

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 Metroplan
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20 the provisions of this resolution, are hereby repealed to the extent of such inconsistency.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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24 _____
25 **Susan Langley, City Clerk**

_____ **Mark Stodola, Mayor**

26 **APPROVED AS TO LEGAL FORM:**

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29 **Thomas M. Carpenter, City Attorney**

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