

RESOLUTION NO. R2024-045

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA,
ARIZONA, APPROVING AND AUTHORIZING THE EXECUTION OF
AN ADDENDUM TO THE REAL PROPERTY EXCHANGE AND
DEVELOPMENT AGREEMENT WITH SOUTHGATE MALL, LLC**

WHEREAS, the City of Yuma (City) is authorized pursuant to Arizona Revised Statutes § 9-500.05 to enter into development agreements with owners of real property; and,

WHEREAS, pursuant to Resolution No. R2013-47, the City and Southgate Mall, LLC entered into the Southgate Mall, LLC Real Property Exchange and Development Agreement (Agreement) recorded as Yuma County Recorder's Fee # 2014-078356; and,

WHEREAS, Southgate seeks to modify the Agreement to update the allowable sign type and sign location for a future pole sign to be located along Catalina Drive as indicated in Exhibit 9 of the original Agreement; and,

WHEREAS, the attached proposed *2024 Addendum to the Southgate Mall LLC Real Property Exchange and Development Agreement Exhibit 9* identifies the location and type of the future pole sign to be located along Catalina Drive,

NOW THEREFORE, BE IT RESOLVED by the City Council of Yuma as follows:

SECTION 1: The *2024 Addendum to the Southgate Mall LLC Real Property Exchange and Development Agreement Exhibit 9* attached as Exhibit A and by this reference incorporated into this Resolution, is approved according to its terms.

SECTION 2: The City Administrator is authorized and directed to substitute the *2024 Addendum to the Southgate Mall LLC Real Property Exchange and Development Agreement Exhibit 9* for the existing Exhibit 9 and rerecord the document with the new exhibit on behalf of the City of Yuma.

Adopted this ____ day of _____ 2024.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Richard W. Files

