

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

**BOARD OF DIRECTORS COMMUNICATION
JANUARY 19, 2016 AGENDA**

<p>Subject:</p> <p>Authorizing the use of eminent domain on the W Street Improvement Project</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>SYNOPSIS</p>	<p>Authorizes the City Attorney to use eminent domain to complete acquisition of right-of-way, temporary construction easements and land for improvements to W Street from Grant Street to University Avenue, Project No. 13-3-19k. <i>This project is in Ward 3.</i></p>
<p>FISCAL IMPACT</p>	<p>Funding for this project is available from 3/8-Cent Capital Improvement and Compensating Use Tax Funds as authorized by Resolution No. 13,699.</p>
<p>RECOMMENDATION</p>	<p>Approval of the resolution.</p>
<p>CITIZEN PARTICIPATION</p>	<p>The project is an element of the 2013 Capital Improvement Plan previously endorsed by the Board at the May 21, 2013, meeting, via Resolution No. 13,699 following a series of fourteen (14) public Ward Meetings. One (1) additional public meeting was held to present the project design.</p>
<p>BACKGROUND</p>	<p>City Staff is in the process of acquiring land and right-of-way necessary for the construction of the W Street Improvement Project. At this time, acquisition of two (2) parcels have been unsuccessful due to a lack of response from the land owners. Staff has made multiple attempts to contact the owners by mail and hand delivery of information.</p>

**BACKGROUND
CONTINUED**

The City will continue to negotiate and acquire the necessary property without the use of eminent domain, but it is anticipated that condemnation action will be needed to move the project forward.

The project will widen and improve W Street from Grant Street to University Avenue to a minor residential street with storm sewer, curb and gutter.