

RESOLUTION NO: 2012-02

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA (“CITY”), APPROVING AND ADOPTING THE AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY AND THE NORTHERN COCHISE COUNTY HOSPITAL DISTRICT (“DISTRICT”), A HOSPITAL DISTRICT AND POLITICAL SUBDIVISION OF THE STATE OF ARIZONA, FOR THE PROVISION OF SERVICES FOR SENIOR CITIZENS 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 empowered pursuant to A.R.S. §§ 9-240, 11-591 and 11-952 *et seq.*, to apply for grant funding and to enter into Agreements with other governmental units and agencies; and

WHEREAS, the **DISTRICT**, a hospital district under Title 48, Chapter 13, Arizona Revised Statutes and a political subdivision of the State of Arizona is empowered to use and enjoy property of every kind and description within the limits of the district, and to control, dispose of, convey, encumber and create leasehold interests in such property for the benefit of the district; and

WHEREAS, the **CITY** received FY 2010-2011 federal appropriations funding to be used for a Senior Center Services as approved and as requested by the City of Willcox; and

WHEREAS, the **CITY** and the **NCCH/DISTRICT** entered into an MOU pursuant to Resolution 2010-99 for the delivery of specific services for Senior Citizens within twenty-five miles (25) of Interstate 10 and Rex Allen Drive; and

WHEREAS, the **CITY** and the **DISTRICT** desire to approve and adopt the Amended and Restated MOU and to have this item presented at the Council Meeting on January 17, 2012; 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 senior citizens to approve and adopt the Amended and Restated MOU as presented; 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 approval, adoption of the Amended and Restated MOU, and that this Resolution is 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 adopts the Amended and Restated MOU between the **CITY** and the **DISTRICT** as presented; and

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 17th day of January 2012.

APPROVED/EXECUTED:

/S/ MONIKA S. CRONBERG
~~MAYOR, GERALD W. LINDSEY~~
Vice Mayor Monika S. Cronberg

ATTEST:

APPROVED AS TO FORM:

/s/ Cristina Garcia Whelan, CMC
City Clerk, Cristina Garcia Whelan, CMC

/s/ Hector M. Figueroa
City Attorney, Hector M. Figueroa

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