

RESOLUTION NO.# 1-05

BE IT ORDAINED BY THE CITY COUNCIL OF Gilbert, ARKANSAS

A RESOLUTION ENTITLED:

" A Resolution Adopting "The National Incident Management System" established by the United States of Homeland Security for all Emergency Response by all departments and agencies of Gilbert Arkansas."

WHEREAS, Gilbert Arkansas has therefore utilized Incident Command Systems for response to all emergencies and:

WHEREAS, the United States Department of Homeland Security has adopted the National Incident Management System and all federal emergency funding and grants are conditioned upon adoption of such system,

NOW THEREFORE, BE IT RESOLVED:

That the City of Gilbert, Arkansas hereby adopts the National Incident Management System established by the United States Department of Homeland Security for all emergency responses by all departments and agencies of Gilbert Arkansas.

Passed this 18 day of July, 2005.

Approved: Mayor B. F. Fruehauf, Jr. Attest: 7-18-05

Emily D. New
Recorder/Treasurer

No. 2-05

RESOLUTION

WHEREAS, the plot of the Town of Gilbert, Arkansas (attached hereto as Exhibit A) denotes the presence of Main Street, a dedicated public right-of-way and thoroughfare continuing in a generally easterly direction beyond its intersection with Frost Street, and;

WHEREAS, Colonel Ben Fruehauf, II has erected, maintained, and continues to maintain physical encroachments upon the Town's right-of-way constituting East Main Street and;

WHEREAS, such encroachments deprive the Town and its citizens of the use of this public thoroughfare, and;

WHEREAS, such encroachments have at all times been unauthorized and/or unlawful, and;

WHEREAS, the individual currently maintaining such encroachments has been requested by the Town Council of the Town of Gilbert, to remove said encroachments, and;

WHEREAS, said individual has failed and/or refused to remove said encroachments on Main Street.

THEREFORE, BE IT RESOLVED that the Town Council of Gilbert hereby authorizes the filing of appropriate legal action in the Circuit

Court of Searcy County, Arkansas to have the aforementioned encroachments removed and abated from the Town's right-of-way on East Main Street and the individual, Colonel Ben Fruehauf, II be restrained and enjoined from maintaining or erecting any such encroachment on the Town's right-of-way constituting Main Street east of Frost Street to the Point of Beginning.


MITCH MORTVEDT, MAYOR

DATED:

11-14-05