

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE ARKANSAS DEPARTMENT OF TRANSPORTATION TO DONATE PROPERTY FOR THE INTERSTATE 30 AND INTERSTATE 40 WIDENING AND RECONSTRUCTION PROJECT; AND FOR OTHER PURPOSES.**

WHEREAS, the Arkansas Department of Transportation (“ArDOT”) has identified the need for safety, mobility, and modernization improvements to Interstate 30 from Interstate 530 to Interstate 40 and to Interstate 40 from Interstate 30 to Highway 67 (the “Project”); and

WHEREAS, ArDOT has identified certain property owned by the City of North Little Rock (“City”) that is necessary for completion of the Project (see map attached hereto as Exhibit A); and

WHEREAS, the Project will enhance and contribute to the safety and quality of life for the residents of the City and it is in the best interest of the City to donate the property to ArDOT to facilitate completion of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the Mayor and City Clerk are hereby authorized to enter into an agreement for donation of real estate for highway purposes with the Arkansas Department of Transportation (see Agreement attached hereto as Exhibit B) and to execute any other documents necessary to effectuate the donation of the property to ArDOT.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:


\_\_\_\_\_

\_\_\_\_\_

Mayor Joe A. Smith

SPONSOR:

ATTEST:

  
\_\_\_\_\_  
Mayor Joe A. Smith

\_\_\_\_\_  
Diane Whitbey, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/ABF

FILED <u>10:50</u> A.M. _____ P.M.
By <u>A Fields</u>
DATE <u>9-8-20</u>
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>
RECEIVED BY <u>S. Hsery</u>

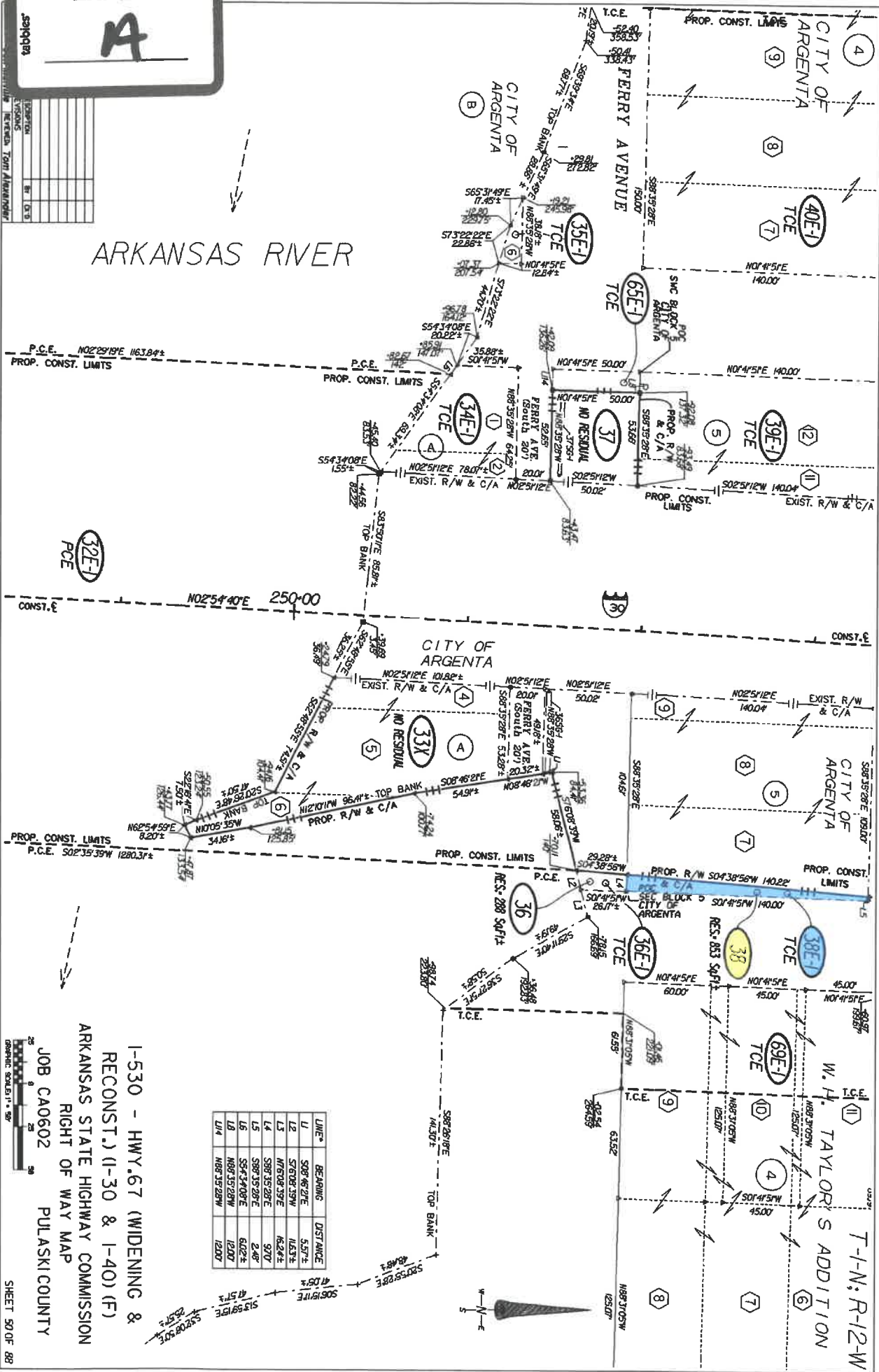
EXHIBIT

A

tabbies

NO. OF SHEETS	1
NO. OF SHEETS USED	1
DATE	07/13
BY	
FOR	
APPROVED	

ARKANSAS RIVER



LINE#	BEARING	DISTANCE
L1	S08°46'27"E	5.57±
L2	S76°08'39"W	115.3±
L3	N76°08'39"E	62.4±
L4	S08°35'28"E	9.07
L5	S08°35'28"E	2.48
L6	S5°17'40"E	6.02±
L7	N08°35'28"W	12.00
L8	N08°35'28"W	12.00

I-530 - HWY.67 (WIDENING & RECONST.) (I-30 & I-40) (F)  
 ARKANSAS STATE HIGHWAY COMMISSION  
 RIGHT OF WAY MAP  
 JOB CA0602  
 PULASKI COUNTY

JOB NAME: I-530 – Hwy. 67 (Widening & Reconst.)  
(I-30 & I-40) (F)

JOB NO. CA0602  
TRACT NO. 38

**AGREEMENT FOR DONATION**  
**REAL ESTATE FOR HIGHWAY PURPOSES**

Grantor: City of North Little Rock, Arkansas  
Address:  
Grantee: Arkansas Department of Transportation

IN CONSIDERATION of the benefits that will inure to the Grantor(s) and the public, the undersigned does hereby agree, without any remuneration or monetary consideration, to donate to the Arkansas Department of Transportation, Grantee, and unto its successors and assigns, upon the terms and conditions hereinafter set forth, the following lands situated in the County of Pulaski, State of Arkansas, to-wit:

LEGAL DESCRIPTION

Part of Lots 7, 8 and 9, Block 5 of the City of Argenta as recorded at Book M-2, Page 640, now the City of North Little Rock, Pulaski County, Arkansas, being more particularly described as follows:

Commencing at a point being used as the Southeast corner of Block 5 of said City of Argenta; thence North 88°35'28" West along the South line of said Block 5 a distance of 9.70 feet to the Easterly right of way line of Interstate 30 as established by ARDOT Job CA0602 and the POINT OF BEGINNING; thence continuing North 88°35'28" West along said South line a distance of 104.61 feet to a point on the Easterly right of way line of Interstate 30 as established by AHTD Job 6590; thence North 02°51'12" East along said right of way line a distance of 140.04 feet to a point on the North line of said Block 5; thence South 88°35'28" East along the North line of said Block 5 a distance of 109.00 feet to a point on the Easterly right of way line of Interstate 30 as established by ARDOT Job CA0602; thence South 04°38'56" West along said right of way line a distance of 140.22 feet to the POINT OF BEGINNING and containing 0.34 acres (14,952 sq. ft.) more or less as shown on ARDOT plans referenced as Job CA0602.

03/11/19 TLA

- Uncontrolled Access
- Partially Controlled Access – Access break from Station \_\_\_\_\_ to Station \_\_\_\_\_
- Fully Controlled Access
- Fully Controlled Access with a frontage road
- Maintenance Agreement

PREAUDITED AND ACCEPTED:

Property Manager to Negotiator

\_\_\_\_\_

By \_\_\_\_\_ Date \_\_\_\_\_



In Accordance with Public Law 91-646 as Amended by Public Law 100-17, Title III, Section 301, et seq. of the Uniform Relocation Assistance and Real Property Acquisition Policies Act, the Grantor/s is/are entitled to receive an appraisal to establish the value of the lands donated as well as just compensation for such donation. Grantor/s does/do hereby waive receipt of the authorized appraisal of the (lands) donated and do hereby waive all of her/his/their right/s to any compensation or monetary remuneration for the property described herein.

Closing costs will not accrue to the Grantor(s) as the Grantee's Attorney will prepare the necessary documents for closing and the Grantee will pay the cost of recording all instruments conveying title to the Arkansas Department of Transportation

WITNESS my/our hands/s on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

**ACKNOWLEDGMENT**

STATE OF ARKANSAS

COUNTY OF \_\_\_\_\_

BE IT REMEMBERED, that on this day before the undersigned, a Notary Public, within and for the County and State aforesaid, duly commissioned and acting, appeared in person \_\_\_\_\_, to me well known as the Grantor(s) in the foregoing instrument, and stated that he/she/they had executed the same for the consideration and purposes therein mentioned and set forth.

WITNESS my hand and seal as such Notary Public this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

MY COMMISSION EXPIRES: \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC