

RESOLUTION NO. 21-2003

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA

WHEREAS, the City of Benson supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona; and

WHEREAS, A.R.S. §41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

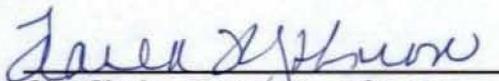
WHEREAS, A.R.S. §41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA AS FOLLOWS:

1. The Mayor is authorized to enter into an intergovernmental agreement with Cochise County to establish an Enterprise Zone Commission, which shall consist of representatives from the Board of Supervisors and a representative from the City.
2. The authority of the City's representative shall be limited to the tasks of identifying areas of the county that potentially qualify as enterprise zones, provide planning, community relations and promotion of the zone, and reporting the results of such tasks to the City Council.
3. The Mayor is authorized to appoint the City's representative to the Enterprise Zone Commission.

PASSED, APPROVED AND ADOPTED BY THE Mayor and Council of the City of Benson, Arizona this 20th day of October 2003.

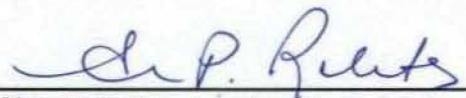
ATTEST:


City Clerk, Karen H. Johnson



GEORGE SCOTT, Mayor

APPROVED AS TO FORM:



City Attorney, Ann P. Roberts

Board of Supervisors

Patrick Call
Chairman,
District 1

Paul Newman
District 2

Leslie E. Thompson
District 3



Jody N. Klein
County Administrator

Nadine Parkhurst
Clerk

RESOLUTION 03-73

A RESOLUTION OF THE BOARD OF SUPERVISORS OF COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION AND AUTHORIZING THE COMMISSION TO SUBMIT AN APPLICATION FOR THIS DESIGNATION.

WHEREAS, the Cochise County Board of Supervisors supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional Enterprise Zone within Cochise County, Arizona; and

WHEREAS, A.R.S. §41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

WHEREAS, A.R.S. §41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3; and

WHEREAS, the proposed boundaries for a regional enterprise zone within Cochise County consist of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21; and

WHEREAS, this proposed area meets the criteria of A.R.S. § 41-1523 and would be in the best interests of the citizens of Cochise County,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS, COCHISE COUNTY, ARIZONA AS FOLLOWS:

1. The County of Cochise hereby supports the proposal to create a regional enterprise zone within Cochise County in the area described above.
2. The Chairman is hereby authorized to sign the accompanying Intergovernmental Agreement for the establishment of an Enterprise Zone Commission.
3. The Enterprise Zone Commission is hereby authorized to submit an application to the Arizona Department of Commerce for the establishment of this Enterprise Zone, in the manner required by A.R.S. § 41-1524.



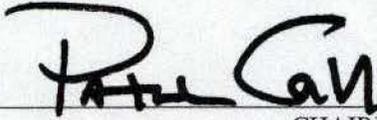
FEE # 031244996
OFFICIAL RECORDS
COCHISE COUNTY
DATE 12/18/03 HOUR 1

REQUEST OF
COCHISE COUNTY BOARD OF SUPV
CHRISTINE RHODES-RECORDER
FEE :

PAGES : 47

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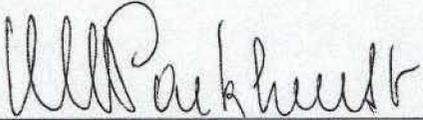
PASSED, APPROVED AND ADOPTED THIS 21st DAY OF OCTOBER 2003 BY THE BOARD OF SUPERVISORS OF COCHISE COUNTY.



, CHAIRMAN

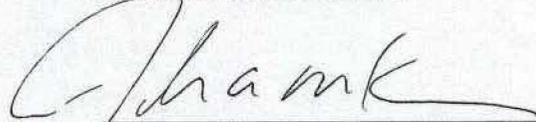
COCHISE COUNTY BOARD OF SUPERVISORS

ATTEST:



NADINE PARKHURST, CLERK

APPROVED AS TO FORM:



DEPUTY COUNTY ATTORNEY

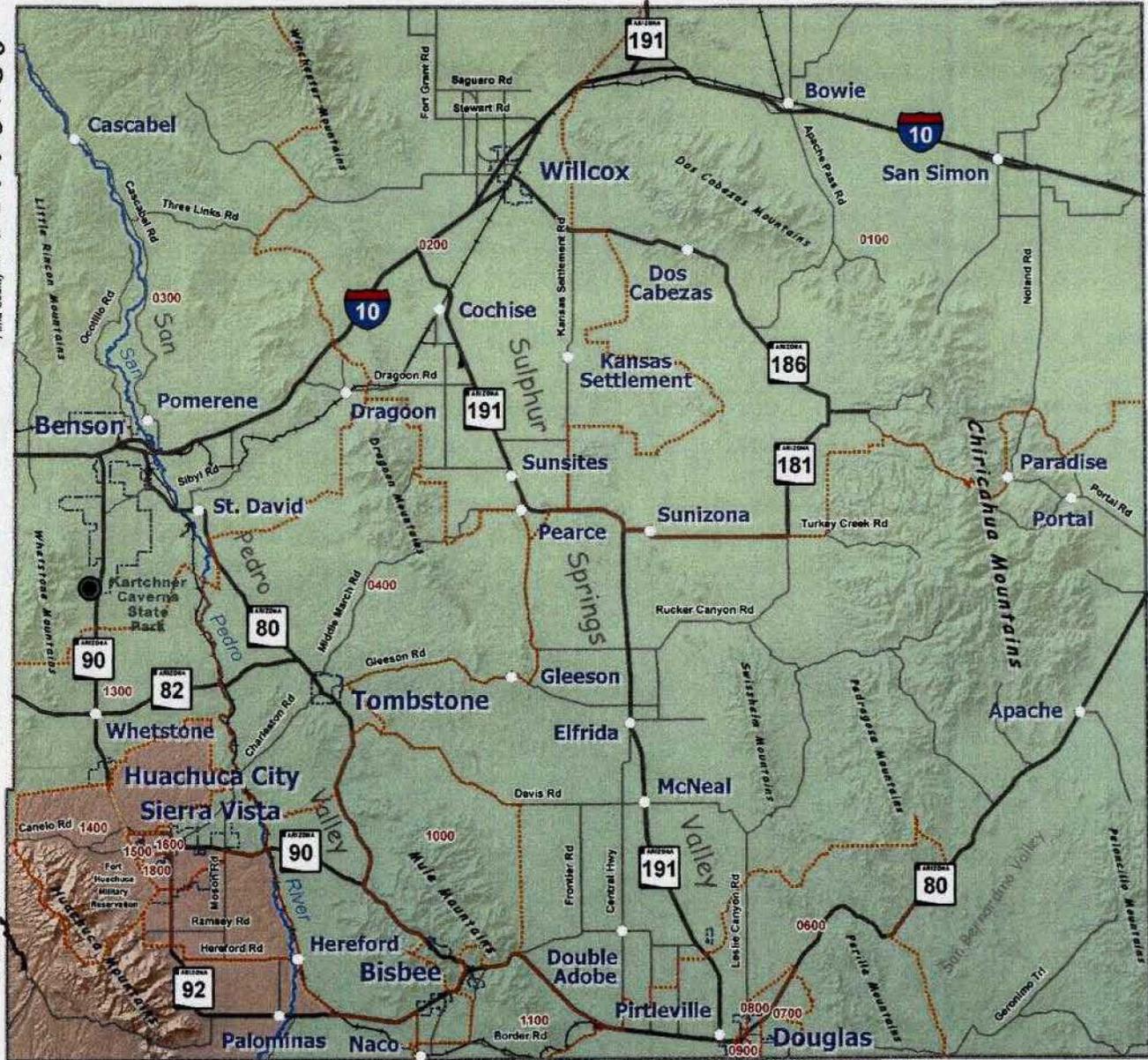
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031244996
Pima County

Graham County

Greenlee County

Proposed Enterprise Zone Cochise County, Arizona

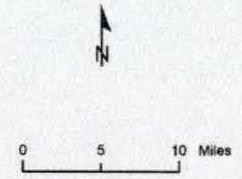


New Mexico

Santa Cruz County

Republic of Mexico

-  Proposed Enterprise Zone
-  2000 Census Tract Boundary
-  City Limits



**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

- e. Making an annual report to the Arizona Department of Commerce on the development of the zone.
2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
 3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
 4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
 5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
 6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

County of Cochise:



, Chairman

Cochise County Board of Supervisors

10/21/03
Date

INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

Approved as to form this 8th day of October, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: [Signature]
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This _____ day of _____, 2003.

By: _____
Public Agency Legal Counsel

Seven (7) Intergovernmental Agreements
from the seven incorporated cities
attached.

Name of Public Bod(ies)

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996

RESOLUTION NO. R-03-30

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BISBEE, COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA

WHEREAS, the City of Bisbee, Arizona supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona; and

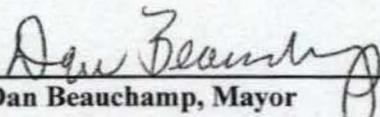
WHEREAS, A.R.S. §41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

WHEREAS, A.R.S. §41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, ARIZONA AS FOLLOWS:

1. The Mayor is authorized to enter into an intergovernmental agreement with Cochise County to establish an Enterprise Zone Commission, which shall consist of representatives from the Board of Supervisors and a representative from the City.
2. The authority of the City's representative shall be limited to the tasks of identifying areas of the county that potentially qualify as enterprise zones, provide planning, community relations and promotion of the zone, and reporting the results of such tasks to the City Council.
3. The Mayor is authorized to appoint the City's representative to the Enterprise Zone Commission.

PASSED, APPROVED AND ADOPTED BY THE Mayor and Council of the City of Bisbee, Arizona this 7th day of October 2003.



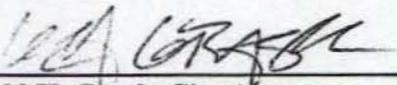
Dan Beauchamp, Mayor

ATTEST:



Gloria P. Gonzalez, Deputy City Clerk

APPROVED AS TO FORM:



Gerald H. Grask, City Attorney

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

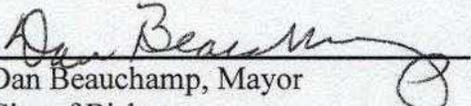
NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

- e. Making an annual report to the Arizona Department of Commerce on the development of the zone.
2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
 3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
 4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
 5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
 6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

City of Bisbee:



Dan Beauchamp, Mayor
City of Bisbee

10-7-03

Date

INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: [Signature]
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 14th day of October, 2003.

By: [Signature]
Public Agency Legal Counsel

City of Bisbee
Name of Public Bod(ies)

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996

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By Ray Borane
Ray Borane, Mayor

Attest:

By Leticia G. Rodriguez
Leticia G. Rodriguez

Approved as to Form:
Anita L. Sanchez
Anita L. Sanchez, City Attorney

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

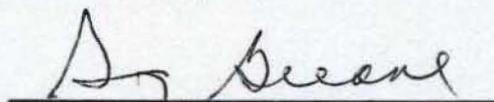
NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

- e. Making an annual report to the Arizona Department of Commerce on the development of the zone.
2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the -Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

City of Douglas:



Ray Borane, Mayor
City of Douglas

Nov. 12, 2003
Date

031244996

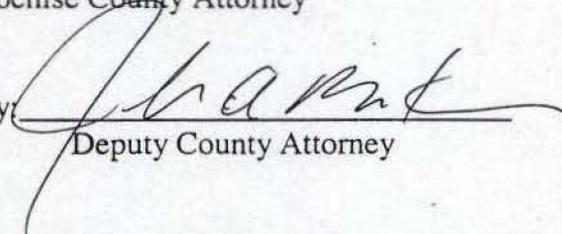
INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

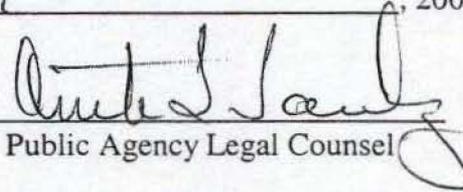
Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: 
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 12th day of November, 2003.

By: 
Public Agency Legal Counsel

City of Douglas
Name of Public Bod(ies)

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996



TOWN OF HUACHUCA CITY

The Sunset City

500 NORTH GONZALES BOULEVARD • HUACHUCA CITY, ARIZONA 85616

PHONE (520) 456-1354 • TDD (520) 456-1354 • E-MAIL: hcadmin@c2i2.com

FAX: (520) 456-2230

RESOLUTION #03-022

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA

WHEREAS, the Town of Huachuca City supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona; and

WHEREAS, A.R.S. § 41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

WHEREAS, A.R.S. § 41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3.

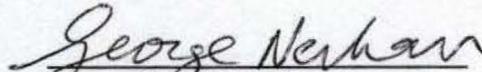
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AS FOLLOWS:

1. The Mayor is authorized to enter into an intergovernmental agreement with Cochise County to establish an Enterprise Zone Commission, which shall consist of representatives from the Board of Supervisors and a representative from the Town.
2. The authority of the Town's representative shall be limited to the tasks of identifying areas of the county that potentially qualify as enterprise zones, provide planning, community relations and promotion of the zone, and reporting the results of such tasks to the Town Council.
3. The Mayor is authorized to appoint the Town's representative to the Enterprise Zone Commission.

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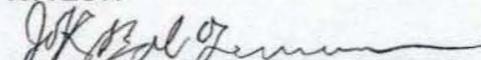
Page Two
Resolution 03-022

PASSED, APPROVED AND ADOPTED BY THE Mayor and Council of the Town Council of
Huachuca City, Arizona, this 23rd day of October, 2003.



Mayor George Nerhan

ATTEST:



J.R. "Bob" Fenimore, Interim Town Clerk

APPROVED AS TO FORM:



Attorney Randall Bays

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

Deleted:

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

e. Making an annual report to the Arizona Department of Commerce on the development of the zone.

2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

Deleted:

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

City of Huachuca City:

George Nerhan
George Nerhan, Mayor
Huachuca City

Oct 29, 2003
Date

RB
Randall Bays, Attorney
Town of Huachuca City

November 5, 2003
Date

INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: [Signature]
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 5th day of November, 2003.

By: [Signature]
Randall Bays, Attorney
Town of Huachuca City
Name of Public Bod(ies)

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031 244996

RESOLUTION 2003-169

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA AND COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA; AND DIRECTING THE CITY MANAGER, CITY CLERK, CITY ATTORNEY, OR THEIR DULY AUTHORIZED OFFICERS AND AGENTS TO TAKE ALL STEPS NECESSARY TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS, Arizona Revised Statute §41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the city and county that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

WHEREAS, A.R.S. §41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement pursuant to A.R.S. Title 11, Chapter 7, Article 3; and

WHEREAS, Cochise County and the City of Sierra Vista, hereinafter referred to as County and City, agree that it would be beneficial to residents to enhance the economic prosperity of the county through cooperative efforts; and

WHEREAS, the County and City both support the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SIERRA VISTA ARIZONA AS FOLLOWS:

SECTION 1

That the settled policy of entering into Intergovernmental Agreements, most recently affirmed by Resolution 2003-015, be, and hereby is, reaffirmed.

SECTION 2

That the Intergovernmental Agreement between Cochise County and the City of Sierra Vista establishing an Enterprise Zone Commission, and approving related activities, attached as Exhibit A, is hereby approved.

SECTION 3

The City Manager, City Clerk, City Attorney or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this resolution.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, THIS 23rd DAY OF OCTOBER 2003.

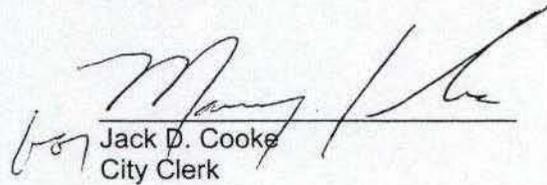


Thomas J. Hessler
Mayor

Approved as to Form:

Attest:

Stuart L. Fauver
City Attorney



Jack D. Cooke
City Clerk

Prepared by:
Jack Cooke, City Clerk
JLM/

RESOLUTION 2003-169
PAGE TWO OF TWO

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

NOW THEREFORE IT IS AGREED AS FOLLOWS:

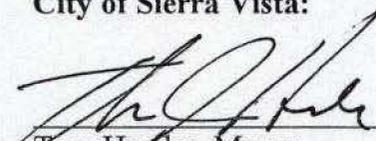
1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

e. Making an annual report to the Arizona Department of Commerce on the development of the zone.

2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the -Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

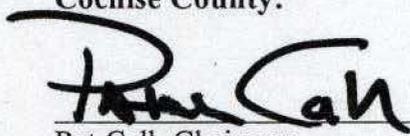
IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

City of Sierra Vista:



Tom Hessler, Mayor
City of Sierra Vista

Cochise County:

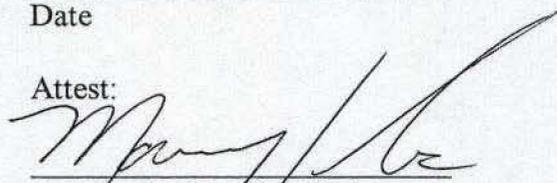


Pat Call, Chairman
Board of Supervisors

October 23, 2003
Date

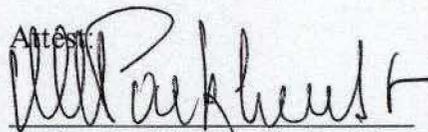
December 10, 2003
Date

Attest:



for Jack D. Cooke, City Clerk

Attest:



Nadine Parkhurst, Clerk of the Board

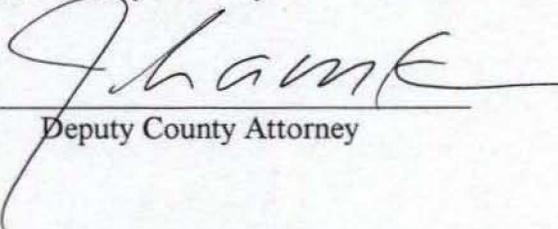
INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

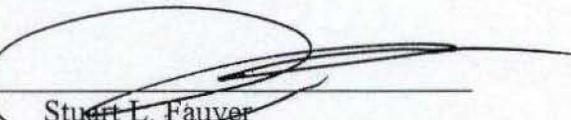
Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: 
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 23rd day of October, 2003.

By: 
Stuart L. Fauver
City Attorney, City of Sierra Vista

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996

RESOLUTION NO. 06-2003

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF TOMBSTONE, COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA.

WHEREAS, the City of Tombstone supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona; and

WHEREAS, A.R.S. 41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

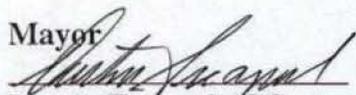
WHEREAS, A.R.S. 41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated areas of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TOMBSTONE ARIZONA AS FOLLOWS:

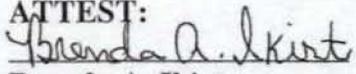
1. The Mayor is authorized to enter into an intergovernmental agreement with Cochise County to establish an Enterprise Zone Commission, which shall consist of representatives from the Board of Supervisors and a representative from the City.
2. The authority of the City's representative shall be limited to the tasks of identifying areas of the county that potentially qualify as enterprise zones, provide planning community relations & promotion of the zone and reporting the results of such tasks to the City Council.
3. The Mayor is authorized to appoint the City's representative to the Enterprise Zone Commission.

PASSED, APPROVED AND ADOPTED BY THE Mayor & Council of the City of Tombstone, Arizona this 30th day of October 2003.

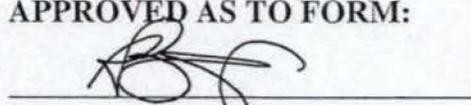
Mayor


Dustin Escapule, Mayor

ATTEST:


Brenda A. Ikirt
Acting City Clerk

APPROVED AS TO FORM:


P. Randall Bays, City Attorney

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

NOW THEREFORE IT IS AGREED AS FOLLOWS:

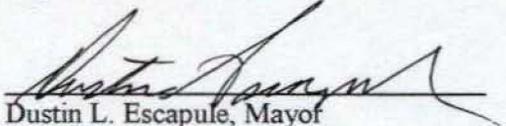
1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

- e. Making an annual report to the Arizona Department of Commerce on the development of the zone.
2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

031244996

City of Tombstone:


Dustin L. Escapule, Mayor
City of Tombstone

10/29/02
Date

Approved: City of Tombstone

City Attorney

City of Tombstone Signature Page

031244996

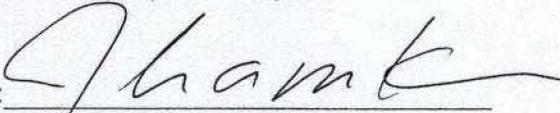
INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: 
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 29th day of October, 2003.

By: 
Public Agency Legal Counsel

City of Tombstone
Name of Public Bod(ies)

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996

RESOLUTION NO. 2003-27

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, SUPPORTING THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION TO EXPLORE THE POSSIBILITY OF CREATING A REGIONAL ENTERPRISE ZONE WITHIN COCHISE COUNTY, ARIZONA

WHEREAS, the City of Willcox supports the establishment of an Enterprise Zone Commission to explore the possibility of creating a regional enterprise zone within Cochise County, Arizona; and

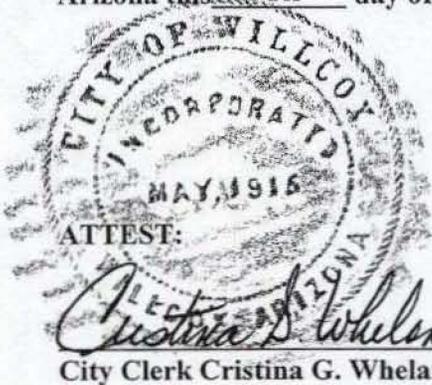
WHEREAS, A.R.S. §41-1522 (I) provides that an Enterprise Zone Commission is authorized to identify areas of the County that potentially qualify as enterprise zones and may apply for designation as an enterprise zone; and

WHEREAS, A.R.S. §41-1522 (B) (4) provides that if the proposed zone is located in both an incorporated city and in an unincorporated area of the county, the board of supervisors and the governing body of the city or town shall jointly establish a commission by intergovernmental agreement under title 11, chapter 7, article 3.

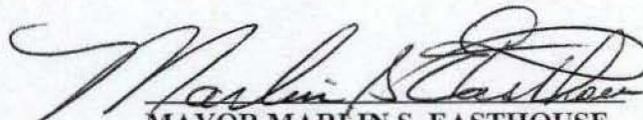
NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA AS FOLLOWS:

1. The Mayor is authorized to enter into an intergovernmental agreement with Cochise County to establish an Enterprise Zone Commission, which shall consist of representatives from the Board of Supervisors and a representative from the City.
2. The authority of the City's representative shall be limited to the tasks of identifying areas of the county that potentially qualify as enterprise zones, provide planning, community relations and promotion of the zone, and reporting the results of such tasks to the City Council.
3. The Mayor is authorized to appoint the City's representative to the Enterprise Zone Commission.

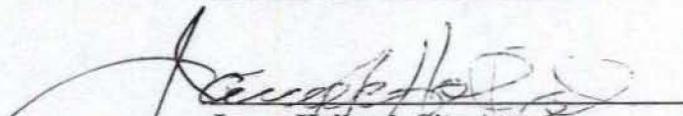
PASSED, APPROVED AND ADOPTED BY THE Mayor and Council of the City of Willcox , Arizona this 6TH day of October 2003.



City Clerk Cristina G. Whelan, CMC


MAYOR MARLIN S. EASTHOUSE

APPROVED AS TO FORM:


James Holland, City Attorney

Resolution No. 2003-27

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION**

This Agreement is entered into between Cochise County, a body politic, hereinafter referred to as "County" and the City of Benson, a municipal corporation hereinafter "Benson," the City of Bisbee, a municipal corporation, hereinafter "Bisbee," the City of Douglas, a municipal corporation, hereinafter "Douglas," the City of Huachuca City, hereinafter "Huachuca City," The City of Sierra Vista, a municipal corporation hereinafter "Sierra Vista," the City of Tombstone, hereinafter "Tombstone," and the City of Willcox, a municipal corporation, hereinafter "Willcox."

WHEREAS, the County and the above-referenced municipal corporations are authorized to propose the establishment of an enterprise zone pursuant to A.R.S. sec. 41-1521 et. seq.; and

WHEREAS, an application has been submitted, with the approval of the seven participating municipalities, for enterprise zone designation for an area including the above-referenced municipal corporations and a substantial portion of the unincorporated area of Cochise County, as delineated in "Attachment A" in accordance with the Arizona Department of Commerce Guidelines for Establishing an Arizona Enterprise Zone; and

WHEREAS, the governing bodies of the County and each municipal corporation believe that formation of an enterprise zone is in the best interests of the residents of Cochise County and will provide positive economic development within Cochise County; and

WHEREAS, Arizona statute requires that if an enterprise zone includes part or all of one or more incorporated cities or towns, as well as part or all of the unincorporated portions of the County, the respective governing bodies shall establish a joint Enterprise Zone Commission to administer and manage the Enterprise Zone and to appoint an Enterprise Zone Administrator; and said Enterprise Zone Commission may consist of representatives from the Board of Supervisors of the County and the City Councils, based upon the relative population of incorporated and unincorporated areas within the proposed enterprise zone; and

WHEREAS, the County and each municipal corporation are authorized to enter into an Intergovernmental Agreement pursuant to A.R.S. sec. 11-951 et. seq.; and

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. An Enterprise Zone Commission is hereby established, consisting of two members from the County, and one member each from Benson, Bisbee, Douglas, Huachuca City, Sierra Vista, Tombstone, and Willcox, each of whom shall be appointed by the respective governing body. The Enterprise Zone Commission shall appoint a Zone Administrator. Each Commission member shall be a voting member of the Enterprise Commission. The Commission is a public body for the purposes of title 38, chapter 3, article 8. The Enterprise Commission shall perform those duties required under A.R.S. sec. 41-1522, as adopted or hereafter amended, including but not limited to:
 - a. Selecting a Chairman and Vice Chairman from its members;
 - b. Meeting at least semi-annually and at other times on the call of the Chairman;
 - c. Providing for planning, community relations and promotion of the zone among interested parties in the county;
 - d. Applying for and receiving gifts, loans and other monies from any private source;

- e. Making an annual report to the Arizona Department of Commerce on the development of the zone.
2. This agreement shall be in full force and effect until the termination date established by the Arizona Department of Commerce for the -Enterprise Zone, which by statute shall not exceed 5 years from the date of designation. During the last year of designation, the Commission may apply to renew the enterprise zone, unless the governing body of any of the parties to the Agreement provides written notice of intent to terminate the designation prior to renewal by the Department of Commerce. This Agreement shall be automatically terminated should the Department of Commerce fail to certify the requested area in Attachment A as an Enterprise Zone.
 3. The County shall provide incidental administrative support for the Enterprise Zone. No financial commitment shall be required of any of the parties to this Agreement unless specifically approved by the applicable governing body.
 4. All parties agree that the Commission does not have the authority to approve any particular proposed development or to amend or supersede land use and other health, safety and general welfare regulations of general applicability, as adopted by any particular jurisdiction. Any such necessary approvals and any amendments, exemptions or exceptions that may be requested by any particular business will require the express approval of that particular jurisdiction.
 5. All parties are hereby placed on notice that this Agreement is subject to cancellation, pursuant to the provisions of A.R.S. sec. 38-511, incorporated herein by reference, with the same force and effect as if given in full text.
 6. This Agreement shall become effective upon execution and recording pursuant to the provisions of A.R.S. sec. 11-952(G).

IN WITNESS WHEREOF, the parties to this Agreement have hereunto set their hands the day and year written.

City of Willcox:


Marlin Easthouse, Mayor
City of Willcox

OCTOBER 6, 2003

Date

031244996

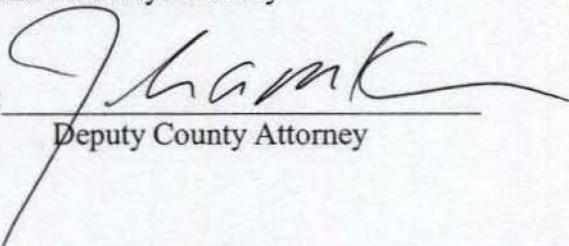
INTERGOVERNMENTAL AGREEMENT DETERMINATION

RE: INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE COMMISSION

The attached agreement, which is an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Deputy County Attorney who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Cochise County.

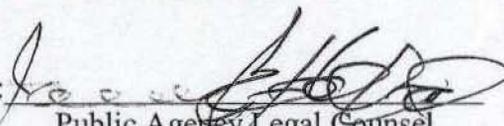
Approved as to form this 10th day of December, 2003.

CHRIS M. ROLL
Cochise County Attorney

By: 
Deputy County Attorney

In accordance with A.R.S. § 11-952 this agreement has been reviewed by the undersigned who has determined that this agreement is in appropriate form and within the powers and authority granted to the public body or bodies identified below.

This 6TH day of OCTOBER, 2003.

By: 
Public Agency Legal Counsel

CITY OF WILLCOX
Name of Public Bod(ies)

031244996

**INTERGOVERNMENTAL AGREEMENT
FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
COMMISSION**

Attachment "A"

The proposed zone size is approximately 5,891 square miles and the boundary consists of 2000 Census Tracts 1 through 13, Block Groups 1 and 3 of Census Tract 17, and Block Group 1 of Census Tract 21.

031244996