

RESOLUTION NO. 2009-20

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, TERMINATING AN INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR SPECIAL TRANSPORTATION SERVICES.

WHEREAS, on May 17, 2007, the Council of the Town of Fountain Hills (the "Town Council") adopted Resolution 2007-16, approving an Intergovernmental Agreement for Special Transportation Services with Maricopa County to provide special transportation services for senior citizens and handicapped individuals (the "IGA"), and on June 21, 2007, the Town Council adopted Resolution 2007-31, approving an Amendment to the IGA; and

WHEREAS, on April 29, 2009, Maricopa County provided the Town with written notice of Maricopa County's intention to terminate the IGA, effective June 30, 2009, a copy of which notice of termination is attached hereto as Exhibit A and incorporated by reference.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. That the recitals set forth above are hereby incorporated as if fully set forth herein.

SECTION 2. That the Intergovernmental Agreement relating to funding for special transportation services for senior citizens and handicapped individuals approved by the Town Council pursuant to Resolution 2007-16, and as amended pursuant to Resolution 2007-31, is hereby terminated.

SECTION 3. That the Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps to terminate the IGA pursuant to its terms and to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills, Arizona, June 4, 2009.

FOR THE TOWN OF FOUNTAIN HILLS:



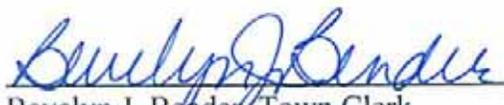
Jay T. Schlum, Mayor

REVIEWED BY:



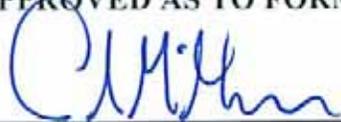
Richard L. Davis, Town Manager

ATTESTED TO:



Bevelyn J. Bender, Town Clerk

APPROVED AS TO FORM:



Andrew J. McGuire, Town Attorney

**EXHIBIT A
TO
RESOLUTION NO. 2009-20**

[Maricopa County Notice of Termination]

See following pages.



Maricopa County

Human Services Department

234 N. Central Ave.
3rd Floor
Phoenix, AZ 85004
Phone: 602-506-5911
Fax: 602-506-8789
www.hsd.maricopa.gov

April 29, 2009

Town of Fountain Hills
Attn: Julie A. Ghetti
16705 East Avenue of the Fountains
Fountain Hills, AZ 85268

Dear Ms. Ghetti,

On April 13, 2009 the Maricopa County Board of Supervisors directed the Office of Management and Budget to include annualized impact of the FY 2008-2009 expenditure and revenue adjustments, along with other expenditure adjustments in FY 2009 – 10 recommended budget. The anticipated reduction in funding would result in the elimination of the Special Transportation Services Program.

Per provision of the Intergovernmental Agreement (IGA) with Maricopa County, executed on February 21, 2007, we are providing you with notice of termination of this IGA. The termination will be effective June 30, 2009. A formal acknowledgement will be sent from the Maricopa County Board of Supervisors from the May 6, 2009 meeting.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick J. Burkhart".

Patrick J. Burkhart,
Assistant Director
Workforce Development Division