

RESOLUTION
2023-07

WHEREAS, LB 589 was approved by the Nebraska Legislature and signed May 24, 2011 allowing cities temporary use of the highway systems for special events; and

WHEREAS, The Village of Hemingford wishes to temporarily use Highway 2 at the intersection of Highway 2 from Custer Street, to Donald Avenue, on August 12, 2023 for the Box Butte County Fair Parade, assuming control at 9:00am and relinquishing control of such property back to the State of Nebraska at 12:00 pm (noon); and

WHEREAS, the placement of the advanced warning signage for said event will be placed at 460 feet south and 460 feet west of said intersections; and

WHEREAS, law enforcement will be controlling the flow of traffic at these intersections to allow traffic to cross every 10 to 15 minutes; and

WHEREAS, the Village of Hemingford acknowledges and accepts all duties set forth in NEB. REV. Stat. 39-1359/LB589 subsection (2); and

WHEREAS, the Village agrees to indemnify, defend and hold harmless the State of Nebraska from all claims, demands, action, damages, and liability, including reasonable attorney's fees, that may arise as a result of the Box Butte County Fair Parade; and

THEREFORE, BE IT RESOLVED by the Chairman and Board of Trustees of the Village of Hemingford that the Village accepts all duties set out in Neb. Rev. Stat. 39-135-LB589 subsection (2) and acknowledges that if a claim is made against the State, it shall indemnify, defend, and hold harmless the State from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event.

THEREFORE, the passage of Resolution 2023-07 having been consented to by more than a majority of the members elected to the Board of Trustees was declared passed and adopted this 20th day of July 2022.

Richard Wacker, Chairman

ATTEST _____
Barb Straub, Village Clerk