



City of Grand Island

Tuesday, February 28, 2017

Council Session

Item G-14

**#2017-58 - Approving Request from St. Mary's Cathedral for
Permission to Use City Streets and State Highway for the 2017
Divine Mercy Sunday Procession**

Staff Contact: John Collins, P.E. - Public Works Director

Council Agenda Memo

From: John Collins PE, Public Works Director

Meeting: February 28, 2017

Subject: Consideration of Approving Request from St. Mary's Cathedral for Permission to Use City Streets and State Highway for the 2017 Divine Mercy Sunday Procession

Presenter(s): John Collins PE, Public Works Director

Background

St. Mary's Cathedral has submitted a request to use both City streets and State highway for the Divine Mercy Sunday Procession, which is scheduled to take place on April 23, 2017 from approximately 3:15pm to 4:30pm. St. Mary's Cathedral is seeking Council approval and notice to the Nebraska Department of Roads for the route of such event.

Discussion

The Divine Mercy Sunday Procession will require the use of City streets, as well as crossing US Highway 30 (2nd Street). Please see the attached map for the route.

State Statute 39-1359 requires the City Council to approve the route and for the City to then inform the Nebraska Department of Roads that the route has approval if it closes or blocks any part of a State highway. This is a requirement for any race, parade or march that would create some closure of the highway. This action then makes the City responsible for the liability of using a State highway for the event.

St. Mary's Cathedral did submit the City's Public Event Application, which has been reviewed by the appropriate departments with no comments or issues noted for denial of such request.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date

4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve St. Mary's Cathedral's route for the Division Mercy Sunday Procession and direct that the Nebraska Department of Roads be notified of this action.

Sample Motion

Move to approve the resolution.

RESOLUTION 2017-58

WHEREAS, St. Mary's Cathedral has been application with the City of Grand Island to use City streets and State highway for the Divine Mercy Sunday Processions; and

WHEREAS, St. Mary's Cathedral has worked with the City in planning the procession route; and

WHEREAS, specific wording is required by the Nebraska Department of Roads (NDOR) pursuant to Neb. Rev. Stat §39-1359, and

WHEREAS, the City accepts the duties set out in neb. Rev. Stat. §39-1359, and that if a claim is made against the State, the City shall indemnify, defend, and hold harmless the State from all claims, demands, actions, damages, and liability, including reasonable attorney's fees, that may arise as a result of the special event, more specifically defined as the Divine Mercy Sunday Procession to be held on April 23, 2017; and

WHEREAS, the route for the special event necessitates the usage of US Highway 30; crossing at Walnut Street, Grand Island, Nebraska; and

WHEREAS, the special event will be held on April 23, 2017, with the control of US Highway 30 at the intersection of Walnut Street being assumed by the City at 3:15pm on April 23, 2017 and ending at 4:30 pm on April 23, 2017, at which time control of US Highway 30 at the intersection of Walnut Street, shall revert to the State.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Notice of Use of City Streets and State Highways to accommodate the Divine Mercy Sunday Procession to be held on April 23, 2017 is hereby approved.

BE IT FURTHER RESOLVED, that the Nebraska Department of Roads shall be notified of the approved route and this Notice.

Adopted by the City Council of the City of Grand Island, Nebraska, February 28, 2017.

Jeremy L. Jensen, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
March 10, 2017	☐ City Attorney

