

RESOLUTION NO. 2025-108

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, ADOPTING A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT INCLUDING ALL EXHIBITS AND ATTACHMENTS BETWEEN THE ARIZONA DEPARTMENT OF REVENUE AND THE CITY OF PEORIA FOR THE DISTRIBUTION OF REVENUES UNDER A.R.S. § 42-5032.02; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERGOVERNMENTAL AGREEMENT; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE AS PROVIDED BY LAW.

WHEREAS, under A.R.S. § 42-5032.02(H), the City can obtain funding for up to eighty percent (80%) of the cost of a Public Infrastructure Improvement Project (PIIP) from the portion of state transaction privilege tax (TPT) revenue under A.R.S. § 42-5075 derived from the construction of buildings and associated improvements; and

WHEREAS, the City wishes to enter into an Intergovernmental Agreement with the Arizona Department of Revenue (ADOR) for the purpose of facilitating ADOR's distribution of funds to the City under A.R.S. § 42-5032.02 and to ensure compliance with the requirements of that statute and other applicable laws; and

WHEREAS, the terms and conditions of the Intergovernmental Agreement between ADOR and the City of Peoria are outlined in the attached Exhibit A; and

WHEREAS, the Mayor and Council of the City of Peoria, Arizona, have considered the attached agreement, and deem this Resolution to be in the best interest of the public health, safety, and welfare of the residents of the City of Peoria, Arizona;

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

Section 1. The foregoing recitals are incorporated as if fully set forth herein.

Section 2. The Intergovernmental Agreement with ADOR is authorized and approved and the Mayor is authorized to execute the Intergovernmental Agreement and related documents in substantial conformance with the document attached as Exhibit A.

Section 3. The City Manager, or his designee, is authorized to execute and provide necessary documentation needed to implement the Intergovernmental Agreement in substantial conformance with the document attached as Exhibit A. All final forms shall be approved by the City Attorney. Any related documents necessary to close the

transaction may be executed by the City Manager or a designee, subject to approval as to form by the City Attorney.

Section 4. In the event any part, portion or paragraph of this Resolution is found to be invalid by any court of competent jurisdiction, the invalidity of such part, portion, or paragraph shall not affect any other valid part, portion, or paragraph of this Resolution and effectiveness thereof.

Section 5. The City Clerk is hereby authorized to correct clerical and grammatical errors, if any, related to this Resolution, and to make formatting changes appropriate for purposes of clarity, form, or consistency with the Peoria City Code.

Section 6. This Resolution shall become effective in the manner provided by law.

[signature page follows]

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 4th day of November, 2025.

Jason Beck, Mayor

Date Signed

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, City Attorney

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