

**TOURISM AND SPORTS AUTHORITY**  
**Resolution Authorizing Mandatory Health Insurance for**  
**Multipurpose Stadium Facility Contractors and**  
**Preference for Maricopa County Firms**

**I. RECITALS**

**WHEREAS**, pursuant to Arizona Revised Statutes Section 5-801 et seq. (the “Act”), the Board of Directors (the “Board”) of the Tourism and Sports Authority (the “Authority”) is empowered to enter into agreements necessary to carry out the purposes of the Authority; and

**WHEREAS**, pursuant to the Act, the President and Chief Executive Officer of the Authority is empowered to negotiate, make, execute, acknowledge and perform agreements necessary to accomplish the purposes of the Authority, which agreements are subject to approval by the Board; and

**WHEREAS**, pursuant to the Act, the Authority is to construct a multipurpose stadium facility (the “Facility”); and

**WHEREAS**, pursuant to the Act, the President and Chief Executive Officer of the Authority is to negotiate agreements (the “Construction Agreements”) with an architect (the “Architect”) and construction contractor (the “Contractor”) for the design, engineering and construction of the Facility and shall submit the Construction Agreements to the Board for its consideration; and

**WHEREAS**, the Board has determined that it is in the best interests of the Authority to require the Architect, Contractor and major subcontractors to arrange for a coordinated group health insurance benefit plan for their employees; and

**WHEREAS**, the Board has determined that it is in the best interests of the Authority to give preference to an Architect, Contractor and subcontractors whose primary office is located in Maricopa County, Arizona.

**II. AUTHORIZATION OF MANDATORY HEALTH INSURANCE**

**NOW, THEREFORE, BE IT RESOLVED**, that the Board, on behalf of the Authority and pursuant to the Act, hereby requires that the Construction Agreements contain one or more provisions requiring the Architect, Contractor and all major subcontractors to arrange for a coordinated group health insurance benefit plan for their employees, except for those employees who work less than one hundred and twenty (120) days in a calendar year; and

**FURTHER RESOLVED**, that in evaluating any bids or proposals for work related to the design, engineering and construction of the Facility, to the extent permitted by law, the President and Chief Executive Officer of the Authority and the Board shall give preference to an Architect, Contractor and subcontractors whose primary office is located in Maricopa County, Arizona, so long as such preference would result in services that are comparable in quality to

services offered by such firms located outside of Maricopa County, Arizona, and will not result in a material increase in costs to the Authority; and

**FURTHER RESOLVED**, that the President and Chief Executive Officer of the Authority is authorized and directed, in the name and on behalf of the Authority, to take all actions necessary, appropriate or advisable to effectuate the above resolutions; and

### **III. MISCELLANEOUS MATTERS**

**FURTHER RESOLVED**, that all actions previously taken on behalf of the Authority by any director or officer of the Authority in connection with any of the foregoing matters are hereby ratified and confirmed in all particulars as the acts of the Authority.

Dated: April 30, 2002.