

RESOLUTION NO. 2010-09

A RESOLUTION OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, APPROVING AND AWARDING A CONTRACT TO PERFORM A PRELIMINARY ENGINEERING REPORT (“PER”) BETWEEN THE CITY OF WILLCOX [“CITY”] AND TRETA TECH [“T-T”] AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST

WHEREAS, the CITY is authorized pursuant to A.R.S. §§ 9-240 and 9-276, to receive and distribute state and local monies for Wastewater Treatment Facilities; and

WHEREAS, the CITY is in need of and is agreeable to contract with **Tetra Tech** for the purpose of performing a PER at the Willcox Wastewater Treatment Plant; and

WHEREAS, the CITY will fund the T-T contract with funds from the Border Environmental Cooperation Commission (“BECC”) in the amount of \$49,917.00 from the Fifty Thousand Dollars (\$50,000.00) accepted by the CITY pursuant to Resolution 2010-08; and

WHEREAS, the Mayor and Council desire to have this Resolution presented at the January 19th, 2010 Council Meeting and have determined that approval of the T-T Contract is in the best interest of the CITY and its residents; and

WHEREAS, it is necessary for the preservation of the peace, health, and safety of the City of Willcox, Cochise County, Arizona, that an emergency be declared to exist to assure timely execution of the Contract, and that this Resolution shall be effective immediately upon its passage and adoption.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, AS FOLLOWS:

Section 1: That approval of the T-T contract as described above is in the best interests of the residents of the City of Willcox.

Section 2: That the CITY formally approves and adopts T-T Contract, by reference, as if set forth herein in full.

Section 3: That the immediate operation of the provisions of this Resolution is necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, and this Resolution shall be in full force and effect from and after its passage by the City of Willcox, Cochise County, Arizona.

Section 4: That the Mayor is authorized and empowered to execute this Resolution for the purpose of approving the T-T Contract and is authorized to execute the Contract.

PASSED AND ADOPTED by the Mayor and Council of the City of Willcox, Cochise County, Arizona, this 19th day of January 2010.

APPROVED/EXECUTED:

/S/ GERALD W. LINDSEY
Mayor, Gerald W. Lindsey
Signed: January 20, 2010

ATTEST:

/s/ Cristina G. Whelan, CMC
City Clerk, Cristina G. Whelan, CMC

APPROVED AS TO FORM:

/s/ Hector M. Figueroa
City Attorney, Hector M. Figueroa, Esq.

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