

CITY OF SOUTH TUCSON RESOLUTION NO: 13-47

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SOUTH TUCSON, ARIZONA, APPROVING THE LEASE/PURCHASE OF SEVEN (7) PATROL VEHICLES FOR THE SOUTH TUCSON POLICE DEPARTMENT AND AUTHORIZING THE EXECUTION OF THIS RESOLUTION FOR THE PURPOSE OF APPROVING AND RATIFYING THE MAYOR'S ACCEPTANCE OF THE AGREEMENT AND DECLARING AN EMERGENCY TO EXIST

WHEREAS, A.R.S. Title 9, Chapter 2, Article 3, Section 9-241A grants specific authority to Arizona cities such as South Tucson to purchase, receive, hold, and lease personal property, necessary or proper to carry out the purposes of the corporation, within or without its limits; and

WHEREAS, the South Tucson Police Department (STPD) is in emergent need of patrol vehicles due to public safety and exorbitant repair costs of the existing patrol vehicles; and

WHEREAS, the national average of life expectancy of patrol vehicles is seven (7) years or 75,000 miles; and

WHEREAS, STPD has eleven (11) patrol vehicles that exceed the national average and two (2) patrol vehicles that meet the seven (7) year mark and exceed 75,000 miles; and

WHEREAS, the City of South Tucson desires to have this Resolution presented to the South Tucson Mayor and Council at its December 9, 2013 meeting for approval and adoption, having already reviewed and discussed the details and terms herein at its regular Council meeting on September 17, 2013.

Pursuant to Chapter 28 of the General Ordinances of the City of South Tucson, in conformity with the procurement methods set forth by Ordinance No. 09-02, specifically Sections 28-11(3)(a) and 28-3; and

WHEREAS, due to special circumstances, it is in the best interest of the City to accomplish the procurement without compliance with Sections 28-17 (Competitive Sealed Bidding) or 28-18 (Competitive Sealed Proposals); and

WHEREAS, under this Section, the special procurement is limited to those materials necessary to satisfy the City's need; and

WHEREAS, a written determination by the City Manager of the basis for the special procurement and for the selection of the particular provider shall be included in the contract file; and

WHEREAS, the determination and the agreement are made in accordance with internal departmental procedures ensuring that the procurement complies with Section 28-15(1) "Best Value," and is in the public interest, fair, honest, prudent and a wise exercise of discretion; and

WHEREAS, Jim Click Ford has accepted the lease/purchase terms favorable to the City for the acquisition of seven (7) 2014 Ford SUV Interceptors for a term of 60 months, under a Government lease program through Kansas State Bank, with a residual purchase price of \$1.00 per vehicle at the end of the lease term; and

WHEREAS, the price of each patrol vehicle, is \$41,244.43, as set by competitive bid. Each 2014 Ford SUV Interceptor shall include emergency equipment, bumper to bumper warranty, and black and white markings; and

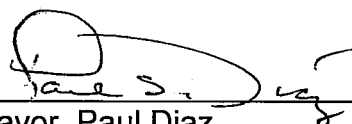
WHEREAS, six (6) patrol vehicles shall be paid for by South Tucson Police Department from RICO funds at an interest rate of 4.3%; and one (1) patrol vehicle shall be paid by the City from the General fund at an interest rate of 4.3%; and

BE IT RESOLVED by the Mayor and Council of the City of South Tucson, Arizona, that the City hereby gives formal approval and ratification for the acceptance of the lease/purchase agreement between the City and Jim Click Ford/Kansas State Bank. This resolution will supersede any other resolution regarding this topic.

THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Council of the City of South Tucson, Arizona, that, due to an existing emergency declared herein, the immediate effectiveness of this Resolution is necessary to preserve the peace, health, and safety of the City of South Tucson, Arizona, and this shall therefore be effective upon its passage and adoption.

PASSED AND ADOPTED by the Mayor and Council of the City of South Tucson, Arizona, this 09th day of December, 2013.

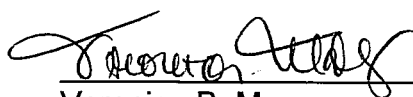
APPROVED/EXECUTED



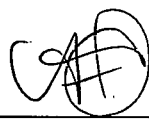
Mayor, Paul Diaz

ATTEST:

APPROVED AS TO FORM:



Veronica B. Moreno
City Clerk



Andrea L. de Castillo, Esq.
City Attorney