

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

**BOARD OF DIRECTORS COMMUNICATION
JUNE 5, 2018 AGENDA**

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| <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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| SYNOPSIS | <p>Authorizes the City Attorney to use Eminent Domain to complete acquisition of right-of-way, Permanent and Temporary Construction Easements for the Chateaus Lane (Ward 7) Improvement Project.</p> |
| FISCAL IMPACT | <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> |
| RECOMMENDATION | <p>Approval of the resolution.</p> |
| BACKGROUND | <p>Since the initial report, three (3) parcels total have been acquired of the six (6) originally recommended for Eminent Domain action.</p> <p>City Staff has successfully acquired all parcels needed for the Woodson Road and the Colonel Glenn Road/Timberland Drive Drainage Improvement Project. No further action is required. The projects will be prepared for taking construction bids.</p> <p>Staff has successfully acquired thirty (30) 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.</p> |

**BACKGROUND
CONTINUED**

At this time, the last owner indicated he would sign; however, has since ceased all contract with the City and will not respond to letters or calls.

Staff will continue to make attempts to reach a negotiated settlement; however, the use of Eminent Domain may be needed to move these projects to construction.