

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2011-20

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA (“CITY”) REDESIGNATING SPECIFIC AREAS LOCATED WITHIN THE CORPORATE LIMITS AS A COLONIA WITHIN COCHISE COUNTY AS DEPICTED IN EXHIBIT 3 ATTACHED HERETO 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 provide water systems and sewer systems; and

WHEREAS, the CITY, incorporated in 1915, existed as a Colonia before December 28, 1989; and

WHEREAS, the CITY passed and adopted **Resolution 94-45** on December 13th, 1994 designating the incorporated City of Willcox as a Colonia within Cochise County in order to be certified as such; and

WHEREAS, the State of Arizona Department of Housing is undertaking a process to recertify all Arizona Colonias to ensure that they comply with legislation and recently issued HUD guidelines; and

WHEREAS, the State is required to set aside 10% of its CDBG funds for projects assisting designated/recertified Colonias with high priority needs; and

WHEREAS, the CITY is required to complete the recertification process prior to applying for 2011 CDBG Colonia funds; 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 pass and adopt Resolution 2011-20 as presented; and

WHEREAS, the Mayor and Council desire to have this item presented at the next Council Meeting on April 18th, 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 completion of the recertification process, and that this Resolution be effective immediately upon its passage and adoption.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Willcox, Cochise County, Arizona, that the City hereby formally designates the specific areas depicted in Exhibit 3 as a Colonia within Cochise County; authorizes the Mayor to execute this Resolution; and directs and authorizes the City Staff to take necessary action to carry out the intent of this Resolution, the recertification process and the application process.

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 18th day of April, 2011

APPROVED/EXECUTED

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY
Signed: 04-19-2011

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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