

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2011-45

A RESOLUTION OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, APPROVING AND ADOPTING THE W. C. SCOUTTEN, INC. [“SCOUTTEN”] FEE ESTIMATE TO PREPARE AN EVALUATION OF THE CITY’S NATURAL GAS DISTRIBUTION SYSTEM (“EVALUATION”) AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST

WHEREAS, the City of Willcox, Arizona (the “CITY”) has the requisite statutory authority to acquire, own and maintain a gas utility system (the “Gas System”) for the benefit of the property and users within and without the City’s corporate boundaries pursuant to the provision of Arizona Revised Statutes 9-511 et. seq.; and

WHEREAS, the Municipal Engineering Firm of **W.C. SCOUTTEN, INC.** provides Municipal Engineering Services for the City of Willcox; and

WHEREAS, the CITY is in need of and desires to approve and adopt the **SCOUTTEN** fee estimate to prepare an evaluation of the City’s natural gas distribution system’s current status and future service expansion potential; and

WHEREAS, the Mayor and Council desire to have this Resolution presented at the June 20th, 2011 Council Meeting and have determined that approval and adoption of the **SCOUTTEN** fee estimate is in the best interest of the CITY and its residents; 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 implementation of the Gas System Evaluation, 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 approval and adoption of the **SCOUTTEN** fee estimate as described above is in the best interests of the residents of the City of Willcox.

Section 2: That the CITY formally approves and adopts the **SCOUTTEN** fee estimate, by reference, as if set forth herein in full.

Section 3: 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 4: That the Mayor is authorized and empowered to execute this Resolution and City Staff are authorized and directed to take necessary action to carry out the intent of this Resolution.

PASSED AND ADOPTED BY MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA this 20th day of June 2011.

APPROVED/EXECUTED:

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY
Signed: 06-22-2011

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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