

RESOLUTION NO. 2016.97

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA FOR THE DESIGN AND CONSTRUCTION OF RAILROAD SAFETY IMPROVEMENTS AT ELLIOT ROAD AND KYRENE ROAD.

WHEREAS, the City of Tempe and State of Arizona have authority under A.R.S. § 11-951 through 11-954 to enter into Intergovernmental Agreements.

WHEREAS, the State of Arizona is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement.

WHEREAS, the City of Tempe is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement.

WHEREAS, the purpose of the agreement is to design and construct railroad safety improvements at Elliot Road and Kyrene Road.

WHEREAS, the City of Tempe, in order to obtain federal funds for the project, will provide matching funds to the state for the project.

WHEREAS, the State of Arizona will administer the scoping and design of the project, will prepare the plans, estimates and specifications and will also pursue federal funding in support of the project through the Federal Highway Administration;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA as follows:

That the Mayor is authorized to sign the Intergovernmental Agreement between the City of Tempe and the State of Arizona to design and construct the required safety improvements at the intersection of Elliot Road and Kyrene Road.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this _____ day of _____, 2016.

Mark W. Mitchell, Mayor

ATTEST:

Brigitta M Kuiper, City Clerk

APPROVED AS TO FORM:

Judith R. Baumann, City Attorney