

RESOLUTION NO. 07-057

**A RESOLUTION APPROVING THE REIMBURSEMENT OF \$25,000 TO THE CITY OF PORT ARTHUR FOR PAYMENT OF THE DEDUCTIBLE ON BEHALF OF THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION TO THE TEXAS MUNICIPAL LEAGUE IN REGARDS TO LITIGATION WITH IGALIOUS MILLS**

**WHEREAS,** the City Council approved Ordinance No. 04-61 and Resolution No. 05-163 pertaining to the payment process of the City Port Arthur Section 4A Economic Development Corporation; and

**WHEREAS,** the invoices in the amount of \$25,000.00 denoted in Exhibit "A" were approved for reimbursement to the City of Port Arthur by the Board of Directors of the City of Port Arthur Section 4A Economic Development Corporation at their February 7, 2007 meeting; and

**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 invoices in the amount of \$25,000.00 denoted in Exhibit "A" is hereby approved for reimbursement to the City of Port Arthur for payment of the deductible on behalf of the City of Port Arthur Section 4A Economic Development Corporation to the Texas Municipal League in regards to litigation with Igalious Mills

**Section 3.** That a copy of the caption of the Resolution be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED ON THE 13<sup>th</sup> day of February

A.D. 2007, at a Regular Meeting of the City Council of the City of Port Arthur, Texas by  
the following vote:

AYES:

Mayor

Pro Tem Prince;

City Council:

Lewis, Barker, Henderson,  
Flood, Beard, Williamson &  
Sinegal.

NOES:

None.

Deloris Prince

MAYOR PRO TEM PRINCE

Attest:

Evangeline Green  
EVANGELINE GREEN, CITY SECRETARY

APPROVED:

Floyd Batiste  
FLOYD BATISTE, EDC CEO

APPROVED AS TO FORM:

Mark Sokolow  
MARK T. SOKOLOW, CITY ATTORNEY

# EXHIBIT "A"

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CITY OF PORT ARTHUR FINANCE DEPARTMENT

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**DATE:** 11/6/2006  
**TO:** FLOYD BATISTE, CEO, PAEDC  
**CC:** STEVE FITZGIBBONS, CITY MANAGER  
LISA COLTEN, SAFETY AND RISK MANAGEMENT COORDINATOR  
**FROM:** REBECCA UNDERHILL, CPA, DIRECTOR OF FINANCE *Becky*  
**RE:** REIMBURSEMENT OF LITIGATION COSTS

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Attached is documentation from the Safety and Risk Management Coordinator regarding the EDC litigation with Igalious Mills. To date, the TML has expended in excess of \$25,000, the City's deductible for these types of claims. The City has reimbursed the TML risk pool that amount, and is now seeking reimbursement from the EDC for this \$25,000.