

**CITY OF WILLCOX , COCHISE COUNTY, ARIZONA  
RESOLUTION NO: 2010-49**

**A RESOLUTION OF THE CITY OF WILLCOX,  
COCHISE COUNTY, ARIZONA [“CITY”]  
APPROVING AND AWARDING THE BID  
CONTRACT TO DUNLAP OIL COMPANY (“DOC”)  
FOR PURCHASES OF UNLEADED GAS AND  
DIESEL, 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(B)(2) to appropriate money and provide for payment of its debts and expenses; and

**WHEREAS**, the CITY is authorized pursuant to the City’s Procurement Policy to solicit bids for services and fuel for its vehicle and equipment pool; and

**WHEREAS**, the CITY published a Request for Bids and received two (2) bid responses to provide the fuel needs of the CITY; and

**WHEREAS**, the Mayor and Council desire to approve and award the bid contract to DOC pursuant to its bid response; and

**WHEREAS**, the CITY further desires to award the bid contract for one (1) year, renewable annually by mutual agreement of the parties, unless the CITY determines that a bid process is appropriate; and

**WHEREAS**, Mayor and Council have determined that it is in the best interest of the CITY to approve and authorize the purchase of unleaded gas and diesel from DOC; 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 effectiveness of continued fuel purchases, 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 Mayor and Council formally approve and award the bid contract for fuel to Dunlap Oil Company for one year, renewable annually by mutual agreement of the parties, unless the CITY determines that a bid process is appropriate.

Section 2: The Mayor is authorized and empowered to execute this Resolution and Purchase Contract documents as may be appropriate.

Section 3: CITY Officials and Administrators are authorized and directed to take all action required and/or necessary to carry out the intent of the Resolution.

Section 4: 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.

**PASSED AND ADOPTED** by the Council of the City of Willcox, Cochise County, Arizona, this 3<sup>rd</sup> day of May, 2010.

**APPROVED/EXECUTED:**

/S/ GERALD W. LINDSEY  
MAYOR, GERALD W. LINDSEY  
Signed: May 4, 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

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