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3 **RESOLUTION NO. 25-1689**

4 **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY**
5 **OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING**
6 **THE EXECUTION OF A MASTER UTILITY SERVICE**
7 **AGREEMENT WITH SUSTAINABILITY PARTNERS, LLC THAT**
8 **ESTABLISHES A CONTRACT TO PROVIDE**
9 **INFRASTRUCTURE AS A SERVICE TYPE CONTRACT OR**
10 **CAPITAL RECOVERY SERVICE CONTRACT FOR VARIOUS**
11 **CITY INFRASTRUCTURE NEEDS FOR THE CITY OF**
12 **DOUGLAS.**

13 **WHEREAS,** the city's infrastructure needs outpace the funding availability and the city's funding capacity; and

14 **WHEREAS,** Sustainability Partners, LLC offers a funding solution as a service known as Infrastructure as a Service or a Capital Recovery Service Contract where no traditional pledged city excise tax nor traditional funding capacity requirements are necessary; and

15 **WHEREAS,** after the approval of the Master Utility Service Agreement the city may at any time initiate a project that may entail the acquisition of infrastructure or funding for city projects.

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

17 **Section 1.** Approving the Master Utility Service Agreement with Sustainability Partners, LLC for the future execution of city infrastructure projects, a copy of which is attached and incorporated herein by reference, is in the best interest of the City of Douglas.

18 **Section 2.** The City Manager, and the City Clerk are hereby authorized to sign the Master Utility Service Agreement and any related documents necessary to consummate the transaction for and on behalf of the City of Douglas.

19 **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 the Master utility Service Agreement.

20 **PASSED AND ADOPTED** by the Mayor and Council of the City of Douglas, Arizona, this 13th day of August 2025.

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24 Jose Grijalva, Mayor

25 Attest:

Approved as to Form:

Alma Andrade, City Clerk

Denis Fitzgibbons, City Attorney

Prepared by:
Luis Pedroza, Deputy City Manager