

RESOLUTION NO. 7290

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A RESOLUTION introduced by Mayor Harry Felker, declaring the eligibility of the City of Topeka to submit an application to the Kansas Department of Transportation for use of transportation enhancement funds set forth by the Federal Transportation Equity Act for the 21st Century for the Great Overland Station Operating Assistance Project 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 through Home Rule Power under the Constitution of the State of Kansas and authorized by K.S.A. 12-1662, regarding the expenditure of federal aid to public agencies; and

WHEREAS, the City of Topeka, Kansas, desires 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 21st Century; and

WHEREAS, the City of Topeka, Kansas, is participating in the Kansas Department of Transportation's Transportation Enhancement Program set forth by the Federal Transportation Equity Act for the 21st Century; and

WHEREAS, federal monies are available under a Transportation Enhancement Program set forth by the Federal Transportation Equity Act for the 21st 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 appropriate public input and due consideration, the Council of the City of Topeka, Kansas, has recommended that an application be submitted to the State of Kansas for the Great Overland Station Operating Assistance Project.

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

29 Section 1. That the Council of the City of Topeka, Kansas, does hereby authorize
30 the Mayor to submit an application to the Kansas Department of Transportation for
31 transportation enhancement program funds set forth by the Federal Transportation Equity
32 Act for the 21st Century on behalf of the citizens of the City of Topeka, Kansas.

33 Section 2. That the Council of the City of Topeka, Kansas, hereby assures the
34 Kansas Department of Transportation that sufficient funding for the construction of the
35 Great Overland Station Operating Assistance Project is available.

36 Section 3. That the Council of the City of Topeka, Kansas, hereby assures the
37 Kansas Department of Transportation that sufficient funding for the operation and
38 maintenance of the Great Overland Station Operating Assistance Project will be available
39 for the life of the project.

40 Section 4. That the Council of the City of Topeka, Kansas, hereby assures the
41 Kansas Department of Transportation that the City of Topeka, Kansas, will have title or
42 permanent easement to the Great Overland Station Operating Assistance Project by the
43 time of project letting.

44 Section 5. That the Mayor of the City of Topeka, Kansas, is authorized to sign the
45 application to the Kansas Department of Transportation for transportation enhancement
46 program funds set forth by the Federal Transportation Equity Act for the 21st Century on
47 behalf of the citizens of Topeka, Kansas. The Mayor is also authorized to submit additional
48 information as may be required and act as the official representative of the City of Topeka,
49 Kansas, in this and subsequent related activities.

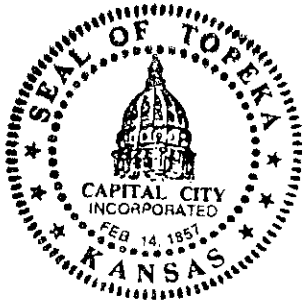
50 Section 6. That the Council of the City of Topeka, Kansas, hereby assures the
51 Kansas Department of Transportation that the City of Topeka, Kansas, is willing and able

52 to, if the Great Overland Station Operating Assistance Project is selected for funding,
53 administer the designing, letting and construction of the Great Overland Station Operating
54 Assistance Project.

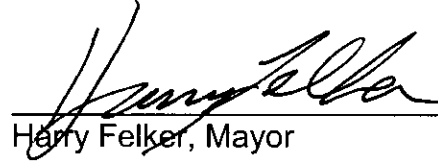
55 ADOPTED and APPROVED by the City Council NOV 05 2002

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CITY OF TOPEKA, KANSAS



ATTEST:



Harry Felker, Mayor



Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY DATE <u>11/6/02</u> BY <u>[Signature]</u>
