

R-19. 148

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A TEMPORARY CONSTRUCTION EASEMENT WITH THE ARKANSAS DEPARTMENT OF TRANSPORTATION TO ALLOW FOR DRAINAGE AND CULVERT IMPROVEMENTS AT CAMP ROBINSON ROAD AND 54<sup>TH</sup> STREET; AND FOR OTHER PURPOSES.**

WHEREAS, the Arkansas Department of Transportation ("ARDoT") has started a construction project to make drainage improvements and to replace culverts at the intersection of Camp Robinson Road and 54th Street in the City of North Little Rock, Arkansas (the "City") (see drainage image attached hereto as Exhibit A); and

WHEREAS, ARDoT and its building contractors need to occupy, use and control land owned by the City during the drainage and culvert construction project; and

WHEREAS, it is in the best interests of the City and its residents that a temporary construction easement be granted to allow for the drainage improvements and culvert replacement at Camp Robinson Road and 54th Street.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the Mayor and City Clerk are hereby authorized to a execute temporary construction easement (substantially similar to Exhibit B attached hereto) with the Arkansas Department of Transportation to facilitate drainage improvements and culvert replacement at the intersection of Camp Robinson Road and 54th Street.

SECTION 2: That all documents concerning the granting of any temporary construction easements on property owned by the City shall be approved by the City Attorney.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

\_\_\_\_\_

\_\_\_\_\_

Mayor Joe A. Smith

SPONSOR:

ATTEST:

  
\_\_\_\_\_  
Mayor Joe A. Smith

\_\_\_\_\_

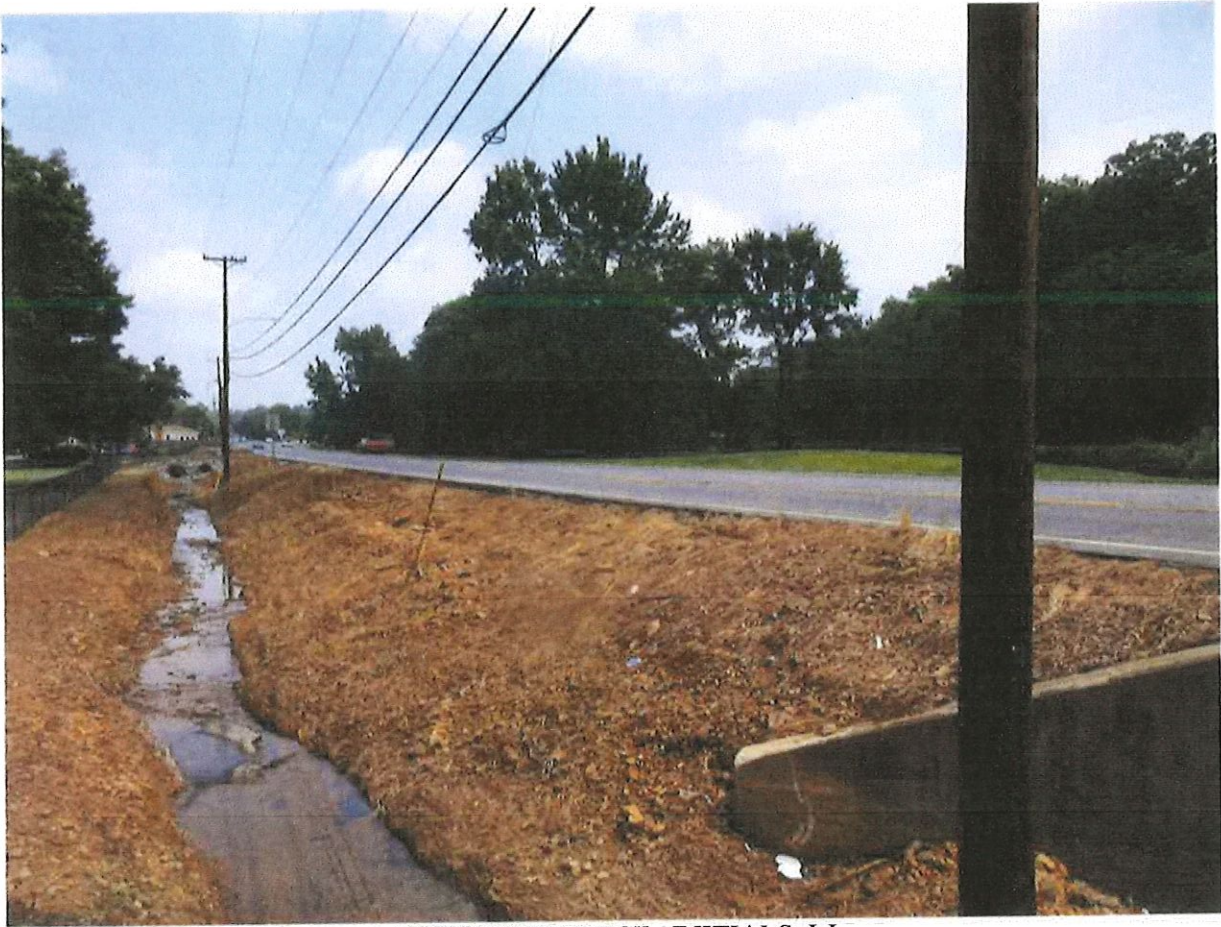
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

*Amy Beckman Fields* by *Wilson*  
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/cf

FILED	<u>11:39</u>	A.M.	_____	P.M.
By	<u><i>Mare B Miller</i></u>			
DATE	<u>8/20/19</u>			
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>				
RECEIVED BY	<u><i>B. Toym</i></u>			



DESCRIPTION: TCE INITIALS: LJ  
DIRECTION: North DATE: 05/22/2019



JOB: 061506  
TRACT: 4E-1

**TEMPORARY CONSTRUCTION EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

THAT City of North Little Rock for and in consideration of One Hundred Dollars, (\$100.00), and other valuable considerations, to us cash in hand paid by the Arkansas State Highway Commission, the receipt of which is hereby acknowledged, do hereby give and grant to the Arkansas State Highway Commission, it's successors and assigns an exclusive temporary right of way and temporary easement for the sole purposes necessary for Highway construction, together with free ingress and egress, to, across, through and over the lands shown on the Right of Way Plans for Job No. 061506, and designated as Tract No. 4E-1 situated in the County of Pulaski, State of Arkansas.

This temporary easement as conditioned above shall terminate when the above subject job has been completed by the contractor and accepted by the Arkansas State Highway Commission.

TO HAVE AND TO HOLD the same unto the said Arkansas State Highway Commission and to its successors and assigns for and during the term aforesaid and for the purposes hereinabove set forth.

WITNESS my signature of this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Signature

