

RESOLUTION 2017-04

WHEREAS, LB 589 was approved by the Nebraska Legislature and signed into law on 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 St., to Donald Avenue, on August 12, 2017, for the Box Butte County Fair Parade, assuming control at 9:30 a.m., and relinquishing control of such property back to the State of Nebraska at 11:30 A.M.; 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, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the Box Butte County 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-LB 589 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 2017-04 having been consented to by more than a majority of the members elected to the Board of Trustees was declared passed and adopted this

18<sup>th</sup> day of July, 2017.

  
John Annen  
Chairman

ATTEST:   
Barb Straub  
Village Clerk

{SEAL}