

**DISCLAIMER APPLICABLE TO
THE SIGNING OF THE PROJECT PROGRAM AGREEMENT**

The following is a resolution drafted by the Nebraska Department of Roads (NDOR) that may be used by a Local Public Agency (LPA) when signing a Project Program Agreement for a Federal-aid transportation project. It is offered ONLY as an example resolution that could be used by the LPA with appropriate modifications, for participation in the LPA Federal-aid program, and is subject to change. The LPA is responsible for the language in its actual resolution. This sample resolution should only be used after the LPA has thoroughly reviewed all Federal-aid program requirements, investigated all issues related to the LPA's statutory duties and responsibilities, and determined that it is in its best interest to continue to seek Federal-aid funding for this project. NDOR has not made any effort to investigate, or include in this sample resolution, any other requirements that the LPA should include in the resolution or that the LPA must meet in order to undertake a project of this type (including designation of a Responsible Charge (RC) person, if the RC has not been designated yet or if the LPA is designating a RC to replace the previous RC). **Any changes to any substantive commitments of this sample resolution shall be approved in advance in writing by NDOR, or such changes will be considered null and void.** The LPA is ultimately responsible for all language used in its actual resolution and in making sure that the resolution is accurate and complete and meets all requirements of Federal, State and local laws, rules, regulations, policies and guidelines, and the NDOR LPA Guidelines Manual for Federal-aid Projects.

RESOLUTION NO. 2011-9

A RESOLUTION APPROVING LPA AGREEMENT - STP FUNDS FOR THE WAYNE UNDERPASS

Whereas: The City of Wayne is proposing a transportation project for which it would like to obtain Federal funds; and

Whereas: The City of Wayne understands that it must strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: The City of Wayne and Nebraska Department of Roads (NDOR) wish to enter into a Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project.

Be It Resolved: by the City Council of the City of Wayne that Ken Chamberlain, Mayor, is hereby authorized to sign the attached Project Program Agreement between the City of Wayne and the NDOR. The City of Wayne is committed to providing local funds for the project as required by the Project Program Agreement.

NDOR Project Number ENH-90(6),
NDOR Control Number 32153,
Wayne Underpass.

PASSED AND APPROVED this 15th day of February, 2011, at Wayne, Nebraska.

The City Council of the City of Wayne

Board/Council Member _____

Moved the adoption of said resolution

Member _____ Seconded the Motion
Roll Call: _____ Yes _____ No _____ Abstained _____ Absent
Resolution adopted, signed and billed as adopted

ATTEST:

City Clerk