

JUN 26 1979

RESOLUTION NO. 10848

RELATING TO THE TRANSFER OF THE CITY OF TUCSON'S SEWERAGE SYSTEM TO PIMA COUNTY; AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT FROM THE CITY OF TUCSON TO PIMA COUNTY FOR USE OF THE PUBLIC RIGHT-OF-WAY IN THE CITY OF TUCSON.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, AS FOLLOWS:

SECTION 1. That the provisions of this resolution are conditional and are of no force and effect until the City of Tucson and Pima County have adopted an intergovernmental agreement providing for the transfer of the City's sewerage system and further providing for the disposition of treated and reclaimed water.

SECTION 2. That subject to the provisions of Section 1, the City grant a license to Pima County for the use of the public right-of-way within the City of Tucson for the purpose of installing, extending, enlarging, or maintaining the public sewer system owned by Pima County.

SECTION 3. That subject to the provisions of Section 1, the Mayor be authorized and directed to execute said license agreement marked Exhibit 1, for and on behalf of the City of Tucson, and that the City Clerk be, and he hereby is, authorized and directed to attest to the same.

SECTION 4. That the City Clerk is authorized and directed to hold the said license agreement until he is notified by the City Manager that certain terms of the executed Intergovernmental Agreement with Pima County have been fulfilled, whereupon he shall deliver it to the County. The executed document shall be effective only upon delivery to and acceptance by the County.

SECTION 5. That the various city officers and employees be and they hereby are authorized and directed to perform all acts necessary or desirable to give effect to this resolution.

CITY CLERK'S NOTE

Meeting convened at 7:30 p.m. on June 25, 1979, however, this item was considered by the governing body after 12 M. and is therefore dated June 26, 1979 (per F.S. Dean, City Attorney,

LDM/ksd)

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SECTION 6. WHEREAS, it is necessary for the preservation of the peace, health and safety of the City of Tucson that this resolution become immediately effective, an emergency is hereby declared to exist, and this resolution shall be effective immediately upon its passage and adoption. This resolution shall expire June 30, 1979. Any document that may be executed hereunder that is not delivered to the County on or before June 30, 1979, shall be null and void.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Tucson, Arizona, JUN 26 1979


MAYOR

ATTEST:


CITY CLERK

APPROVED AS TO FORM:


CITY ATTORNEY

REVEIUED BY:


CITY MANAGER