delivered to VMR two (2) days prior to the start of each fiscal month for which Rail Transit Operations services are to be provided. Payment may be by delivering the funds or by transfer in a manner to be determined by CITY and VMR staff.

SECTION 3. Integration. This Annual Operations Funding Agreement for FY 2024 – 2025 is subject to the terms and conditions set forth in the Master Cooperative Funding Agreement between the City of Mesa and Valley Metro Rail, Inc. dated April 27, 2009, except as otherwise expressly agreed upon herein.

IN WITNESS WHEREOF, the Parties have executed this Annual Funding Agreement on the day and year first set forth above.

VALLEY METRO RAIL, INC. (VMR)

By: _____
Jessica Mefford-Miller,
Chief Executive Officer

APPROVED AS TO FORM

By: _____
Michael Wawro
Chief Legal Officer

CITY OF MESA

By: _____
Christopher Brady, City Manager

ATTEST:

By: _____
Holly Moseley, City Clerk

APPROVED AS TO FORM

By: _____
James Smith, City Attorney