

**CITY OF WILLCOX, COCHISE COUNTY, ARIZONA**

**RESOLUTION 2012-78**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, (“CITY”) APPROVING THE APPOINTMENT OF ANN P. ROBERTS, ESQ., TO THE POSITION OF CITY ATTORNEY PURSUANT TO THE ASSIGNMENT OF LEGAL SERVICES CONTRACT APPROVED BY RESOLUTION NO. 2012-74; DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION; AND, DECLARING AN EMERGENCY TO EXIST.**

**WHEREAS**, the CITY is empowered pursuant to Arizona Revised Statutes, Title 9, Section 9-499.01, et. seq., vesting it with all powers of incorporated towns, and the Willcox City Code, Title 1, Chapter 7, Article C, Section 1-7C-1, to appoint/retain an independent contractor to provide Municipal Legal Services to the CITY as City Attorney; and,

**WHEREAS**, on the 20<sup>th</sup> day of August, 2012, the Mayor and City Council passed and adopted Resolution No. 2012-74, assigning the Legal Services Contract dated July 1, 2010, as amended July 1, 2011, with a termination date of June 30, 2012, to Ann P. Roberts, Esq., of the law firm of Battaglia & Roberts, P.C.; and,

**WHEREAS**, the Mayor and City Council desire to have this Resolution presented at the September 4, 2012, Council Meeting for the purpose of confirming the appointment of Ann P. Roberts, Esq., as City Attorney, replacing Hector M. Figueroa, Esq., effective September 1, 2012; and,

**WHEREAS**, the Mayor and City Council have determined that formal action on this Resolution is in the best interest of the CITY and its citizens; and,

**WHEREAS**, it is necessary for the preservation of peace, health, and the safety of the City of Willcox, Cochise County, State of Arizona, that an emergency be declared to exist and directing that this Resolution shall become effective immediately upon its passage and adoption.

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

**SECTION 1:** The CITY desires formal appointment of Ann P. Roberts, Esq. as City Attorney, with an affirmed effective date of September 1, 2012 through June 30, 2013; and,

**SECTION 2:** 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; and,

**SECTION 3:** 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 4<sup>th</sup> 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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