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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE ALLOWING OWNERS WHO ARE EXTREME HARDSHIP CASES TO HAVE ADDITIONAL TIME AND LOWER MONTHLY PAYMENT IN PAYING THEIR NOTES ON PAVING ASSESSMENTS AND AUTHORIZING THE CITY ATTORNEY TO DETERMINE WHEN AN OWNER IS A HARDSHIP CASE.

WHEREAS, the City of Abilene has recently approved the Spring of 1969 Paving Assessment Program, and,

WHEREAS, many owners affected by this assessment must pay their Paving Assessment in monthly installments, and,

WHEREAS, the City of Abilene now requires the owners to sign a note and pay monthly installments of not less than \$10.00 per month and for a period no longer than thirty-six (36) months,

WHEREAS, some property owners are extreme hardship cases and desire and need smaller monthly payments and more time to pay the assessment costs, and, WHEREAS, the City Council of the City of Abilene is of the opinion that persons that are extreme hardship cases should be given extra time and lower payments to aid them in paying their paving assessment note, now therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

SECTION 1: The owners paying their paving assessment note on a monthly basis, be given more time and lower payments in extreme hardship cases.

SECTION 2: That the City Attorney of the City of Abilene, Texas be, and is hereby authorized to determine when an owner is an extreme hardship case, and to prepare notes allowing such owner additional time and lower monthly payments to pay off the paving assessment note.

SECTION 3: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 25th day of September, A.D., 1969.

ATTEST:

Lila Fern Martin

CITY SECRETARY

APPROVED:

J. C. Buntz

CITY ATTORNEY

C. Secretary

RESOLUTION NO. 6-1985

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE CITY MANAGER TO WAIVE CERTAIN ASSESSMENT PAVING CHARGES.

WHEREAS, the City of Abilene has in the past and will continue in the future to have many assessment paving programs; and,

WHEREAS, from time to time there may be legal problems with, or other factual considerations, concerning certain assessments; and,

WHEREAS, it would be in the City's best interest in such situations to enter into mutually agreeable settlements, whereby the situations could be solved without the need for litigation and with the City receiving some payment; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the City Manager be, and is hereby authorized to settle certain paving assessment disputes based on legal questions of whether the assessments are enforceable or other extenuating factual circumstances. The Manager is further instructed to make such decisions based upon legal advice and the amount of any such waiver shall not exceed \$9,000.

PART 2: This policy shall not prevent the Manager from bringing any such potential waiver situations to the attention of the Council when he so desires, but is intended to help in the administrative solution of these assessment disputes.

PART 3: That this resolution shall take effect immediately from and after its adoption.

ADOPTED this 24th day of January, 1985.

ATTEST:

Patricia Patton
CITY SECRETARY

David C. Dullman
MAYOR

APPROVED:

Bryce Sanders
CITY ATTORNEY