

SUBMITTED BY: Luis Pedroza, Deputy City Manager

MANAGEMENT TEAM REVIEW: Ana Urquijo, City Manager

FOCUS AREA: Other / NA

**ORGANIZATIONAL
IMPROVEMENTS:** EnterTextHere

SUBJECT: **RESOLUTION NO. 25-1666**, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AUTHORIZING** the Execution of an **INTERGOVERNMENTAL AGREEMENT** between the City of Douglas and **COCHISE COUNTY** regarding efforts to acquire Right of Way for Kings Highway to James Ranch Road for projects related to the Commercial Land Port of Entry West of Douglas, Arizona.

EXECUTIVE SUMMARY:

The city and the county are partnering under this Intergovernmental Agreement (IGA) to collaborate in acquiring the necessary right of way for the construction of the sewer line that will connect the new commercial port of entry to the city's wastewater treatment plant.

BACKGROUND:

With this IGA, the city and the county agree to a coordinated and collaborative effort utilizing city grant funds for the acquisition of a 150 foot right of way starting at Kings Highway south of the border patrol station, then west to the next section line south of Puzzi Ranch Road up to James Ranch Road. This right of way will allow the city's gravity sewer connection path for the new commercial POE and avoid the use of a lift station.

The acquisition of the right of way is also an opportunity to acquire the property needed for a future utility corridor as well as a future connecting roadway to the James Ranch Road Connector Road. The city needs this ROW to continue its sewer design and construction and since the area is in the county's jurisdiction, the ROW will need to be retained by the county. The IGA states that the city will contract the services of an experienced firm to acquire the ROW following federal guidelines and acquire the ROW on behalf of the county. The county will accept the ROW once acquired and grant the city a utility easement for the sewer line. The county will also work with any rezoning petitions to require the donation of right of way as part of rezoning requests. This step will eliminate acquisition costs for those parcels.

The county required an environmental Phase I study to protect from any liability in the property acquired, which the city will undertake as part of the proposed Tierra ROW acquisition contract. The county will provide their surveyor services for legal descriptions of the proposed ROW.

DISCUSSION:

Staff recommend approval of the Intergovernmental Agreement. Funding for the acquisition services will be from city's state ARPA and any acquisition costs will come from city budgeted funds in FY 2025.

FISCAL IMPACT:

None.

Fiscal Year: 2024/2025

Amount Requested: \$0

Budgeted: Y / N

Account (s):

“...I MOVE THAT THE MAYOR AND COUNCIL APPROVE RESOLUTION NO. 25-1666.”