



# City of Grand Island

Tuesday, August 13, 2019

Council Session

## Item G-6

**#2019-229 - Approving Request from Building Department for Legal Services to Obtain Court Order for Abatement of Identified Public Nuisance at 156 Beck Road**

Staff Contact: Craig Lewis

# **Council Agenda Memo**

**From:** Craig A. Lewis, Building Department Director

**Meeting:** August 13, 2019

**Subject:** Approve Request from Building Department for Legal Services to Obtain Court Order for Abatement of Identified Public Nuisance at 156 Beck Road

**Presenter(s):** Craig Lewis, Building Department Director

## **Background**

The Grand Island City Building Department is seeking approval for legal services to obtain a court order to abate public nuisances at specified private properties within the City jurisdictional area.

The City Problem Resolution Team has identified three properties in need of abatement proceedings:

- |                                 |                          |
|---------------------------------|--------------------------|
| 1). 156 Beck Rd.                | current request          |
| 2). 2216 W. Louise              | potential future request |
| 3). 582 E. 19 <sup>th</sup> St. | potential future request |

Section 27-10 of the City Code states in part "No contract for the services of legal council may be awarded without the approval of the City Council".

## **Discussion**

The Building Department along with the City Problem Resolution Team have been working on these properties that have progressed to a point that abatement is desirable and the next step in the process is to acquire a court order allowing the City to enter onto the private property and abate the defined public nuisance.

The City has advertised for legal services, obtained a qualified proposal, and returned to the City Council for approval of legal services.

The Building Department contacted two firms that had expressed an interest in the past, Meyers, Burns & Koenig and Neuhaus Law Offices.

The proposal of Mayer, Burns, & Koenig in the amount of \$150.00 per hour for attorney time, incidental cost of \$87.00 filing fees, \$150.00 title report, \$150.00 publication service, \$100.00 services fees, and a total not to exceed \$2,000.00 was the lowest responsive bid.

### **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 the proposed request.

### **Sample Motion**

Move to approve the request for legal services from Mayer, Burns, & Koenig of Grand Island, NE to abate identified public nuisances at 156 Beck Road, Grand Island, NE.



Stacy Nonhof, Purchasing Agent

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Better Tomorrow, Today*

**REQUEST FOR PROPOSALS  
FOR  
LEGAL SERVICES FOR THE BUILDING DEPARTMENT**

**RFP DUE DATE:** June 18, 2019 at 4:00 p.m.

**DEPARTMENT:** Building

**PUBLICATION DATE:** May 22, 2019

**NO. POTENTIAL BIDDERS:** 23

**PROPOSALS RECEIVED**

**No Proposals Received**

cc: Craig Lewis, Building Department Director  
Jerry Janulewicz, Interim City Administrator  
Stacy Nonhof, Purchasing Agent

Karla Collinson, Bldg. Admin. Assist.  
Patrick Brown, Finance Director

**P2132**

RESOLUTION 2019-229

WHEREAS, the City of Grand Island published on May 22, 2019 a request for proposal for legal services to obtain a court order to allow the City of Grand Island to abate a public nuisance on specified private property within the jurisdictional area; and

WHEREAS, no proposals were received; and

WHEREAS, the City Building Department on June 27, 2019 contacted two firms who had expressed an interest in the past and those firms, Mayer, Burns & Koenig and Neuhaus Law Offices have submitted a proposal for legal services. The lowest responsive bid was received from Mayer, Burns & Koenig.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be authorized to sign the proposal with Mayer, Burns & Koenig in the amount of \$150.00 per hour for Attorney time, incidental cost of \$87.00 filing fees, \$150.00 title report, \$150.00 publication service, and \$100.00 service fees, and a total cost not to exceed \$2,000.00 for legal service to obtain a court order allowing the City to enter onto private property at 156 Beck Road., legal description of Lot 4, Block 3 Schwartz subdivision, Merrick County, Nebraska and abate the identified public nuisance and charge the cost thereof against the real estate and owner of record.

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Adopted by the City Council of the City of Grand Island, Nebraska, August 13, 2019.

\_\_\_\_\_  
Roger G. Steele, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form	☐ _____
August 9, 2019	☐ City Attorney