

Resolution No. 08-13

BE IT RESOLVED by the Mayor and Council of the City of Lexington, as follows:

Section 1. The Mayor and Council hereby find and determine that it will be conducive to the public health, safety, convenience and welfare of the general public of the City of Lexington to provide for one or more of the following projects:

- (a) To move, relocate, or remove any railroad tracks or railroad right-of-way, including improvements.
- (b) To relocate or remove any railroad yard, switch yard, or switch tracks.
- (c) To change, construct, eliminate, or reconstruct, including the use of protective devices of any kind or nature, any highway or street crossing of a railroad property.
- (d) To move, construct, or reconstruct any railroad bridge, viaduct, or subway.
- (e) To acquire, negotiate, sell, or eliminate any joint trackage operating rights or any rights of other individuals or entities over, in , or on any railroad tracks, rights-of-way, switch yards, or switch tracks, or
- (f) To do any two or more of the activities listed above.

Section 2. For the reason and purposes set forth in Section 1 of this Resolution, there is hereby ordered created the Railroad Transportation Safety District of Dawson County, Nebraska, (the "District") to come into existence as of June 1, 2008.

Section 3. The following members of the Council of the City of Lexington are hereby designated to serve on the initial Board of Directors of the District:

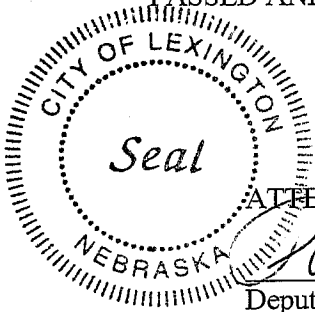
Steve Tomasek

John Salem

Linda Miller

Section 4. This resolution shall be in force and effect from and after its adoption as provided by law.

PASSED AND APPROVED this 27th day of May, 2008.



ATTEST:

Camela Burke
Deputy City Clerk

John Salem
Mayor