

VILLAGE OF WATERLOO

RESOLUTION NO. 06-14-22-15

WHEREAS, pursuant to an Agreement (hereinafter referred to as "the **AGREEMENT**") executed by the **VILLAGE OF WATERLOO, NEBRASKA** (hereinafter referred to as "the **VILLAGE**") on August 24, 2004, and by the **PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT** (hereinafter referred to as "the **NRD**") on September 9, 2004, the **NRD** and the **VILLAGE** established a project (hereinafter referred to as "the **PROJECT**") to provide Elkhorn River canoe access improvements on a tract of land located near the West Maple Road crossing of the Elkhorn River in Douglas County, such tract of land being more particularly described in the legal description attached as Exhibit "A" to Exhibit "1" hereto, and incorporated herein by reference; and,

WHEREAS, also pursuant to the **AGREEMENT**, the **VILLAGE** obtained lands, easements and rights-of-way necessary for the **PROJECT** (referred to hereinafter and in Exhibit "1" hereto as "the **PROJECT RIGHTS-OF-WAY**"); the **NRD** constructed the **PROJECT**, in conformance with **VILLAGE**-approved final plans and specifications; and, the **VILLAGE** commenced to operate, maintain, repair, replace, manage and regulate the **PROJECT**; and,

WHEREAS, the **VILLAGE** now has determined that it prefers for the **NRD** to operate, maintain, repair, replace, manage and regulate the **PROJECT**, as those responsibilities were previously undertaken by the **VILLAGE** in the **AGREEMENT**; and,

WHEREAS, the contracting parties now desire to modify the **AGREEMENT** for the purpose of providing for the transfer from the **VILLAGE** to the **NRD** of the **PROJECT RIGHTS-OF-WAY** and for the assumption by the **NRD** of the **VILLAGE'S** responsibility for the permanent operation, maintenance, repair, replacement, management and regulation of the **PROJECT**.

WHEREAS, the contracting parties further desire to transfer from the **VILLAGE** to the **NRD** the **PROJECT RIGHTS-OF-WAY** by the attached Quit Claim Deed.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WATERLOO, NEBRASKA, AS FOLLOWS:

THAT, the First Amendment to the Interlocal Cooperation Agreement between the Village of Waterloo, Nebraska and the Papio-Missouri River Natural Resources District for the Elkhorn river Canoe

Amended Interlocal PNRD
Elkhorn River Canoe Access Site

Access Site is hereby approved.

FURTHER THAT, the attached Quit Claim Deed for said Elkhorn River Canoe Access Site from the Village of Waterloo, Nebraska to the Papio-Missouri River Natural Resources District is hereby approved.

PASSED THIS 14 DAY OF June, 2022

ATTEST:

Melissa Smith

Melissa Smith
Clerk



Travis Harlow

Travis Harlow
Chairperson