

RESOLUTION NO. 16-1092

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, A MUNICIPAL CORPORATION OF ARIZONA, TO AUTHORIZE THE APPLICATION FOR A CLEAN WATER STATE REVOLVING FUND LOAN FROM THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR SEVERABILITY

WHEREAS, the Town of Chino Valley, Arizona ("Town"), has identified a need for a wastewater capital improvement project; and

WHEREAS, pursuant to Arizona Revised Statutes § 9-571, Town may obligate the revenues generated by its utility system to repay a loan from the Water Infrastructure Finance Authority of Arizona ("WIFA"); and

WHEREAS, Town certifies that its population is fewer than 50,000 persons as of the most recent U.S. Census Date, satisfying the requirements set forth in A.R.S. § 9-571; and

WHEREAS, the Mayor and Town Council have determined it is in the best interest of Town to pursue and apply for financial assistance from WIFA of an amount not to exceed \$640,000 for such wastewater project; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, as follows:

1. The Town Finance Director is hereby authorized to apply for Clean Water State Revolving Fund ("CWSRF") financial assistance from WIFA and to take such actions as are necessary to apply for financial assistance from CWSRF in an amount not to exceed \$640,000 payable from revenues received from the Town's utility system and/or revenues from transaction privilege (sales) taxes and State shared revenues.

2. All actions of the officers and agents of the Town which conform to the purposes and intent of this resolution and which further the completion of the application as contemplated by this resolution, whether heretofore or hereafter taken are hereby ratified, confirmed and approved. The proper officers and agents of Town are hereby authorized and directed to do all such acts and things and to execute and deliver all such application documents on behalf of the Town as may be necessary to carry out the terms and intent of this resolution.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino

Valley, Arizona this 27th day of September, 2016.



Chris Marley, Mayor

ATTEST:



Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:



Phyllis L. N. Smiley, town Attorney

I hereby certify the above foregoing Resolution No. 16-1092 was duly passed by the Council of the Town of Chino Valley, Arizona, at a regular meeting held on September 27, 2016, and that a quorum was present thereat and that the vote thereon was 7 ayes and 0 nays and 0 abstentions. 0 Council members were absent or excused.



Jami C. Lewis, Town Clerk