1	RESOLUTION NO.	
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3	A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY	
4	ATTORNEYT TO USED EMINENT DOMAIN TO COMPELTE	
5	ACQUISITION OF RIGHT-OF-WAY AND TEMPORARY &	
6	PERMANENT CONSTRUCTION EASEMENTS NECESSARY FOR THE	
7	CONTSTRUCTION OF THE KANIS ROAD IMPROVEMENT PROJECT;	
8	AND FOR OTHER PURPOSES	
9		
10	WHEREAS, attempts to acquire some of the right-of-way, Temporary Construction Easements and	
11	Permanent Construction Easements necessary for the construction of the Kanis Road Improvement	
12	Project (Shackleford Road to Gamble Road), has been unsuccessful in spite of attempts by staff and the	
13	contract acquisition firm to negotiate the purchases at or above fair market value.	
14	WHEREAS, staff has successfully acquired other parcels necessary to complete the project and will	
15	continue to acquire the necessary property and easements without the use of eminent domain wherever	
16	possible.	
17	NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY	
18	OF LITTLE ROCK, ARKANSAS:	
19	Section 1. The City Manager and City Attorney are hereby authorized to use eminent domain to	
20	complete acquisition of right-of-way, Temporary Construction Easements and Permanent Construction	
21	Easements necessary for construction of the Kanis Road as shown on the plans for right-of-way	
22	acquisition, Project No. 13-B6a and No. 13-B5d.	
23	Section 2. Funding for this project is available from the 2013 Capital Improvement Bonds for Streets	
24	and Drainage and the 3/8-Cent Capital Improvement Sales and Compensating Use Tax as authorized by	
25	Resolution No. 13,699 as amended by Resolution No. 14,269.	
26	Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or	
27	word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or	
28	adjudication shall not affect the remaining portions of the resolution which shall remain in full force and	
29	effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the	
30	resolution.	
31	Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with	
32	the provisions of this resolution, are hereby repealed to the extent of such inconsistency.	
33	Section 5. This resolution will be in full force and effect from and after the date of its adoption.	
34	ADOPTED: February 7, 2017	

ATTEST:	APPROVED:
Susan Langley, City Clerk	Mark Stodola, Mayor
APPROVED AS TO LEGAL FORM:	
Thomas M. Carpenter, City Attorney	
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