



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

September 6, 2017

DEPARTMENT:

City Attorney

DIVISION:

- ☐ Motion
- ☒ Resolution
- ☐ Ordinance - Introduction
- ☐ Ordinance - Adoption
- ☐ Public Hearing

TITLE:Accept Transfer and Annexation of a Portion of 8th Street**SUMMARY RECOMMENDATION:**

Approve a resolution transferring and annexing a portion of 8th Street/County 8th Street, to the City of Yuma in compliance with the terms of an intergovernmental agreement (IGA) with Yuma County for the reconstruction and widening of a portion of County 8th Street between Avenue C to east of Avenue D. (City Attorney) (Richard W. Files)

REPORT:

On June 21, 2017, the City Council approved an IGA with Yuma County (County) for roadway improvements to 8th Street (5 lanes) with the County and the City of Yuma (City) splitting the costs. Pursuant to Section 10 of the IGA, the County will transfer a portion of 8th Street to the City as provided for in A.R.S. § 9-471(N), which allows a County roadway to be transferred to the adjacent receiving City by mutual consent of the governing bodies as long as the proposed transfer is a published agenda item at a regular public meeting. The transferred property is to be treated as newly annexed territory of the City and for all intents and purposes becomes property of the City.

The County prepared and drafted the attached form of the resolution for the annexation of the portion of 8th Street identified in the IGA, which is why the proposed resolution differs from the standard form of resolution that is normally presented to City Council. For that reason, this resolution has the County resolution referenced and attached as Exhibit 1 to the City resolution. This is also the first time that the City is accomplishing an annexation from the County under A.R.S. § 9-471(N), which has specific requirements for the approval and publication of the proposed transfer.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="radio"/> Department <input type="radio"/> City Clerk's Office <input type="checkbox"/> Document to be recorded			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		8/30/2017	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard Files		8/29/2017	
RECOMMENDED BY (DEPT/DIV HEAD):		DATE:		
WRITTEN/SUBMITTED BY:		DATE:		