

BY-LAWS  
DAWSON COUNTY RAILROAD TRANSPORTATION SAFETY DISTRICT

These By-Laws are adopted \_\_\_\_\_, 2008, by and among the Board of Directors.

1. Creation of Railroad Transportation Safety District (RTSD): The County Board of Dawson County, Nebraska (County), and the City Council of the City of Lexington, Nebraska (City), have each adopted Resolutions on May 27, 2008, creating the RTSD, and appointing members to the Board of Directors.

2. Purpose: The purpose of the RTSD is to exercise the authority granted by the Nebraska Revised Statutes Sections 74-1301 – 74-1308.

3. Members: The governing body of the RTSD shall be designated as the Board, which shall consist of the six (6) representatives appointed by resolution of the governing body of City and County. Each representative shall serve on the Board until a successor is appointed by appropriate resolution.

4. Meetings: Meetings shall be held at the City Council Chamber in the Municipal Building, at 406 E. 7<sup>th</sup> Street, Lexington, Nebraska. The annual meeting of the Board shall be held on the \_\_\_\_\_(ex: 1<sup>st</sup> Monday)\_\_\_\_\_ in the month of June in each year, beginning with the year 2008, at the hour of \_\_\_\_\_ o'clock \_\_. M., for the purpose of electing Officers and for the transaction of such other business as may come before the meeting. If the day fixed for the annual meeting shall be a legal holiday in the State of Nebraska, such meeting shall be held on the next succeeding business day. If the election of Officers shall not be held on the day designated herein for any annual meeting of the board, or at any adjournment thereof, the Board shall cause the election to be held at a special meeting of the Board as soon thereafter as conveniently may be. The Board may provide, by resolution, the time and place for the holding of additional regular meetings without other notice than such resolution.

5. Special Meetings: Special meetings of the Board may be called by or at the request of the President or any two (2) Members. The person or persons authorized to call special meetings of the Board of Directors may fix the place for holding any special meeting of the Board of Directors called by them.

6. Notice: Notice of meetings shall be published at least 5 days in advance of such meetings in the \_\_\_\_\_ newspaper. Notice of any special meeting shall be given at least \_\_\_\_\_ ( ) days previously thereto by written notice delivered personally or mailed to each Director at this business address. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed, with postage thereon prepaid. Any Director may waive notice of any meeting. The attendance of a Director at a meeting shall constitute a waiver of notice of

such meeting, except where a Director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

7. Quorum: A majority of the number of Directors shall constitute a quorum for the transaction of business at any meeting of the Board, but if less than such majority is present at a meeting, a majority of the Directors present may adjourn the meeting from time to time without further notice.

8. Manner of Acting: The act of the majority of the Directors present at a meeting at which a quorum is present shall be the act of the Board of Directors.

9. Officers: The Board shall elect a president and vice-president at its initial meeting, for a term to continue until the Board's next annual meeting. The Dawson County Clerk shall serve as the Board Secretary, as a non-voting member of the Board. The Dawson County Treasurer shall be the RTSD treasurer, as a non-voting member, and shall hold and disburse funds as directed by the Board. The Board may appoint an Executive Director as a non-voting member of the Board, to exercise such administrative powers as the Board shall delegate.

10. Open Meeting Law: The Board is a "public body" and subject to the provisions of the Nebraska Open Meetings Act, Sections 84-1407 ff, as the same shall be amended. Board records and minutes shall be kept available for inspection by the public in the office of the Dawson County Clerk.

Board of Directors:

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_____	_____
_____	_____

ATTEST:

\_\_\_\_\_  
Secretary