

## RESOLUTION NO. 17-07

WHEREAS, the City of Newton, Illinois is sponsoring a Fall Festival Parade in the City of Newton which event constitutes a public purpose;

WHEREAS, this Fall Festival Parade will require the temporary closure of Illinois Route 130, a State Highway in the City of Newton , Van Buren Street at West Washington Street.

WHEREAS, Section 4-408 of the Illinois Highway Code authorizes the Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton that permission to close off Illinois Route 130 (Van Buren St. at W. Washington St.) as above designated, be requested of the Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between 9:30 AM and 1:00 PM on September 9, 2017.

BE IT FURTHER RESOLVED that this closure is for the public purpose of Fall Festival Parade.

BE IT FURTHER RESOLVED that traffic from that closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour routes to allow an uninterrupted flow of two-way traffic.)

The detour route shall be as follows: No detour route-intermittent closing of both lanes of traffic on Illinois Route 130 South at W. Washington St. The parade will not use the highway as part of parade route but will cross the highway.

BE IT FURTHER RESOLVED that the City of Newton, Illinois assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED, the police officers or authorized flaggers shall at the expense of the City of Newton be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED, that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED, that all debris shall be removed by the City of Newton prior to reopening the State Highway.

BE IT FURTHER RESOLVED, that such signs, flags, barricades, etc. shall be used by the City of Newton as may be approved by the Illinois Department of Transportation. These items shall be provided by the City of Newton, Illinois.

BE IT FURTHER RESOLVED, that the closure and detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

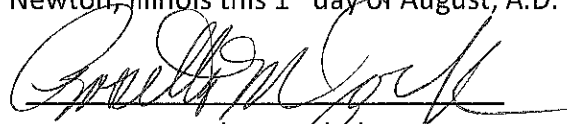
BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when no detour is required.)

BE IT FURTHER RESOLVED, that to the fullest extent permitted by law, the City of Newton shall be responsible for any and all injuries to persons or damages to property, and shall indemnify and hold harmless the Illinois Department of Transportation, its officers, employees and agents from any and all claims, lawsuits, actions, costs and fees (including reasonable attorneys' fees and expenses) of every nature or description, arising out of, resulting from or connected with the exercise of authority granted by the Department which is the subject of this resolution. The obligation is binding upon the City of Newton regardless of whether or not such claim, damage, loss or expense is caused in part by the act, omission or negligence of the Department or its officers, employees or agents.


BE IT FURTHER RESOLVED, that the City of Newton shall provide a comprehensive general liability policy or an additional named insured endorsement in the minimum amount of \$1,000,000 per person and \$2,000,000 aggregate which has the Illinois Department of Transportation, its officials, employees and agents as insureds and which protects them from all claims arising from the requested road closing. A copy of said policy or endorsement will be provided to the Department before the road is closed.

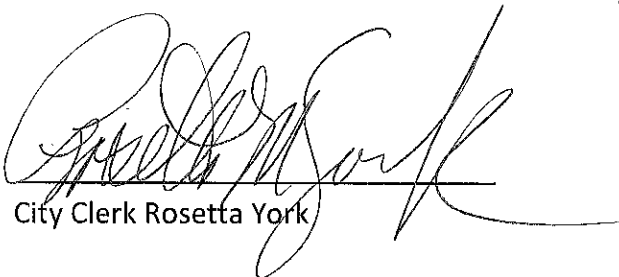
BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Department of Transportation to serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED by the City Council of the City of Newton, Illinois this 1<sup>st</sup> day of August, A.D. 2017.

  
Rosetta M. York, City Clerk

APPROVED by the City Council of the City of Newton, Illinois, this 1<sup>st</sup> day of August, 2017.

  
Mayor Mark Bolander

ATTEST:   
City Clerk Rosetta York

