

RESOLUTION NO. 7285

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3 A RESOLUTION introduced by Mayor Harry Felker, declaring the eligibility of the City of  
4 Topeka to submit an application to the Kansas Department of  
5 Transportation for use of Transportation Enhancement funds as  
6 provided for by the Federal Transportation Equity Act for the 21<sup>st</sup>  
7 Century for the Deer Creek Trail Project from approximately Golden  
8 Avenue to 6th Street in the City of Topeka and authorizing the Mayor  
9 to sign the application.  
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11 WHEREAS, the City of Topeka, Kansas, has the legal authority to apply for, receive,  
12 and administer federal, state, and other monies as authorized by K.S.A. 12-1662,  
13 regarding the expenditure of federal aid to public agencies; and

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

18 WHEREAS, after due consideration, the Council of the City of Topeka, Kansas, has  
19 recommended that an application be submitted to the State of Kansas for the Deer Creek  
20 Trail Project from approximately Golden Avenue to 6th Street.

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

23 Section 1. That the Mayor is hereby authorized to submit an application to the  
24 Kansas Department of Transportation for Transportation Enhancement Program funds set  
25 forth by the Federal Transportation Equity Act for the 21<sup>st</sup> Century on behalf of the citizens  
26 of the City of Topeka, Kansas, for the Deer Creek Trail Project from approximately Golden  
27 Avenue to 6th Street.

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 Deer Creek Trail Project is available.

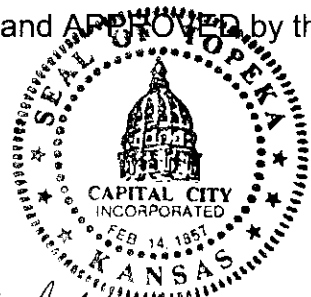
31 Section 3. That the Council of the City of Topeka, Kansas, hereby assures the  
32 Kansas Department of Transportation that sufficient funding for the operation and  
33 maintenance of the Deer Creek Trail Project will be available for the life of the project.

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 Deer 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 the  
38 application to the Kansas Department of Transportation for transportation enhancement  
39 program funds set forth be the Federal Transportation Equity Act for the 21<sup>st</sup> Century on  
40 behalf of the citizens of Topeka, Kansas. The Mayor is also authorized to submit additional  
41 information as may be required and act as the official representative of the City of Topeka,  
42 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 Deer Creek Trail  
45 Project is selected for funding, administer the designing, letting and construction of the  
46 Deer Creek Trail Project.

47 ADOPTED and APPROVED by the City Council NOV 05 2002



CITY OF TOPEKA, KANSAS  
*Harry Felker*  
\_\_\_\_\_  
Harry Felker, Mayor

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52 ATTEST:  
53 *Iris E. Walker*  
54 \_\_\_\_\_  
55 Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY  
DATE 10/30/02 BY DM

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