

**OFFICE OF THE CITY MANAGER
LITTLE ROCK, ARKANSAS**

**BOARD OF DIRECTORS COMMUNICATION
MAY 1, 2018 AGENDA**

<p>Subject:</p> <p>Authorizing the use of Eminent Domain on 2016 to 2018 Improvement Projects</p> <p>Submitted By:</p> <p>Public Works Department</p>	<p>Action Required:</p> <p style="text-align: center;">Ordinance √ Resolution Approval Information Report</p>	<p>Approved By:</p> <p style="text-align: center;">Bruce T. Moore City Manager</p>
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<p style="text-align: center;">SYNOPSIS</p>	<p>Authorizes the City Attorney to use eminent domain to complete acquisition of right-of-way, permanent and temporary construction easements for the Woodson Road (Ward 2), Chateaus Lane (Ward 7), and Colonel Glenn/Timberland Drive (Ward 7) Improvement Projects.</p>
<p style="text-align: center;">FISCAL IMPACT</p>	<p>Funding for these projects are from the 3/8-Cent Capital Improvement Sales and Compensating Use Tax as authorized by Resolution No. 14,310, and is available from Accounts No. TS2B084, TS7B110 and TS7B123.</p>
<p style="text-align: center;">RECOMMENDATION</p>	<p>Approval of the resolution.</p>
<p style="text-align: center;">BACKGROUND</p>	<p>City Staff has successfully acquired two (2) of six (6) easements needed to construct the Woodson Road improvement project since right-of-way acquisition work was initiated in August 2017. After numerous attempts by mail and personal visits to the owner addresses, owners have been unresponsive or unwilling to negotiate with city staff. Staff has successfully acquired twenty eight (28) of thirty one (31) easements needed to construct the Chateaus Lane Drainage improvement Project since right-of-way acquisition work was initiated in October 2017. At this time, three (3) owners have refused to grant the easements needed to construct the project.</p>

**BACKGROUND
CONTINUED**

Staff has successfully acquired three (3) of four (4) easements needed to construct the Colonel Glenn Road/Timberland Drive Drainage Improvement Project since right-of-way acquisition work was initiated in January 2018. After numerous attempts by mail and personal visits to the owner address, the last owner has been unresponsive or unwilling to negotiate with staff.

Staff will continue to make attempts to contact owners and reach a negotiated settlement with owners, however, the use of eminent domain will be needed to move these projects to construction.