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FINANCE DEPARTMENT

P. R. No. 13081

03/24/05 - ts

RESOLUTION NO. 05-109

**A RESOLUTION AUTHORIZING A SETTLEMENT BETWEEN
SOUTHEAST TEXAS COMMUNITY DEVELOPMENT, INC.,
REGINALD SINGLETON, MARY SINGLETON, AND THE
CITY OF PORT ARTHUR SECTION 4A ECONOMIC
DEVELOPMENT CORPORATION**

WHEREAS, on or about April 23, 1999, Southeast Texas Community Development, Inc. received an economic incentive grant of \$68,000 from the City of Port Arthur Section 4A Economic Development Corporation to hire directly or indirectly up to sixty-eight (68) employees for a kitchen incubator program over a two (2) year period; and,

WHEREAS, Southeast Texas Community Development, Inc. failed to create the incubator program; and,

WHEREAS, Mary Singleton and Reginald Singleton desire to deed the property at 743 Procter Street (Lot 23, Block 129) to the City of Port Arthur Section 4A Economic Development Corporation in settlement of the above mentioned defaulted economic incentive agreement; and

WHEREAS, the City of Port Arthur Section 4A Economic Development Corporation has recommended settlement under these terms; and

WHEREAS, the City deems it in the best interests of the citizens to process a settlement with Southeast Texas Community Development, Inc., Mary Singleton, and Reginald Singleton for the acceptance of the property located at 743 Procter Street to the

City of Port Arthur Section 4A Economic Development Corporation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR:

Section 1. That the facts and opinions in the preamble are true and correct.

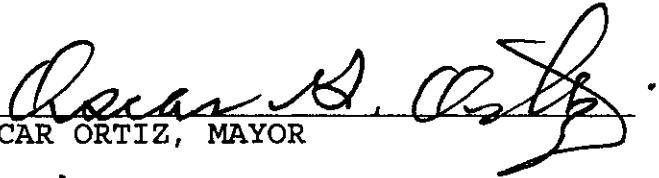
Section 2. That the City Attorney is authorized to process a settlement with Southeast Texas Community Development, Inc., Mary Singleton, and Reginald Singleton for the City of Port Arthur Section 4A Economic Development Corporation to accept clear and marketable title (with all liens being released) to the building and lot at 743 Procter, in satisfaction of the obligations under the incentive agreement, in substantially the same form as delineated in Exhibit "A". If the settlement is not completed by April 15, 2005, then the City Attorney is authorized to file suit.

Section 3. That the City of Port Arthur Section 4A Economic Development Corporation is authorized to pay the customary closing costs and title insurance.

Section 4. That a copy of the caption of this Resolution be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED on this 29th day of March, A.D., 2005, at a Regular Meeting of the City Council of the City of Port Arthur, Texas, by the following vote:

AYES: Mayor Ortiz; Councilmembers Hannah, Barker, Thompson, Prince & Sinegal;
NOES: None.


OSCAR ORTIZ, MAYOR

ATTEST:


EVANGELINE GREEN, CITY SECRETARY

APPROVED AS TO FORM:


MARK T. SOKOLOW, CITY ATTORNEY

APPROVED FOR ADMINISTRATION:


STEVE FITZGIBBONS, CITY MANAGER