



JOURNAL RECORD

CITY OF OMAHA CITY COUNCIL MEETING

TUESDAY, DECEMBER 18, 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, December 18, 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 Palermo, Festersen, Harding, Jerram, Melton, Pahls, Mr. President (Gray) – **CCID # 1144**.

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

Councilmember Pete Festersen of District No. 1 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 December 14, 2018, notice of the Pre-Council and Regular City Council Meetings, December 18, 2018 – **CCID # 1145**.

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

RESOLUTION

6. RES. 1173 – Res. that, as recommended by the Mayor, the Policy for Maintenance of Roadways within the City of Omaha, as a replacement to all previous City policies regarding roadway maintenance, is hereby approved and adopted for use – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
 - A. Documentation provided by Councilmember Palermo during the meeting – [see attached](#).

Council President Gray opened the Public Hearing on Item 6.

The following person(s) appeared and spoke:

OPPONENTS:

Luis Jimenez, 518 North 40th Street
Robert Peterson, Attorney, 14747 California Street
Peter Gadzinski, Loveland Neighborhood Association, 8086 Dorcas Street
Peggy Heck, 1310 Ridgewood Avenue
Larry Storer, 5015 Lafayette Avenue

FOR THE CITY:

Jean Stothert, Mayor
Troy Anderson, Mayor's Office
Bob Stubbe, Public Works Director
Heather Tippey Pierce, Public Works Department

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

MOTION by Melton, SECOND by Pahls that RESOLUTION # 1173 be approved

ROLL CALL:

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

Nays: Palermo, Harding

MOTION APPROVED 5-2

LIQUOR

7. RES. 1146 – Class “C” Liquor License Application – Joslyn Enterprises, LLC, dba “V Mertz”, 1022 Howard Street. (This is a new application for an old location). Present licensee is V. Mertz, Inc., dba “V Mertz”, who has a Class “C” Liquor License – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 7.

The following person(s) appeared and spoke:

PROPOSERS:

Jon Panzer, 22608 Hascall Street, Elkhorn, NE

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

MOTION by Harding, SECOND by Jerram that RESOLUTION # 1146 be approved

ROLL CALL:

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

Nays: None

MOTION APPROVED 7-0

8. RES. 1147 – Class “I” Liquor License Application – Noa, Inc., dba “Noa Brides”, 1419 South 13th Street, Suite 102. (This is a new application for a new location). Notice was posted on the property on 11/28/18; Notification was sent to property owners within 500 feet on 12/07/18 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 8.

The following person(s) appeared and spoke:

PROPOSERS:

Rachel Campbell, 1419 South 13th Street

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

MOTION by Jerram, SECOND by Gray that RESOLUTION # 1147 be approved

ROLL CALL:

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

Nays: None

MOTION APPROVED 7-0

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 Gray announced that the public hearings on Agenda Items 9 and 10 were held on December 11, 2018.

(Required notices of the public hearings were published in the Daily Record on December 7, 2018.)

CONSENT AGENDA – ORDINANCES

9. ORD. 41689 – 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 National Sexual Assault Kit Initiative Grant, Award #2018-AK-BX-0030 in the amount of \$1,901,640.00, during the project period of October 1, 2018 to September 30, 2021; to build capacity to comprehensively address untested Sexual Assault Kits in Omaha Police Department Custody; 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 December 4, 2018; Second Reading and Public Hearing December 11, 2018; Third Reading December 18, 2018) – [see attached](#).

10. ORD. 41690 – 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 Community Oriented Policing Services (COPS), FY 2018 COPS STOP School Violence Prevention Program (SVPP), Award #2018-SV-WX-0045, in the amount of \$403,718.00, a match in the amount of \$134,573.00 provided by the Sherwood Foundation, and total program amount of \$538,291.00 during the project period of October 1, 2018 to September 30, 2020; to provide funding for items authorized in the COPS Financial Clearance Memorandum, including one (1) non-sworn Omaha Police Department hire, equipment and technology, travel and training, and contracts and consultants; 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 December 4, 2018; Second Reading and Public Hearing December 11, 2018; Third Reading December 18, 2018) – [see attached](#).

**MOTION by Melton, SECOND by Festersen that the following items be approved:
Item # 9 ORDINANCE # 41689; and, Item # 10 ORDINANCE # 41690**

ROLL CALL:

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

Nays: None

MOTION APPROVED 7-0

Council President Gray announced that the public hearings on Agenda Items 11 through 33 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.

CONSENT AGENDA – RESOLUTIONS

11. RES. 1153 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Potters Industries, LLC in the amount of \$67,980.00 for the purchase of Pavement Marking Beads for the 2019 Season to be utilized by the Traffic Maintenance Division of the Public Works Department. (The Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Pavement Markings Organization 116184, year 2018 funding.) – [see attached](#).
12. RES. 1154 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Mid-American Signal, in the amount of \$100,000.00 for Wavetronix radar vehicle detection sensors, hardware mountings, and related cabinet equipment to be utilized by the Traffic Maintenance Division. (The Finance Department is authorized to pay this cost from the Street and Highway Allocation Fund 12131, Traffic Signals & Computer Systems Organization 116187, year 2018 expenditure.) – [see attached](#).
13. RES. 1155 – Res. that, as recommended by the Mayor, the Purchasing Agent is authorized to issue a Purchase Order to Vermeer High Plains in the total amount of \$223,982.00 for one (1) TR300 Trommel Screen to be utilized by the Street Maintenance Division. (The Finance Department is authorized to pay the cost of this equipment from the Street and Highway Allocation Fund 12131, Pavement Maintenance Organization 116158, year 2018 expenditure.) – [see attached](#).
14. RES. 1156 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Protech Commercial Vehicle Outfitters, Inc. in the amount of \$65,157.00 for the purchase of one (1) Custom Compartmentalized Sign Body (Truck-Mounted) with Hydraulic System to be utilized by the Traffic Maintenance Division of the Public Works Department. (The Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Traffic Engineering Equipment Organization 116191, year 2018 funding.) – [see attached](#).

15. RES. 1157 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Logan Contractors Supply, Inc. in the amount of \$102,025.00 for the purchase of five (5) Portable Rotary Screw Compressors to be utilized by the Street Maintenance Division. (The Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Pavement Maintenance Organization 116158, year 2018 funding.) – [see attached](#).
16. RES. 1158 – Res. that, as recommended by the Mayor, the Purchase Order for an HP Page Wide XL 4000MFP from MARCO Technologies, LLC in the amount of \$25,540.00 to be used in the Public Works Department Design Engineering Division, is hereby approved. (The Finance Department is authorized to pay MARCO Technologies, LLC from the Street and Highway Allocation Fund 12131, Design Engineering Organization 116132, year 2018 expenditure.) – [see attached](#).
17. RES. 1159 – Res. that, as recommended by the Mayor, the contract with Building Crafts, Inc. in the amount of \$1,487,000.00 for OPW 53160 being the Papio Screenings and Grit Handling Improvements, is hereby approved. (The Finance Department is authorized to pay the cost of \$1,487,000.00 from the Sewer Revenue Improvements Fund 21124, Capital Asset Replacement Program Organization 116913, year 2018 expenditure.) – [see attached](#).
18. RES. 1160 – Res. that, as recommended by the Mayor, the contract with Eriksen Construction Company, Inc. for OPW 53254 in the amount of \$81,000.00 being the Rebid - Grace Street Diversion Structure Improvements, is hereby approved. (The Finance Department is authorized to pay the cost of \$81,000.00 from the Sewer Revenue Improvements Fund 21124, Capital Asset Replacement Program Organization 116913, year 2018 expenditure.) – [see attached](#).
19. RES. 1161 – Res. that, as recommended by the Mayor, the contract with Jensen Gardens for OPW 53479 in the amount of \$78,618.15 being the Papillion Creek Water Resource Recovery Facility Landscape Restoration and Enhancements, is hereby approved. (The Finance Department is authorized to pay the cost of \$78,618.15 from the Sewer Revenue Fund 21121, Papio Creek Waste Water Treatment Plant Organization 116611, year 2018 expenditure.) – [see attached](#).
20. RES. 1162 – Res. that, as recommended by the Mayor, the Professional Services Agreement with CH2M Hill in the amount of \$99,083.00 to provide professional services on the CMOM Asset Management Program Phase I Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$99,083.00, from the Sewer Revenue Fund 21121, Maintenance Organization 116511, year 2018 expenditure.) – [see attached](#).
21. RES. 1163 – Res. that, as recommended by the Mayor, the Professional Services Agreement with HDR Engineering, Inc. in the amount of \$99,633.00 to provide professional services on OPW 53269, being the West Papio Interceptor Siphon Rehabilitation and Odor Control Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$99,633.00, from the Sewer Revenue Improvements Fund 21124, Neighborhood Sewer Renovation Organization 116911, year 2018 expenditure. Sewer Revenue Bonds will be issued to finance this project.) – [see attached](#).

22. RES. 1164 – Res. that, as recommended by the Mayor, the Professional Services Agreement with Troy Acoustics Corporation in the amount of \$260,000.00 to provide professional services on OPW 53481, being the Gun Range Design - OPSTC Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$260,000.00, from the 2018 Public Facilities Fund 13247, Police Capital Organization 131592, year 2018 expenditure.) – [see attached](#).
23. RES. 1165 – Res. that, the Agreement, as recommended by the Mayor, between the City of Omaha and Mead & Hunt for the purpose of conducting a survey of historic properties in the area of South Omaha bounded by State Highway 75 to the east, Interstate Highway 80 to the north, 42nd Street to the west and “U” Street to the south in the amount of \$37,979.00 to be paid from FY2018 Historic Preservation Grant Funds, is hereby approved – [see attached](#).
24. RES. 1166 – Res. that, the Agreement, as recommended by the Mayor, between the City of Omaha and the African American Empowerment Network, Inc., in the amount of \$300,000.00, for partial funding of its Step Up Omaha Job Training and Work Experience Program for the period from January 1, 2018, through December 31, 2018, is hereby approved. (Funds shall be paid from the FY 2018 Community Development Block Grant Program, Fund No. 12186, Organization No. 128072, Award No. 100598.) – [see attached](#).
25. RES. 1168 – Res. that, as recommended by the Mayor, the purchase based upon the quote from Sumuri Forensics Simplified in the amount of \$13,995.00, for a TALINO KA-501 Forensic Workstation, is hereby approved. (The Finance Department is authorized to pay \$13,995.00 for the TALINO KA-501 Forensic Workstation from Year 2018, Equitable Sharing Fund 17122, Organization 177772, Project 5707, Task D.1, Award 100595, Account 43317 Computer Parts, Software, Accessories.) – [see attached](#).
26. RES. 1169 – Res. that, the Professional Services Agreement with Milliman, Inc. for actuarial services relating to the City’s retiree health care benefit plan is hereby approved. (The Finance Department is authorized to pay \$25,000.00 for these professional services from 2018 Fund 11111, Organization 119014, Account 42268.) – [see attached](#).
27. RES. 1170 – Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the University of Nebraska Medical Center in the amount of \$10,000.00 to operate the Dusk to Dawn from January 1, 2019 to December 31, 2019, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, General Fund 11111, Organization 126071; and in accordance with the contract terms.) – [see attached](#).
28. RES. 1171 – Res. that, as recommended by the Mayor, the agreements between the City of Omaha and Heartland Workforce Solutions in the amount of \$621,174.00 and \$39,990.00 to operate the One Stop American Jobs Center, facilitate the Career Readiness to Eliminate Disparities (CRED) program, provide workforce readiness services, and enhance workforce information sharing from January 1, 2019 to December 31, 2019, is hereby approved. (The Finance Director is authorized to provide payment of \$661,164.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 131997; and in accordance with the contract terms.) – [see attached](#).

29. RES. 1172 – Res. that, the reappointment by the City Council of Diane K. Duren to be a member of the MECA’s Board of Directors to serve a term effective May 10, 2019 and expiring May 9, 2024, is hereby confirmed and approved – [see attached](#).
30. RES. 1174 – Res. that, it hereby authorizes and approves the City of Omaha/Douglas County Interlocal Cooperation Agreement Extension which extends the current 911 Emergency Communication System Agreement to June 30, 2019. (The costs are to be paid from Fund No. 11111, Organization No. 119013.) – [see attached](#).
31. RES. 1175 – Res. that, EB Jacobs, LLC, shall be paid the amount of \$23,800.00 for the Human Resources’ portion of the fee for conducting promotional testing for the position of Assistant Fire Marshal. (The City Finance Department is authorized to pay the amount of \$23,800.00 from funds budgeted for the Human Resources Department in 2018, Fund No. 11111, Organization No. 105011, Account No. 42235 (Personnel Testing).) – [see attached](#).
32. RES. 1176 – Res. that, the City of Omaha Human Resources Department is authorized to exercise the automatic renewal of the Agreement with International Business Machines (IBM) for use of the Kenexa 2X BrassRing application as shown at a cost of \$47,600.00 for the term of January 1, 2019 through December 31, 2019. (The Finance Department is authorized to pay the cost of this contractual obligation from the budget of the Human Resources Department, Fund No. 11111, Organization 105011, Account 42266.) – [see attached](#).
33. RES. 1177 – Res. that, as recommended by the Mayor, the payment to the Omaha Chamber of Commerce in the amount of \$56,333.00 for the start up cost of a new assessment tool to be utilized in conjunction with the REACH program is hereby approved. (Paid from 2018 General Fund 11111, Organization 119014, Account 42239) – [see attached](#).

Council President Gray opened the Public Hearing on Items 11 through 33.

The following person(s) appeared and spoke:

PROPONENTS:

Item # 28 – Erin Porterfield, Heartland Workforce Solutions, 5752 Ames Avenue

Item # 28 – Keith Station, Heartland Workforce Solutions, 5752 Ames Avenue

Item # 29 – Diane Duren, 455 North 10th Street

Item # 33 – Winsley Durand, Greater Omaha Chamber, 808 Conagra Drive

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

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

Item # 11 RESOLUTION # 1153;	Item # 12 RESOLUTION # 1154;
Item # 13 RESOLUTION # 1155;	Item # 14 RESOLUTION # 1156;
Item # 15 RESOLUTION # 1157;	Item # 16 RESOLUTION # 1158;
Item # 17 RESOLUTION # 1159;	Item # 18 RESOLUTION # 1160;
Item # 19 RESOLUTION # 1161;	Item # 20 RESOLUTION # 1162;
Item # 21 RESOLUTION # 1163;	Item # 22 RESOLUTION # 1164;
Item # 23 RESOLUTION # 1165;	Item # 24 RESOLUTION # 1166;
Item # 25 RESOLUTION # 1168;	Item # 26 RESOLUTION # 1169;
Item # 27 RESOLUTION # 1170;	Item # 28 RESOLUTION # 1171;
Item # 29 RESOLUTION # 1172;	Item # 30 RESOLUTION # 1174;
Item # 31 RESOLUTION # 1175;	Item # 32 RESOLUTION # 1176; and,
Item # 33 RESOLUTION # 1177	

ROLL CALL:

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

Nays: None

MOTION APPROVED 7-0

RESOLUTION

34. RES. 1178 – Res. that, the City Law Department be directed to pay the bill submitted by the Nebraska Medical Center and UNMC Physicians for the necessary medical treatment rendered to an individual in police custody, namely John C. Ezell, for treatment provided from September 11, 2018 through October 17, 2018 in an amount not to exceed \$239,670.63, and that the City Finance Department shall issue such warrant as necessary with said funds to be paid from the Judgment Fund No. 12111, Organization No. 121101, Account No. 46113 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Gray opened the Public Hearing on Item 34.

The following person(s) appeared and spoke:

FOR THE CITY:

Paul Kratz, City Attorney

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

MOTION by Melton, SECOND by Harding that RESOLUTION # 1178 be approved

ROLL CALL:

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

Nays: Palermo

MOTION APPROVED 6-1

ORDINANCES ON SECOND READING

35. ORD. 41691 – An ordinance (1) to approve an Agreement between the City of Omaha and the Boys & Girls Clubs of the Midlands in the amount of \$83,829.00; and (2) to authorize funding for such agreement from the City of Omaha’s FY 2017 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Award #2017-DJ-BX-0315, awarded by the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; to provide funding for two (2) Gang Specialist positions; 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 December 11, 2018; Second Reading and Public Hearing December 18, 2018; Third Reading January 8, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 35.

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

36. ORD. 41693 – An ordinance to approve a corporate partnership agreement between the City of Omaha and ASAE: The Center for Association Leadership for promoting the City of Omaha for the period of April 1, 2019 through March 31, 2022; to promote the City of Omaha as a premier destination for conventions and meetings to a targeted national audience in an amount not to exceed \$146,000.00 per year – (First Reading December 11, 2018; Second Reading and Public Hearing December 18, 2018; Third Reading January 8, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 36.

The following person(s) appeared and spoke:

OPPONENTS:

Larry Storer, 5015 Lafayette Avenue

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

37. ORD. 41692 – An ordinance approving an agreement by and between the City of Omaha and Millwork District I, LLC, to complete the installation of Indiana Street between 11th and 13th Streets and to limit the City’s expense allocation for the project to \$400,000.00 – (First Reading December 11, 2018; Second Reading and Public Hearing December 18, 2018; Third Reading January 8, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**

Council President Gray opened the Public Hearing on Item 37.

The following person(s) appeared and spoke:

PROPOSERS:

Luis Jimenez, 518 North 40th Street

FOR THE CITY:

Troy Anderson, Mayor’s Office

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

NON-ACTION ITEMS

(Items 38 through 54 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 DECEMBER 25, 2018 AND JANUARY 1, 2019 DUE TO THE CHRISTMAS AND NEW YEAR'S DAY HOLIDAYS)

BINNEY ROW

38. ORD. 41697 – An ordinance to rezone property located northeast of 67th Avenue and Binney Street from R4(35)-Single-Family Residential District (High-Density) to R4-Single-Family Residential District – **(First Reading December 18, 2018; Second Reading January 8, 2019; Third Reading, Public Hearing and Vote January 15, 2019) – [see attached](#).**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
39. RES. 1148 – Res. that, the Preliminary Plat entitled Binney Row, a minor plat inside the city limits, located northeast of 67th Avenue and Binney Street, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Yuri Paskar – Inside City Limits – [see attached](#). **(LAID OVER TO THE JANUARY 15, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 38 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
40. RES. 1149 – Res. that, the Final Plat transmitted herewith entitled Binney Row, a minor plat inside the city limits, located northeast of 67th Avenue and Binney Street, is hereby approved, and concurrently a portion of the existing plat entitled Benson, and described on said replat, are hereby vacated. The applicant is Yuri Paskar – Inside City Limits – [see attached](#). **(LAID OVER TO THE JANUARY 15, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 38 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
 - A. Planning Board and Planning Department recommend approval – [see attached](#).
41. RES. 1150 – Res. that, the Subdivision Agreement between the City of Omaha and YK Holdings, LLC, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Binney Row (Lots 1-4) and is located northeast of 67th Avenue and Binney Street – [see attached](#). **(LAID OVER TO THE JANUARY 15, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 38)**

RESOLUTIONS

42. RES. 1118 – Res. that, the Ainsworth and Beverly Apartments Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 2230 and 2236 Jones Street, proposes a complete renovation of two historic buildings resulting in a total of 33 one-bedroom, market-rate apartment units, and authorizes the City’s participation through the allocation of TIF in an amount up to \$285,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, environmental and geotechnical studies, building rehabilitation, architectural and engineering fees, and public improvements as required, 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 JANUARY 8, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**
43. RES. 1135 – Res. that, the Little Italy Apartments on Pierce Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 925 Pierce Street, proposes the construction of a five-level apartment building with 83 units and rooftop patio space, an underground parking garage with 59 stalls, 22 onsite parking stalls and 16 parking spaces in the public right-of-way, and authorizes the City’s participation through the allocation of TIF in an amount up to \$2,300,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, environmental and geotechnical studies, special geopier foundations, architectural and engineering fees, alley improvements, and public improvements as required, 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 JANUARY 8, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**
44. RES. 1136 – Res. that, the Ames Innovation Center Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 4606 North 56th Street, proposes the renovation of a 44,000 square foot building into a high tech, data-driven work environment for commercial and office use, and authorizes the City’s participation through the allocation of TIF in an amount up to \$486,146.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, building rehabilitation, architectural and engineering services, and public improvements as required, 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 JANUARY 8, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**

45. RES. 1167 – Res. that, the Elliott Equipment Company Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 3514 South 25th Street, proposes the renovation of two existing buildings for the Elliott Equipment Company, one approximately 42,000 square feet for office headquarters and the other approximately 167,000 square feet for manufacturing processes, and authorizes the City’s participation through the allocation of TIF in an amount up to \$1,131,408.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, environmental and geotechnical studies, site work, architectural and engineering fees, and public improvements as required, 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 JANUARY 8, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**

SPECIAL USE PERMITS

46. RES. 1151 – Res. that, the Special Use Permit application submitted by Render Group LLC dba Comfort Care for a Special Use Permit to allow Large group living in a R1-Single Family Residential District (Large Lot), located at 2315 South 168th Street, Omaha, Nebraska, is hereby approved and the Permits and Inspection Division is directed to issue the necessary permit therefor, provided the conditions set out in Exhibit "A" of the application, conditions set out in Exhibit "B", and all applicable local or state statutes, ordinances or regulations are complied with. The proposed Special Use Permit has been reviewed and evaluated pursuant to, and meets each of, the criteria set forth in Section 55-885 of the Omaha Municipal Code – [see attached](#). **(LAID OVER TO THE JANUARY 8, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**

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

47. RES. 1152 – Res. that, the Special Use Permit application submitted by Nate Buss for a Special Use Permit to allow Assisted living in a R5-Urban Family Residential District, located northwest of 204th Street and George B Lake Parkway, Omaha, Nebraska, is hereby approved and the Permits and Inspection Division is directed to issue the necessary permit therefor, provided the conditions set out in Exhibit "A" of the application, conditions set out in Exhibit "B", and all applicable local or state statutes, ordinances or regulations are complied with. The proposed Special Use Permit has been reviewed and evaluated pursuant to, and meets each of, the criteria set forth in Section 55-885 of the Omaha Municipal Code – [see attached](#). **(LAID OVER TO THE JANUARY 15, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 48 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**

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

48. ORD. 41698 – An ordinance to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located northwest of 204th Street and George B Lake Parkway – **(First Reading December 18, 2018; Second Reading January 8, 2019; Third Reading, Public Hearing and Vote January 15, 2019)** – [see attached](#).

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

ORDINANCES ON FIRST READING

49. ORD. 41694 – An ordinance approving a bid and multiple Purchase Orders from Sapp Bros., Inc. for the City of Omaha: Oils, Lubricants and Fluids Project bid submitted through Douglas County Purchasing Department on November 7, 2018, with an annual estimated cost of \$144,654.60 for a (1) one year price agreement with the option to extend for an additional (2) two, (1) one year extensions upon agreement by both parties; involving the payment of money from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of 1956, as amended; to provide for payments from a specific account – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).
50. ORD. 41695 – An ordinance approving a Change Order to the contract awarded to Miller & Sons Golf Cars as golf dealer using PNC Equipment Finance for lease program per bid disclosure that was approved by Council Ordinance No. 41491 on June 5, 2018 for the lease of additional golf cars under the same price of \$497.80 per golf car as with their original bid of March 23, 2018. The Change Order will add one hundred (100) electric power golf cars for the Golf Division of the Parks, Recreation and Public Property Department for four (4) years, with lease payments commencing in June 2019, through June 2022, for a total amount of \$199,120.28 – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).
51. SPECIAL ORD. 10240 – An ordinance levying a special tax assessment for cutting and clearing weeds, grass and worthless vegetation in accordance with Sections 18-21 through 18-30 of the Omaha Municipal Code on certain lots in the City of Omaha – Group No. 2019-01 – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).
52. SPECIAL ORD. 10241 – An ordinance levying a special tax assessment for litter removal in accordance with Sections 18-21 through 18-30 of the Omaha Municipal Code on certain lots in the City of Omaha – Group 2019-02 – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).
53. ORD. 41696 – An ordinance to approve an Amendment to the Lease Agreement between the City of Omaha (CITY) and Husker-Hawkeye Distributing, Inc. (HUSKER) to use and occupy the premises for the location of the Omaha Police Department Air Support Unit located at the North Omaha Airport to include housing aircraft or other Omaha Police Department equipment as needed, takeoff and landing, and all operations and maintenance activities attendant thereto; extending the term for ten (10) months from September 1, 2018 to June 30, 2019, with no extensions; increasing the monthly rent to \$3,000.00 beginning September 1, 2018 and ending June 30, 2019, eliminating the five cent per gallon charge for fuel usage during the extended term of this agreement; and the CITY will no longer be required to pay taxes and insurance during the extended term of this agreement – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).

54. ORD. 41699 – An ordinance to provide for approving an Agreement between the City of Omaha and the Greater Omaha Chamber of Commerce, for three years: in the amount of \$169,000.00 for 2019, \$149,500.00 for 2020, and \$139,750.00 for 2021, wherein the Chamber establishes a program known as the REACH program. REACH, in cooperation with the City and other community partners, will work to increase Small and Emerging Businesses (SEBs) in Omaha; expand the capacity and capabilities of SEBs through education, training and technical assistance; assist SEBs in fostering greater contracting opportunities for SEBs; and provide an assessment tool for evaluating all participants – **(First Reading December 18, 2018;** Second Reading and Public Hearing January 8, 2019; Third Reading January 15, 2019) – [see attached](#).

EXECUTIVE SESSION

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

ADJOURNMENT

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

ROLL CALL:

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

Nays: None

MOTION APPROVED 7-0

MEETING ADJOURNED AT: 3:59 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 December 18, 2018.

WITNESS:

s/Talia Smith

Talia Smith, Senior Administrative Clerk

CITY CLERK:

s/Elizabeth Butler

Elizabeth Butler