

RESOLUTION NO. _____

A RESOLUTION APPROVING SETTLEMENT OF THE CASE OF CITY OF NORTH LITTLE ROCK V. CEDRICK HAYES, GLORYLAND BAPTIST CHURCH, INC. AND GLORYLAND FAMILY FELLOWSHIP CHURCH; AND FOR OTHER PURPOSES.

WHEREAS, with the adoption of Resolutions No. 8111 (on July 23, 2012) and No. 8840 (on July 27, 2015), the City of North Little Rock (“the City”) condemned certain properties owned by Cedrick Hayes, Gloryland Baptist Church, Inc. and Gloryland Family Fellowship Church giving the property owner(s) a period of time to abate nuisances on their property; and

WHEREAS, after several failed attempts to work with the owners to cure the nuisances, the City, on May 5, 2016, filed a lawsuit against Cedric Hayes, Gloryland Baptist Church, Inc. and Gloryland Family Fellowship Church requesting that the properties be condemned as public nuisances with structures thereon to be razed and removed, and the City also requested that it be granted its costs, attorney fees, damages, and civil penalties; and

WHEREAS, the City has negotiated in good faith to resolve the pending case with the defendants through their attorney, and they have agreed to transfer ownership of the subject properties to the City in exchange for the City releasing its liens against the properties and waiving civil penalties, costs and damages against the defendants; and

WHEREAS, the City and its residents will benefit from resolution of the pending case with the cleanup of dilapidated properties and creating opportunities for residential and commercial development in the area.

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

SECTION 1: That the settlement of *City of North Little Rock v. Cedric Hayes, Gloryland Baptist Church, Inc. and Gloryland Family Fellowship Church*, Case No. 60CV-16-2529 filed in Pulaski County Circuit Court, is hereby approved.

SECTION 2: That the City will accept the transfer of property from the defendants, release its liens, waive penalties and fees, and assume responsibility thereof. The Director of Community Planning shall record all transfer documents with the Pulaski County Circuit Clerk and file a copy of the recorded deeds with the City Clerk’s Office.

SECTION 3: That the City Attorney is hereby authorized to execute such documents as are necessary or prudent to effectuate the intent of this Resolution.

SECTION 4: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

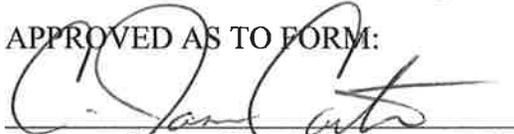
ATTEST:



Mayor Joe A. Smith

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED <u>11:33</u> A.M. _____ P.M.
By <u>City Atty Carter</u>
DATE <u>9-16-14</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>S. Ussery</u>