

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 LICENSE AGREEMENT WITH THE ARIZONA BOARD OF REGENTS, FOR AND ON BEHALF OF ARIZONA STATE UNIVERSITY, LICENSING TO ARIZONA STATE UNIVERSITY CERTAIN PORTIONS OF THE BUILDING AND LAND LOCATED 59 EAST 1ST STREET FOR ENTREPRENEURIAL AND INNOVATION PROGRAMS WITHIN THE STUDIOS AT MESA CITY CENTER.

WHEREAS, the City has title of record to the real property and improvements, including the commercial building of approximately 26,500 square feet in size located at 59 East 1st Street, Mesa, Arizona (“Building”) on Maricopa County Assessor Parcel Number 138-37-005 (“Land”), further described and depicted in the License Agreement.

WHEREAS, to promote City’s downtown redevelopment and revitalization, and to encourage the presence of post-secondary education uses and facilities in downtown Mesa, the City and ASU previously entered into an intergovernmental agreement effective March 1, 2018 (“IGA”) and a lease dated November 5, 2018 (“Lease”). Pursuant to the terms of the IGA and Lease, an approximately 118,000 square foot building is being constructed adjacent to the Building and will be leased by ASU for a post-secondary education facility in City’s innovation district in downtown Mesa.

WHEREAS, pursuant to the terms of the IGA and Lease, the Parties agreed to redevelop portions of the Building and the Land to create “The Studios at Mesa City Center,” an innovation, technology, and entrepreneurship studio (“The Studios”).

WHEREAS, the operation of The Studios by ASU in downtown Mesa further evidences the City’s commitment to increasing post-secondary education opportunities in Mesa and redeveloping and revitalizing downtown Mesa, and ASU’s desire to operate and maintain post-secondary education facilities in Mesa.

WHEREAS, ASU desires to license from the City, to operate The Studios, and the City is willing to license to ASU, pursuant to the terms of the License Agreement, certain portions of the Building and Land which are more fully described and depicted in the License Agreement.

WHEREAS, the City Council hereby finds and determines that the License Agreement and the operation of The Studios in downtown Mesa will improve and enhance the economic welfare of the inhabitants of Mesa in accordance with A.R.S. § 9-500.11.

WHEREAS, the City Council hereby determines it is appropriate to enter into the License Agreement and other agreements and documents as contemplated therein.

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

Section 1: The City Council of the City of Mesa approves the License Agreement in the form provided to City Council and authorizes the other agreements, documents, and amendments as contemplated therein, and authorizes the future actions and execution of future documents and agreements as necessary to carry out the provisions of the License Agreement.

Section 2: The City Manager or his designee is authorized and directed to enter into the License Agreement and may agree to, and enter into, amendments, modifications, or supplements thereto, on behalf of the City of Mesa, together with all other documents necessary to carry out the provisions of the License Agreement, and the City Clerk is authorized and directed to attest to the signature of the City Manager or his designee thereon.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 11th day of July, 2022.

APPROVED:

Mayor

ATTEST:

City Clerk