

RESOLUTION NO. 7112

A RESOLUTION introduced by Mayor Joan Wagnon, declaring the eligibility of the City of Topeka to submit an application to the Kansas Department of Transportation for use of Transportation Enhancement funds as provided for by the Federal Transportation Equity Act for the 21<sup>st</sup> Century for the Solider Creek Trail Project from approximately Garfield Park to U.S. Highway 24 in the City of Topeka and authorizing the Mayor to sign the application.

WHEREAS, the City of Topeka, Kansas, has the legal authority to apply for, receive, and administer federal, state, and other monies as authorized by K.S.A. 12-1662, regarding the expenditure of federal aid to public agencies; and

WHEREAS, federal monies are available under a Transportation Enhancement Program set forth by the Federal Transportation Equity Act for the 21<sup>st</sup> Century, administered by the State of Kansas, Department of Transportation, for the purpose of historic, scenic and environmental and pedestrian and bicycle projects; and

WHEREAS, after due consideration, the Council of the City of Topeka, Kansas, has recommended that an application be submitted to the State of Kansas for the Solider Creek Trail Project from approximately Garfield Park to U.S. Highway 24.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That the Mayor is hereby authorized to submit an application to the Kansas Department of Transportation for Transportation Enhancement Program funds set forth by the Federal Transportation Equity Act for the 21<sup>st</sup> Century on behalf of the citizens of the City of Topeka, Kansas, for the Solider Creek Trail Project from approximately Garfield Park to U.S. Highway 24.

28           Section 2.     That the Council of the City of Topeka, Kansas, hereby assures the  
29 Kansas Department of Transportation that sufficient funding for the construction of the  
30 Solider Creek Trail Project is available.

31           Section 3.     That the Council of the City of Topeka, Kansas, hereby assures the  
32 Kansas Department of Transportation that sufficient funding for the operation and  
33 maintenance of the Solider Creek Trail Project will be available for the life of the project.

34           Section 4.     That the Council of the City of Topeka, Kansas, hereby assures the  
35 Kansas Department of Transportation that it will have title or permanent easement to the  
36 Solider Creek Trail Project by the time of project letting.

37           Section 5.     That the Mayor of the City of Topeka, Kansas, is authorized to sign  
38 the application to the Kansas Department of Transportation for transportation  
39 enhancement program funds set forth be the Federal Transportation Equity Act for the  
40 21<sup>st</sup> Century on behalf of the citizens of Topeka, Kansas. The Mayor is also authorized to  
41 submit additional information as may be required and act as the official representative of  
42 the City of Topeka, Kansas, in this and subsequent related activities.

43           Section 6.     That the Council of the City of Topeka, Kansas, hereby assures the  
44 Kansas Department of Transportation that it is willing and able to, if the Solider Creek  
45 Trail Project is selected for funding, administer the designing, letting and construction of  
46 the Solider Creek Trail Project.

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48 ADOPTED AND APPROVED by the Council of the City of Topeka, Kansas, this

49 12<sup>th</sup> day of December, 2000.

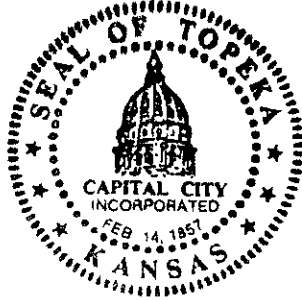
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CITY OF TOPEKA, KANSAS

*Joan Wagnon*  
Joan Wagnon, Mayor

55 ATTEST:

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*Iris E. Walker*  
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY  
DATE 12/7/00 BY [Signature]