

RESOLUTION 2016-017

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; AFFIRMING SETTLED POLICY BY AUTHORIZING THE OFFICE OF THE CITY ATTORNEY OF THE CITY OF SIERRA VISTA TO FILE SUCH ACTIONS IN THE COURT(S) OF COMPETENT JURISDICTION ON BEHALF OF THE CITY AGAINST LUNAR COW, LLC AS MAY BE APPROPRIATE; AND AUTHORIZING 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, Lunar Cow, LLC entered into a contract with the City of Sierra Vista to perform certain website development tasks; and

WHEREAS, Lunar Cow, LLC failed to comply with its contractual obligation; and

WHEREAS, before the City Attorney can pursue any court action, the Mayor and City Council must approve; and

WHEREAS, it is in the best interest of the City to proceed with appropriate court action.

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

SECTION 1

That the settled policy of the City Council which directs the City Attorney to initiate litigation by specific action of the Council be, and hereby is, reaffirmed.

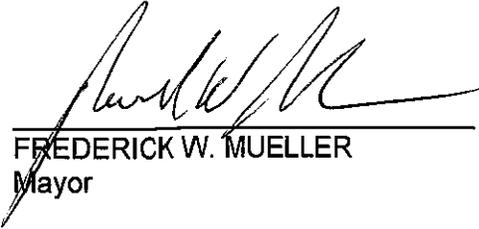
SECTION 2

The City Attorney is hereby authorized and directed to file such actions in the court(s) of competent jurisdiction as may be required against Lunar Cow, LLC.

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 24<sup>TH</sup> DAY OF MARCH, 2016.



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FREDERICK W. MUELLER  
Mayor

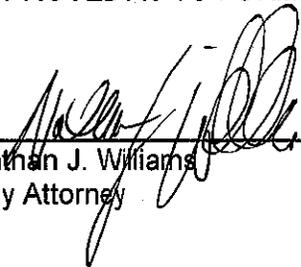
ATTEST:



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JILL ADAMS  
City Clerk

APPROVED AS TO FORM:



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Nathan J. Williams  
City Attorney

PREPARED BY:  
Nathan J. Williams, City Attorney