

TOURISM AND SPORTS AUTHORITY
Resolution Approving Supplement to Development
and Disposition and Intergovernmental Agreement

I. RECITALS

WHEREAS, pursuant to Arizona Revised Statutes Section 5-801 *et seq.* (the "Act"), the Tourism and Sports Authority (the "Authority") is authorized to construct, finance, furnish, maintain, improve, operate, market and promote the use of a multipurpose facility (the "Facility") and do all things necessary or convenient to accomplish those purposes; and

WHEREAS, pursuant to the Act, one or more site hosts (the "Site Host") are required to provide the land, infrastructure and parking facilities associated with the Facility; and

WHEREAS, the Authority has entered into that certain Development and Disposition and Intergovernmental Agreement (the "Agreement"), dated as of September 3, 2002, with the City of Glendale, Arizona (the "City"), wherein the City agrees to serve as the Site Host and provide the land, infrastructure and parking facilities associated with the Facility; and

WHEREAS, pursuant to the Act, the Authority's Board of Directors (the "Board") is empowered to enter into agreements necessary to carry out the purposes of the Authority; and

WHEREAS, in order to clarify and supplement certain matters, the Authority and the City desire to enter into that certain Supplement to Development and Disposition and Intergovernmental Agreement (the "Supplement") attached hereto as Exhibit A.

II. APPROVAL OF SUPPLEMENT

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the Supplement and that the President, Chief Executive Officer and Executive Director of the Authority, in the name and on behalf of the Authority, is hereby authorized to execute the Supplement; and

FURTHER RESOLVED, that the Executive Director 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 foregoing resolution; 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: September 11, 2002

EXHIBIT A

Supplement to Development and Disposition and Intergovernmental Agreement