

RESOLUTION NO. 2025-06

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BRIDGEPORT, NEBRASKA TO ACCEPT THE DUTIES AND REQUIREMENTS SET OUT BY THE STATE OF NEBRASKA FOR THE USE OF HIGHWAY 385 FOR CAMP CLARK DAYS PARADE HELD MAY 31, 2025.

WHEREAS, the City of Bridgeport intends to create a parade route beginning at the intersection of 5th and Main Street to the intersection of 11th and Main Street for the Annual Camp Clark Days Event Parade on May 31, 2025 from 10:00 A.M. to 11:45 A.M., and

WHEREAS, closure of roadways along the parade route is necessary to relieve the through traffic from the area in the City of Bridgeport, Nebraska on or near the parade route, and provide a safe event for participants and spectators, and

WHEREAS, Main Street (US-385) roadway from 5th Street to 11th Street is part of the state highway system and is located within the official corporate limits or zoning jurisdiction of the City of Bridgeport, and

WHEREAS, the City of Bridgeport, while making use of the state highway system for a special event shall have the legal duty to protect the highway property¹³ from any damage that may occur arising out of the special event and the state shall not have any such duty during the time the City of Bridgeport is in control of the property as specified in the notice provided pursuant to LB 589/N.R.S §39-1359, and

WHEREAS, any existing statutory or common law duty of the state to protect the public from damage, injury, or death shall become the duty of the City of Bridgeport while making use of the state highway system for a special event and the state shall not have any such statutory or common law duty during the time the City of Bridgeport is in control of the property as specified in the notice provided pursuant to LB 589/N.R.S. §39-1359, and

WHEREAS, pursuant to LB 589/N.R.S. §39-1359, thirty (30) days advance written notice of the special event must be provided which specifies the date and time City of Bridgeport will assume control of the identified state highway property, as well as the date and time the City of Bridgeport will relinquish control of such state highway property to the State of Nebraska. In addition, the City of Bridgeport shall to provide beginning and ending locations for the highway closure including sufficient area for the placement of advance warning and/or detour signing, and include sufficient time for the City of Bridgeport to prepare and later clean the property prior to returning possession back to the State of Nebraska, and

WHEREAS, LB 589/N.R.S. §39-1359 dictates that if a special event includes any portion of the State of Nebraska Highway System, the City of Bridgeport shall, if a claim is made against the State of Nebraska, indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability, including reasonable attorney's fee, that may arise as a result of the special event; and

THEREFORE BE IT RESOLVED, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BRIDGEPORT, NEBRASKA:

Section 1: Said Parade Route and Road Closure referred to hereinabove is hereby adopted. The governing body of the City of Bridgeport acknowledges and accepts all duties set out in 589/N.R.S. §39-1359, subsection (2) and accepts that the City of Bridgeport shall indemnify, defend, and hold harmless the State of Nebraska from all claims, demands, actions, damages, and liability including reasonable attorney's fees, that may arise as a result of the event and such Parade Route and Road Closure is accepted by the City of Bridgeport and the Mayor and City Clerk are hereby authorized and directed to execute the same on behalf of the Municipality.

Section 2: Repeal of Previous Resolutions. Any other resolution or code section passed and approved prior to passage, approval, and publication or posting of this resolution and in conflict with its provisions is repealed.

Section 3: Effective Date. This Resolution shall take effect and be in full force from and after its passage and approval.

Section 4: Severability. If any portion or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such portion or provision shall not affect any of the remaining provisions of this Resolution, the intention being that the same are severable.

PASSED AND APPROVED THIS 10th DAY OF APRIL, 2025.

ATTEST:

**GAIL BEYER
MAYOR**

**DORETTA J. HUCK
CITY CLERK/TREASURER**