

RESOLUTION NO. 12268

A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ADOPTING A NOTICE OF INTENT TO ENTER INTO A RETAIL DEVELOPMENT TAX INCENTIVE AGREEMENT PURSUANT TO A.R.S. § 9-500.11 (VERSION 2) RELATED TO THE DEVELOPMENT OF PROPERTY GENERALLY LOCATED ALONG SIGNAL BUTTE ROAD, NORTH OF PECOS ROAD AND SOUTH OF STATE ROUTE 24 FOR THE PROJECT KNOWN AS THE “GATEWAY AUTOMALL.”

WHEREAS, Arizona Revised Statutes (“A.R.S.”) § 9-500.05 authorizes the City to enter into a development agreement with any person or entity having an interest in real property in the City of Mesa providing for the development of such property and certain development rights thereon.

WHEREAS, A.R.S. § 9-500.11 (Version 2) entitled “Expenditures for economic development; requirements; definitions” (“A.R.S. § 9-500.11”), allows the governing body of a city or town to appropriate and spend public monies for and in connection with economic development activities; provided, if the city or town desires to enter into a retail development tax incentive agreement, the city or town is required, pursuant to A.R.S. § 9-500.11(K), to “adopt a notice of intent to enter into a retail development tax incentive agreement at least fourteen days before approving a retail development tax incentive agreement.”

WHEREAS, the City Council intends to consider the approval of a development and pre-annexation development agreement (the “Development and Pre-Annexation Development Agreement”) related to approximately 87 acres of developable land located along Signal Butte Road, North of Pecos Road and south of State Route 24, 58.6 +/- acres of which is located within the jurisdictional limits of Mesa, AZ (as generally depicted on **Exhibit A-1**), and 28.4 +/- acres of which is located in Maricopa County, AZ outside of the jurisdictional limits of Mesa, AZ (as generally depicted on **Exhibit A-2**) for the project known as the Gateway Automall.

WHEREAS, the Development and Pre-Annexation Development Agreement meets the definition of a “retail development tax incentive agreement” under A.R.S. § 9-500.11(M)(6); and this Resolution is to satisfy the notice requirements of A.R.S. § 9-500.11(K).

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

Section 1: That, pursuant to A.R.S. § 9-500.11(K), notice is hereby given of the City of Mesa’s intent to consider approval to enter into the Development and Pre-Annexation Development Agreement, a “retail development tax incentive agreement” under A.R.S. § 9-500.11, for the project known as the “Gateway Automall”, at the City Council meeting to be held on September 23, 2024 at 5:45 PM, or at a subsequent City Council meeting, to be held at 57 E. First Street, Mesa, Arizona in the Mesa Council Chambers.

PASSED AND ADOPTED by the Council of the City of Mesa, Maricopa County, Arizona this 23rd day of September, 2024.

APPROVED:

Mayor

ATTEST:

City Clerk

EXHBIT A-1

**PROJECT PROPERTY LOCATED IN
MESA, AZ JURISDICTIONAL LIMITS**

(SEE ATTACHED)

EXHBIT A-2

**PROJECT PROPERTY LOCATED IN
MARICOPA COUNTY, AZ JURISDICITONAL LIMITS**

(SEE ATTACHED)

