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RESOLUTION NO. 24-1584

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS TO ENTER INTO A DESIGN AND CONSTRUCTION ASSISTANCE AGREEMENT WITH THE DEPARTMENT OF THE ARMY REPRESENTED BY THE DISTRICT COMMANDER FOR LOS ANGELES DISTRICT FOR ENVIRONMENTAL INFRASTRUCTURE SERVING THE PORT OF ENTRY MODERNIZATION PROJECT IN THE AMOUNT OF \$1,950,000 REIMBURSABLE GRANT.

WHEREAS, the City of Douglas applied for financial assistance from the Section 595 Water Resources Development Act of 1999, Public Law 106-53 that includes funding for wastewater treatment and related facilities, water supply and related facilities, and surface water resource protection and development; and

WHEREAS, the District Commander has determined that the non-Federal project for providing design, engineering and construction of water and wastewater systems used to serve the new dedicated commercial land port of entry at City of Douglas, Cochise County, Arizona is eligible for design and construction assistance under Section 595; and

WHEREAS, Section 595(e)(3) provides that the Federal share of costs under each agreement entered into under Section 595 shall be 75 percent, which may be in the form of reimbursements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Douglas, Arizona, as follows:

Section 1. The terms and conditions of the Design and Construction Assistance Agreement for the City of Douglas Port of Entry Modernization Project in the federal funded amount of \$1,950,000 in addition to 25 percent, or \$650,000 in non-federal funds are in the best interest of the City of Douglas.

Section 2. The terms and conditions of said Design and Construction Assistance Agreement to be entered into by the parties are hereby authorized and approved, and are attached as Exhibit "A," and incorporated herein by reference as though fully set forth herein verbatim.

Section 3. The officers of the City Council and the City of Douglas are hereby authorized and directed to fulfill all obligations under the terms of said Contract.

PASSED AND ADOPTED by the Mayor and Council of the City of Douglas, Arizona, this 10th day of January 2024.

Donald C. Huish, Mayor

Attest:

Approved as to Form:

Alma Andrade, City Clerk

Denis Fitzgibbons, City Attorney

Prepared by:
Luis Pedroza, Deputy City Manager/City Treasurer