

RESOLUTION NO. 9926

A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MESA AND THE ARIZONA BOARD OF REGENTS FOR AND ON BEHALF OF ARIZONA STATE UNIVERSITY POLYTECHNIC CAMPUS TO RECEIVE CHILLED WATER FOR BUILDINGS 505 AND 571 FROM THE AIR FORCE RESEARCH LABORATORY LOCATED AT 6030 SOUTH KENT STREET, MESA, AZ.

WHEREAS, the Air Force Research Lab (“AFRL”) was identified for closure under the 2005 round of Base Realignment and Closure Act (“BRAC”); and

WHEREAS, on May 19, 2010 the City of Mesa was recognized and approved by the Department of Defense (“DOD”) through the Office of Economic Adjustment (“OEA) as the Local Redevelopment Authority (“LRA”) responsible for the local reuse planning process for the base closure property; and

WHEREAS, on February 10, 2011, the City of Mesa, acting as the LRA, approved and submitted the Reuse Plan and Homeless Submission to the U.S. Department of Housing and Urban Development (“HUD”) for approval; and

WHEREAS, on March 10, 2011 HUD determined that the Reuse Plan and Homeless Submission submitted by the City of Mesa complied with the requirements of the Base Closure Community Redevelopment and Homeless Assistance Act of 1994, allowing the City of Mesa to proceed with the transfer of the AFRL to the City of Mesa for the purpose of economic development via an Economic Development Conveyance (“EDC”); and

WHEREAS, On June 23 , 2011 the City of Mesa entered into an Interim Lease with the Air Force for the beneficial use and possession of the Air Force Lab; and

WHEREAS, the Arizona Board of Regents for and on behalf of Arizona State University Polytechnic Campus (“ASU Poly”) previously received chilled water for buildings 505 and 571 through a Intergovernmental Agreement (“IGA”)with the Air Force, the City of Mesa finds it is in the best interest of the City to continue that relationship.

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

Section 1: That the IGA between the City of Mesa and ASU Poly is hereby approved.

Section 2: That the City Manager, Christopher J. Brady, or his designated representative, is authorized and directed to execute the IGA with ASU Poly on behalf of the City of Mesa, together with all other documents necessary to carry out the provisions of such agreement, and the City Clerk is authorized and directed to attest to the signature of the City Manager or his authorized designated representative thereon.

PASSED AND ADOPTED by the Council of the City of Mesa, Maricopa County, Arizona this 12th day of September, 2011.

APPROVED:



ATTEST:



City Clerk

