

RESOLUTION

Be It Resolved by the Mayor and City Council of the City of Gothenburg, Nebraska:

Section 1.

That an agreement be entered into by the City of Gothenburg, Nebraska, hereinafter referred to as the City, and the Nebraska Public Power District, Platte Facilities, hereinafter referred to as the District, whereby it is to be agreed that the said District shall construct and maintain a concrete bridge at Fourth Street in said city per line and grade established by the city engineer, of a suitable specification to provide a 20 foot wide clear roadway with suitable approaches to adequately bridge a canal owned by the said District according to the State of Nebraska 15H Bridge Design rating, and in return, the City shall release the District from any and all obligations whatsoever, past, present and future to construct and maintain at the District's expense, any bridge or other type vehicular and pedestrian crossing of said canal at Fifth Street, within said City.

Section 2.

That in addition, said agreement shall provide that the City shall dismiss with prejudice a suit filed in the Nebraska District Court of Dawson County, being Docket 44, page 1, Number 13776, regarding the construction by the District of a bridge at Fourth Street in the City of Gothenburg, Nebraska.

Section 3.

That the Mayor be authorized to execute said agreement on behalf of said City.

Passed and approved this 15th day of October, 1970.

Attest:

Jan Dalkow
City Clerk

M. J. Gynko
Mayor