RESOLUTION NO. 2011-14

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA ("CITY") APPROVING AND AUTHORIZING THE FILING OF A FORMAL APPLICATION TO THE FEDERAL GOVERNMENT FOR SECURING THE FORMER BORDER PATROL STATION LOCATED AT 200 W. DOWNEN STREET WITHIN THE CITY LIMITS OF WILLCOX AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

WHEREAS, the City of Willcox has received notice that the U.S. General Services Administration ("GSA") has issued a NOTICE OF SURPLUS PROPERTY DETERMINATION for the formal disposition of the former Border Patrol Station which requires formal application by interested parties; and

WHEREAS, CITY is authorized and empowered to have control of the finances and property of the corporation and to lease and convey property, real or personal, necessary or proper to carry out the purposes of the corporation, within and without its limits pursuant to A.R.S. §§ 9-240 (A) and 9-241 (A); and

WHEREAS, CITY is authorized and empowered to acquire, purchase, lease or rent land, whether contiguous or noncontiguous, lying within and outside its corporate limits, for its purposes and uses pursuant to A.R.S. § 9-401 (A); and

WHEREAS, the GSA is authorized and empowered pursuant to certain provisions of the Property Act (40 U.S.C. 101, et seq.) and other provisions to dispose of U.S. Government Property determined to be surplus property; and

WHEREAS, the GSA has issued its Notice of Surplus Determination and seeks formal applications for the disposal of the former Willcox Border Patrol Station situated on an irregular-shaped 0.25-acre parcel at 200 W. Downen Street; and

WHEREAS, GSA requires that a public agency desiring to acquire the property must file a written notice of such interest with the Sponsoring Federal Agency by or before March 31, 2011; and

WHEREAS, City Staff seeks direction and/or approval for the filing of formal notice to the GSA for the acquisition of the federal surplus property; and

WHEREAS, the Mayor and Council have determined that formal action on this Resolution is in the best interest of the CITY and its citizens and desires to have the matter presented at its March 7th, 2011 Council Meeting; and,

WHEREAS, it is necessary for the preservation of the peace, health, and safety of the City of Willcox, Cochise County, Arizona, that an emergency be declared to exist to assure timely submission of the required filing and that this Resolution shall be effective immediately upon its passage and adoption.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, AS FOLLOWS:

Section 1: The CITY formally approves and authorizes City Staff to file a formal notice of interest to acquire the federal surplus property.

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.

Section 3: The Mayor is authorized and empowered to execute this Resolution and City Staff are authorized to file the formal notice of interest with the Sponsoring Federal Agency.

PASSED AND ADOPTED BY MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA this $\frac{7^{th}}{t}$ day of March 2011.

APPROVED/EXECUTED:

	/S/ GERALD W. LINDSEY MAYOR, GERALD W. LINDSEY Signed: 03-08-2011
ATTEST:	APPROVED AS TO FORM:
/s/ Cristina G. Whelan, CMC City Clerk, Cristina G. Whelan, CMC	City Attorney, Hector M. Figueroa, Esq.