

RESOLUTION NO. 7536

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3 A RESOLUTION introduced by Mayor James A. McClinton declaring the eligibility of the  
4 City of Topeka to submit an application to the Kansas Department of  
5 Transportation for use of transportation enhancement funds set forth by  
6 the Federal Transportation Equity Act for the 21<sup>st</sup> century for Street  
7 Improvement Project No. 18027-00, which provides for the I-70  
8 beautification project and authorizing Mayor James A. McClinton to sign  
9 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 through Home Rule Power under the  
13 Constitution of the State of Kansas and authorized by K.S.A. 12-1662, regarding the  
14 expenditure of federal aid to public agencies; and

15 WHEREAS, the City of Topeka, Kansas, desires to submit an application to the  
16 Kansas Department of Transportation for transportation enhancement program funds set  
17 forth by the Federal Transportation Equity Act for the 21st Century; and

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

21 WHEREAS, Federal monies are available under a transportation enhancement  
22 program set forth by the Federal Transportation Equity Act for the 21st Century,  
23 administered by the State of Kansas, Department of Transportation, for the purpose of  
24 Historic, Scenic and Environmental, and Pedestrian and Bicycle projects; and

25 WHEREAS, After appropriate public input and due consideration, the Governing  
26 Body of City of Topeka, Kansas has recommended that an application be submitted to the

27 State of Kansas for Street Improvement Project No. 18027-00, which provides for the  
28 beautification of I-70, hereinafter referred to as the I-70 Beautification Project.

29 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka,  
30 Kansas, that:

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

35 Section 2. That the City of Topeka, Kansas, hereby assures the Kansas  
36 Department of Transportation that sufficient funding for the construction of the I-70  
37 Beautification Project is available.

38 Section 3. That the City of Topeka, Kansas, hereby assures the Kansas  
39 Department of Transportation that sufficient funding for the operation and maintenance of  
40 the I-70 Beautification Project will be available for the life of the project.

41 Section 4. That the City of Topeka, Kansas, hereby assures the Kansas  
42 Department of Transportation that the City of Topeka, Kansas, will have title or permanent  
43 easement to the I-70 Beautification Project by the time of project letting.

44 Section 5. That the Mayor James A. McClinton of City of Topeka, Kansas, is  
45 authorized to sign the application to the Kansas Department of Transportation for  
46 transportation enhancement program funds set forth by the Federal Transportation Equity  
47 Act for the 21st Century on behalf of the citizens of City of Topeka, Kansas. The Mayor  
48 James A. McClinton is also authorized to submit additional information as may be required

49 and act as the official representative of the City of Topeka in this and subsequent related  
50 activities.

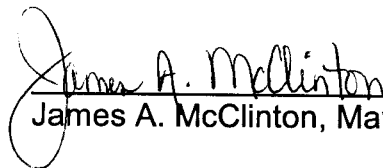
51 Section 6. That the City of Topeka, Kansas, hereby assures the Kansas  
52 Department of Transportation that the City of Topeka, Kansas, is willing and able to, if the  
53 I-70 Beautification Project is selected for funding, administer the designing, letting and  
54 construction of the I-70 Beautification Project.

55 PASSED and APPROVED by City Council OCT 12 2004.

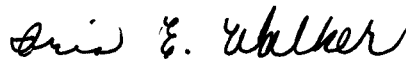
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CITY OF TOPEKA, KANSAS

  
James A. McClinton, Mayor

ATTEST:

  
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY  
DATE 10/14/04 BY BBE