



JOURNAL RECORD

CITY OF OMAHA

CITY COUNCIL MEETING

TUESDAY, NOVEMBER 6, 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, November 6, 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 Melton, Palermo, Festersen, Mr. President (Jerram); Absent for roll call were Councilmembers Harding, Pahls; Absent the entire meeting was Councilmember Gray – **CCID # 989**.

COUNCILMEMBER PAHLS ENTERED THE LEGISLATIVE CHAMBERS AT 2:00 P.M.

Council President Chris Jerram led those present in the Pledge of Allegiance.

Councilmember Vinny Palermo of District No. 4 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 November 2, 2018, notice of the Pre-Council and Regular City Council Meetings, November 6, 2018 – **CCID # 990**.

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

HEARTLAND CHURCH SUBDIVISION

COUNCILMEMBER HARDING ENTERED THE LEGISLATIVE CHAMBERS AT 2:02 P.M.

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 23, 2018.)

6. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

7. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
8. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

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

The following person(s) appeared and spoke:

PROPOSERS:

Kyle Haase, E&A Consulting Group, 10909 Mill Valley Road

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

MOTION by Melton, SECOND by Harding that the following items be approved:
Item # 6 ORDINANCE # 41640; Item # 7 RESOLUTION # 953; and,
Item # 8 RESOLUTION # 954

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

VILLA ROWS ON 15TH

City Clerk Elizabeth Butler stated that Items 9 through 11 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 23, 2018.)

9. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
 - B. Communication in opposition received during the meeting – [see attached](#).

10. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

11. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Jerram opened the Public Hearing on Items 9 through 11.

The following person(s) appeared and spoke:

PROPONENTS:

Mike Thompson, 13532 Redwood Street

OPPONENTS:

Morton Sullivan, 5224 North 52nd Street

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

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

**Item # 9 ORDINANCE # 41641; Item # 10 RESOLUTION # 955; and,
Item # 11 RESOLUTION # 956**

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

TOWER PLAZA REPLAT FOURTEEN

City Clerk Elizabeth Butler stated that Items 12 through 15 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 23, 2018.)

12. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - 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](#).

13. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

14. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

15. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

Council President Jerram opened the Public Hearing on Items 12 through 15.

The following person(s) appeared and spoke:

PROPONENTS:

Douglas Dreessen, 10836 Old Mill Road

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

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

Item # 12 ORDINANCE # 41642; Item # 13 ORDINANCE # 41643;
Item # 14 RESOLUTION # 957; and, Item # 15 RESOLUTION # 958

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

LEGEND TRAILS

16. RES. 991 – Res. that, the Preliminary Plat entitled Legend Trails (Lots 1-86, Outlots A-K), a subdivision outside the city limits, with waivers of Section 53-8(2), Street width, Section 53-9(3) Curb and gutter and Section 53-9(9) Sidewalks, located northwest of 222nd and Q Street, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Frank R. Krejci – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

A. Planning Board and Planning Department recommend approval with waivers of Section 53-8(2), Street width, Section 53-9(3) Curb and Gutter, and Section 53-9(9) Sidewalks – [see attached](#).

Council President Jerram opened the Public Hearing on Item 16.

The following person(s) appeared and spoke:

PROPOSERS:

Jim Lang, Attorney for the applicant, 13340 California Street

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

MOTION by Festersen, SECOND by Harding that RESOLUTION # 991 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

PLANNING ORDINANCES ON FINAL READING WITH PLANNING BOARD ATTACHMENTS

City Clerk Elizabeth Butler stated that Items 17 and 18 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 23, 2018.)

17. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**

- A. Planning Board and Planning Department recommend approval – [see attached](#).
- 18. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

Council President Jerram opened the Public Hearing on Items 17 and 18.

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

**MOTION by Harding, SECOND by Festersen that the following items be approved:
Item # 17 ORDINANCE # 41637; and, Item # 18 ORDINANCE # 41638**

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

(Required notice of the public hearing relating to this development was published in the Daily Record on October 23, 2018.)

- 19. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).

Council President Jerram opened the Public Hearing on Item 19.

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

MOTION by Festersen, SECOND by Jerram that ORDINANCE # 41639 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

LIQUOR AND KENO RESOLUTIONS

20. RES. 1007 – Class “C/K” Liquor License Application – New ER, LLC, dba “The Flight Deck”, 2929 California Plaza #1015. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 20.

The following person(s) appeared and spoke:

PROPOSERS:

Sean Kelley, Attorney for the applicant, 2804 South 87th Avenue
Pat Lacy, 1610 South 35th Street

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

MOTION by Festersen, SECOND by Jerram that RESOLUTION # 1007 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

21. RES. 1008 – Class “C” Liquor License Application – Taita, LLC, dba “Ika San Ramen”, 1114 Jones Street. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 21.

The following person(s) appeared and spoke:

PROPOSERS:

Jose Dionicio, 13011 Nebraska Avenue

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

MOTION by Festersen, SECOND by Jerram that RESOLUTION # 1008 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

22. RES. 1009 – Class “I” Liquor License Application – KTA Enterprises, LLC, dba “Rosati’s Pizza”, 14513 West Maple Road, Unit 16. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 22.

The following person(s) appeared and spoke:

PROPOSERS:

Kent Au, 3121 North 128th Street

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

MOTION by Melton, SECOND by Festersen that RESOLUTION # 1009 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

23. RES. 1010 – Class “I” Liquor License Application – Taqueria Los Compadres Mexican Restaurant, Inc., dba “Taqueria Los Compadres”, 10904 “Q” Street. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 23.

The following person(s) appeared and spoke:

PROPOSERS:

Bradford Barker, Attorney for the applicant, 10212 South 74th Street

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

MOTION by Melton, SECOND by Harding that RESOLUTION # 1010 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

24. RES. 1011 – Class “D” Liquor License Application – Golden Grocery Store, LLC, dba “Golden Grocery Store”, 6341 North 24th Street. (This is a new application for an old location). UPGRADE. Present licensee is J-N-D Grocery, Inc., who has a Class “B” License – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Jerram opened the Public Hearing on Item 24.

The following person(s) appeared and spoke:

PROponents:

Kyle McGinn, Attorney for the applicant, 20 North 16th Street, Council Bluffs, IA
Markose Kebede, 4125 South 42nd Street

Opponents:

Holly Britton, 2417 Bauman Avenue

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

MOTION by Melton, SECOND by Festersen that RESOLUTION # 1011 be approved with the stipulation that there be no sale of distilled spirits less than 750 milliliters or single cans of beer 24 ounces or less and that City Council Liquor Rule 7 be waived

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

City Clerk Elizabeth Butler stated that Items 25 through 28 relate to keno satellite agreements and would be considered together.

25. RES. 1012 – Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Grover Inn, 3505 S. 42nd Street – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
26. RES. 1013 – Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Sippin Sirens, 4302 S. 42nd Street – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
27. RES. 1014 – Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Ryan's Food and Spirits, 12221 Mary Plaza – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
28. RES. 1015 – Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Westend, 1529 S. 203rd Street, Suite 1 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Items 25 through 28.

The following person(s) appeared and spoke:

PROPONENTS:

Katrina Coffey, Big Red Keno, 11248 John Galt Boulevard

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

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

Item # 25 RESOLUTION # 1012; Item # 26 RESOLUTION # 1013;

Item # 27 RESOLUTION # 1014; and, Item # 28 RESOLUTION # 1015

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

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 Jerram announced that the public hearings on Agenda Items 29 through 33 were held on October 30, 2018.

(Required notices of the public hearings were published in the Daily Record on October 26, 2018.)

CONSENT AGENDA – ORDINANCES

29. 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](#).
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
30. 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](#).

CONSENT AGENDA – RESOLUTIONS

34. RES. 995 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Sid Dillon Ford, Inc. in the amount of \$33,675.00 for the purchase of one (1) Chassis Cab (One Ton) to be utilized by the Facilities Management Division. (The Finance Department is authorized to pay the cost of this purchase from the General Fund 11111, Equipment Organization 116175, year 2018 funding.) – [see attached](#).
35. RES. 996 – Res. that, as recommended by the Mayor, the contract with Floors, Inc. in the amount of \$80,367.00 for OPW 53416 being the Benson Library Carpet Replacement, is hereby approved. (The Finance Department is authorized to pay the cost of \$80,367.00 from the 2014 Public Facilities Fund 13246, Library Facilities Capital Organization 131593, year 2018 expenditure.) – [see attached](#). **(REMOVED FROM CONSENT)**
36. RES. 997 – Res. that, as recommended by the Mayor, the contract with DPS LLC, Inc., in the amount of \$114,000.00, for OPW 53482 being the 2018-2019 Sidewalk Snow and Ice Removal at Various Locations, is hereby approved. (The Finance Department is authorized to pay the cost of \$114,000.00 from the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2018 expenditure.) – [see attached](#).
37. RES. 998 – Res. that, as recommended by the Mayor, the Professional Services Agreement with AGA Consulting, Inc. in the amount of \$96,500.00 to provide professional services on OPW 53518, being the 2019 Parking Facility Repair Program Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$96,500.00, from the Parking Revenue Fund 21116, Interstate Parking Organization 116241, year 2018 expenditure) – [see attached](#).
38. RES. 999 – Res. that, as recommended by the Mayor, the Professional Services Agreement with The Schemmer Associates, Inc. in the amount of \$97,600.00 to provide professional services on OPW 53299 being the Signal Infrastructure Phase B3 Survey Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$97,600.00 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure.) – [see attached](#).
39. RES. 1001 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Shannon & Wilson, Inc. in the amount of \$2,433,225.00 to provide professional services on OPW 53379 being the Deep Tunnel System – Geotechnical Subsurface Investigation, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$2,433,225.00 from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2018 expenditure.) – [see attached](#).

40. RES. 1002 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Alfred Benesch & Co. in the amount of \$2,079,851.13 to provide professional services on OPW 50677 MAPA-5127(1) CN 22376, being the 156th St, West Dodge Rd to Corby St, Phase 2 Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$2,079,851.13, from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure.) – [see attached](#).
41. RES. 1003 – Res. that, as recommended by the Mayor, the Task Order Agreement between the City of Omaha and Kirkham Michael & Associates, Inc. in the amount of \$484,139.01 for construction engineering services on HSIP-5003(12), CN 22629, and OPW 52493, being the 132nd Street and West Center Road Intersection Improvements Project, with a cost to the City of \$484,139.01. (Will be paid from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure. The City Council hereby authorizes the Mayor and City Clerk to sign the Agreement on behalf of the City of Omaha.) – [see attached](#).
42. RES. 1004 – Res. that, the quote of Anderson Excavation Co. for the demolition of 1632 North 53rd Street, in the amount of \$21,639.00 is accepted and award is made to Anderson Excavation Co. (The amount of this award shall be paid from General Fund Demo Monies, Fund No. 11111, Org. No. 109047. The Purchasing Agent is authorized to issue a purchase order to Anderson Excavation Co. for the demolition of 1632 North 53rd Street, in the amount of \$21,639.00.) – [see attached](#).
43. 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](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
44. RES. 1005 – Res. that, as recommended by the Mayor, the bid in the total amount of \$524,000.00 from Dostals Construction Co., Inc. to furnish all labor, materials and equipment necessary for the construction of the playground improvements at Flanagan Park Playground, located at 5802 N. HWS Cleveland Blvd., Omaha, Nebraska, is hereby accepted. The work includes but is not limited to: new playground equipment installation, concrete walkways, safety surfacing and grading and seeding (The Purchasing Agent is authorized to issue a purchase order in conformance herewith. Funds in this amount shall be paid from Fund No. 13356, 2014 Parks and Recreation Fund and Organization No. 117317, Parks and Culture Bond, Project I.D. No. 2011P509.) – [see attached](#).
45. RES. 1006 – Res. that, the Mayor is authorized to sign, and the City Clerk to attest, the Contract between the City of Omaha and the Greater Omaha Chamber of Commerce for the Greater Omaha Economic Development Partnership for the year 2019 and to provide payment of \$175,000.00 with funding from Keno/Lottery Proceeds 12118, Organization 126028 – [see attached](#).

46. RES. 1016 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the D2 Center in the amount of \$30,000.00 to operate the Youth Attendance Navigator Program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$30,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126057; and in accordance with the contract terms.) – [see attached](#).
47. RES. 1017 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Latino Center of the Midlands in the amount of \$60,000.00 to operate the Pathways to Success program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$60,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126057; and in accordance with the contract terms.) – [see attached](#).
48. RES. 1018 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and Midlands Mentoring Partnership in the amount of \$10,000.00 to operate the Mentoring Recruitment Campaign from January 1, 2019 to June 30, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, General Fund 11111, Organization 126046; and in accordance with the contract terms.) – [see attached](#).
49. RES. 1019 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Omaha Municipal Land Bank in the amount of \$100,000.00 to operate the Acquisitions That Bring Transformation program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$100,000.00 from 2019 Community Services, General Fund 11111, Organization 126063; and in accordance with the contract terms.) – [see attached](#).
50. RES. 1020 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and Civic Nebraska on behalf of ONE Omaha in the amount of \$50,000.00 to operate the ONE Omaha Leadership Series from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$50,000.00 from 2019 Community Services, General Fund 11111, Organization 126054; and in accordance with the contract terms.) – [see attached](#).
51. RES. 1021 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Police Athletics for Community Engagement (P.A.C.E.) in the amount of \$55,000.00 to operate the youth sports programs from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$20,000.00 from 2019 Community Services, General Fund 11111, Organization 126067 and in the amount of \$35,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126067; and in accordance with the contract terms.) – [see attached](#).

52. RES. 1022 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Siena/Francis House in the amount of \$50,000.00 to operate the Rehousing and Reintegration Services Program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$50,000.00 from 2019 Community Services, General Fund 11111, Organization 126045; and in accordance with the contract terms.) – [see attached](#).
53. RES. 1023 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Victory Boxing Club & Community Center in the amount of \$10,000.00 to operate the Victory Boxing Club from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, General Fund 11111, Organization 126053; and in accordance with the contract terms.) – [see attached](#).
54. RES. 1024 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and YouTurn in the amount of \$10,000.00 to operate the Street Outreach, School Outreach, and Community Engagement Programs from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126072; and in accordance with the contract terms.) – [see attached](#).

Council President Jerram opened the Public Hearing on Items 34 and 36 through 54.

The following person(s) appeared and spoke:

FOR THE CITY:

Item # 36 – Bob Stubbe, Public Works Director

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

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

Item # 34 RESOLUTION # 995;	Item # 36 RESOLUTION # 996;
Item # 37 RESOLUTION # 998;	Item # 38 RESOLUTION # 999;
Item # 39 RESOLUTION # 1001;	Item # 40 RESOLUTION # 1002;
Item # 41 RESOLUTION # 1003;	Item # 42 RESOLUTION # 1004;
Item # 43 RESOLUTION # 952;	Item # 44 RESOLUTION # 1005;
Item # 45 RESOLUTION # 1006;	Item # 46 RESOLUTION # 1016;
Item # 47 RESOLUTION # 1017;	Item # 48 RESOLUTION # 1018;
Item # 49 RESOLUTION # 1019;	Item # 50 RESOLUTION # 1020;
Item # 51 RESOLUTION # 1021;	Item # 52 RESOLUTION # 1022;
Item # 53 RESOLUTION # 1023; and,	Item # 54 RESOLUTION # 1024

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

35. RES. 996 – Res. that, as recommended by the Mayor, the contract with Floors, Inc. in the amount of \$80,367.00 for OPW 53416 being the Benson Library Carpet Replacement, is hereby approved. (The Finance Department is authorized to pay the cost of \$80,367.00 from the 2014 Public Facilities Fund 13246, Library Facilities Capital Organization 131593, year 2018 expenditure.) – [see attached](#).

Council President Jerram opened the Public Hearing on Item 35.

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

MOTION by Festersen, SECOND by Harding that RESOLUTION # 996 be approved

ROLL CALL:

Yeas: Harding, Melton, Pahls, Palermo, Festersen

Nays: None

Pass: Mr. President

(Councilmember Jerram passed due to a potential conflict of interest.)

Absent: Gray

MOTION APPROVED 5-0-1

ORDINANCE ON FINAL READING

55. 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](#). **(VOTE TODAY)**

- A. Communication received from John Green during the meeting – [see attached](#).

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

OPPONENTS:

John Green, 6910 Pacific Street

FOR THE CITY:

Deputy Chief Kerry Neumann, Omaha Police Department

Lt. Mike Davis, Omaha Police Department

Nicole Sweeney, Finance Department

Michelle Peters, Deputy City Attorney

MOTION by Melton, SECOND by Harding that ORDINANCE # 41646 be approved

ROLL CALL:

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

Nays: Palermo

Absent: Gray

MOTION APPROVED 5-1

RESOLUTIONS

56. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 56.

The following person(s) appeared and spoke:

FOR THE CITY:

Don Seten, Planning Department

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

MOTION by Festersen, SECOND by Harding that RESOLUTION # 932 be approved

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

57. RES. 1000 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Alfred Benesch & Co. 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](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Jerram opened the Public Hearing on Item 57.

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

MOTION by Melton, SECOND by Harding that RESOLUTION # 1000 be approved

ROLL CALL:

Yeas: Harding, Melton, Festersen, Mr. President

Nays: Palermo, Pahls

Absent: Gray

MOTION APPROVED 4-2

RESOLUTIONS – LEGISLATIVE PACKAGE

58. RES. 1025 – Res. that, at the request of the Mayor and City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to create an “Infrastructure Improvement and Replacement Assistance Act” using state sales tax turnback to help cities and public utilities – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
59. RES. 1026 – Res. that, at the request of City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to change the state statute to amend the “good time” law to require more post release monitoring in the form of probation or use of electronics – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
60. RES. 1027 – Res. that, at the request of the Mayor and City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to amend the State economic development assistance laws to allow Omaha to have a local option sales tax refund – level payment plan each month similar to utility bills – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
61. RES. 1028 – Res. that, at the request of the Mayor and Police Chief Schmaderer, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to revise grand jury laws in the case of a person’s death while interacting with police to allow the final report to be released only AFTER any criminal charges are officially made and adjudicated – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
62. RES. 1029 – Res. that, at the request of the Mayor and the Omaha Police Department, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce legislation to change the penalty for witness, jury, or evidence tampering from a Class IV felony to a Class II felony – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
63. RES. 1030 – Res. that, at the request of the Mayor and Finance Director Curtiss, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to amend the “Ground Emergency Medical Transportation Act” to allow claims to be made as a Certified Public Expenditure or CPE – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

64. RES. 1031 – Res. that, at the request of the City Law Department, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to establish a registry of Condominium officers with the County Clerk’s office for purposes of receiving official government notices and provide procedures – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
65. RES. 1032 – Res. that, at the request of City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support a bill, if introduced, to create a turnback program to assist with the redevelopment of Tranquility Park – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
66. RES. 1033 – Res. that, at the request of the City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to help with mental health care assistance in the State of Nebraska to ease burden on police and local jails – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
67. RES. 1034 – Res. that, at the request of the City Councilmember Pete Festersen, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to rewrite the state’s mental health commitment laws – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
68. RES. 1035 – Res. that, at the request of the Mayor, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to correct the online sales tax collection to all retailers who sell over a certain dollar amount into Nebraska and protect local option sales tax so that it continues to go to each appropriate city – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
69. RES. 1036 – Res. that, pursuant to the recommendation of the Law Committee of the City Council, the City Lobbyist, John A. “Jack” Cheloha, is hereby designated as the official lobbyist of the City of Omaha and its citizens before the Legislative, legislative committees and individual senators, and that all City employees are authorized to furnish information, reports, data and testimony before the Legislature, legislative committees and individual senators when deemed necessary or appropriate by the City Lobbyist when he is acting in his capacity as the official representative of the City – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

MOTION by Melton, SECOND by Festersen that the following items be postponed to the November 20, 2018 City Council meeting and that the public hearings be continued:

- | | |
|-----------------------------------|------------------------------|
| Item # 58 RESOLUTION # 1025; | Item # 59 RESOLUTION # 1026; |
| Item # 60 RESOLUTION # 1027; | Item # 61 RESOLUTION # 1028; |
| Item # 62 RESOLUTION # 1029; | Item # 63 RESOLUTION # 1030; |
| Item # 64 RESOLUTION # 1031; | Item # 65 RESOLUTION # 1032; |
| Item # 66 RESOLUTION # 1033; | Item # 67 RESOLUTION # 1034; |
| Item # 68 RESOLUTION # 1035; and, | Item # 69 RESOLUTION # 1036 |

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

ORDINANCES ON SECOND READING

70. 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](#). **(PUBLIC HEARING TODAY)**

Council President Jerram opened the Public Hearing on Item 70.

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

71. 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](#). **(PUBLIC HEARING TODAY)**

Council President Jerram opened the Public Hearing on Item 71.

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

72. 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](#). **(PUBLIC HEARING TODAY)**

Council President Jerram opened the Public Hearing on Item 72.

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

73. 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](#). **(PUBLIC HEARING TODAY)**

Council President Jerram opened the Public Hearing on Item 73.

The following person(s) appeared and spoke:

PROPOSERS:

Marty Barnhart, Omaha Municipal Land Bank, 1141 North 11th Street

OPPOSERS:

Larry Storer, 5015 Lafayette Avenue

FOR THE CITY:

Jennifer Taylor, Assistant City Attorney

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

NON-ACTION ITEMS

(Items 74 through 89 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 AND NOVEMBER 27, 2018 DUE TO THE VETERANS DAY HOLIDAY AND THANKSGIVING HOLIDAY)

PLAZA 133

74. ORD. 41659 – An ordinance to rezone property north of 101st Street and Blair High Road from GI-General Industrial District, GC-General Commercial District, MH-Mobile Home Residential District, and DR-Development Reserve District to DR-Development Reserve District (portions of the property are located within the FW-Floodway Overlay District and FF-Flood Fringe Overlay District) – (**First Reading November 6, 2018**; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018) – [see attached](#).
75. ORD. 41660 – An ordinance to rezone property north of 101st Street and Blair High Road from GI-General Industrial District, GC-General Commercial District, MH-Mobile Home Residential District, and DR-Development Reserve District to GI-General Industrial District (portions of the property are located within the FW-Floodway Overlay District and FF-Flood Fringe Overlay District) – (**First Reading November 6, 2018**; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
76. ORD. 41661 – An ordinance to amend the boundaries of the IG-Industrial Gateway Overlay District, to incorporate into that district the property located north of 101st Street and Blair High Road – (**First Reading November 6, 2018**; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
77. RES. 992 – Res. that, the Final Plat transmitted herewith entitled Plaza 133, a subdivision outside the city limits, located north of 101st Street and Blair High Road, is hereby approved, and concurrently a portion of the existing plats entitled Cherry Hills Business Park Replat 2 and Cherry Hills Business Park Replat 7, and described on said replat, are hereby vacated. The applicant is RL Development LLC – Outside City Limits – [see attached](#). (**LAI D O V E R T O T H E D E C E M B E R 4, 2 0 1 8 C I T Y C O U N C I L M E E T I N G T O C O I N C I D E W I T H I T E M 7 4 A N D T O A D V E R T I S E F O R P U B L I C H E A R I N G A N D T O N O T I F Y S U R R O U N D I N G P R O P E R T Y O W N E R S**)
- A. Planning Board and Planning Department recommend approval – [see attached](#).
78. RES. 993 – Res. that, the Subdivision Agreement among the City of Omaha, RL Development, LLC, The Plaza 133 Owners Association, Inc., and Sanitary and Improvement District (S.&I.D.) 413 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Plaza 133 (Lots 1-9 and Outlots A-D) and is located north of 101st Street and Blair High Road – [see attached](#). (**LAI D O V E R T O T H E D E C E M B E R 4, 2 0 1 8 C I T Y C O U N C I L M E E T I N G T O C O I N C I D E W I T H I T E M 7 4**)

THE SHIRE

79. RES. 994 – Res. that, the Preliminary Plat entitled The Shire, located northeast of 72nd Street and Silver Valley Road, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is GN & Sons, Inc – Inside City Limits – [see attached](#). **(LAID OVER TO THE NOVEMBER 20, 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](#).

PLANNING ORDINANCES ON SECOND READING WITH PLANNING BOARD ATTACHMENTS

80. 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](#).
81. 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](#).
82. 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](#).
83. 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](#).
84. 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](#).

85. 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](#).

RESOLUTION

86. 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

87. ORD. 41662 – An ordinance to approve the Collective Bargaining Agreement for the years 2018, 2019, and 2020 between the City of Omaha and the Omaha City Employees, Local 251, American Federation of State, County and Municipal Employees, AFL-CIO; to provide that any ordinances of the City of Omaha, and any rules and regulations promulgated thereunder, which are in conflict with the provisions of the Collective Bargaining Agreement shall not be applicable to those employees in the Bargaining Unit described in Article 1, Section 1, of said Collective Bargaining Agreement; to provide authorization for the Mayor to execute and the City Clerk to attest her signature – (**First Reading November 6, 2018**; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018) – [see attached](#).
- A. Personnel Board recommends approval.
88. ORD. 41663 – An ordinance (1) to approve the acceptance of and authorize disbursement over more than one fiscal year from the Bureau of Justice Assistance, FY 2018 Criminal and Juvenile Justice and Mental Health Collaboration Program Grant, Award #2018-MO-BX-0004 in the amount of \$690,240.00, during the project period of January 1, 2019 to December 31, 2021; to build the Heartland Crisis Intervention Team's (CIT) capacity to comprehensively respond to people with mental illnesses in the Omaha metro area; 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 November 6, 2018**; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018) – [see attached](#).

89. ORD. 41664 – An ordinance to amend Section 3 of Ordinance No. 41152 adopted May 16, 2017 to change the effective date for applications under the Nebraska Property Assessed Clean Energy Act (PACE) program – (**First Reading November 6, 2018**; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018) – [see attached](#).

EXECUTIVE SESSION

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

ADJOURNMENT

MOTION by Melton, SECOND by Festersen that the meeting be adjourned

ROLL CALL:

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

Nays: None

Absent: Gray

MOTION APPROVED 6-0

MEETING ADJOURNED AT: 3:23 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 November 6, 2018.

WITNESS:

s/Talia Smith

Talia Smith, Senior Administrative Clerk

CITY CLERK:

s/Elizabeth Butler

Elizabeth Butler