

CITY OF WILLCOX, COCHISE COUNTY, ARIZONA

RESOLUTION 2013-65

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE XPRESS BILL PAY SERVICES AGREEMENT PROVIDING ONLINE BILL PAYMENT SERVICES.

WHEREAS, pursuant to Arizona Revised Statutes (A.R.S.) §9-240, the Mayor and City Council shall have the control and power over the affairs, finances and property of the corporation; and,

WHEREAS, the City is empowered pursuant to A.R.S. §9-511 to engage in the business of operating public utility systems and since 2007, has contracted with and outside provider to accept on line utility bill payments for the convenience of their utility customers; and,

WHEREAS, the City has determined that an change in providers of the on-line bill payments services is needed to enhance the services available to the City and its customers and such services will best be provided by Xpress Bill Pay, whose services are authorized under the City of Willcox Procurement Code as a specialized service provider; and,

WHEREAS, the Mayor and Council of the City of Willcox have determined that approving the Xpress Bill Pay Gateway and Administrative Services Agreement, as presented herewith and attached as Exhibit "A", and the ODFI Originator Agreement, as presented herewith and attached as Exhibit "B", are in the best interests of the City and its residents; and,

WHEREAS, it is the desire of the Mayor and City Council that this item be presented for consideration at the Special Council Meeting on September 3, 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 authorize and approve the Xpress Bill Pay Gateway and Administrative Services Agreement in an annual amount totaling \$2,540.40, as presented herewith as Exhibit "A", and the ODFI Originator Agreement, as presented herewith as Exhibit "B", in an annual amount of \$7,213.18; and,

SECTION 2: The Mayor is authorized and empowered to execute the Xpress Bill Pay Gateway and Administrative Services Agreement as presented herewith as Exhibit “A”, and the ODFI Originator Agreement, as presented herewith as Exhibit “B”; and,

SECTION 3: The City Director of Finance is authorized and directed to take all action necessary and required to fulfill the terms and conditions of the Xpress Bill Pay Gateway and Administrative Services Agreement as presented herewith as Exhibit “A”, and the ODFI Originator Agreement, as presented herewith as Exhibit “B”, including, but not limited to the execution of any other documentation necessary to fulfill the terms and condition of the Xpress Bill Pay Gateway and Administrative Services Agreement and the ODFI Originator Agreement; and,

SECTION 4: That 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 3rd day of September, 2013.

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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