

RESOLUTION NO. 28-1988

A RESOLUTION OF THE CITY OF ABILENE GRANTING TO THE DEPARTMENT OF THE ARMY (CORPS OF ENGINEERS), ITS CONTRACTORS, AGENTS, LICENSEES, AND ASSIGNS PERMISSION TO ENTER IN, UNDER AND UPON CERTAIN LANDS, RIGHTS-OF-WAY, EASEMENTS AND LICENSES HELD BY THE CITY OF ABILENE FOR THE PURPOSE OF CONSTRUCTING CHANNEL IMPROVEMENTS ON CATCLAW CREEK FROM NORTH 15TH STREET TO NORTH 18TH STREET IN ABILENE, TEXAS.

WHEREAS, the City Council of the City of Abilene, Texas, has heretofore determined it necessary in order to protect the health, safety and general welfare of its residents, to construct creek channel improvements on Catclaw Creek between North 18th Street and North 15th Street in the City of Abilene, Texas; and,

WHEREAS, certain land or easements therein required for such creek channel improvements have been acquired by the City of Abilene for that purpose; and,

WHEREAS, commercial title insurance as to the parcels or easements therein so acquired has not been obtained on all parcels because of the cost thereof; and,

WHEREAS, as to all such parcels, commercial title insurance is unnecessary or cannot be obtained from a title company as above stated although in the opinion of the City Attorney, good title in such parcels or easements therein has vested in the City;

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

PART 1. That the City of Abilene elects to be a self-insurer as to the fee simple title held by the City of Abilene in all the parcels of land or easements utilized by the City of Abilene for such creek channel improvement project.

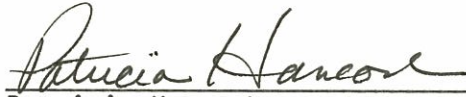
PART 2: That the City Attorney is authorized to certify that all the parcels of land or easements therein so acquired for such project are self-insured by the City of Abilene as requested by the U. S. Army Corps of Engineers.

PART 3: That this Resolution shall take effect immediately from and after its passage.

ADOPTED this 14th day of July, A.D., 1988.

ATTEST:

CITY OF ABILENE, TEXAS



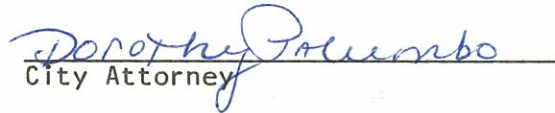
Patricia Hancock
City Secretary

BY



Dale E. Ferguson, Mayor

APPROVED:


City Attorney