

**CITY OF WILLCOX, COCHISE COUNTY, ARIZONA
RESOLUTION NO: 2012-33**

**A RESOLUTION OF THE CITY OF WILLCOX,
COCHISE COUNTY, ARIZONA ["CITY"]
APPROVING AND ADOPTING THE REVISED
BULK WATER FILL STATION BID FROM SMYTH
INDUSTRIES ("CONTRACTOR"), AUTHORIZING
THE MAYOR TO EXECUTE THIS RESOLUTION
AND DECLARING AN EMERGENCY TO EXIST**

WHEREAS, the CITY is authorized pursuant to A.R.S. §§ 9-240(B) (2) to appropriate money and provide for payment of its debts and expenses and is authorized pursuant to A.R.S. §9-514 to engage in utility business; and

WHEREAS, the Mayor and Council desire to approve and adopt the revised Bulk Water Fill Station Bid from CONTRACTOR; and

WHEREAS, the CITY has issued a Call for Sealed Bids pursuant to the CITY's Procurement Policy and has received three (3) Bids in response thereto; and

WHEREAS, the CITY desires to award the Bid to CONTRACTOR; 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 bid award to CONTRACTOR, 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 Mayor and Council have determined that it is in the best interest of the CITY and the customers of the City's Bulk Water Fill Station to approve and award the revised bid as presented.

Section 2: The Mayor and Council formally approve and award the revised bid to CONTRACTOR for the Bulk Water Fill Station.

Section 3: The Mayor or Vice-Mayor are authorized and empowered to execute the Contract documents with such changes thereto as the parties may deem appropriate to accomplish the transaction.

Section 4: CITY Officials and Administrators are authorized and directed to take all action required to carry out the intent of this Resolution.

Section 5: 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.

PASSED AND ADOPTED by the Council of the City of Willcox, Cochise County, Arizona, this 16th day of April, 2012.

APPROVED/EXECUTED:

/S/ GERALD W. LINDSEY
MAYOR, GERALD W. LINDSEY (or)
VICE-MAYOR, MONIKA S. CRONBERG
Signed: 04-26-2012

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

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