

RESOLUTION 2013-3

A RESOLUTION DECLARING THE ELIGIBILITY 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 AND PONY EXPRESS TRAIL IN WATHENA, KANSAS AND AUTHORIZING THE CITY CLERK TO SIGN THE APPLICATION.

WHEREAS, the Wathena City Council 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 Wathena City Council 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 Wathena City Council 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 Wathena, Kansas has recommended that an application be submitted to the State of Kansas for the Wathena Downtown Streetscape and Pony Express Trail project.

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

SECTION 1. That the Wathena City Council does hereby authorize the City Clerk 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 Wathena, Kansas.

SECTION 2. That the Wathena City Council hereby assures the Kansas Department of Transportation that sufficient funding for the construction of the Wathena Downtown

Streetscape and Pony Express Trail project will be made available upon approval of a majority of the voters of the City of Wathena.

SECTION 3. That the Wathena City Council hereby assures the Kansas Department of Transportation that sufficient funding for the operation and maintenance of the Wathena Downtown Streetscape and Pony Express Trail project will be available for the life of the project.

SECTION 4. That the Wathena City Council, hereby assures the Kansas Department of Transportation that the City of Wathena, Kansas, will have title or permanent easement to the Wathena Downtown Streetscape and Pony Express Trail project site by the time of project letting.

SECTION 5. That the City Clerk 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 Wathena, Kansas. The City Clerk is also authorized to submit additional information as may be required and act as the official representative of the Wathena City Council in this and subsequent related activities.

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

ADOPTED AND PASSED by the Governing Body of the City of Wathena, Kansas, this 4th day of February, 2013.

CITY OF WATHENA



Robert Ryser
Mayor, City of Wathena

ATTEST: (Seal)



Jim Richardson, City Clerk