

RESOLUTION NO. 4680

A RESOLUTION DECLARING IT NECESSARY TO APPROPRIATE PRIVATE PROPERTY FOR THE USE OF THE CITY OF OVERLAND PARK, KANSAS, FOR THE CONSTRUCTION OF AN INTERMODAL TRAIL, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS (PROJECT NO. PR-2051).

WHEREAS, the City of Overland Park, Kansas, has heretofore authorized and directed certain improvements in the City as more fully described below (the “Improvements”); and

WHEREAS, it is necessary to appropriate private property for the construction of the Improvements.

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

SECTION 1. It is hereby declared necessary to acquire private property for the use of the City of Overland Park, Kansas, for the following described improvements:

The City’s 91st Street Trail Improvements, City Project number PR-2051, consisting of the construction of a trail along West 91st Terrace and West 91st Street from Nall Avenue to Lowell Avenue, and linking with the existing trail at Cherokee Park, including benches, curb and gutter, restoration, landscaping and other appurtenances, including restoration and other items incidental to the construction and necessary appurtenances thereto (the “Improvements”).

SECTION 2. It is hereby authorized and directed that a survey and description of the lands or interests therein to be condemned be made by a licensed land surveyor or a professional engineer who is competent to conduct a land survey and be filed with the City Clerk of the City of Overland Park, Kansas.

SECTION 3. This Resolution shall take effect and be in force from and after its publication in an official City newspaper.

ADOPTED by the City Council of the City of Overland Park, Kansas, this 25th day of January, 2021.

APPROVED AND SIGNED by the Mayor of the City of Overland Park, Kansas, this 25th day of January, 2021.

(s) Carl Gerlach

Carl Gerlach, Mayor

ATTEST:

APPROVED AS TO FORM:

(s) Elizabeth Kelley

Elizabeth Kelley, City Clerk

(s) Trevor L. Stiles

Trevor L. Stiles, Sr. Assistant City Attorney