

**RESOLUTION NO. 2023-130**  
**A RESOLUTION OF THE COUNCIL OF THE CITY OF PEORIA,**  
**MARICOPA COUNTY, ARIZONA, ADOPTING A NOTICE OF**  
**INTENT TO ENTER INTO A RETAIL DEVELOPMENT TAX**  
**INCENTIVE AGREEMENT PURSUANT TO A.R.S. § 9-500.11**  
**(VERSION 2)**

WHEREAS, A.R.S. § 9-500.11 (Version 2) entitled "Expenditures for economic development; requirements; definitions" A.R.S. § 9-500.11(K) requires a city or town to "adopt a notice of intent to enter into a retail development tax incentive agreement at least fourteen days before approving a retail development tax incentive agreement."

WHEREAS, the City Council intends to consider the approval of a development agreement with that meets the definition of a "retail development tax incentive agreement" under A.R.S. § 9-500.11(M)(6); and this Resolution is to satisfy the notice requirements of A.R.S. § 9-500.11(K).

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

Section 1: Notice is hereby given, pursuant to Arizona Revised Statutes § 9-500.11, as amended, that the CITY OF PEORIA, ARIZONA, an Arizona municipal corporation intends to enter into a retail development tax incentive agreement with 83<sup>RD</sup> & HAPPY VALLEY, LLC, an Arizona limited liability company, on December 27<sup>th</sup>, 2023 or any other date which is at least fourteen days after the adoption of this Notice by the City (see Exhibit "A").

PASSED AND ADOPTED by the Mayor and the Common Council of the City of Peoria, Arizona, this 12th day of December, 2023.

CITY OF PEORIA, ARIZONA,  
An Arizona municipal corporation

By: \_\_\_\_\_  
Jason Beck  
Mayor

ATTEST:

By: \_\_\_\_\_  
Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Emily Jurmu, City Attorney

EXHIBIT A

Notice of Intent to Enter into a Retail Development Tax  
Incentive Agreement

Notice is hereby given, pursuant to Arizona Revised Statutes § 9-500.11, as amended, that the CITY OF PEORIA intends to enter into a retail development tax incentive agreement with 83<sup>RD</sup> & HAPPY VALLEY, LLC, an Arizona limited liability company, on December 27<sup>th</sup>, 2023 or any other date which is at least fourteen days after the adoption of this Notice by the City.