

**RESOLUTION NO. 22-29**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, APPROVING AND ADOPTING AN AMENDED AND RESTATED DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MARICOPA AND VESTAR ARIZONA XLIX, L.L.C., IN COMPLIANCE WITH A.R.S. §9-500.05.**

**WHEREAS**, pursuant to A.R.S. §9-500.05, Vestar Arizona XLIX, LLC and the City of Maricopa entered into a Pre-Annexation Development Agreement which was recorded on May 26, 2006 in the Pinal County Recorder’s Office at Fee Number 2006-076047 related to the annexation and development of certain real property generally located on the southeast corner of State Route 347 and W. Farrell Road (“Agreement”); and

**WHEREAS**, the parties now desire to amend the Agreement to provide for the development of the property.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Maricopa, Arizona, as follows:

**Section 1.** The City of Maricopa by the requisite vote of its City Council hereby approves and adopts, and authorizes and instructs its Mayor on behalf of the City of Maricopa to enter into the Amended and Restated Development Agreement with Vestar Arizona XLIX, LLC in the form attached to and made a part of this Resolution.

**Section 2.** Pursuant to A.R.S. §9-500.05(G), the provisions of this Resolution are not enacted as an emergency measure and shall not be effective for thirty (30) days.

**PASSED AND ADOPTED** by the Mayor and City Council of the City of Maricopa, Arizona this 17<sup>th</sup> day of May, 2022.

APPROVED:

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Christian Price  
Mayor

ATTEST:

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Vanessa Bueras, MMC  
City Clerk

APPROVED AS TO FORM:

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Denis Fitzgibbons  
City Attorney