

RESOLUTION NO. 2018-1923

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING THE PURCHASE OF PROPERTY FOR FIRE STATION 181, LOCATED SOUTHWEST OF CELEBRATE LIFE WAY AND 143RD AVENUE, AUTHORIZING AND DIRECTING THE CITY MANAGER OR HER DISIGNEE TO EXECUTE THE REAL ESTATE PURCHASE AGREEMENTS; TAKE ACTIONS, EXECUTE DOCUMENTS AND ALLOW FOR NON-SUBSTANTIVE CHANGES AS REQUIRED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, during the FY 2017 budget process, City Council approved a Fire Station Study to review fire station needs for the entire city. A Request for Proposal process resulted in the selection of Operational Research in Health, Inc. (ORH) to complete the study; and

WHEREAS, in December, 2016 ORH and the Fire Chief presented the results of the Fire Station Study to the City Council which included the optimal locations for the replacement of Fire Station 181, in the areas of Litchfield Road and Van Buren Street; and

WHEREAS, in April, 2018 the City Council approved the expenditure of funds for the design services for the Goodyear Fire Stations Project which includes Fire Station 181; and

WHEREAS, city staff evaluated a number of sites within the defined optimal location area for Fire Station 181 and the property selected for Fire Station 181 is located southwest of Celebrate Life Way and 143rd Avenue and includes portions of two (2) separate properties; and

WHEREAS, city staff worked with the property owners and negotiated purchase agreements to acquire approximately five (5) acres for Fire Station 181, which includes property owned by the State of Arizona, acting and through its Department of Transportation (ADOT) an approximate 4.09 acre site described in Exhibit "A" of the Purchase Agreement attached hereto as Exhibit "1" and with Cheyenne Valley, LLC, a Nevada limited liability company and Oxnard Commerceplex, a Delaware limited liability company (Cheyenne/Oxnard) to acquire the approximate .90 acre site depicted and described in the Exhibit "A" of the Purchase Agreement attached hereto as Exhibit "2"; and

WHEREAS, per the terms of the ADOT purchase agreement the purchase price for the ADOT property is \$891,000 for the approximate 4.09 acre site; and

WHEREAS, per the terms of the Cheyenne/Oxnard purchase agreement the purchase price for the Cheyenne/Oxnard property is \$108,500 for the approximate .90 acre site; and

WHEREAS, staff estimates the additional closing costs associated with the closing of both parcels to be approximately \$5,000 each, which will be over and above the purchase price for the properties;

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

SECTION 1. The Mayor and Council hereby approve the purchase of the property owned by ADOT consistent with the terms provided in the Purchase Agreement attached hereto as Exhibit “1”; and

SECTION 2. The Mayor and Council hereby approve the purchase of the property owned by Cheyenne/Oxnard consistent with the terms provided in the Purchase Agreement attached hereto as Exhibit “2”; and

SECTION 3. The City Attorney is hereby authorized, at his discretion, to make non-substantive modifications to the Purchase Agreements described in Section 1 and Section 2; and

SECTION 4. The City Manager is authorized and directed to execute the Purchase Agreement described in Section 1 and Section 2, attached hereto as Exhibit “1” and Exhibit “2”, as may be modified by the City Attorney pursuant to Section 3 of this Resolution.

SECTION 5. The City Manager or her designee is hereby authorized and directed to take any and all actions and to execute all documents necessary to carry out the intent of this Resolution and the terms of the Purchase Agreements.

PASSED AND ADOPTED by the Mayor and Council of the city of Goodyear, Maricopa County, Arizona, this _____ day of _____, 20_____.

Georgia Lord, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Darcie McCracken, City Clerk

Roric Massey, City Attorney

CERTIFICATION OF RECORDING OFFICER

STATE OF ARIZONA)
) ss.
County of Maricopa)

I, the undersigned Darcie McCracken, being the duly appointed, qualified City Clerk of the city of Goodyear, Maricopa County, Arizona, certify that the foregoing Resolution No. 2018-1923 is a true, correct and accurate copy of Resolution No. 2018-1923, passed and adopted at a regular meeting of the Council of the city of Goodyear, Maricopa County, Arizona, held on the _____ day of _____ 20____, at which a quorum was present and, by a _____ vote, _____ voted in favor of said resolution.

Given under my hand and sealed this _____ day of _____, 20____.

seal

City Clerk