

RESOLUTION NO. 09-02
RESOLUTION OF SUPPORT

A RESOLUTION DECLARING THE ELIGIBILITY OF THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS, 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 WATHENA DOWNTOWN STREETScape PROJECT IN THE CITY OF WATHENA, KANSAS AND AUTHORIZING THE MAYOR TO SIGN THE APPLICATION.

WHEREAS, the Governing Body of the City of Wathena, 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 Governing Body of the City of Wathena, 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 Governing Body of the City of Wathena, 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 Governing Body of the City of Wathena, Kansas has recommended that an application be submitted to the State of Kansas for the Wathena Downtown Streetscape project.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS:

SECTION 1. That the Governing Body of the City of Wathena, Kansas does hereby authorize the Mayor 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 on behalf of the citizens of the City of Wathena, Kansas.

SECTION 2. That the Governing Body of the City of Wathena, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the construction of the Wathena Downtown Streetscape project is available.

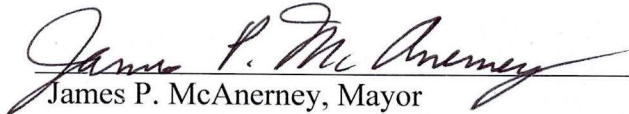
SECTION 3. That the Governing Body of the City of Wathena, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the operation and maintenance of the Wathena Downtown Streetscape project will be available for the life of the project.

SECTION 4. That the Governing Body of the City of Wathena, Kansas, hereby assures the Kansas Department of Transportation that the City of Wathena, Kansas, will have title or permanent easement to the Wathena Downtown Streetscape project by the time of project letting.

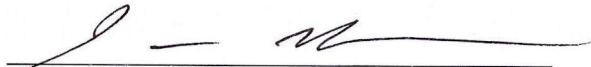
SECTION 5. That the Mayor of the Governing Body of the City of Wathena, Kansas, is authorized to sign the application to the Kansas Department of Transportation for transportation enhancement program funds set forth by the Federal Transportation Equity Act for the 21st Century on behalf of the citizens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

SECTION 6. That the Governing Body of the City of Wathena, Kansas, hereby assures the Kansas Department of Transportation that the Governing Body of the City of Wathena, Kansas, is willing and able to, if the Wathena Downtown Streetscape project is selected for funding, administer the designing, letting and construction of the Wathena Downtown Streetscape project.

ADOPTED AND PASSED by the Governing Body of the City of Wathena, Kansas, this 16 day of November, 2009.


James P. McAnerney, Mayor

ATTEST:


James Richardson, City Clerk

(City Seal)