

**RESOLUTION NO. R2024-021**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AUTHORIZING AND APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF THE AVENUE 7E AND 40<sup>TH</sup> STREET BOX CULVERT**

WHEREAS, the City of Yuma (City) desires to enter into the attached Intergovernmental Agreement (Agreement) with the Arizona Department of Transportation (ADOT) to remove the existing siphon on “A” Canal and replace the siphon with a box culvert at Avenue 7E and 40<sup>th</sup> Street (Project); and,

WHEREAS, the Yuma Metropolitan Planning Organization (YMPO) has confirmed the Project’s eligibility for Federal Surface Transportation Block Grant Funding (STBG); and,

WHEREAS, YMPO will transfer 100% of applicable STBG Apportionments and Obligation authority for the Project from ADOT in exchange for Arizona Highway User Revenue Funds (HURF) less 10%; and,

WHEREAS, the City will enter into an agreement with ADOT to receive HURF funds for reimbursement of construction costs up to the amount of available funds (\$900,000); and,

WHEREAS, ADOT and the City agree that the completion of the Project is essential to public safety and public welfare and desire to cooperate in the completion of the Project; and,

WHEREAS, it is to the mutual benefit of ADOT and the City to enter into the attached Agreement.

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

SECTION 1: The Intergovernmental Agreement between ADOT and the City for the construction of the Project is approved.

SECTION 2: The City Administrator is authorized and directed to execute the Intergovernmental Agreement attached as Exhibit A on behalf of the City of Yuma.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2024

APPROVED:

\_\_\_\_\_  
Douglas J. Nicholls  
Mayor

ATTESTED:

APPROVED AS TO FORM:

\_\_\_\_\_  
Lynda L. Bushong  
City Clerk

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Richard W. Files  
City Attorney