RESOLUTION NO. __________

A RESOLUTION TO PERMIT THE MAYOR AND CITY CLERK TO EXECUTE ANY DOCUMENTS TO ACCEPT A DONATION OF PROPERTY, WITH A VALUE OF SEVENTY-TWO THOUSAND DOLLARS ($72,000.00), FROM LELAND B. AND JANET JONES FOR THE EXTENSION OF THE ROSE CREEK TRAIL; TO DECLARE THAT THIS DONATION OF PROPERTY IS DESIGNATED FOR PUBLIC PARK PURPOSES; AND FOR OTHER PURPOSES.

WHEREAS, the City wishes to extend the Rose Creek Trail which will eventually link to the Arkansas River Trail, and will also allow for the development of a park; and,

WHEREAS, Leland B. and Janet Jones have a parcel that has been appraised by Tom Ferstl, Jr. -- a certified, recognized, and esteemed Appraiser of real property -- to have a value of Seventy-Two Thousand Dollars ($72,000.00); and,

WHEREAS, the land is roughly bound by Markham Street to the north, Union Pacific Railroad and Rose Creek to the south and east, and Capital View/Stifft Station to the west; and,

WHEREAS, a Phase I environmental review is being conducted by Atoka, and a formal title search is being performed by Beach Abstract & Guaranty Company; and,

WHEREAS, pursuant to Ark. Code Ann. § 14-54-302, the City is required to approve a resolution to authorize the Mayor to execute documents to accept a donation of property;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The Mayor and City Clerk are authorized to execute any documents necessary to accept the donation of property more specifically described as follows:

Plunkett 2nd Subdivision, Block 7, Lots 1,2,7 and 9; Phillips Subdivision, Block 30;

Lots 1,5,6,7 and 8.

Section 2. The Board of Directors accepts as accurate the appraisal of the property by Tom Ferstl, Jr., and agrees that the property has a value of Seventy-Two Thousand Dollars ($72,000.00).

Section 3. The authority granted in Section 1 of this resolution is authorized as soon as the City receives confirmation from a Phase I environmental audit that there are no environmental issues with the property, and receives assurance from Beach Abstract and Guaranty Company that the property is properly titled in the name of Leland B. and Janet Jones.
Section 4. The Board of Directors declares that this donation of property is for public park purposes, and directs that any necessary actions be taken to include this property on the Little Rock Parks & Recreation Master Parks Plan approved in Little Rock, Ark., Ordinance No. 18,528 (July 17, 2001), as amended.

Section 5. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the resolution.

Section 6. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this resolution, are hereby repealed to the extent of such inconsistency including, but not limited to, Little Rock, Ark., Ordinance No. 18,528 (July 17, 2001) as it has been amended.

ADOPTED: December 12, 2017

ATTEST:-approved:

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Susan Langley, City Clerk        Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney