

**SECOND AMENDMENT TO  
INTERGOVERNMENTAL AGREEMENT  
BETWEEN PINAL COUNTY AND THE CITY OF APACHE JUNCTION  
DEFINING RESPONSIBILITY FOR ROAD MAINTENANCE OF SUPERSTITION  
MOUNTAIN DRIVE, SOUTH MOUNTAIN VIEW ROAD AND SOUTHERN AVENUE**

THIS SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT ("Second Amendment") dated this 7 day of September, 2021, is made by and between PINAL COUNTY, a political subdivision of the State of Arizona ("Pinal County") and CITY OF APACHE JUNCTION, an Arizona municipal corporation ("Apache Junction"), both collectively referred to as the "Parties" or individually as a "Party".

**RECITALS**

- A) Pinal County and Apache Junction are Parties to that certain Intergovernmental Agreement Defining Responsibility for Road Maintenance of Superstition Mountain Drive, South Mountain View Road and Southern Avenue dated February 28, 2018 and as first amended on February 2, 2021 (collectively, the "Agreement").
- B) The Parties desire to further amend the Agreement by adding Exhibit K – Idaho Road, Lost Dutchman Boulevard to McKellips Road – to the list of affected roadways.

**AGREEMENT**

Now therefore, the Parties agree as follows:

- 1. All provisions of the Agreement are hereby incorporated by this reference into this Second Amendment. The provisions of the Agreement shall continue in full force and effect except as specifically amended by this Second Amendment.
- 2. Section 1 of the Agreement shall be revised by adding the following language and new Exhibit K:

Exhibit K – Idaho Road – Lost Dutchman Boulevard to McKellips Road

- 3. Section 5 of the Agreement shall be revised adding the following to the list of exhibits:

Exhibit K

- 4. This Agreement may be cancelled for conflict of interest without further obligation or penalty, in accordance with A.R.S. § 38-511.

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IN WITNESS WHEREOF, the Parties hereto have executed this Agreement.


**PINAL COUNTY**

**CITY OF APACHE JUNCTION**

Recommended by:

Recommended by:

\_\_\_\_\_  
Andrew Smith                      Date  
Director  
Department of Public Works

\_\_\_\_\_  
 8/25/21  
Mike Wever                      Date  
Director  
Public Works Department

Approved and Accepted:

Approved and Accepted:

By: \_\_\_\_\_  
Chair                      Date  
Board of Supervisors

By: Chip Wilson 9-7-21  
Walter "Chip" Wilson                      Date  
Mayor  
City of Apache Junction

Attest:

Attest:

By: \_\_\_\_\_  
Clerk of the Board                      Date

By: Jennifer Pena 9-7-21  
Jennifer Pena                      Date  
City Clerk  
City of Apache Junction



**APPROVAL AS TO FORM**

I hereby state that I have reviewed the proposed Second Amendment to Intergovernmental Agreement between Pinal County and Apache Junction pursuant to A.R.S. § 11-952, and declare the Second Amendment to be in proper form and within the powers and authority granted to their respective governing bodies under the laws of the State of Arizona.



\_\_\_\_\_  
Allen H. Quist, Deputy County Attorney

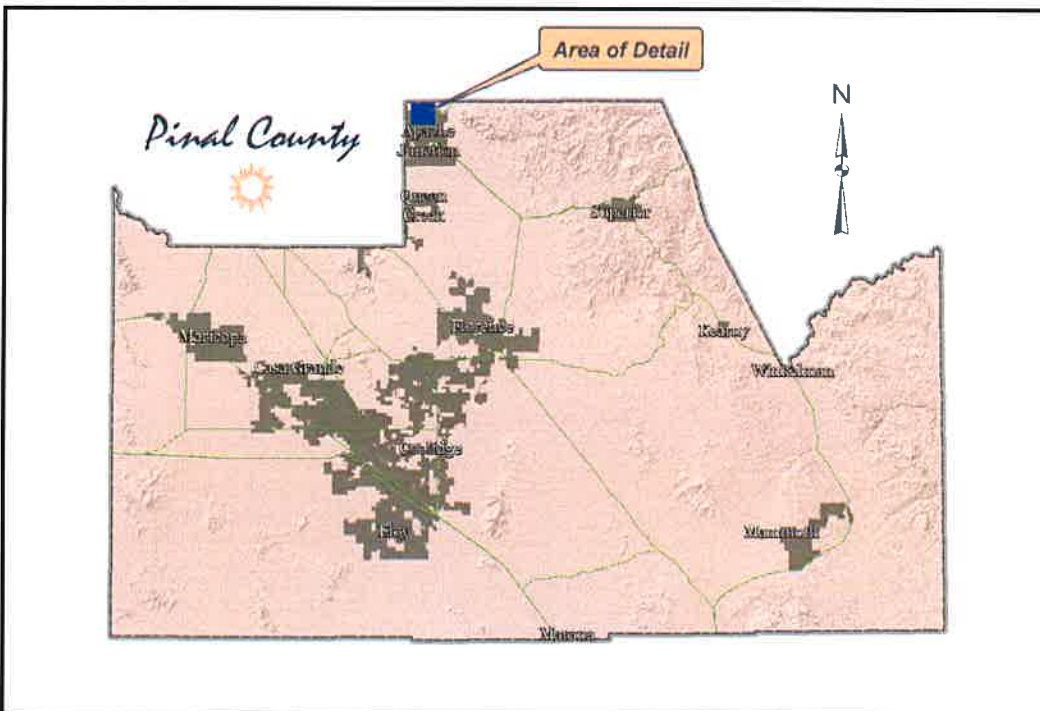
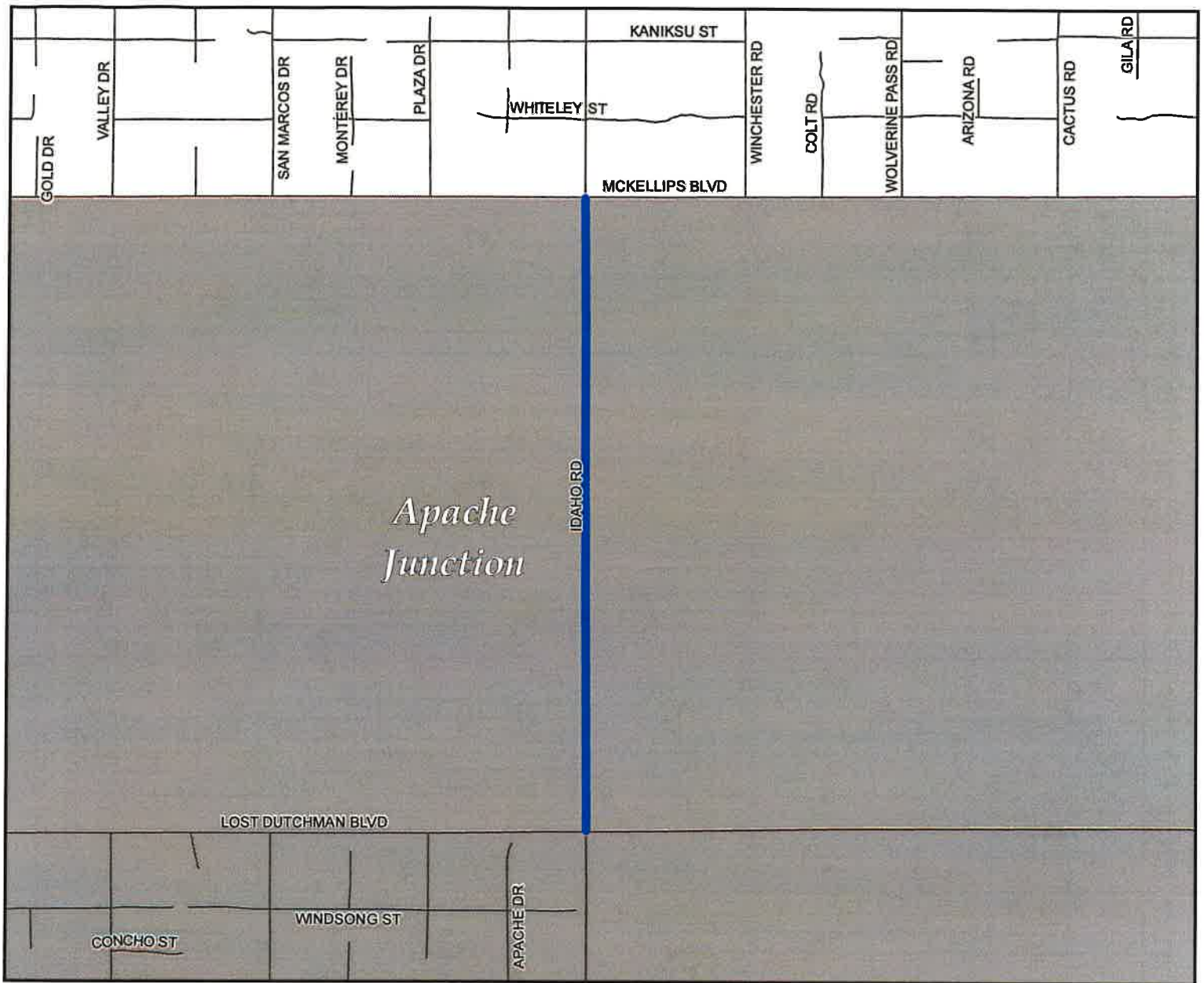
\_\_\_\_\_  
Richard J. Stern, Apache Junction City Attorney

8.1.21

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date





## Exhibit - K City Maintained Roadway

Idaho Rd - Lost Dutchman Blvd. to McKellips Rd.
 Street Centerline
 City/Town Boundary

**PINAL COUNTY**  
WIDE OPEN OPPORTUNITY

RECEIVED  
SEP 10 2021  
PUBLIC WORKS