

RESOLUTION NO. 2010-104

A RESOLUTION BY THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA TO RATIFY, APPROVE AND ADOPT THE CONTRACT AMENDMENTS NO; 3 AND 4 BETWEEN THE CITY OF WILLCOX [“CITY”] AND AECOM TECHNICAL SERVICES, INC. (“AECOM”) FOR POST DESIGN SERVICES AND PROFESSIONAL CONSTRUCTION MANAGEMENT SERVICES FOR THE FORT GRANT CONNECTIVITY ENHANCEMENT PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

WHEREAS, the CITY OF WILLCOX (the “CITY”), a body politic and corporate duly organized and existing as a political subdivision, municipal corporation of the State of Arizona (the “State”), is authorized by the laws of the State to control the property of the corporation for the benefit of the CITY and its inhabitants and to enter into contract with respect thereto; and

WHEREAS, the CITY is empowered with the authority to appropriate money and provide for the payment of its debts pursuant to A.R.S. Section 9-240 et seq.; and

WHEREAS, the CITY is empowered with the authority to control the streets and roads and to repair, maintain and improve same within and without its limits pursuant to A.R.S. Section 9-241 et seq.; and

WHEREAS, ASSIGNOR and ASSIGNEE have entered into an Assignment and Consent Agreement and the CITY has consented to the Assignment pursuant to Resolution 2010-103; and

WHEREAS, the CITY and AECOM desire to enter into Contract Amendments #3 and #4 to amend the Scope of Work to provide Post Design Services and Professional Construction Management Services respectively; and

WHEREAS, the CITY and AECOM agree that Amendment #3 will be in the amount of \$12,800.00 and Amendment #4 in the amount of \$46,573.00; and

WHEREAS, the Mayor and Council of the City of Willcox desire to have this Resolution presented at its October 4th, 2010 Council Meeting; and

WHEREAS, the Mayor and Council have determined that formal action on this Resolution is in the best interest of the CITY and its citizens; 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 completion of the Revised Scope of Work, 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 Mayor and Council formally approve and adopt the Contract Amendments #3 and #4 with AECOM.

Section 2: That the officers and employees of the CITY are authorized to take all action necessary or reasonably required to carry out the intent of this Resolution relating to the Fort Grant Connectivity Enhancement Project.

Section 3: 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 and adoption by the City of Willcox, Cochise County, Arizona.

PASSED AND ADOPTED BY MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA this 4th day of October, 2010.

APPROVED/EXECUTED:

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY
Signed: 10-06-2010.

ATTEST:

APPROVED AS TO FORM:

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

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

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