

**CITY OF WILLCOX, COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2012-26**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, APPROVING THE FORMATION OF THE STEERING COMMITTEE AND THE TECHNICAL GROUP UNDER THE BORDER ENVIRONMENT COOPERATION COMMISSION [“BECC”] TO PREPARE A PUBLIC PARTICIPATION PLAN (“PPP”) AND CONDUCT PUBLIC MEETINGS FOR THE GRANT APPLICATION SUBMITTAL FOR THE UPGRADES AT THE WASTE WATER TREATMENT PLANT (“WWTP”) 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 and 9-276 to establish and define sewer districts and construct sewers therein; to regulate, build and repair sewers, tunnels and drains; and

WHEREAS, the CITY is empowered pursuant to A.R.S. § 9-511 to engage in any business or enterprise which may be engaged in by persons by virtue of a franchise from a municipal corporation, and may construct, purchase, acquire, own and maintain within and without its corporate limits any such business or enterprise, including plants and pipelines for sewage; and

WHEREAS, the Mayor and Council, approved and passed Resolution 10-117 on November 15, 2010 authorizing the submittal of an application to the **BECC** to obtain funds for the Rehabilitation/Reconstruction of the Waste Water Treatment Plant; and

WHEREAS, the **BECC** provides assistance to qualifying cities located within 100 kilometers of the United States/Mexico border for water and waste water projects; and

WHEREAS, the **BECC** has prioritized the City’s WWTP as one of its top priorities and have offered financial assistance for that purpose; and

WHEREAS, the City of Willcox Mayor and Council desire to approve the formation of a Steering Committee and the Technical Group under the **BECC** that will provide funds for the WWTP upgrades; 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 citizens to approve the formation of a Steering Committee and a Technical Group under the **BECC** and desire to have this item presented at its April 2nd, 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 the formation of a Steering Committee and a Technical Group under the **BECC**, and that this Resolution be effective immediately upon its passage and adoption.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Willcox, Cochise County, Arizona, that the City hereby formally approves and authorizes the formation of a Steering Committee and the Technical Group under the **BECC** and directs City staff to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED by the Mayor and Council that the Steering Committee and the Technical Group shall consist of individuals so approved by Mayor and Council on April 2nd, 2012.

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 2nd day of April, 2012.

APPROVED/EXECUTED:

/s/ *Monika S. Cronberg*
~~MAYOR, GERALD W. LINDSEY (OR)~~
~~VICE MAYOR, MONICA CRONBERG~~
VICE MAYOR MONIKA S. CRONBERG
Signed: April 05, 2012

ATTEST:

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

APPROVED AS TO FORM:

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

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