

**CITY OF PAPIILLION
MAYOR AND CITY COUNCIL REPORT
OCTOBER 19, 2021 AGENDA**

Subject:	Type:	Submitted By:
Approve and authorize the signing of the Municipal Annual Certification of Program Compliance and Resolution	Resolution No. R21-0202	Jen Roesler Interim Public Works Director

SYNOPSIS

The State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), require an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards (NBCS).

State of Nebraska Statute, section 39-2120 also requires the Mayor of each municipality to sign the annual certification of program compliance to include the City Council resolution authorizing the signing of the certification

Municipalities are still required to adopt a One-and-Six-Year Road Plan, even though it is not required to be filed with the NBCS. Likewise, municipalities must continue to maintain accounting systems and public records as specified in Neb. Rev. Stat. §39-2120 and §39-2510(2) or §39-2520(2) even though the SSAR report is not required to be filed with the NBCS.

FISCAL IMPACT

The City is required to send an adopted and signed Municipal Annual Certification of Program Compliance to the NDOT following approval of the One-and-Six-Year Road Plan and the Annual Budget to avoid suspension of highway allocation distributions.

RECOMMENDATION

Approval

BACKGROUND

LB82 became law on March 7, 2019, changing the NBCS's municipal highway, road, and street public record keeping and reporting requirements. The 2021 One-and-Six-Year Road Plan was approved by Council on August 17, 2021, through Resolution R21-0149. Council approved the FY 21/22 Budget on September 7, 2021 through Ordinance No. 1937.

ATTACHMENTS:

1. Resolution No. R21-0202
2. Municipal Annual Certification of Program Compliance Form

RESOLUTION NO. R21-0202

**SIGNING OF THE
MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM
2021**

WHEREAS, the State of Nebraska Statutes, Sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), require an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

WHEREAS, State of Nebraska Statute, Section 39-2120 also requires that the annual certification of program compliance by each municipality shall be signed by the Mayor and shall include a copy of a Resolution of the governing body of the municipality authorizing the signing of the certification.

NOW, THEREFORE BE IT RESOLVED that the Mayor of the City of Papillion, Nebraska, is hereby authorized to sign the attached Municipal Annual Certification of Program Compliance.

PASSED AND APPROVED this _____ day of _____, 2021.

CITY OF PAPIILLION

David P. Black, Mayor

ATTEST:

Nicole Brown
City Clerk

(SEAL)

City Councilmembers:

Gene Jaworski
James Glover
Steve Engberg
Jason Gaines

Steve Sunde
Lu Ann Kluch
Tom Mumgaard
Bob Stubbe

Council Member _____ moved for the adoption/approval of said resolution.

Member _____ seconded the motion.

Roll Call: ____ Yes ____ No ____ Abstained ____ Absent

Resolution adopted, signed, and billed as adopted/approved.

Do not recreate or revise the pages of this document, as revisions and recreations will not be accepted. Failure to **return both pages of the original document** by the filing deadline (October 31) may result in the suspension of Highway Allocation funds until the documents are filed.

**MUNICIPAL
ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE
TO
NEBRASKA BOARD OF PUBLIC ROADS CLASSIFICATIONS
AND STANDARDS
2021**

In compliance with the provisions of the State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520(2), requiring annual certification of program compliance to the Board of Public Roads Classifications and Standards, the City Village of _____
(Check one box) (Print name of municipality)

hereby certifies that it:

- ✓ has developed, adopted, and included in its public records the plans, programs, or standards required by sections 39-2115 and 39-2119;
- ✓ meets the plans, programs, or standards of design, construction, and maintenance for its highways, roads, or streets;
- ✓ expends all tax revenue for highway, road, or street purposes in accordance with approved plans, programs, or standards, including county and municipal tax revenue as well as highway-user revenue allocations;
- ✓ uses a system of revenue and costs accounting which clearly includes a comparison of receipts and expenditures for approved budgets, plans, programs, and standards;
- ✓ uses a system of budgeting which reflects uses and sources of funds in terms of plans, programs, or standards and accomplishments;
- ✓ uses an accounting system including an inventory of machinery, equipment, and supplies;
- ✓ uses an accounting system that tracks equipment operation costs;
- ✓ has included in its public records the information required under subsection (2) of section 39-2520; and
- ✓ **has included in its public records a copy of this certification and the resolution of the governing body authorizing the signing of this certification by the Mayor or Village Board Chairperson.**



Signature of Mayor Village Board Chairperson (Required) (Date)

Signature of City Street Superintendent (Optional) (Date)

Return the completed original signing resolution and annual certification of program compliance by October 31, 2021 to:

Nebraska Board of Public Roads Classifications and Standards
PO Box 94759
Lincoln NE 68509