

ORDINANCE NO. 102

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AUTHORIZING THE FIRST AMENDMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT BETWEEN LOS PORTALES DEVELOPMENT, INC., AN ARIZONA CORPORATION, AND THE CITY OF SAN LUIS

Be it ordained by the Mayor and Common Council of the City of San Luis, Arizona as follows:

Section 1: That the City Council passed Ordinances No. 95 and No. 96 which authorized the Mayor and other appropriate officials to execute the Amended and Restated Development Agreement between Lewis Homes of California, a California general partnership, and the City of San Luis, Arizona and that the same was recorded in the Yuma County Recorder's Office on August 2, 1991 at Docket 1753, pages 276-314. That pursuant to the terms of said Development Agreement Lewis Homes of California was authorized to assign under specific circumstances its interest and has done so to Los Portales Development, Inc., an Arizona corporation.

Section 2: That the parties have agreed to the First Amendment to the Amended and Restated Development Agreement between Los Portales Development, Inc., a Arizona corporation, and the City of San Luis, Arizona and that A.R.S. §9-500.05 authorizes the City to enter into said Amendment by ordinance.

Section 3: That certain document known as the First Amendment to the Amended and Restated Development Agreement by and between the Los Portales Development, Inc., an Arizona corporation, and the City of San Luis, Arizona, three copies of which are on file in the office of the City Clerk of the City of San Luis, Arizona, which document is made a public record by Resolution No. 265 of the City of San Luis, Arizona is hereby referred to, adopted and made a part hereof as if fully set out herein.

Section 4: That the Developer executed the First Amendment to Amended and Restated Development Agreement between Los Portales Development, Inc., an Arizona corporation, and the City of San Luis, Arizona, adopted as a public record by resolution which is hereby authorized pursuant to Arizona Revised Statutes §9-500.05 and made a part hereof by reference and that the Council hereby approves such First Amendment and hereby authorizes its Mayor and other appropriate officials to execute such First Amendment and to carry out its terms.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis this 23rd day of September, 1992.



Marco Antonio Reyes, Mayor