

RESOLUTION NO. 23-01

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, AUTHORIZING THE CITY OF APACHE JUNCTION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF EAGAR FOR TRANSFER OF USED CONSTRUCTION EQUIPMENT.

WHEREAS, the City of Apache Junction ("Apache Junction" or "City") is in possession of a used heavy duty construction grade box tractor scraper (the "Equipment"); and

WHEREAS, the Town of Eagar ("Town of Eagar") is in need of this Equipment for its local public works projects; and

WHEREAS, Apache Junction would avoid the additional expenditure of public funds for disposing of the Equipment by directly relinquishing ownership to the Town of Eagar; and

WHEREAS, pursuant to A.R.S. § 11-952(A), public entities may enter into intergovernmental agreements with other municipalities and governmental entities to transfer used equipment; and

WHEREAS, Apache Junction and the Town of Eagar have crafted the legal arrangement in the form of the attached intergovernmental agreement which sets forth the terms and conditions of the transfer.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION ARIZONA, AS FOLLOWS:

- 1) The mayor and city council approve the form of the intergovernmental agreement for the transfer of the Equipment to the Town of Eagar, as set forth in Attachment A; and the mayor is hereby authorized to sign the agreement on behalf of the City.
- 2) The city manager and/or his designee is authorized and directed to take all steps necessary to carry out the purpose and intent of this resolution and to fulfill all the duties required under the agreement.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, THIS ____ DAY OF _____, 20__.

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SIGNED AND ATTESTED TO THIS _____ DAY OF _____, 20__.

WALTER "CHIP" WILSON
Mayor

ATTEST:

JENNIFER PENA
City Clerk

APPROVED AS TO FORM:

RICHARD J. STERN
City Attorney

ATTACHMENT A