

## **RESOLUTION 2018-1896**

### **RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA APPROVING THE MODIFICATION OF ASSESSMENT NUMBER 3 WITHIN THE MCDOWELL ROAD COMMERCIAL CORRIDOR IMPROVEMENT DISTRICT.**

**WHEREAS**, pursuant to A.R.S. § 48-594(B) and a request of the property owners affected, the Superintendent of Streets of the City of Goodyear, Arizona (the "*City*"), has prepared a list of assessments on certain property within the McDowell Road Commercial Corridor Improvement District (the "*District*"), which assessments are to be modified, including (a) the assessment number, legal description and amount assessed on each affected parcel before the modification, (b) the assessment number, legal description and name and address of the owner as shown on the most recent tax roll, and (c) the amount to be assessed on each parcel after modification; and

**WHEREAS**, the Superintendent of Streets has caused to be prepared and presented to the Mayor and City Council an amendment to the assessments reflecting the requested modification and an amended Assessment Diagram; and

**WHEREAS**, the property owners impacted by the requested assessment modification waived their rights to notice and a hearing as described in A.R.S. §48-594(B); and

**WHEREAS**, no objections to the reallocation of the assessment have been received during the time provided by law; and

**WHEREAS**, the Mayor and City Council have considered the matter and have the advice of its Superintendent of Streets with respect to the improvements constructed and the assessments levied for the District;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA**, as follows:

**Section 1.** Pursuant to A.R.S. § 48-594(B) and the completed application and substantially complete petition submitted by the property owners, and good cause appearing therefore, it is hereby ordered that assessment number 3 be modified in accordance with the assessment modification and reallocation submitted by the Superintendent of Streets.

**Section 2.** The Mayor and City Council hereby approve the assessment modifications as are set forth on Exhibit A attached hereto, and approve the form of amended Assessment Diagram as set forth on Exhibit B attached hereto.

**Section 3.** The Mayor and City Council hereby direct the Superintendent of Streets to record the reallocated assessment and amended Assessment Diagram in the Superintendent of

Streets' office pursuant to A.R.S. § 48-594(B) and record an amended notice of recording of assessment in the records of Maricopa County, Arizona.

**Section 4.** The modified assessment numbers will now be 3-01-001 and 3-01-002.

**Section 5.** The costs of the reallocation shall be included in the amount of the assessment, as reallocated, and, if not sooner paid, shall be included in the next installment of the assessment due with respect to the affected parcels.

**PASSED AND ADOPTED** by the Mayor and City Council of the City of Goodyear, Maricopa County, Arizona on September 24, 2018.

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Mayor

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City Clerk

APPROVED AS TO FORM:

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Gust Rosenfeld P.L.C.  
Bond Counsel

I hereby certify that I have reviewed the legal descriptions and the modifications of the assessments above-numbered and that the modifications set forth on the attached exhibit are acceptable to me.

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Superintendent of Streets

## **CERTIFICATE**

I hereby certify that the above and foregoing Resolution was duly passed by the Mayor and City Council of the City of Goodyear, Maricopa County, Arizona, at a regular meeting held on September 24, 2018, and that a quorum was present thereat and that the vote thereon was \_\_\_\_\_ ayes and \_\_\_\_\_ nays; \_\_\_\_\_ did not vote or were absent.

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City Clerk

**EXHIBIT A**

ASSESSMENT MODIFICATIONS  
(*see attached*)

**EXHIBIT B**

AMENDED ASSESSMENT DIAGRAM  
(*see attached*)