1	RESOLUTION NO		
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3	A RESOLUTION TO STATE THE VIEWS OF THE LITTLE ROCK		
4	BOARD OF DIRECTORS THAT THERE SHOULD BE NO EMBARGO OR		
5	WITHHOLDING OF FUNDS FOR APPROVED GOVERNMENT		
6	PROJECTS WITHIN THE CITY PENDING THE OUTCOME OF PUBLIC		
7	COMMENTS AND HEARINGS ON THE 30-CROSSING		
8	RECOMMENDATION OF THE ARKANSAS DEPARTMENT OF		
9	TRANSPORTATION; AND FOR OTHER PURPOSES.		
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11	WHEREAS, the Arkansas Department of Transportation (ADOT) has objected to the phrase		
12	"operational improvements" as opposed to the term "capacity improvements" in the Metroplan Long Range		
13	Transportation Plan for the Central Arkansas region which sets the transportation priorities for this area fo		
14	the next twenty (20) years; and,		
15	WHEREAS, ADOT requested that Metroplan change the wording, but when Metroplan did not do so		
16	stated ADOT that it would halt the expenditure of Two Hundred Thirty-Two Million Dollar		
17	(\$232,000,000.00) in Central Arkansas road work improvements; and,		
18	WHEREAS, ADOT takes the position that identical language must be used by Metroplan for major		
19	projects including the proposed 30-Crossing Project and until Metroplan makes this amendment n		
20	contracts for the currently approved projects will be let and funding will not occur; and,		
21	WHEREAS, this creates a tremendous hardship for the citizen and visitors to Central Arkansas an		
22	blocks the installation of traffic signals, bridge rehabilitation, widening of Interstate 630, and other projects		
23	NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY		
24	OF LITTLE ROCK, ARKANSAS:		
25	Section 1. The Board of Directors recognizes that the current language of the Metroplan regional		
26	Transportation Improvement Plan (TIP) is not the cause of delay for the 30-Crossing Project of the ADOT		
27	Section 2. The Board notes that an Environmental Assessment – a minimum prerequisite for the use		
28	of federal highway monies pursuant to the National Environmental Protection Act (NEPA) has not been		
29	completed and will not possibly be published until the end of 2017; further,		
30	(a) Federal Law permits a forty-five (45)-day period for public comment on an Environmental		
31	Assessment before it can be put into operation; and,		
32	(b) As has been demonstrated in other projects, even if an EA is initially approved there is a		
33	possibility that further review will result in a requirement for a more formal Environmental		
34	Impact Statement which among other things is required to make specific findings:		

1	Section 3. Even if Metroplan were to make	the requested amendment, there is still a fifteen (15)-day	
2	public comment period for such an amendment which means, among other things, that should Metroplar		
3	action be taken at its November 29, 2017, meeting, the ADOT could not proceed further until 2018, and		
4	such further delay for previously authorized projects is unconscionable.		
5	Section 4. In any event, the TIP amendment would have to occur before the EA could even be issued		
6	for release and full assessment and this creates even further delay in the overall program.		
7	Section 5. The issue is one of significant since the difference between "operational improvements,"		
8	and "capacity improvements," is that "capacity improvements," permits adding additional lanes of traffic		
9	to any plan, and Metroplan has not received assurances from ADOT that 30 Crossing will be built in a		
10	manner that is acceptable to the local governments of central Arkansas.		
11	Section 6. As a result, the Board of Directors requests that ADOT rescind its October 30, 2017,		
12	directive to withhold all funding for Metroplan area projects until immediate improvement is given to the		
13	proposed expansion of Interstate 30 in the 30 Crossing Project.		
14	Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or		
15	word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adju-		
16	dication shall not affect the remaining portions of the resolution which shall remain in full force and effect		
17	as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the reso-		
18	lution.		
19	Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with		
20	the provisions of this resolution, are hereby repealed to the extent of such inconsistency.		
21	ADOPTED: December 5, 2017		
22	ATTEST:	APPROVED:	
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25	Susan Langley, City Clerk	Mark Stodola, Mayor	
26	APPROVED AS TO LEGAL FORM:		
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28 29	Thomas M. Carpenter, City Attorney		
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