

**RESOLUTION NO. 2010-38**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, CHANGING THE DESIGNATED AUTHORIZED AGENT FOR FEDERAL EMERGENCY MANAGEMENT FUNDS.

**WHEREAS**, pursuant to Resolution No. 2005-33, the Town of Fountain Hills (the "Town") designated Timothy G. Pickering as the authorized agent for the Town for the purpose of obtaining Federal Emergency Management Agency ("FEMA") funds; and

**WHEREAS**, the Town Council desires to change the designation set forth in Resolution No. 2005-33 to designate Richard L. Davis as the authorized agent for the purpose of obtaining FEMA funds.

**NOW, THEREFORE, BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. The recitals set forth above are incorporated as if fully set forth herein.

SECTION 2. Richard L. Davis is hereby designated as the applicant's agent and authorized on behalf of the Town to execute all contracts, certify completion of work, request payments and prepare all documentation related to FEMA and Arizona Division of Emergency Management ("ADEM") funding requirements.

SECTION 3. The Town Council hereby authorizes the Town Attorney to execute ADEM's Designation of Applicant's Agent Form, attached hereto as Exhibit A and incorporated herein by reference, or other similar form as required by ADEM.

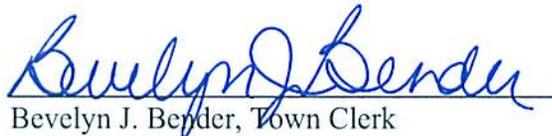
SECTION 4. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Mayor and Council of the Town of Fountain Hills, October 7, 2010.

**FOR THE TOWN OF FOUNTAIN HILLS:**

**ATTESTED TO:**

  
Jay T. Schlum, Mayor

  
Bevelyn J. Bender, Town Clerk

**REVIEWED BY:**

**APPROVED AS TO FORM:**

  
Richard L. Davis, Town Manager

  
Andrew J. McGuire, Town Attorney

**EXHIBIT A  
TO  
RESOLUTION NO. 2010-38**

**[Designation of Applicant's Agent Form]**

**See following page.**

**ARIZONA DIVISION OF EMERGENCY MANAGEMENT  
DESIGNATION OF APPLICANT'S AGENT FORM**

The intent of this **DESIGNATION** is to appoint an **APPLICANT'S AGENT** for the following term:

- For PCA No. \_\_\_\_\_ only       For the period of \_\_\_\_ to \_\_\_\_       Until further notice  
 Until further notice for HAZMAT incident

Applicant Name: TOWN OF FOUNTAIN HILLS

**CERTIFICATION**

I, Andrew J. McGuire, duly appointed and Town Attorney of  
(Authorizing Official's Name) (Title)

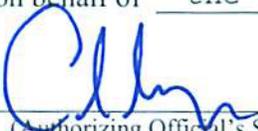
the Town of Fountain Hills, do hereby certify that the information below is true  
(Applicant Name)

and correct, based on a resolution passed and approved by the Town Council  
(Governing Body)

of Richard L. Davis on the 7th day of October, 2010.  
(Applicant Name) (day) (month) (year)

Richard L. Davis has been designated as the Applicant Agent  
(Name of Designated Applicant Agent)

to act on behalf of the Town of Fountain Hills.  
(Applicant Name)

 Town Attorney 10/7/10  
(Authorizing Official's Signature) (Title) (Date)

**Designated Applicant's Agent**

Name Richard L. Davis

Title/Official Position Town Manager

Mailing Address 16705 E. Avenue of the Fountains

City, State, Zip Fountain Hills, AZ 85268

Daytime Telephone Number 480-816-5107 Fax 480-837-3145  
(Please include area code and extension if not a direct number)

E-mail Address rdavis@fh.az.gov Pager/Cell \_\_\_\_\_

**For ADEM Use Only**

Received By: \_\_\_\_\_ July 2000 Form # AZ PA 204-4  
(Initials & Date)