

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE CHIEF)
EXECUTIVE OFFICER STATEMENT)
FOR AFFIRMATION OF THE LINCOLN)
SALTILLO QUIET ZONE 5-YEAR)
AFFIRMATION: RESUBMISSION TO)
CORRECT CLERICAL ERRORS)

RESOLUTION NO. R-17-0022

WHEREAS, the Railroad Transportation Safety District (“RTSD”) is a special district formed by the City of Lincoln (“City”) and Lancaster County (“County”) pursuant to Neb. Rev. Stat. § 74-1301 et seq;

WHEREAS, pursuant to Neb. Rev. Stat. § 74-1302, the RTSD was formed for the purpose of, among other things, inaugurating, developing, and negotiating programs that involve the maintaining of railroad public transportation improvements;

WHEREAS, in conjunction with the RTSD, the City and the County have established a Quiet Zone with a Supplementary Safety Measure pursuant to 49 C.F.R. § 222.39, known as the “Lincoln Saltillo Quiet Zone” (“the Quiet Zone”);

WHEREAS, pursuant to 49 C.F.R. § 222.47, the City and the County must affirm every five years that the Quiet Zone continues to conform to regulatory requirements;

WHEREAS, the Executive Director of RTSD (“the Executive Director”) has previously briefed the Lancaster County Board of County Commissioners (“Board”) on the information related to the continued regulatory conformance of the Lincoln Saltillo Quiet Zone;

WHEREAS, the Board accepted the Executive Director’s recommendation to affirm the Quiet Zone, and on February 16, 2017, adopted Resolution R-17-0014, authorizing the Chair of

the Board to execute the “Chief Executive Officer Statement-Lancaster County” as part of the submission to the Department of Transportation to affirm the Quiet Zone;

WHEREAS, the Executive Director has been notified by the Department of Transportation that the original submission contains clerical errors;

WHEREAS, the Executive Director has corrected those clerical errors and requests that the Chair of the Board execute a new “Chief Executive Officer Statement-Lancaster County” for inclusion in the corrected resubmission; and

WHEREAS, as part of the affirmation process, the Board wishes to authorize the Chair of the Board to execute the “Chief Executive Officer Statement-Lancaster County” on behalf of the Board;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, that, for the purpose of affirming the Lincoln Saltillo Quiet Zone, the Chair of the Lancaster County Board of County Commissioners is hereby authorized to execute on behalf of the Board the “Chief Executive Officer Statement-Lancaster County,” which is attached hereto and incorporated herein by this reference.

DATED this _____ day of March, 2017, at the County-City Building, Lincoln, Lancaster
County Nebraska.

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

APPROVED AS TO FORM
this _____ day of
March, 2017.

for JOE KELLY
Lancaster County Attorney

ATTEST:

Lancaster County Clerk