

RESOLUTION NO. 2010-35

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA (“CITY”) FOR THE PURPOSE OF APPROVING AND ADOPTING THE LEGAL SERVICES CONTRACT, AS AMENDED, WITH HECTOR M. FIGUEROA, DBA HECTOR M. FIGUEROA & ASSOCIATES (“CONTRACTOR”) TO PROVIDE CITY ATTORNEY LEGAL SERVICES AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

WHEREAS, the CITY is empowered pursuant to Title 9, A.R.S. § 9-499.01, et seq. and the Willcox City Code, Title 1, Chapter 7, Article C, Section 1-7C-1 to appoint/retain a City Attorney; and

WHEREAS, the CITY entered into the Municipal Legal Services Contracts and Amendments thereto with CONTRACTOR for legal services from May 27, 2007 up to June 30, 2010; and

WHEREAS, the CITY appointed Hector M. Figueroa, Esq. as City Attorney for a two year period effective July 1, 2009 to June 30, 2011 pursuant to Resolution 2009-44 subject to the terms of the existing and future Contract(s); and

WHEREAS, the Mayor and Council of the City of Willcox desire to have this Resolution presented at its April 5th, 2010 Council Meeting for the purpose of approving and adopting the Legal Services Contract, **as amended**, with CONTRACTOR for the period of July 1, 2010 to June 30, 2011; and

WHEREAS, the Mayor and Council have determined that formal action on this Resolution is in the best interest of the CITY, its citizens and its municipal legal system; 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 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: The CITY formally adopts Resolution 2010-34 for the purpose of approving and adopting the Legal Services Contract, **as amended**, with CONTRACTOR to provide City Attorney services from July 1, 2010 to June 30, 2011.

Section 2: 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 3: That the Mayor is authorized and empowered to execute this Resolution and the Legal Services Contract **as amended**.

PASSED AND ADOPTED BY MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA this 5th day of April 2010.

APPROVED/EXECUTED:

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY
Signed: April 6, 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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