

RESOLUTION No. 2009-12

A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF BALDWIN CITY, 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 SIGNAL RIDGE TO FIRETREE HIKE & BIKE TRAIL PROJECT IN BALDWIN CITY AND AUTHORIZING THE CITY ADMINISTRATOR TO SIGN THE APPLICATION

WHEREAS, the City of Baldwin City, 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 Baldwin City, 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 Baldwin City, 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 Baldwin City, Kansas has recommended that an application be submitted to the State of Kansas for the Signal Ridge to Firetree Hike & Bike Trail project.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Baldwin City, Kansas:

SECTION 1. That the City of Baldwin City, Kansas does hereby authorize the City Administrator 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 Baldwin City, Kansas.

SECTION 2. That the City of Baldwin City, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the construction of the Signal Ridge to Firetree Hike & Bike Trail project is available.

SECTION 3. That the City of Baldwin City, Kansas, hereby assures the Kansas

Department of Transportation that sufficient funding for the operation and maintenance of the Signal Ridge to Firetree Hike & Bike Trail project will be available for the life of the project.

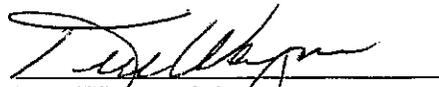
SECTION 4. That the City of Baldwin City, Kansas, hereby assures the Kansas Department of Transportation that the City of Baldwin City, Kansas, will have title or permanent easement to the Signal Ridge to Firetree Hike & Bike Trail project by the time of project letting.

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

SECTION 6. That the City of Baldwin City, Kansas, hereby assures the Kansas Department of Transportation that the City of Baldwin City, Kansas, is willing and able to, if the (project name) project is selected for funding, administer the designing, letting and construction of the (project name) project.

ADOPTED AND PASSED by the Governing Body of the City of Baldwin City, Kansas, this 16<sup>th</sup> day of November, 2009.

APPROVED:

  
Ken Wagner, Mayor

ATTEST:

  
Darcy Higgins, City Clerk

