

## RESOLUTION # 2017-15

### A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA APPROVING A SECOND AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT (IGA) WITH MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT FOR ALLOWING A SUBLEASE, AND CHANGING THE TIMING AND PURCHASE OPTIONS FOR THE COMMUNIVERSITY BUILDING.

**WHEREAS**, pursuant to Arizona Revised Statute §11-951, *et seq.*, the City of Surprise has the authority to enter into intergovernmental agreements with other governmental entities for the purposes set forth within;

**WHEREAS**, the parties entered into an Intergovernmental Agreement and subsequent First Amendment in order to set forth their respective rights and obligations concerning the development, maintenance, operation, and use of the building on City Hall property and owned by the MCCCD;

**WHEREAS**, the parties desire to amend the intergovernmental agreement in order to facilitate a sublease with purchase option, and to extend the timing and purchase requirement for the MCCCD owned building;

**WHEREAS**, in addition to amending the IGA, the city will be consenting to a specific tenant to sub-lease the Communiversity building, and

**WHEREAS**, this benefits both parties in that the building will continue to be occupied with a higher education use and the requirement for the city to purchase has been extended.

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

**Section 1.** The Second Amendment to the Intergovernmental Agreement between the City of Surprise and the Maricopa County Community College District, attached as Exhibit A, is approved.

**Section 2.** The City Manager, or his designee, is hereby authorized to execute and submit all documents and other necessary or desirable instruments in connection with said agreement.

SIGNATURES ON THE FOLLOWING PAGE

**APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Sharon R. Wolcott, Mayor

Attest:

Approved as to form:

\_\_\_\_\_  
Sherry Aguilar, City Clerk

\_\_\_\_\_  
Robert Wingo, City Attorney

EXHIBIT A

INTERGOVERNMENTAL AGREEMENT BETWEEN  
THE CITY OF SURPRISE AND MARICOPA COUNTY COMMUNITY  
COLLEGE DISTRICT