1	RESOLUTION NO
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3	A RESOLUTION AUTHORIZING THE USE OF EMINENT DOMAIN ON
4	THE RUSS STREET IMPROVEMENT PROJECT; AND FOR OTHER
5	PURPOSES.
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7	WHEREAS, attempts to acquire one of the right-of-ways, Permanent Construction Easements and
8	Temporary Construction Easements necessary for the construction of the Russ Street Improvemen
9	Project, has been unsuccessful in spite of attempts by staff and the contract acquisition firm to negotiate
0	the purchase at or above fair market value.
1	WHEREAS, staff has successfully acquired other parcels necessary to complete the project and wil
2	continue to acquire the necessary property and easements without the use of eminent domain whereve
3	possible.
14	NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY
5	OF LITTLE ROCK, ARKANSAS:
6	Section 1. The City Manager and City Attorney are hereby authorized to use eminent domain to
7	complete acquisition of right-of-way, Permanent Construction Easements and Temporary Construction
8	Easements necessary for construction of the Russ Street Improvement Project as shown on the plans for
9	right-of-way acquisition, Project No. 13-4-106.
20	Section 2. Funding for this project is available from the 2013 Capital Improvement Bonds for Street
21	and Drainage and the 3/8-Cent Capital Improvement Sales and Compensating Use Tax as authorized by
22	Resolution No. 13,699, as amended by Resolution No. 14,269.
23	Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, o
24	word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration o
25	adjudication shall not affect the remaining portions of the resolution which shall remain in full force and
26	effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the
27	resolution.
28	Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with
29	the provisions of this resolution, are hereby repealed to the extent of such inconsistency.
80	ADOPTED: June 6, 2017
1	ATTEST: APPROVED:
2	
3 4	Susan Langley, City Clerk Mark Stodola, Mayor
	24241 24444 24444 244

APPROVED AS TO LEGAL FORM: 1 2 3 4 Thomas M. Carpenter, City Attorney 5 // 6 // 7 // 8 // 9 // 10 // // 11 12 // // 13 // 14 15 // // 16 17 // 18 // 19 // 20 // 21 // 22 // 23 // 24 // // 25 26 // 27 // 28 // 29 // 30 // // 31 // 32 33 //

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