

RESOLUTION NO. R-20-15A RESOLUTION AUTHORIZING AGREEMENTS FOR
EASEMENTS FOR THE GREG SMITH RIVERWALK

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH,
ARKANSAS, that:

Section 1: The attached Agreement on behalf of the City of Fort Smith with Clayton Riverfront, LLC regarding trail easements needed for the construction of the Greg Smith Riverwalk is hereby approved.

Section 2: The attached Agreement on behalf of the City of Fort Smith with Westphal Leasing, LLC, Riverfront Exploration, LLC, Ozarks Oil & Gas, Inc., Bennie B. Westphal, Robin W. Clegg, Exotic Imports, Inc. and BancorpSouth Bank, Trustee of the Harry Schwartz Family Trust (collectively the "Owners") regarding trail easements needed for the construction of the Greg Smith Riverwalk is hereby approved.


Section 3: The attached Agreement on behalf of the City of Fort Smith with U.S. Marshall's Museum, Inc. regarding trail easements needed for the construction of the Greg Smith Riverwalk is hereby approved.

Section 4: The City Administrator is hereby authorized to execute the Agreements approved by Sections 1, 2 and 3 of this Resolution. The City Administrator is hereby authorized to accept, record and utilize for the purposes of the Greg Smith Riverwalk, trail easements from the owners identified in Sections 1, 2 and 3 substantially in the form of the Exhibit "B" attachments to each Agreement. Upon receipt of satisfactory trail easements substantially in the form of Exhibit "B" attached to each Agreement and verification of absence of title

issues, the City Administrator is authorized to execute the release documents to release the City's rights in the Trail/Lease Easement Agreement attached as Exhibit "A" to the Agreement approved by Section 1 and the Trail Easement Agreement attached as Exhibit "A" to the Agreement approved by Section 2.

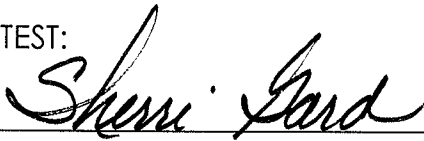
This Resolution adopted this 3rd day of February, 2015.

APPROVED:



Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM



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