



# City of Grand Island

Tuesday, September 27, 2022

Council Session

## Item G-7

**#2022-264 - Consideration of Approving Request from St. Mary's Cathedral for Permission to Use City Streets and State Highway for the 2022 Eucharistic Procession**

Staff Contact: Keith Kurz PE, Interim Public Works Director

# **Council Agenda Memo**

**From:** Keith Kurz PE, Interim Public Works Director

**Meeting:** September 27, 2022

**Subject:** Consideration of Approving Request from St. Mary's Cathedral for Permission to Use City Streets and State Highway for the 2022 Eucharistic Procession

**Presenter(s):** Keith Kurz PE, Interim Public Works Director

## **Background**

St. Mary's Cathedral has submitted a request to use both City streets and State highway for the Eucharistic Procession, which is scheduled to take place on Sunday, October 16, 2022 from approximately 3:00pm to 4:00pm. St. Mary's Cathedral is seeking Council approval and notice to the Nebraska Department of Transportation for the route of such event.

## **Discussion**

The Eucharistic Procession will require the use of City streets, as well as crossing US Highway 30 (1<sup>st</sup> 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 Transportation 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 2022 Eucharistic Procession and direct that the Nebraska Department of Transportation be notified of this action.

### **Sample Motion**

Move to approve the resolution.





RESPECT LIFE PROCESSIONAL ROUTE



PUBLIC WORKS DEPARTMENT



RESOLUTION 2022-264

WHEREAS, St. Mary's Cathedral has made application with the City of Grand Island to use City streets and State highway for the Eucharist Procession; 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 Transportation (NDOT) 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 Eucharistic Procession to be held on October 16, 2022; and

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

WHEREAS, the special event will be held on October 16, 2022, with the control of US Highway 30 at the intersection of Elm Street and Cedar Street being assumed by the City at 3:00 pm on October 16, 2022 and ending at 4:00 pm on October 16, 2022, at which time control of US Highway 30 at the intersection of Elm Street and Cedar 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 Eucharist Procession to be held on October 16, 2022 is hereby approved.

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

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Adopted by the City Council of the City of Grand Island, Nebraska, September 27, 2022.

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Roger G. Steele, Mayor

Attest:

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RaNae Edwards, City Clerk

Approved as to Form	☐ _____
September 23, 2022	☐ City Attorney