

RESOLUTION NO. A-_____

1 WHEREAS, the Board of Regents of the University of Nebraska, a public body
2 corporate and governing body of the University of Nebraska (University), the City of Lincoln,
3 Nebraska, a municipal corporation (City), and the Lower Platte South Natural Resources District,
4 a political subdivision of the State of Nebraska (NRD), all of which are public agencies within
5 the meaning of Neb. Rev. Stat. § 13-803 (Reissue 1997), have previously agreed that it is in their
6 mutual best interest to coordinate planning and implementation of a public project which is
7 described in the Antelope Valley Study and the United States Army Corps of Engineer Antelope
8 Creek Feasibility Study, Number M-5244(3) (Project), in cooperation with one another through
9 an Interlocal Agreement creating a joint administrative entity known as the Joint Antelope Valley
10 Authority, to act on behalf of the parties for the purposes, and upon the terms and conditions set
11 forth in the Interlocal Agreement;

12 WHEREAS, Article 15, Section 18 of the Nebraska Constitution and the
13 Interlocal Cooperation Act, Neb. Rev. Stat. § 13-801 et seq. (Reissue 1997) permit subdivisions
14 and governments in the State of Nebraska to cooperate with one another for the purpose of jointly
15 exercising governmental authority and responsibilities;

16 WHEREAS, Article 2, Section 5 of the City’s Charter grants to the City the power
17 to join with other subdivisions, agencies, or public corporations, whether federal, state, or local,
18 or with any number or combination thereof, by contract or otherwise, as may be permitted by the
19 laws of the State of Nebraska, in the joint ownership, operation, or performance of any property,
20 facility, power, or function, or in agreements containing provisions that one or more thereof

1 operate or perform for the other or others and to appropriate and spend money for such purposes;
2 and

3 WHEREAS, the Parties desire to amend the Interlocal Agreement to provide for
4 property transactions, additional duties and obligations, coordination and enforcement
5 provisions.

6 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
7 Lincoln, Nebraska:

8 That the Mayor is hereby authorized to execute the attached First Amendment to
9 the Joint Antelope Valley Authority Interlocal Agreement including executing, accepting, and
10 entering into the real estate easements, documents, and transfers as provided in the Agreement,
11 on behalf of the City and also including the authority to approve minor, typographical, or
12 technical changes to conform the originals as approved by the governing bodies of the Parties.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant

Approved this ____ day of _____, 2002:

Mayor