

**RESOLUTION NO. 2012-16**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA (“CITY”) APPROVING AND AWARDED THE CONTRACT TO CASELLE (“CONTRACTOR”) UNDER OPTION 1 FOR THE PURCHASE OF THE CASELLE CLARITY SOFTWARE PACKAGE AND ANNUAL SUPPORT AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

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

**WHEREAS**, the CITY is authorized and empowered to appropriate money and provide for the payment of its debts and expenses pursuant to A.R.S. § 9-240 (B) (2); and

**WHEREAS**, the CITY is authorized and empowered to make purchases pursuant to the adopted Willcox Purchasing Policy; and

**WHEREAS**, the CITY has solicited quote proposals from three vendors for the computer software upgrade package; and

**WHEREAS**, City Staff seeks approval for the Contract Award to be made to CONTRACTOR for the purchase of the Caselle Clarity Software Package and related Services for the Software cost of \$27,895, with \$13,948 (one-half) upfront and the other half at time of delivery plus an Annual support cost of \$10,236 to be paid at the monthly rate of \$853 all for a grand total of \$73,975 over a five year period; and

**WHEREAS**, City Staff seeks approval to enter into a Purchase and Service Contract on the Caselle Clarity Software Package and related Services; and

**WHEREAS**, the Mayor and Council have determined that formal action on this Resolution is in the best interest of the CITY and its citizens and desires to have the matter presented at its March 19<sup>th</sup>, 2012 Council Meeting; 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 purchase of the software upgrade as presented 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:** The CITY formally approves the Contract Award for the purchase of the Caselle Clarity Software Package and related Services from CONTRACTOR as presented.

**Section 2:** The CITY formally authorizes entering into the Purchase and Service Contract for the Caselle Clarity Software Package and related Services as presented.

**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 3:** The Mayor is authorized and empowered to execute this Resolution and City Staff are authorized and directed to carry out the intent of this Resolution.

**PASSED AND ADOPTED BY MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA this 19<sup>th</sup> day of March 2012.**

**APPROVED/EXECUTED:**

/S/ GERALD W. LINDSEY  
MAYOR, GERALD W. LINDSEY  
Signed: 03-21-2012.

**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, Esq.

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