

**R-09-141**

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

**A RESOLUTION DISCLAIMING THE TRANSFER OF CERTAIN PROPERTY LOCATED ON WEST MILITARY DRIVE; AND FOR PURPOSES.**

WHEREAS, Bill Yeates on behalf of YEATESMFP, Inc. (a/k/a My Friend's Place) executed a Deed of Dedication for Street Right-of-Way on November 16, 2007 granting a right-of-way for street, utility and public monument easement (see Exhibit "A" attached hereto) in order to pursue the construction of a veterans' memorial within the easement; and

WHEREAS, after generally discussing the merits of a veterans' memorial within the donated easement, the City Council of North Little Rock adopted Resolution No. 7326 establishing the Veterans' Memorial Advisory Committee ("the Veterans' Committee") to determine, *inter alia*, a proper site for construction of a veterans' memorial; and

WHEREAS, the Veterans Committee is authorized to exist until December 31, 2010 or until goals set forth in Resolution No. 7326 have been accomplished; and

WHEREAS, because the Veterans' Committee may not return a recommended site for several months, the initial acquisition of the easement was premature;

WHEREAS, Bill Yeates has proceeded with the collection of private funds necessary to construct a memorial.

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

SECTION 1: That the City of North Little Rock hereby disclaims the transfer of property tendered by Bill Yeates, YEATESMFP, Inc. (a/k/a My Friend's Place) as evidenced by the Deed of Dedication signed by his hand on November 16, 2007 (see Exhibits "A" and "B" attached hereto).

SECTION 2: That the Mayor and City Clerk are hereby authorized to execute any and all documents necessary to clarify title to the subject property consistent with this resolution after said documents have been approved by the City Attorney.

SECTION 3: That the City of North Little Rock claims no title in, or objection to, the ongoing work of Mr. Bill Yeates to construct a veterans' memorial on the subject property.

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

PASSED:

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APPROVED:

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Mayor Patrick H. Hays

SPONSOR:

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Mayor Patrick H. Hays

ATTEST:

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Diane Whitbey, City Clerk

APPROVED AS TO FORM:

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C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b