

**CITY OF WILLCOX, COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2011-17**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA APPROVING AND ADOPTING THE SOLID WASTE SERVICES AWARD TO SOUTHWEST DISPOSAL [“CONTRACTOR”] PURSUANT TO ITS BID RESPONSE FOR THE PURPOSE OF PROVIDING RESIDENTIAL PICKUP ON A TWO DAY A WEEK BASIS AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

WHEREAS, the CITY is empowered pursuant to A.R.S. § 9-240 (A) and (B) to control the finances and property of the corporation; and

WHEREAS, the CITY is authorized pursuant to A.R.S. § 9-240 (B) to exercise exclusive control over the streets, alleys, avenues and sidewalks of the city and to improve same; and

WHEREAS, the CITY is authorized, pursuant to the adopted City of Willcox Procurement Policy, to procure contracts for Solid Waste Services utilizing a bid process, to select a successful bidder, to award a contract, to enter into a contract agreement for the work to be done, and to approve rates to be assessed to customers; and

WHEREAS, CONTRACTOR submitted its base bid as enumerated in the Solid Waste Financial Analysis spreadsheet prepared by City staff and as presented to Mayor and Council; and

WHEREAS, CITY staff is recommending awarding the Bid Award to CONTRACTOR to perform the required Solid Waste Services; and

WHEREAS, the Mayor and Council of the City of Willcox, Cochise County, Arizona have determined that it is in the best interest of the CITY and its citizens to approve the Bid Award with CONTRACTOR; and

WHEREAS, the Mayor and Council desire to have this item presented at the next Council Meeting on March 21th, 2011; 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 and immediate implementation of the Bid Award with CONTRACTOR, and that this Resolution be effective immediately upon its passage and adoption.

BE IT RESOLVED by the Mayor and Council of the City of Willcox, Cochise County, Arizona, that the City hereby formally approves and grants the Bid Award to CONTRACTOR as presented, authorizes the Mayor to execute this Resolution and directs and authorizes the City Manager to take necessary action to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED by the Mayor and Council that, due to an existing emergency declared herein, the immediate effectiveness of this Resolution is necessary to preserve the peace, health, and safety of the City of Willcox, Cochise County, Arizona, and this Resolution shall therefore be effective upon its passage and adoption.

PASSED AND ADOPTED by the Mayor and Council of the City of Willcox, Cochise County, Arizona this 21st of March, 2011

APPROVED/EXECUTED

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY
Signed: 03-24-2011

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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