

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA

RESOLUTION 2012-86

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, APPROVING THE CONTRACT AWARD TO WILSON ENGINEERS, LLC (“ENGINEER”) FOR DESIGN AND ENGINEERING SERVICES FOR RECONSTRUCTION OF THE 0.6 MGD WASTEWATER TREATMENT SYSTEM FACILITIES; APPROVING AND DIRECTING AUTHORIZED CITY OFFICERS, AGENTS AND CITY STAFF TO FINALIZE THE CONTRACT; AND THE EXECUTION AND DELIVERY OF OTHER DOCUMENTS AND AGREEMENTS IN CONNECTION THEREWITH; PROVIDING FOR OTHER RELATED MATTERS; AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to authority of Title 9, Article 5, Arizona Revised Statutes, the City of Willcox, Arizona (the “City”) operates a sewer system (the “System”); and,

WHEREAS, the Arizona Department of Environmental Quality has mandated a renovation of the CITY’s waste water treatment plant to meet State and Federal Environmental Protection Agency laws; and,

WHEREAS, the CITY is empowered pursuant to Arizona Revised Statutes, Title 9, Section 9-240(A) to have control of the finances and property of the corporation and authorized pursuant to A.R.S. §9-514 to engage in business of the a public nature, specifically, a sewage system; and,

WHEREAS, the CITY requires the services of a qualified engineering company to provide necessary engineering services to reconstruct and improve the existing 0.6 million gallons per day waste water treatment facility to comply with the mandate of the Arizona Department of Environmental Quality; 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 the Mayor and Council desire to have this item presented on November 5, 2012, at the Regular Council Meeting; 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. This Mayor and Council hereby find and determine that it will be beneficial to the citizens of the City of Willcox for the City to award and enter into a Contract with “Engineer” to perform engineering and design services as presented; and,

Section 2. The Mayor is authorized to execute the Contract documents and City staff is directed to finalize the Contract documents and related Exhibits as presented; and,

Section 3. The appropriate officials and officers of City are hereby authorized and directed to take all actions necessary or reasonably required by the parties to carry out the intent of this Resolution.

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 CITY COUNCIL OF THE CITY OF WILLCOX, ARIZONA, this 13th day of November, 2012.

APPROVED/EXECUTED:

/s/ Robert A. Irvin
ROBERT A. IRVIN, MAYOR

ATTEST:

/s/Virginia A. Mefford
VIRGINIA A. MEFFORD, City Clerk

APPROVED AS TO FORM:

/s/ Ann P. Roberts
ANN P. ROBERTS, City Attorney

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