

RESOLUTION NO. 2019-01

RESOLUTION OF THE BOARD OF DIRECTORS OF THE ASU ATHLETIC FACILITIES DISTRICT MODIFYING THE DISTRICT BOUNDARIES

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ASU ATHLETIC FACILITIES DISTRICT, as follows:

Section 1. **Findings.** The Board of Directors for the District (the “**Board**”) hereby makes the following findings:

A. Pursuant to Resolution No. C-20-12-017-M-00 (the “**Authorizing Resolution**”) and at the request of the Arizona Board of Regents for and on behalf of Arizona State University (“**ASU**”), the Board of Supervisors of Maricopa County, Arizona previously authorized the organization and establishment of the ASU Athletic Facilities District (the “**District**”) pursuant to Title 48, Chapter 26, Arizona Revised Statutes (“**A.R.S.**”), as amended (the “**Act**”).

B. The Authorizing Resolution established the District boundaries by reference to the description in *Exhibit A* thereto and the map showing the District boundaries set forth in *Exhibit B* thereto.

C. Pursuant to A.R.S. Section 48-4202 of the Act, the District excluded any real property that was the subject of an existing agreement granting a third party the right or option to ground lease such property.

D. At the time of the District formation, certain real property identified as part of the District in the Exhibits to the Authorizing Resolution and commonly known as “*Marina Heights*,” was the subject of an existing agreement granting a third party the option to ground lease the same. A portion of such property was leased to a third party and is, therefore, excluded from the District. The agreement for the balance of the Marina Heights property subsequently expired without exercise of the option, and such property remains in the District.


E. Following formation of the District, ASU acquired the real property described on *Exhibit 1* hereto (“**Parcel 1**”), which is adjacent to the District. A.R.S. Section 48-4202 and Section 4 of the Authorizing Resolution authorize the District boundaries to be altered as ASU acquires property.

Section 2. **Addition of Parcel 1.** The Board hereby agrees to the expansion of the District boundaries to include Parcel 1 as part of the District.

Section 3. **District Boundaries and Map.** The District boundaries, as modified by this Resolution, are depicted on *Exhibit 2* hereto.

Section 4. **Effective Date.** This resolution shall be effective immediately.


ADOPTED this 9th day of September, 2019, by the affirmative vote of the District Board.


Morgan R. Olsen, Chairman

ATTEST:


José A. Cárdenas, Secretary

APPROVED AS TO FORM:


Timothy A. Stratton, Attorney

Exhibits:

- 1 Legal Description of Parcel 1
- 2 Boundary map of modified District property

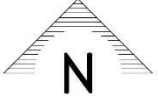
EXHIBIT 1

Legal Description for Parcel 1

Lots 2 through 9, inclusive, and Lot 11, **ALPHA DRIVE SUBDIVISION**, according to the Plat of Record in the Office of the County Recorder of Maricopa County, Arizona, recorded in Book 1060 of Maps, Page 46.

* * * * *

EXHIBIT 2



Boundary Map of
ASU Athletic Facilities District
Boundary 7/18/19
(Maricopa County, Arizona)

