

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA

RESOLUTION 2012-77

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, (“CITY”) OPPOSING THE FEDERAL IMPLEMENTATION PLAN ON NITROGEN OXIDES PROPOSED BY THE UNITES STATES ENVIRONMENTAL PROTECTION AGENCY AND DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS, the United States Environmental Protection Agency (“EPA”) has proposed regulations known as the Federal Implementation Plan on Nitrogen Oxides to reduce “regional haze” problems; and,

WHEREAS, the proposed regulations will have a very significant financial impact on the Arizona Electric Power Cooperative, Inc., (“AEPSCO”) and the Apache Generating Station, located in Cochise County; and,

WHEREAS, AEPSCO is projecting that the proposed technology could cost as much as 218 million dollars, which would translate into approximately a eighteen percent (18%) rate increase in AEPSCO’s wholesale power costs and such cost would have to be passed on to the distribution cooperative, Sulphur Springs Valley Electric Cooperative (“SSVEC”), which would place an unacceptable burden on rural consumer members and create an estimated increase of approximately \$51,004.00 per year in electrical costs to the City of Willcox; and,

WHEREAS, the financial impact of the proposed regulations to the local economy goes beyond the burden of increased electrical costs to the community; if AEPSCO is required to install the proposed technology at the Apache Generating Station, the cost will endanger the viability and sustainability of the power plant, and if the Apache Generating Station were forced to shut down, the result would be the loss of a significant number of jobs with one of the largest employers in Cochise County.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, as follows:

SECTION 1: The City of Willcox opposes the EPA proposed regulations known as the Federal Implementation Plan on Nitrogen Oxides; and,

SECTION 2: The City of Willcox requests that the EPA coordinate with the Arizona Department of Environmental Quality (“ADEQ”) to find a solution to “regional haze”, much of which is originating in Mexico, by remedying the deficiencies in the states

implementation plan so as to cause the fewest economic impacts on Cochise County and the greater Willcox region of Cochise County, Arizona; and,

SECTION 3: That the City Manager, City Clerk, Legal Counsel, Elected Officials or their duly authorized officers and agents are hereby authorized and directed to take all necessary steps to carry out the purposes and intent of this Resolution; and,

SECTION 4: That the Mayor is authorized and empowered to execute this Resolution as presented.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, ARIZONA, this 4th day of September, 2012.

APPROVED/EXECUTED:

Robert A. Irvin
ROBERT A. IRVIN, MAYOR

ATTEST:

Virginia A. Mefford
VIRGINIA A. MEFFORD, City Clerk

APPROVED AS TO FORM:

Ann P. Roberts
ANN P. ROBERTS, City Attorney

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