

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

**A RESOLUTION AUTHORIZING THE NORTH LITTLE ROCK PARKS AND RECREATION DIRECTOR TO EXECUTE A CUSTOMS POWER OF ATTORNEY WITH THE GILSCOT-GUIDROZ INTERNATIONAL COMPANY, INC. TO ALLOW FOR THE IMPORT OF PLAYGROUND EQUIPMENT FOR THE ONE HEART PLAYGROUND; AND FOR OTHER PURPOSES.**

WHEREAS, Inclusive Play is a Scotland based company that manufactures specialized playground equipment for children of all abilities; and

WHEREAS, the North Little Rock Parks and Recreation Department ("Parks and Recreation") has purchased a platform wheelchair swing for the One Heart playground from Inclusive Play, and must use a customs broker due to the swing's import into the United States from Scotland; and

WHEREAS, Gilscot-Guidroz International Company, Inc. ("Gilscot-Guildroz") has been recommended to Parks and Recreation by Inclusive Play as a reliable customs broker; and

WHEREAS, it is in the City of North Little Rock's (the "City") best interest to allow the director of Parks and Recreation to enter into an agreement with Gilscot-Guidroz to allow them to act as the City's customs broker.

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

SECTION 1: That the Parks and Recreation Director is hereby authorized to a execute Customs Power of Attorney Agreement (substantially similar to Exhibit A attached hereto) with the Gilscot-Guidroz International Company, Inc to facilitate the import of a platform wheelchair swing from Inclusive Play for the One Heart playground.

SECTION 2: That all documents concerning the granting of any customs power of attorney 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, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/cf

FILED _____ A.M. _____ P.M.
By _____
DATE _____
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>
RECEIVED BY _____



**CUSTOMS POWER OF ATTORNEY**

**IRS #** \_\_\_\_\_

Check Appropriate box

- Individual
- Partnership – General
- Partnership – Ltd.
- Corporation
- Limited Liability Company
- Sole Proprietorship

Know all men by these presents: That \_\_\_\_\_  
 a corporation/limited liability company doing business under the laws of the State of \_\_\_\_\_  
 or a \_\_\_\_\_ doing business as \_\_\_\_\_  
 residing at \_\_\_\_\_ having an office and place of business at \_\_\_\_\_

hereby constitutes and appoints each of the following employees of:

**GILSCOT-GUIDROZ INTERNATIONAL COMPANY, INC.**

As a true and lawful agent and attorney of the grantor named above for and in the name, place, and stead of said grantor from this date and in all Customs Districts, and in no other name to make, endorse, sign, declare, or swear to any entry, withdrawal, declaration, certificate, bill of lading, carnet or other document required by law or regulation in connection with the importation, transportation, or exportation of any merchandise shipped or consigned by or to said grantor, to perform any act or condition which may be required by law or regulation in connection with such merchandise to receive any merchandise deliverable to said grantor:

To make endorsements on bills of lading conferring authority to transfer title, make entry or collect drawback, and to make sign, declare, or swear to any statement, supplemental statement, schedule, supplemental schedule, certificate of delivery, certificate of manufacture, certificate of manufacture and delivery, abstract of manufacturing records, declaration of proprietor on drawback entry, declaration of exporter on drawback entry, or any other affidavit or document which may be required by law or regulation for drawback purposes, regardless of whether such bill of lading, sworn statement, schedule, certificate, abstract, declaration, or other affidavit or document is intended for filing in any customs district:

To sign, seal, and deliver for, and as the act of said grantor any bond required by law or regulation in connection with the entry or withdrawal of imported merchandise or merchandise exported with or without benefit of drawback, or in connection with the entry, clearance, lading, unloading or navigation of any vessel or other means of conveyance owned or operated by said grantor, and any and all bonds which may be voluntarily given and accepted under applicable laws and regulations, consignee's and owner's declarations provided for in section 485, Tariff Act of 1930, as amended, or affidavits in connection with the entry of merchandise;

To sign and swear to any document and to perform any act that may be necessary or required by law or regulation in connection with the entering, clearing, lading, unloading, or operation of any vessel or other means of conveyance owned or operated by said grantor;

To authorize other Customs Brokers to act as grantor's agent; to receive, endorse and collect checks issued for Customs duty refunds in grantor's name drawn on the Treasurer of the United States; if the grantor is a nonresident of the United States, to accept service of process on behalf of the grantor;

And generally to transact at the customshouses in any district any and all customs business, including making, signing, and filing of protests under section 514 of the Tariff Act of 1930, in which said grantor is or may be concerned or interested and which may properly be transacted or performed by an agent and attorney, giving to said agent and attorney full power and authority to do anything whatever requisite and necessary to be done in the premises as fully as said grantor could do if present and acting, hereby ratifying and confirming all that the said agent and attorney shall lawfully do by virtue of these presents

the forgoing power of attorney to remain in full force and effect until the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ or until notice of revocation in writing is duly given to and received by a District Director of Customs.

If the donor of this power of attorney is a partnership, the said power shall in no case have any force or effect after the expiration of 2 years from the date of its execution. If the donor of this power of attorney is a Limited Liability Company, the signatory certifies that he/she has full authority to execute this power of attorney on behalf of the grantor.

The undersigned grantor of this power of attorney hereby agrees to all Terms and Conditions of Service, which are attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, the said \_\_\_\_\_

has caused these presents to be signed: (Signature) \_\_\_\_\_

(Capacity) \_\_\_\_\_ (Date) \_\_\_\_\_

WITNESS: \_\_\_\_\_

If you are the importer of record, payment to the broker will not relieve you of liability for Customs charges (duties, taxes or other debts owed Customs) in the event the charges are not paid by the broker. Therefore, if you pay by check, Customs charges may be paid with a separate check payable to the "U.S. Customs Service" which shall be delivered to Customs by the broker. Importers who wish to utilize this procedure must contact our office in advance to arrange timely receipt of duty checks. nge timely receipt of duty checks.

**INDIVIDUAL OR PARTNERSHIP CERTIFICATION**

CITY \_\_\_\_\_

COUNTY \_\_\_\_\_

STATE \_\_\_\_\_

SSN: \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, personally appeared before me,  
residing at \_\_\_\_\_, personally known or sufficiently identified to me, who  
certifies that \_\_\_\_\_ (is) (are) the individual (s) who executed the foregoing instrument and acknowledge  
it to be \_\_\_\_\_ free act and deed.

\_\_\_\_\_  
(Notary Public)

**CORPORATE CERTIFICATION**

(To be made by an officer of other than the one who executes the power of attorney)

I, \_\_\_\_\_, certify that I am the \_\_\_\_\_ of  
\_\_\_\_\_, organized under the laws of the State of \_\_\_\_\_ that  
\_\_\_\_\_, who signed this power of attorney on behalf of the donor, is the \_\_\_\_\_  
\_\_\_\_\_ of said corporation; and that said power of attorney was duly signed, and attested for and in behalf of said  
corporation by authority of its governing body as the same appears in a resolution of the Board of Directors passed at a regular meeting held on  
the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, now in my possession or custody. I further certify that the resolution is in accordance with the articles  
of incorporation and bylaws of said corporation and was executed in accordance with the laws of the State or Country of Incorporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal' of said corporation, at the City of \_\_\_\_\_ this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(date)