

**1 CITY OF WILLCOX , COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2011-54**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF
WILLCOX, COCHISE COUNTY, ARIZONA, TO FORMALLY APPROVE
AND AUTHORIZE THE WRITE-OFF OF CERTAIN TERMINATED
UTILITY ACCOUNTS THAT HAVE BECOME NON-COLLECTIBLE
AND THE UNPAID BALANCES ASSOCIATED THEREWITH AND
AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND
DECLARING AN EMERGENCY TO EXIST**

WHEREAS, pursuant to A.R.S. § 9-240, the Mayor and Council shall have the control and power over the affairs, finances and property of the corporation and to appropriate money to provide for the payment of its debts and expenses; and

WHEREAS, the Mayor and Council are empowered pursuant to A.R.S. § 9-511 to engage in business of public nature and to operate utility systems; and

WHEREAS, the City of Willcox, through Professional Collection Services, have undertaken collection actions to collect on terminated utility accounts; and

WHEREAS, the City of Willcox, through its Director of Finance, has determined that certain total utility accounts with unpaid balances of \$22,215.06 with \$9,189.46 for gas; \$3,661.43 for water; \$3,923.42 for sewer; and \$2,345.47 for refuse which are deemed uncollectible and/or it is not economically feasible to pursue collection actions and should not be pursued; and

WHEREAS, the Mayor and Council of the City of Willcox have determined that it is in the best interest of the City and its residents to approve and authorize the write-offs related to utility accounts determined by the Director of Finance to be uncollectible; 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 accounting of uncollectible accounts, 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 gives formal approval and authorization for the Mayor to execute this Resolution and to direct City Staff to take whatever steps are necessary to accomplish the accounting action.

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 _____ day of July 2011.

APPROVED/EXECUTED:

MAYOR, GERALD W. LINDSEY

ATTEST:

APPROVED AS TO FORM:

City Clerk, Cristina G. Whelan, CMC

City Attorney, Hector M. Figueroa

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