



JOURNAL RECORD

CITY OF OMAHA

CITY COUNCIL MEETING

TUESDAY, OCTOBER 30, 2018

@ 2:00 PM

**LEGISLATIVE CHAMBERS,
1819 FARNAM STREET
OMAHA, NEBRASKA**

OMAHA CITY COUNCILMEMBERS

Ben Gray – Council President	District 2
Chris Jerram – Council Vice President	District 3
Pete Festersen	District 1
Vinny Palermo	District 4
Rich Pahls	District 5
Brinker Harding	District 6
Aimee Melton	District 7

THE CITY COUNCIL OF THE CITY OF OMAHA met in open session on Tuesday, October 30, 2018 at 2:00 PM in the Legislative Chambers, Omaha/Douglas Civic Center, Omaha, Nebraska and was called to Order by Council President Ben Gray.

CALL TO ORDER

City Clerk Elizabeth Butler took the Roll Call: Present were Councilmembers Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President (Gray) – **CCID # 972.**

Council President Ben Gray led those present in the Pledge of Allegiance.

Council President Chris Jerram of District No. 3 provided the Invocation.

CERTIFICATION OF PUBLICATION – NOTIFICATION OF OPEN MEETING ACT

City Clerk Elizabeth Butler certified publication in the Daily Record, the Official Newspaper of the City of Omaha, on October 26, 2018, notice of the Pre-Council and Regular City Council Meetings, October 30, 2018 – **CCID # 973.**

Ms. Butler stated that a current copy of the Open Meeting Act is posted in a white binder on the east wall of the Legislative Chambers.

PRESENTATIONS AND PROCLAMATIONS

None

PLANNING ITEMS WITH PLANNING BOARD ATTACHMENTS

AMERICAN INTERSTATE PLAZA REPLAT 2

City Clerk Elizabeth Butler stated that Items 6 through 8 relate to the same project and would be considered together.

(Required notice of the public hearing relating to this development was published in the Daily Record on October 16, 2018.)

6. RES. 917 – Res. that, the Preliminary Plat entitled American Interstate Plaza Replat 2, located southwest of 160th and Evans Streets, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Sweetbriar II LLC – Inside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

7. RES. 918 – Res. that, the Final Plat transmitted herewith entitled American Interstate Plaza Replat 2, a minor plat inside the city limits, located southwest of 160th and Evans Streets, is hereby approved, and concurrently a portion of the existing plat entitled American Interstate Plaza Replat 1, and described on said replat, is hereby vacated. The applicant is Sweetbriar II LLC – Inside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

8. RES. 930 – Res. that, the Amendment to Subdivision Agreement between the City of Omaha and Sweetbriar II, LLC, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as American Interstate Plaza Replat 2 (Lots 1-2 and Outlot A) and is located southwest of 160th and Evans Streets – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Items 6 through 8.

The following person(s) appeared and spoke:

PROPOSERS:

Jessica Thomas, Attorney for the applicant, 10250 Regency Circle

No one else came forward, and the public hearing was closed.

MOTION by Harding, SECOND by Melton that the following items be approved:

**Item # 6 RESOLUTION # 917; Item # 7 RESOLUTION # 918; and,
Item # 8 RESOLUTION # 930**

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

SWEAZY ACRES

City Clerk Elizabeth Butler stated that Items 9 through 12 relate to the same project and would be considered together.

(Required notice of the public hearing relating to this development was published in the Daily Record on October 16, 2018.)

9. ORD. 41625 – An ordinance to rezone the property located southeast of Blair High Road and Pawnee Road from AG-Agricultural District to DR-Development Reserve District – (First Reading October 16, 2018; Second Reading October 23, 2018; Third Reading, Public Hearing and Vote October 30, 2018) – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
10. RES. 919 – Res. that, the Preliminary Plat entitled Sweazy Acres, located southeast of Blair High Road and Pawnee Road, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Donald and Donella Sweazy – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

- 11. RES. 920 – Res. that, the Final Plat entitled Sweazy Acres, located southeast of Blair High Road and Pawnee Road, is hereby approved and accepted. The applicant is Donald and Donella Sweazy – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
- 12. RES. 931 – Res. that, the Subdivision Agreement between the City of Omaha and Donald and Donella Sweazy, husband and wife, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Sweazy Acres (Lot 1) and is located southeast of Blair High Road and Pawnee Road – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Items 9 through 12.

The following person(s) appeared and spoke:

PROPOSERS:

Joe Dethlefs, Thompson Dreessen & Dorner, 10836 Old Mill Road

No one else came forward, and the public hearing was closed.

MOTION by Harding, SECOND by Melton that the following items be approved:

Item # 9 ORDINANCE # 41625; Item # 10 RESOLUTION # 919;
Item # 11 RESOLUTION # 920; and, Item # 12 RESOLUTION # 931

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

LIQUOR

- 13. RES. 962 – Class “D” Liquor License Application – SNJ, Inc., dba “Tobacco Hut #19”, 6206 Ames Avenue. (This is a new location, City Council considered applications for this location on July 29, 2014 and October 25, 2016). Property located within 150’ of New Rising Star Baptist Church, 6118 Ames Ave. Notice was posted on the property on 10/10/18; Notification was sent to property owners within 500 feet on 10/12/18 – [see attached](#). **(LAID OVER FROM THE OCTOBER 23, 2018 CITY COUNCIL MEETING, PUBLIC HEARING AND VOTE TODAY)**
 - A. Communication from Mike Kelley, Attorney, requesting to lay over to October 30, 2018 – [see attached](#).
 - B. Communications in opposition – [see attached](#).
 - C. Communications in support received during the meeting – [see attached](#).

Council President Gray opened the Public Hearing on Item 13.

The following person(s) appeared and spoke:

PROPOSERS:

Mike Kelley, Attorney for the applicant, 2804 South 87th Avenue

OPPOSERS:

John Lucas, New Rising Star Baptist Church, 6118 Ames Avenue
Rev. Portia Cavitt, Clair Memorial United Methodist Church, 5544 Ames Avenue
Joyce Westbrook-Davis, Sugar Hill Package Liquor, 5627 Ames Avenue
Pamela Duncan, 6302 Taylor Circle

No one else came forward, and the public hearing was closed.

MOTION by Jerram, SECOND by Melton that the application be amended to allow the sale of beer and wine only with no sale of single cans less than 24 ounces

ROLL CALL:

Yeas: Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: Festersen

MOTION APPROVED 6-1

MOTION by Jerram, SECOND by Gray that RESOLUTION # 962 be approved as amended

ROLL CALL:

Yeas: Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: Festersen

MOTION APPROVED 6-1

14. RES. 974 – Class “C” Liquor License Application – CPG Hotel Management, LLC, dba “Aksarben Suites Omaha”, 7270 Cedar Street. (This is a new application for an old location). Present licensee is Packard Hospitality Management, LLC, dba “Aksarben Suites Omaha”, who has a Class “C” Liquor License – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 14.

The following person(s) appeared and spoke:

PROPOSERS:

Robert Futhey, Attorney for the applicant, 500 Energy Plaza

No one else came forward, and the public hearing was closed.

MOTION by Jerram, SECOND by Melton that RESOLUTION # 974 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

15. RES. 975 – Class “C” Liquor License Application – Granny Pam’s NY Pizzeria, LLC, dba “Granny Pam’s NY Pizzeria”, 9523-9525 “Q” Street. (This is a new application for a new location). Notice was posted on the property on 10/16/18; Notification was sent to property owners within 500 feet on 10/19/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 15.

The following person(s) appeared and spoke:

PROPOSERS:

Shannon Hiz, 9523 Q Street

No one else came forward, and the public hearing was closed.

MOTION by Palermo, SECOND by Festersen that RESOLUTION # 975 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

16. RES. 976 – Class “C/K” Liquor License Application – Old Market Ventures, LLC, dba “Oklahoma Joe’s BBQ – Aksarben”, 1912 South 67th Street. (This is a new application for a new location). Notice was posted on the property on 10/16/18; Notification was sent to property owners within 500 feet on 10/19/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

- A. Communication from Chief Building Inspector – [see attached](#).

Council President Gray opened the Public Hearing on Item 16.

The following person(s) appeared and spoke:

PROPOSERS:

Greg Cutchall, 13305 Birch Drive

No one else came forward, and the public hearing was closed.

MOTION by Jerram, SECOND by Festersen that RESOLUTION # 976 be approved contingent upon the outdoor area permits and right-of-way lease being obtained

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

17. RES. 977 – Class “I” Liquor License Application – Fast Break Sports, LLC, dba “Omaha Sports Academy”, 21015 Cumberland Drive. (This is a new application for a new location). Notice was posted on the property on 10/16/18; Notification was sent to property owners within 500 feet on 10/19/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 17.

The following person(s) appeared and spoke:

PROPOSERS:

Ben Pick, Attorney for the applicant, 10250 Regency Circle

No one else came forward, and the public hearing was closed.

MOTION by Harding, SECOND by Festersen that RESOLUTION # 977 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

18. RES. 978 – Class “I” Liquor License Application – Halligan Food, LLC, dba “Frank’s Pizzeria”, 711 North 132nd Street. (This is a new application for an old location). Present licensee is Slite Hollan, LLC, dba “Frank’s Pizzeria”, who has a Class “I” Liquor License – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 18.

The following person(s) appeared and spoke:

PROPOSERS:

Matt Halligan, 16173 Capitol Avenue

No one else came forward, and the public hearing was closed.

MOTION by Melton, SECOND by Harding that RESOLUTION # 978 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

19. RES. 979 – Class “D” Liquor License Application – Sarina, Inc., dba “Cuming Food Mart”, 4002 Cuming Street. (This is a new application for an old location). UPGRADE. Presently licensed as Individual (Gupta, Sushil), who holds a Class “B” License. Notice was posted on the property on 10/16/18; Notification was sent to property owners within 500 feet on 10/19/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

A. Communications in opposition – [see attached](#).

B. Communications in support received during the meeting – [see attached](#).

Council President Gray opened the Public Hearing on Item 19.

The following person(s) appeared and spoke:

PROPONENTS:

Jan Headley, Attorney for the applicant, 711 North 108th Court
Dan Cooper, 4006 Seward Street
Constance Mayhew, 4020 Nicholas Street
James Freeman, 4015 Nicholas Street
James Kassal, 1308 North 40th Street

OPPONENTS:

Murray Hayes, Walnut Hill Neighborhood Association, 4104 Lafayette Avenue
Shane Strong, Bemis Park Neighborhood Association, 3419 Hawthorne Avenue
Carla Okrina, 1316 North 42nd Street
Greg Creswell, 4104 Lafayette Avenue
Jeanie Dickes, Orchard Hill Neighborhood Association, 4518 Hamilton Street
Mary Thorsteinson, 4002 Hamilton Street

FOR THE CITY:

Paul Kratz, City Attorney

No one else came forward, and the public hearing was closed.

MOTION by Harding, SECOND by Gray that RESOLUTION # 979 be approved with the stipulation that there be no sale of distilled spirits or wine less than 500 milliliters and that all current restrictions remain on the license

ROLL CALL:

Yeas: Harding, Melton, Mr. President
Nays: Festersen, Jerram, Pahls, Palermo
MOTION FAILED 3-4

MOTION by Jerram, SECOND by Festersen that RESOLUTION # 979 be denied

ROLL CALL:

Yeas: Festersen, Jerram, Pahls, Palermo, Mr. President
Nays: Harding, Melton
MOTION APPROVED 5-2

CONSENT AGENDA

City Clerk Elizabeth Butler stated that any member of the City Council may cause any item placed on the Consent Agenda to be removed. Items removed from the Consent Agenda shall be taken up by the City Council immediately following the Consent Agenda in the order in which they were removed unless otherwise provided by the City Council Rules of Order.

Council President Gray announced that the public hearings on Agenda Items 20 through 27 were held on October 23, 2018.

(Required notices of the public hearings were published in the Daily Record on October 19, 2018.)

CONSENT AGENDA – ORDINANCES

20. ORD. 41627 – An ordinance approving a redevelopment and tax increment financing loan agreement between the City of Omaha, and Urban Chiral, LLC, to implement the Urban Chiral Condominiums Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 714 South 15th Street, which proposes the rehabilitation of an 11,485 square foot two story brick building constructed in 1910, into a commercial unit on the first floor and two residential units above, with three parking spaces, including two striped on street spaces in front of the building; the agreement authorizes the use of up to \$348,436.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).

21. ORD. 41628 – An ordinance approving a redevelopment and Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha, and BarnWest, LLC, to implement the Drummond Motor Company and Firestone Tire Buildings Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 2570 and 2566 Farnam Street, which proposes the rehabilitation of the Drummond Motor Company Building into 20 market-rate apartment units, approximately 2,575 square feet of commercial space along Farnam Street, approximately 11,250 square feet of underground/basement commercial space, and an indoor parking garage, in addition to the rehabilitation of the Firestone Tire Building into approximately 20,000 square feet of commercial retail and office space; the agreement authorizes the use of up to \$1,080,688.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).

22. ORD. 41629 – An ordinance approving a redevelopment and Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha, and Dahlman Rows, LLC., to implement the Dahlman Rows Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 1903 South 7th Street, which proposes construction of 36 for sale market rate row house units; the agreement authorizes the use of up to \$1,800,000.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).

23. ORD. 41630 – An ordinance approving a redevelopment and Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha, and Triangular Holdings, LLC., to implement the Grace University Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 1311 South 9th Street, which proposes the adaptive reuse of the former Grace University campus for 167 market rate apartments, with 113 existing off-street parking spaces and additional 54 on-street parking stalls to be constructed, for a total of 167 parking spaces; the agreement authorizes the use of up to \$2,786,095.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).
24. ORD. 41631 – An ordinance approving an Amendment to the Uptown District Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha and Uptown Properties, LLC, which was approved by Ordinance No. 40805 on June 28, 2016; the amendment proposes the acquisition of additional parcels to construct 18 new row houses to be added to Project Phase I as Phase IB and a TIF loan allocation for Phase IB of \$779,978.00, with an estimated total project cost of \$4,766,315.00 for Phase IB; the amendment also increases the original TIF loan from \$4,305,000.00 to \$5,084,978.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).
25. ORD. 41632 – An ordinance to approve a five-year Purchase Agreement with Axon Enterprise, Inc., in the total amount of \$371,325.00, approving the purchase of sixty-five (65) new Tasers, holsters, and companion equipment, including unlimited battery and cartridge replacement during the five years for all certified officers, under the Taser 60 Unlimited Plan, involving payment from the City of Omaha from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of the City of Omaha, 1956, as amended. (Payment to be made from General Fund 11111, Organization 113171 Training Academy, Account 46617 Safety Equipment.) – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).
26. ORD. 41633 – An ordinance to accept the bid from Great Plains Realty Auction Company, involving payment from the City of Omaha from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of the City of Omaha, 1956, as amended, to provide for auctioneering services for the Omaha Police Department Impound Facility extended over a period of five (5) years in accordance with the bid specifications – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).

27. ORD. 41634 – An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the FY 2017 Assistance to Firefighters Grant (AFG) Program – Operations and Safety, Award #EMW-2017-FO-06933, in the amount of \$821,864.00, with a match of \$82,186.00 provided by the Omaha Fire Department from Fund 12168, Organization 114582, for a total program budget in the amount of \$904,050.00, during the project period of September 5, 2018 to September 4, 2019; to provide funding for automated stretcher and lift systems to fully automate Omaha Fire Department’s ambulances as detailed in the grant application; to authorize payment from such grant funding and involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter – (First Reading October 16, 2018; Second Reading and Public Hearing October 23, 2018; Third Reading October 30, 2018) – [see attached](#).

MOTION by Jerram, SECOND by Festersen that the following items be approved:

Item # 20 ORDINANCE # 41627; Item # 21 ORDINANCE # 41628;
Item # 22 ORDINANCE # 41629; Item # 23 ORDINANCE # 41630;
Item # 24 ORDINANCE # 41631; Item # 25 ORDINANCE # 41632;
Item # 26 ORDINANCE # 41633; and, Item # 27 ORDINANCE # 41634

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

Council President Gray announced that the public hearings on Agenda Items 28 through 35 were today. He asked that anyone who wished to address the City Council regarding these items please come to the microphone, indicate the Agenda Item Number being addressed, and state their name, address, who they represent, and if they were speaking as a proponent or opponent.

COUNCIL PRESIDENT GRAY STATED THAT AGENDA ITEMS 28 AND 29 WERE REMOVED FROM THE CONSENT AGENDA

CONSENT AGENDA – RESOLUTIONS

28. RES. 980 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Ehrhart Griffin & Associates in the amount of \$45,000.00 to provide professional services for the 2018-2019 Residential Snow Plow Inspectors-Street Maintenance Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$45,000.00, from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2018 expenditure.) – [see attached](#).
(REMOVED FROM CONSENT)
29. RES. 981 – Res. that, as recommended by the Mayor, the Professional Services Agreement with The Schemmer Associates, Inc. in the amount of \$45,000.00 to provide professional services on the 2018-2019 Residential Snow Plow Inspectors-Street Maintenance Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$45,000.00, from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2018 expenditure.) – [see attached](#).
(REMOVED FROM CONSENT)

30. RES. 982 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Carollo Engineers in the amount of \$831,555.00 to provide professional services on OPW 53408, being the Transfer Lift Pump Replacement Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$831,555.00, from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2018 expenditure. Sewer Revenue Bonds will be issued to finance this Project.) – [see attached](#).
31. RES. 984 – Res. that, the Operations Management Agreement with Heartland Bike Share be and hereby is approved, and the Mayor is authorized to execute the said Agreement – [see attached](#).
32. RES. 985 – Res. that, the Purchase Agreement in the amount of \$929,294.00 for Equipment and Services with B-Cycle, LLC be and hereby is approved, and the Mayor is authorized to execute the Agreement. (The Finance Department is authorized to pay B-Cycle, LLC the cost of this project in the amount of \$929,294.00 from the Planning Mini Grants Fund No. 12206, Organization No. 129167, Year 2018 expenditures.) – [see attached](#).
33. RES. 986 – Res. that, as recommended by the Mayor, the Omaha Convention and Visitors Bureau's appropriation in the amount of \$311,751.00 for the use of the Destination Marketing Corporation for commitments from August 12, 2018 to November 08, 2023, is hereby approved. (The Finance Director is authorized to transfer \$ 311,751.00 for Fiscal Year 2018, from Fund No. 21109 - Omaha Convention and Visitors Bureau, Organization No. 115911 - OCVB -Admin to Fund No. 21107 - Destination Marketing Corporation, Organization No. 115999 - Destination Marketing Corporation.) – [see attached](#).
34. RES. 987 – Res. that, as recommended by the Mayor, the purchase based upon the quote of Anderson Ford Lincoln Mercury Mazda in the amount of \$22,801.00 for one Ford Transit Van, which represents Nebraska State Contract bid pricing, having been determined to be the best available current price for the Ford Transit Van, is hereby approved. (The Finance Department is authorized to pay the cost of the Ford Transit Van in the total amount of \$22,801.00 from the Omaha Police Department, Year 2018, Fund 12157, Organization 113191 Forensic Investigations Unit, Account 47031 Vehicles Small Law Enforcement Only.) – [see attached](#).
35. RES. 988 – Res. that, the 2018 Engagement Agreement between the City of Omaha and the law firm of Moss & Barnett, A Professional Association, is hereby approved. (All services and costs from Moss & Barnett billed under this 2018 Engagement Agreement shall be paid from the General Fund 11111, Org. 119014, Account 42265.) – [see attached](#).

Council President Gray opened the Public Hearing on Items 30 through 35.

The following person(s) appeared and spoke:

FOR THE CITY:

Item # 35 – Stacey Hultquist, Assistant City Attorney

No one else came forward, and the public hearing was closed.

MOTION by Festersen, SECOND by Jerram that the following items be approved:

Item # 30 RESOLUTION # 982; Item # 31 RESOLUTION # 984;
Item # 32 RESOLUTION # 985; Item # 33 RESOLUTION # 986;
Item # 34 RESOLUTION # 987; and, Item # 35 RESOLUTION # 988

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

City Clerk Elizabeth Butler stated that Items 28 and 29 would be considered together.

28. RES. 980 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Ehrhart Griffin & Associates in the amount of \$45,000.00 to provide professional services for the 2018-2019 Residential Snow Plow Inspectors-Street Maintenance Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$45,000.00, from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2018 expenditure.) – [see attached](#).

29. RES. 981 – Res. that, as recommended by the Mayor, the Professional Services Agreement with The Schemmer Associates, Inc. in the amount of \$45,000.00 to provide professional services on the 2018-2019 Residential Snow Plow Inspectors-Street Maintenance Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$45,000.00, from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2018 expenditure.) – [see attached](#).

A. Documentation received during the meeting – [see attached](#).

Council President Gray opened the Public Hearing on Items 28 and 29.

The following person(s) appeared and spoke:

FOR THE CITY:

Austin Rowser, Public Works Department

No one else came forward, and the public hearing was closed.

MOTION by Melton, SECOND by Festersen that the following items be approved:

Item # 28 RESOLUTION # 980; and, Item # 29 RESOLUTION # 981

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Mr. President

Nays: Palermo

MOTION APPROVED 6-1

ORDINANCE ON FINAL READING

36. ORD. 41624 – An ordinance amending a Business Improvement District under the authority of the Business Improvement District Act, Neb.Rev.Stat. §§ 19-4015, et seq., known as the Blackstone Business Improvement District (BID No. 6877); with the current boundaries of the BID starting at the west side of 36th Street and then proceeding westward along Farnam Street to the eastern curb of 42nd Street, to include all properties having frontage on Farnam Street being expanded to new boundaries starting at the northeast corner of 35th Street and Dewey Avenue and heading west to 42nd Street and then heading north to Dodge Street and then heading east to South 35th Avenue and then heading south to the alley between Dodge Street and Farnam Street and then east to 35th Street and the south to Dewey Avenue for the purpose of continuing activities, works and improvements in the Blackstone area for the City of Omaha, Nebraska; to identify the properties benefited by the proposed improvements which will be subject to special assessments in accordance with this Ordinance; to provide for special assessment in an initial amount not to exceed \$0.90 per \$1,000 of valuation with a five million (\$5 million) dollar cap on total amount of assessed value, with an annual escalator of 5% on the cap of assessed value; for cleaning and maintenance, security, lighting, promotion, roadway improvements, and beautification to be imposed upon such District based upon the benefits conferred with an approximate initial budget of \$70,280.00 with a five (5) % escalator on the budget; to provide for the assessment of property specially benefited within the District; to provide a method of assessment to be assessed upon properties specially benefited by the District; – (First Reading October 2, 2018; Second Reading and Public Hearing October 16, 2018; Third Reading October 30, 2018) – [see attached](#). **(LAID OVER FROM THE OCTOBER 23, 2018 CITY COUNCIL MEETING, VOTE TODAY)**
- A. Amendment of the Whole requested by the Law Department received October 23, 2018 – [see attached](#).
 - B. Revised Amendment of the Whole requested by the Law Department received October 30, 2018 – [see attached](#).
 - C. Amendment requested by Councilmember Harding – [see attached](#).
 - D. Amendment requested by Councilmember Harding – [see attached](#).

The following person(s) were called to appear and spoke:

FOR THE CITY:

Bernard in den Bosch, Deputy City Attorney

MOTION by Harding, SECOND by Melton that the Amendment of the Whole B for ORDINANCE # 41624 be amended by Amendment C

ROLL CALL:

Yeas: Harding, Melton

Nays: Festersen, Jerram, Pahls, Palermo, Mr. President

MOTION FAILED 2-5

MOTION by Harding, SECOND by Melton that the Amendment of the Whole B for ORDINANCE # 41624 be amended by Amendment D

ROLL CALL:

Yeas: Harding, Melton

Nays: Festersen, Jerram, Pahls, Palermo, Mr. President

MOTION FAILED 2-5

MOTION by Jerram, SECOND by Festersen that the Amendment of the Whole B for ORDINANCE # 41624 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

RESOLUTION

37. RES. 949 – Res. that, The Builder's District at NoDo Redevelopment Project Plan, for the redevelopment plan area generally bounded by Cuming Street on the north, 14th Street on the east, Cass and Burt Streets generally on the south and 22nd Street on the west, including right-of-way and the right-of-way of adjacent public streets, which proposes the construction of a corporate campus for Kiewit Corporation's worldwide headquarters and additional prospective development projects within the redevelopment plan area, recommends the City's participation through redevelopment bond funds and public improvements, as required, as analyzed and determined to be in conformance with the Community Development Law and as recommended by the City Planning Department, be and hereby is approved – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 37.

The following person(s) appeared and spoke:

PROPONENTS:

Jay Noddle, 2285 South 67th Street

OPPONENTS:

Julie Prescott Burgess, 1709 Cuming Street

Steve Burgess, 1709 Cuming Street

Larry Storer, 5015 Lafayette Avenue

FOR THE CITY:

Kevin Andersen, Mayor's Office

No one else came forward, and the public hearing was closed.

MOTION by Pahls, SECOND by Festersen that RESOLUTION # 949 be approved

ROLL CALL:

Yeas: Festersen, Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

MOTION APPROVED 7-0

ORDINANCES ON SECOND READING

COUNCILMEMBER FESTERSEN LEFT THE LEGISLATIVE CHAMBERS AT 4:51 P.M.

38. ORD. 41644 – An ordinance to amend Section 53-8 of the Omaha Municipal Code; to revise easement language for Metropolitan Utilities District installation of gas mains; to repeal Sections 53-8 as heretofore existing – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

A. Planning Board and Planning Department recommend approval – [see attached](#).

Council President Gray opened the Public Hearing on Item 38.

No one came forward, and the public hearing was closed.

39. ORD. 41635 – An ordinance to amend the official records, logs, and plats of the City of Omaha in accordance with Chapter 27 and 34 of the Omaha Municipal Code to provide for the following changes in street names: a) Coventry Drive changes to R Street, from 207th Street East to the east line of Lot 79, Coventry Addition b) Coventry Drive changes to 205th Street, from George B. Lake Pkwy. North to the north line of Lot 97, Coventry Addition – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 39.

No one came forward, and the public hearing was closed.

40. ORD. 41636 – An ordinance to amend the official records, logs, and plats of the City of Omaha in accordance with Chapter 27 and 34 of the Omaha Municipal Code to provide for the following changes in street names: 210th Street changes to Kestral Parkway, from Ames Avenue, northwest to the west most corner of Lot 159, Arbor Ridge 2 Addition – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 40.

No one came forward, and the public hearing was closed.

41. ORD. 41645 – An ordinance to approve an agreement between the City of Omaha and the Douglas County Board of Commissioners, Douglas County Administrative Office in the amount of \$109,442.00; and (2) to authorize funding for such agreement from the City of Omaha’s FY 2017 STOP Violence Against Women (VAWA) Grant, Award #17-VW-0711, awarded by the Nebraska Crime Commission; to provide partial funding for one (1) full-time Misdemeanor Prosecutor and funding for one (1) full-time Liaison in the Douglas County Attorney’s Office Domestic Violence Prosecution Unit as part of the Douglas County Community Response Team; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 41.

No one came forward, and the public hearing was closed.

COUNCIL PRESIDENT GRAY LEFT THE LEGISLATIVE CHAMBERS AT 4:53 P.M.

COUNCIL PRESIDENT GRAY RETURNED TO THE LEGISLATIVE CHAMBERS AT 4:54 P.M.

COUNCILMEMBER JERRAM LEFT THE LEGISLATIVE CHAMBERS AT 4:55 P.M.

COUNCILMEMBER JERRAM RETURNED TO THE LEGISLATIVE CHAMBERS AT 4:56 P.M.

42. ORD. 41646 – An ordinance providing for the execution of a Lease Agreement with the City of Blair and the Blair Airport Authority, providing for a helicopter hangar facility to be located at the Blair Airport in Washington County, to provide for execution of this Lease for a ten-year period in accord with Section 5.17 of the Home Rule Charter of the City of Omaha, 1956, as amended; to approve payments from appropriations of more than one fiscal year – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 42.

The following person(s) appeared and spoke:

OPPONENTS:

John Green, 6910 Pacific Street
Keith Edquist, 9747 Nottingham Drive
Mark Farrell, 12404 North 68th Street

FOR THE CITY:

Deputy Chief Kerry Neumann, Omaha Police Department
Lt. Mike Davis, Omaha Police Department
Michelle Peters, Assistant City Attorney

No one else came forward, and the public hearing was closed.

43. ORD. 41648 – An ordinance to amend Chapter 40, Division 2, Heating and Power Plant Inspector, of the Omaha Municipal Code, to revise and update the title, qualifications, and duties – (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 43.

No one came forward, and the public hearing was closed.

NON-ACTION ITEMS

(Items 44 through 69 do not require a public hearing or City Council consideration at the present meeting, but will be placed on a future agenda for a public hearing and City Council consideration. The reason for non-action is noted after the item on the agenda as well as the date the item is expected to appear on an agenda for City Council consideration.)

(CITY COUNCIL WILL NOT MEET ON NOVEMBER 13, 2018 DUE TO THE VETERANS DAY HOLIDAY)

HEARTLAND CHURCH SUBDIVISION

44. ORD. 41640 – An ordinance to rezone property located at 5046 Terrace Drive from DR-Development Reserve District and R6-Low-Density Multiple-Family Residential District to R5-Urban Family Residential District – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
45. RES. 953 – Res. that, the Preliminary Plat entitled Heartland Church Subdivision, a minor plat inside the city limits, located at 5046 Terrace Drive, and made a part of Exhibit “A”, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Heartland Network – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 44 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
46. RES. 954 – Res. that, the Final Plat entitled Heartland Church Subdivision, located at 5046 Terrace Drive, is hereby approved and accepted. The applicant is Heartland Church Network – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 44 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).

VILLA ROWS ON 15TH

47. ORD. 41641 – An ordinance to rezone property located at 3107 and 3119 South 15th Street from R5(35)-Urban Family Residential District and CC-Community Commercial District to R7-Medium Density Multiple Family Residential District – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
48. RES. 955 – Res. that, the Preliminary Plat entitled Villa Rows on 15th, a minor plat inside the city limits, located at 3107 and 3119 South 15th Street, along with the condition, and made a part of Exhibit “A”, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Holy Name Housing Corporation – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 47 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
49. RES. 956 – Res. that, the Final Plat transmitted herewith entitled Villa Rows on 15th, a minor plat inside the city limits, located at 3107 and 3119 South 15th Street, is hereby approved, and concurrently a portion of the existing plats entitled Oklahoma Addition and 13th Street Commercial Addition, and described on said replat, are hereby vacated. The applicant is Holy Name Housing Corporation – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 47 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).

TOWER PLAZA REPLAT FOURTEEN

50. ORD. 41642 – An ordinance to rezone property located at 8012 West Dodge Road and 8031 Davenport Street from R7-Medium-Density Multiple-Family Residential District and GC-General Commercial District to CC-Community Commercial District – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval of a request to rezone to CC but denial of a request to rezone to GC – [see attached](#).
51. ORD. 41643 – An ordinance to amend the boundaries of the ACI-2(65)-Area of Civic Importance Overlay District, to incorporate into that district the property located at 8012 West Dodge Road and 8031 Davenport Street – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).

52. RES. 957 – Res. that, the Preliminary Plat entitled Tower Plaza Replat Fourteen, a minor plat inside the city limits, located at 8012 West Dodge Road and 8031 Davenport Street, made a part of Exhibit “A”, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Todd Schneidewind – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 50 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
53. RES. 958 – Res. that, the Final Plat transmitted herewith entitled Tower Plaza Replat Fourteen, a minor plat inside the city limits, located at 8012 West Dodge Road and 8031 Davenport Street, is hereby approved, and concurrently a portion of the existing plats entitled Tower Plaza and Tower Plaza Replat 5, and described on said replat, are hereby vacated. The applicant is Todd Schneidewind – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 50 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).

PLANNING ITEMS ON SECOND READING WITH PLANNING BOARD ATTACHMENTS

54. ORD. 41637 – An ordinance to approve an Amendment to the Future Land Use Element of the Master Plan for the City of Omaha, to change the future land use map from Office /Commercial to Industrial for properties generally located at 13090 and 14001 L Street – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
55. ORD. 41638 – An ordinance to rezone the property located at 14001 L Street from CC-Community Commercial District to GI-General Industrial District (property is located within a FF-Flood Fringe Overlay District and FW-Floodway Overlay District) – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
56. ORD. 41639 – An ordinance to rezone the property located southeast of 10th and Pierce Streets from GC-General Commercial District and R7-Medium-Density Multiple-Family Residential District to R7-Medium Density Multiple-Family Residential District (property is located within an NCE-Neighborhood Conservation/Enhancement District) – (First Reading October 23, 2018; **Second Reading October 30, 2018**; Third Reading, Public Hearing and Vote November 6, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).

PLANNING ITEMS ON FIRST READING WITH PLANNING BOARD ATTACHMENTS

57. ORD. 41652 – An ordinance to rezone the properties located at 4256 and 4260 Miami Street and 4253 Corby Street from R4(35)-Single-Family Residential District (High Density) to R4-Single-Family Residential District (High Density) – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
58. ORD. 41653 – An ordinance to amend the boundaries of the ACI-1-Area of Civic Importance Overlay District to incorporate into that district the property located at 3040 Cuming Street – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
59. ORD. 41654 – An ordinance to rezone the property located at 5010 South 50th Street from DR-Development Reserve District to R4-Single-Family Residential District (High Density) – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
60. ORD. 41655 – An ordinance to rezone the properties located at 4339 Lake Street and 4143 Grant Street from R5(35)-Urban Family Residential District to R5-Urban Family Residential District – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
61. ORD. 41656 – An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in an R4(35)-Single-Family Residential District (High Density), located at 2306 South 39th Street, to approve the Development Plan – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
62. ORD. 41657 – An ordinance to amend the boundaries of the ACI-1-Area of Civic Importance Overlay District to incorporate into that district the property located at 555 North 30th Street – (**First Reading October 30, 2018**; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).

RESOLUTIONS

63. RES. 932 – Res. that, the Habitat Kountze Park 5 Tax Increment Financing (TIF) Redevelopment Project Plan for the redevelopment project site located between Sahler and Evans Streets and between North 18th and 24th Streets, which proposes the construction of 22 new single family homes and rehabilitation of two existing homes, for ownership, and authorizes the City’s participation through the allocation of TIF in an amount up to \$405,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, demolition, building rehabilitation construction, site work, architectural and engineering fees, and any public improvements, as may be required, containing a provision for the division of ad valorem taxes under Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as analyzed and determined to be in conformance with the Community Development Law and as recommended by the City Planning Department, be and hereby is approved – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**
64. RES. 952 – Res. that, the sale of the surplus property of the west 20 feet of the north 46 feet, Lot 24, Block 4, Vassar Place Addition (portion of 5604 Northwest Radial Highway); to Wesley Waltermire for the sum of \$300.00, is hereby approved; that, upon payment of the appraised price, the Mayor shall be authorized to execute and deliver a deed of such property to Wesley Waltermire – [see attached](#). **(LAID OVER TO THE NOVEMBER 6, 2018 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
65. RES. 983 – Res. that, the Courtyard on Park Townhomes Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 1007 Park Avenue, proposes the construction of twelve new owner-occupied, market-rate townhome residential units, each with a two-stall garage, arranged in two separate structures with six units each, and authorizes the City’s participation through the allocation of TIF in an amount up to \$584,778.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, environmental and geotechnical studies, architectural and engineering fees, alley improvements, and public improvements as required, with the applicant contributing \$15,000.00 of the TIF loan proceeds to the Midtown Public Improvement Fund, containing a provision for the division of ad valorem taxes as authorized by Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as analyzed and determined to be in conformance with the Community Development Law and as recommended by the City Planning Department, be and hereby is approved – [see attached](#). **(LAID OVER TO THE NOVEMBER 20, 2018 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**

ORDINANCES ON FIRST READING

66. ORD. 41649 – An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Award #2018-DJ-BX-0171, in the amount of \$376,710.00, during the project period extending from October 1, 2017 to September 30, 2021; to provide funding for law enforcement programs, prevention and education programs, prosecution and court programs, mental health programs and related law enforcement corrections programs, and planning, evaluation and technology improvement programs; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (**First Reading October 30, 2018**; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018) – [see attached](#).
67. ORD. 41650 – An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2018 Violent Gang and Gun Crime Reduction Program (Project Safe Neighborhoods), Award #2018-DJ-BX-0012, in the amount of \$191,892.00, during the project period extending from October 1, 2018 to September 30, 2021; to provide funding for the reduction of gun and gang violence in Omaha and neighboring communities; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (**First Reading October 30, 2018**; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018) – [see attached](#).
68. ORD. 41651 – An ordinance (1) to approve an agreement between the City of Omaha and Nebraska Preparedness Partnership in the amount of \$45,000.00 and (2) to authorize the funding for such agreement from the FY 2016 State Homeland Security Grant (SHSG) Award #EMW-2016-SS-APP-00084-S01, awarded by the Nebraska Emergency Management Agency, to provide enhanced security of critical infrastructure assets as prioritized by critical infrastructure operators through public-private partnerships, coordinated plan implementation, and resource management; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (**First Reading October 30, 2018**; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018) – [see attached](#).
69. ORD. 41658 – An ordinance to approve an Interlocal Agreement between the City of Omaha and the Omaha Municipal Land Bank for additional funding of demolition of unfit and unsafe properties and the foreclosure of demolition liens through court proceedings – (**First Reading October 30, 2018**; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018) – [see attached](#).

EXECUTIVE SESSION

70. Motion to go into Executive Session for the purpose of discussing labor negotiations, personnel matters, and litigation.

ADJOURNMENT

MOTION by Jerram, SECOND by Gray that the meeting be adjourned

ROLL CALL:

Yeas: Harding, Jerram, Melton, Pahls, Palermo, Mr. President

Nays: None

Absent: Festersen

MOTION APPROVED 6-0

MEETING ADJOURNED AT: 5:47 P.M.

I, ELIZABETH BUTLER, CITY CLERK OF THE CITY OF OMAHA, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Meeting of the City Council of the City of Omaha held on October 30, 2018.

WITNESS:

s/Talia Smith

Talia Smith, Senior Administrative Clerk

CITY CLERK:

s/Elizabeth Butler

Elizabeth Butler