

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

**RESOLUTION 2013-17**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, APPROVING THE REQUEST FOR A TWO YEAR EXTENSION OF THE LOAN AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA (WIFA); DIRECTING THE EXECUTION AND DELIVERY OF SUCH REQUEST TO THE WIFA BOARD AND ANY OTHER SUPPORTING DOCUMENTATION IN CONNECTION THEREWITH; DIRECTING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED AND FURTHER DIRECTING CITY STAFF TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.**

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

**WHEREAS**, pursuant to authority of Resolution No. 2010-92, adopted by the Mayor and Council on August 30, 2010, the CITY approved a One Million (\$1,000,000.00) line of credit from the Water Infrastructure Finance Authority of Arizona (WIFA”) pursuant to Section 9-571, Arizona Revised Statutes, for the purpose of construction of CITY’S Wastewater Treatment Facility and said line of credit was originally for a period of three (3) years with a closing date of July 1, 2013; and,

**WHEREAS**, due to delays in the construction of the CITY’S Wastewater Treatment Facility, construction of the facility is not scheduled to begin until May of 2014 and as such, it would be in the best interest of the CITY if the closing date on the approved a One Million (\$1,000,000.00) line of credit were extended for an additional two (2) years scheduling the new closing date as July 1, 2015; and,

**WHEREAS**, if such extension request is granted by WIFA, CITY anticipates that permanent financing will be secured by loans and/or grants from the United States Department of Agriculture – Rural Development and/or the Boarder Environmental Cooperation Commission upon completion of the Wastewater Treatment Facility repaying all debt from the WIFA line of credit; and,

**WHEREAS**, the Mayor and City Council believe that requesting an extension on the line of credit from WIFA is in the best interest of the citizens of the City of Willcox and it is the desire of the Mayor and City Council that this item be presented for consideration at the regular Council Meeting scheduled for April 1, 2013.

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

**SECTION 1.** The Mayor and City Council hereby find and determine that it will be beneficial to the citizens of the City of Willcox for the CITY to request an extension to the WIFA Loan Agreement until July 1, 2015, providing for financing of the Wastewater Treatment Facility, all of which is found in furtherance of the purposes of the City, its citizens and in the public interest; and,

**SECTION 2:** CITY Administrators and staff are authorized and directed to submit to the WIFA Board a letter requesting an extension to the WIFA Loan Agreement until July 1, 2015; and,

**SECTION 3:** The Mayor is authorized and empowered to execute the Resolution as presented.

**PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, ARIZONA, this 1<sup>st</sup> day of April, 2013.**

**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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***CERTIFICATE***

I, Virginia A. Mefford, the duly appointed City Clerk of the City of Willcox, Arizona, do hereby certify that the above and foregoing Resolution No. 2013-17 was duly passed and adopted by the Mayor and Council of the City of Willcox, Arizona, at a regular meeting held on April 1, 2013, and the vote was 6 yes and 0 nays and that the Mayor and all Council Members were present there at.

Virginia A. Mefford  
Clerk, City of Willcox, Arizona

