

RESOLUTION NO. 2017-007

A RESOLUTION OF THE GOVERNING BOARD OF THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY APPROVING AND AUTHORIZING THE EXECUTION OF A DEED AND CLOSING DOCUMENTS CONVEYING RIGHT-OF-WAY TO THE CITY OF SOUTH TUCSON FOR USE AS A PUBLIC BUS PULLOUT AND PEDESTRIAN EASEMENT.

WHEREAS, the Regional Transportation Authority of Pima County ["RTA"] is a political, tax levying public improvement subdivision and municipal corporation of the State of Arizona, formed pursuant to A.R.S. section 48-5302; and

WHEREAS, pursuant to A.R.S. 48-5309 (A), the RTA adopted, and the voters approved, a twenty-year, comprehensive, multi-modal regional transportation plan (the "Plan"); and

WHEREAS, the City of South Tucson (City) is a municipal corporation of the State of Arizona; and

WHEREAS, the RTA and the City are cooperating in the establishment of various bus pullouts and pedestrian easements within or adjacent to City controlled rights-of-way, pursuant to RTA Bus Pullout Package No. 14 ("the Project"); and

WHEREAS, the Project is one of the transportation improvement projects included in the Plan or is part of a categorical program included in the Plan; and

WHEREAS, pursuant to A.R.S. section 48-5302, *et seq.*, RTA is authorized to acquire, dispose of and encumber real and personal property, including, without limitation, rights and interests in property, leases and easements necessary to the functions or operations of the RTA and the Plan; and

WHEREAS, the Governing Board of the RTA hereby finds and determines that execution of deeds and closing documents is necessary, and in furtherance of the Plan, to transfer certain property to the City of South Tucson, described in Exhibit A, attached hereto and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the RTA that the Executive Director, Farhad Moghimi, and the Deputy Director, James DeGrood (both individually "Authorized Representatives"), acting on behalf of the RTA, are hereby severally authorized to execute and deliver any deeds and closing documents required to transfer the property described on Exhibit A.

BE IT FURTHER RESOLVED that each individual Authorized Representative, acting on behalf of the RTA, is hereby authorized to enter into, execute, and deliver such other documents relating to the property transfer as the Authorized Representative deems appropriate, including any escrow, title and bill-of-sale documents necessary and proper to effectuate and implement the transfer.

PASSED AND ADOPTED by the Board of Directors of the Regional Transportation Authority of Pima County this ____ day of _____, 2017.

Tom Murphy, Board Chair

Certification:

Farhad Moghimi, the Executive Director of the RTA, hereby certifies and attests that he has access to the official records of the Board of the RTA, that the foregoing Resolution was duly adopted by the Board of the RTA, at a duly noticed and public meeting, and that this Resolution has not been altered or amended and remains in full force and effect on the date stated below.

Farhad Moghimi, Executive Director

Date: _____

Approved as to form:

Thomas Benavidez, Esq.

EXHIBIT "A"

[Property Description]