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# **JOURNAL RECORD**

## **CITY OF OMAHA CITY COUNCIL MEETING**

**TUESDAY, JANUARY 30, 2018**

**@ 2:00 PM**

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

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### 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, January 30, 2018 at 2:00 PM in the Legislative Chambers, Omaha/Douglas Civic Center, Omaha, Nebraska and was called to Order by Council President Ben Gray.

### CALL TO ORDER

City Clerk Elizabeth Butler took the Roll Call: Present were Councilmembers Jerram, Melton, Pahls, Palermo, Festersen, Harding, Mr. President (Gray) – **CCID # 67.**

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

Councilmember Rich Pahls of District No. 5 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 January 26, 2018, notice of the Pre-Council and Regular City Council Meetings, January 30, 2018 – **CCID # 68.**

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

City Clerk Elizabeth Butler stated that Items 6 through 9 relate to the same project and would be considered together.

Required notices of public hearings relating to this development were published in the Daily Record on January 9, 2018.

### AKSARBEN VILLAGE SOUTH REPLAT 1

6. ORD. 41393 – An ordinance to rezone property located southwest of 62nd and Center Streets from CC-Community Commercial District and MU-Mixed Use District to CC-Community Commercial District (portion of property is located within a MCC Overlay District) – (First Reading January 9, 2018; Second Reading January 23, 2018; Third Reading, Public Hearing and Vote January 30, 2018) – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
7. ORD. 41394 – An ordinance to rezone property located southwest of 62nd and Center Streets from CC-Community Commercial District and MU-Mixed Use District to MU-Mixed Use District (portion of property is located within a flood fringe overlay district) – (First Reading January 9, 2018; Second Reading January 23, 2018; Third Reading, Public Hearing and Vote January 30, 2018) – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

- A. Planning Board and Planning Department recommend approval – [see attached](#).
8. RES. 3 – Res. that, the Preliminary Plat entitled Aksarben Village South Replat 1, located southwest of 62nd and Center Streets, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Magnum Development Corporation and Center 60 Hospitality, LLC – Inside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

- A. Planning Board and Planning Department recommend approval – [see attached](#).
9. RES. 4 – Res. that, the Final Plat transmitted herewith entitled Aksarben Village South Replat 1, located southwest of 62nd and Center Streets, is hereby approved, and concurrently a portion of the existing plats entitled Aksarben Village South and West Lawn Park, as described on said replat, are hereby vacated. The applicant is Magnum Development Corporation and Center 60 Hospitality, LLC – Inside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Ben Gray opened the Public Hearing on Items # 6 through # 9.

The following person(s) appeared and spoke:

**PROPOSERS:**

Gary Norton, TD2, 10836 Old Mill Road, for the applicants

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

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

Item # 6 ORDINANCE # 41393;                      Item # 7 ORDINANCE # 41394;  
Item # 8 RESOLUTION # 3; and,                      Item # 9 RESOLUTION # 4;

**ROLL CALL VOTE:**

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

**Nays:                      None**

**MOTION APPROVED 7-0**

**SKY VIEW RIDGE**

Required notices of public hearings relating to this development were published in the Daily Record on January 9, 2018.

10. RES. 69 - Res. that, the revised Preliminary Plat entitled Sky View Ridge, located northwest of 204th Street and West Center Road, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Boyer Young Development Co – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Ben Gray opened the Public Hearing on Item # 10.

The following person(s) appeared and spoke:

PROPOSERS:

Amy Lawrenson, Baird Holm, 1700 Farnam Street, Attorney for the applicant

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

**MOTION by Harding, SECOND by Melton that Resolution # 69 be approved:  
Item # 10 RESOLUTION # 69;**

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

### **ENCLAVE FLATS**

City Clerk Elizabeth Butler stated that Items 11 and 12 relate to the same project and would be considered together.

Required notices of public hearings relating to this development were published in the Daily Record on January 9, 2018.

11. RES. 70 - Res. that, the request of 18818 Fort LLC c/o Brad Brooks, for a variance from the Present Development Zone specifications of the Urban Development Element of the City of Omaha Master Plan for property located at 18818 Fort Street and in conjunction with the proposed Enclave Flats subdivision plat, as shown on Exhibit "A" is hereby approved – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

12. RES. 71 - Res. that, the Preliminary Plat entitled Enclave Flats, located at 18818 Fort Street, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is 18818 Fort LLC c/o Brad Brooks – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Ben Gray opened the Public Hearing on Items # 11 through # 12.

The following person(s) appeared and spoke:

PROPOSERS:

Larry Jobeun, 11440 West Center Road, Attorney for the applicant

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

**MOTION by Melton, SECOND by Harding that the following items be approved:  
Item # 11 RESOLUTION # 70; and, Item # 12 RESOLUTION # 71;**

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

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**LIQUOR**

13. RES. 75 – Class “I” Liquor License Application - M and C Salon Services, LLC, dba “Mirage Salon and Day Spa”, 2073 North 120<sup>th</sup> Street. (This is a new application for a new location.) Notice was posted on the property on 01/17/18; Notification was sent to property owners within 500 feet on 01/19/18 - [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Ben Gray opened the Public Hearing on Item # 13.

The following person(s) appeared and spoke:

**PROPOSERS:**

Margaret Swartz, 2816 Monroe Street

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

**MOTION by Melton, SECOND by Harding that RESOLUTION # 75 be approved**

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

14. RES. 76 – Class “I” Liquor License Application – Y & H Ramen, LLC, dba “Jinya Ramen Bar”, 7010 Dodge Street Suites 106 & 107. (This is a new application for a new location.) Notice was posted on the property on 01/10/18; Notification was sent to property owners within 500 feet on 01/19/18 - [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

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

Council President Ben Gray opened the Public Hearing on Item # 14.

The following person(s) appeared and spoke:

**PROPOSERS:**

Ning Yang aka “Henry”, Jinya Ramen Bar, 7010 Dodge Street

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

**MOTION by Festersen, SECOND by Jerram that RESOLUTION # 76 be approved**

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

15. RES. 77 - Immaculate Conception Church, dba "Depadua Club", 2701 South 25<sup>th</sup> Street, requests permission to appoint Pamela J. Maggio manager of their present Class "I" Liquor License location - [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

Council President Ben Gray opened the Public Hearing on Item # 15.

The following person(s) appeared and spoke:

**PROPONENTS:**

Pamela J. Maggio, Immaculate Conception Church, 2708 S 24th Street

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

**MOTION by Palermo, SECOND by Jerram that RESOLUTION # 77 be approved**

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

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**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 16 through 26 were held on January 23, 2018.

(Required notices of the public hearings were published in the Daily Record on January 12, 2018.)

**CONSENT AGENDA – ORDINANCES**

16. ORD. 41388 – An ordinance vacating the north/south alley between 40th and 41st Street, beginning at the south right-of-way line of Cass Street extending south approximately 224 feet to a section of previously vacated alley right-of-way and abutting Lots 1, 3, 4, 11, 12, 13, and 14, Block 19 of Poppleton Park, a Subdivision as surveyed, platted, and recorded in Douglas County, Nebraska; providing for the reversion or transfer of the same – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).

- A. Planning Board and Planning Department recommend approval – [see attached](#).
17. ORD. 41389 – An ordinance approving a redevelopment and tax increment financing loan agreement between the City of Omaha, and 4834 S. 23rd Street, LLC, to implement the Eagle Heights Tax Increment Financing (TIF) Redevelopment Project Plan which is located northwest of 23rd and “N” Streets, and proposes to construct a new four-story multi-family structure which will contain 44 units of affordable housing options ranging from studios to three-bedroom apartment units and on-site parking of 30 stalls will be provided; the agreement authorizes the use of up to \$310,000.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
  18. ORD. 41390 – An ordinance approving a redevelopment and tax increment financing loan agreement between the City of Omaha, and 1609 Binney1, LLC, to implement The Atlas (Allas)Tax Increment Financing (TIF) Redevelopment Project Plan which is located at 1609 Binney Street and 2922 North 16th Street, and proposes to redevelop the properties by rehabilitating the existing buildings, complying with Low Income Housing Tax Credits (LIHTC) and Historic Rehabilitation Tax Credits; the agreement authorizes the use of up to \$78,000.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
  19. ORD. 41391 – An ordinance approving a redevelopment and tax increment financing loan agreement between the City of Omaha, and Butler PPA1, LLC, to implement the Hinky Dinky #3 Tax Increment Financing (TIF) Redevelopment Project Plan which is located at 4801-4811 NW Radial Highway, and proposes a comprehensive rehabilitation of the property, complying with historic preservation requirements and using both state and federal historic rehabilitation tax credits; the agreement authorizes the use of up to \$262,000.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
  20. ORD. 41387 – An ordinance to approve the award of a contract involving the payment of money from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of the City of Omaha to Minnesota Life Insurance Company, to provide life insurance coverage to eligible employees of the City of Omaha for a period of three years from January 1, 2018, to December 31, 2020, with two one-year options; to authorize the Mayor to execute and the City Clerk to attest said Agreement; to provide for payment under the terms and conditions of said Agreement from an identified account – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
  21. ORD. 41392 – An ordinance to establish pursuant to Section 40-251 of the Omaha Municipal Code a new Class “B” Flammable Liquids Storage District to be known as District No. B-199 at 302 South 36th Street, as requested by Trent Demulling of Kiewit Infrastructure Company – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).



22. ORD. 41395 – An ordinance to provide that the City Council of the City of Omaha be authorized to issue and sell, from time to time, but no later than December 31, 2026, without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed \$11,475,000.00 for the purpose of providing funds for the payment of the cost of constructing, reconstructing, improving, extending and equipping of storm sewers, sanitary sewers, interceptor sewers, combined sewers, relief sewers, or a combination thereof, and other related branch sewer main construction in the City of Omaha, as required in the design and construction of sewer facilities, including necessary plans and specifications, and acquiring such lands and rights-of-way and easements as may be required, but excluding the cost of City construction equipment and payment of salaries to City employees; and to provide for the submission of this proposal to the qualified electors of the City of Omaha for their approval or rejection at the Special City Election to be held on May 15, 2018 – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
23. ORD. 41396 – An ordinance to provide that the City Council of the City of Omaha be authorized to issue and sell, from time to time, but no later than December 31, 2026, without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed \$15,510,000.00 for the purpose of providing funds for the payment of the cost of various park and recreation improvement projects, including necessary plans and specifications, but excluding the cost of City construction equipment and payment of salaries to City employees; and to provide for the submission of this proposal to the qualified electors of the City of Omaha for their approval or rejection at the Special City Election to be held on May 15, 2018 – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
24. ORD. 41397 – An ordinance to provide that the City Council of the City of Omaha be authorized to issue and sell, from time to time, but no later than December 31, 2026 without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed \$39,370,000.00 for the purpose of providing funds for the payment of the cost of acquiring, constructing, improving, equipping and rehabilitating police buildings and facilities, fire stations, branch libraries, park maintenance facilities, auditorium support facilities, public works storage facilities and city wide building renovations and replacements and other public facilities of the City of Omaha, including necessary plans and specifications, and acquiring such land and easements as may be required, but excluding the cost of City construction equipment and payment of salaries to City employees; to provide for the submission of this proposal to the qualified electors of the City of Omaha for their approval or rejection at the Special City Election to be held on May 15, 2018 – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).
25. ORD. 41398 – An ordinance to provide that the City Council of the City of Omaha be authorized to issue and sell, from time to time, but no later than December 31, 2026, without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed \$9,810,000.00 for the purpose of providing funds for the payment of the cost of various capital expenditures of the City Fire Department, including fire vehicles and equipment and necessary plans and specifications, but excluding the cost of City construction equipment and payment of salaries to City employees; and to provide for the submission of this proposal to the qualified electors of



the City of Omaha for their approval or rejection at the Special City Election to be held on May 15, 2018 – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).

26. ORD. 41399 – An ordinance to provide that the City Council of the City of Omaha be authorized to issue and sell, from time to time, but no later than December 31, 2026 without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed \$151,300,000.00 for the purpose of providing funds for the payment of the cost of constructing, reconstructing, widening, improving, extending and equipping streets, expressway and freeway segments, interim expressway and freeway facilities, boulevards, roads, and parking facilities serving public parks, bridges, portions of and connections to Interstate Highway interchanges, or combinations thereof, including necessary plans and specifications, and acquiring land and rights-of-way and easements as may be required but excluding the cost of the City construction equipment and payment of salaries to City employees; to provide for the submission of this proposal to the qualified electors of the City of Omaha for their approval or rejection at the Special City Election to be held on May 15, 2018 – (First Reading January 9, 2018; Second Reading and Public Hearing January 23, 2018; Third Reading January 30, 2018) – [see attached](#).

**MOTION by Festersen, SECOND by Jerram that the CONSENT AGENDA – ORDINANCES be approved:**

Item # 16 ORDINANCE # 41388;	Item # 17 ORDINANCE # 41389;
Item # 18 ORDINANCE # 41390;	Item # 19 ORDINANCE # 41391;
Item # 20 ORDINANCE # 41387;	Item # 21 ORDINANCE # 41392;
Item # 22 ORDINANCE # 41395;	Item # 23 ORDINANCE # 41396;
Item # 24 ORDINANCE # 41397;	Item # 25 ORDINANCE # 41398; and,
Item # 26 ORDINANCE # 41399;	

**ROLL CALL VOTE:**

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

**Nays: None**

**MOTION APPROVED 7-0**

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Council President Gray announced that the public hearings on Agenda Items 27 through 63 are today. He asked that anyone wishing to address the City Council regarding these items to please come to the microphone, indicate the Agenda Item Number being addressed, and to state their name, address, who they are representing, and if they are speaking as a proponent or opponent.

### **CONSENT AGENDA – RESOLUTIONS**

27. RES. 79 – Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Potters Industries, LLC for the purchase of pavement marking beads to be utilized by the Traffic Maintenance Division in the amount of \$61,380.00; and that, the Finance Department is authorized to pay this cost from the Street and Highway Allocation Fund 12131, Pavement Markings Organization 116184, year 2017 expenditure – [see attached](#).

28. RES. 80 – Res. that, as recommended by the Mayor, the Agreement for Professional Services between the City of Omaha, Public Works Department and the Omaha-Council Bluffs Metropolitan Area Planning Agency to perform the duties and responsibilities related to the 13th Street Walkability Study be accepted and signed; and that, the Finance Department is authorized to disburse funds from, and reimburse funds to the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 in an amount not to exceed \$125,000.00 – [see attached](#).
29. RES. 81 – Res. that, as recommended by the Mayor, the contract with L. G. Roloff Construction Company, Inc. for OPW 52659 being the Lake James to Fontenelle Park - Paxton Basin Upstream Sewer Separation, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$5,625,957.21 from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2017 expenditure – [see attached](#).
30. RES. 82 – Res. that, as recommended by the Mayor, Change Order No. 1 with Hawkins Construction Company for additional work on OPW 52893, being the 168th Street - West Dodge Road to West Maple Road Project, is hereby approved; and that, the Finance Department is authorized to pay an additional sum of \$260,000.00 for this change order, from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure – [see attached](#).
31. RES. 83 – Res. that, as recommended by the Mayor, the contract with ORBIS Corporation for the City of Omaha: Recycling Bins project, in the amount of \$33,426.00 is hereby approved; and that, the Finance Department is authorized to pay this cost from the General Fund 11111, and Solid Waste – Collect & Disposal Organization 116321, year 2018 expenditure – [see attached](#).
32. RES. 84 – Res. that, as recommended by the Mayor, the Purchasing Agent is authorized to issue a Purchase Order to Sid Dillon, Inc. in the total amount of \$27,157.00 for one (1) TV van chassis to be utilized by the Sewer Maintenance Division; and that, the Finance Department is authorized to pay the cost of this equipment from the Sewer Revenue Fund 21121, Maintenance Organization 116511, year 2017 expenditure – [see attached](#).
33. RES. 85 – Res. that, as recommended by the Mayor, the Professional Services Agreement with E & A Consulting Group to provide professional services on OPW 53353, being the SID 6883: Woolworth Avenue - Ridgewood Avenue to South 80th Street Project, is hereby approved; and that, the Finance Department is authorized to pay a fee not to exceed \$33,176.00, from the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2018 expenditure – [see attached](#).
34. RES. 86 – Res. that, as recommended by the Mayor, the contract with N L & L Concrete Inc. for OPW 53316 being the 2018 New Sidewalk Construction and Sidewalk Repair within the Northwest Quadrant in the City of Omaha, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$74,147.50 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, and the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2018 expenditure – [see attached](#).

35. RES. 87 – Res. that, as recommended by the Mayor, the contract with Rife Construction, Inc. for OPW 53006 being the Omaha Fleet Maintenance Building Repair and Exterior Renovations, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$165,380.00 from the Contingent Liability Fund 11114, Transportation Services Organization 132027, year 2018 expenditure – [see attached](#).
36. RES. 88 – Res. that, as recommended by the Mayor, the contract with DIY Holding Company for OPW 53317 being the 2018 New Sidewalk Construction and Sidewalk Repair within the Southeast Quadrant in the City of Omaha, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$60,986.00 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, and the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2018 expenditure – [see attached](#).
37. RES. 89 – Res. that, as recommended by the Mayor, the Supplemental Agreement No. 2 between the City of Omaha and Iteris, Inc. for additional services not to exceed a local share of 20% in the amount of \$23,685.50, to provide project management and other services associated with this project known as Federal Aid Project MAPA-28(115), State Control No. 22587, OPW 52496, 2017 through 2018 through 2023 Capital Improvement Program Transportation Project #2012T514 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, is hereby approved; and that, the City Council hereby authorizes the Mayor and City Clerk to sign the attached Agreement on behalf of the City of Omaha – [see attached](#).
38. RES. 113 – Res. that, as recommended by the Mayor, the Professional Services Agreement with CDM Smith to provide professional services on OPW 53082, being the Monroe Street Lift Station Improvements Project, is hereby approved; and that, the Finance Department is authorized to pay a fee not to exceed \$709,094.00, from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2017 expenditure – [see attached](#).
39. RES. 114 – Res. that, as recommended by the Mayor, the contract with White Castle Roofing & Contracting, Inc. for OPW 53290 being the Fire Station 77 Roof Replacement, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$27,389.00 from the Contingent Liability Fund 11114, Public Safety Organization 132023, year 2018 expenditure – [see attached](#).
40. RES. 115 – Res. that, as recommended by the Mayor, the contract with White Castle Roofing & Contracting, Inc. for OPW 53291 being the OPL Washington Branch Roof Replacement, is hereby approved; and that, the Finance Department is authorized to pay the cost of \$76,531.00 from the Contingent Liability Fund 11114, Public Safety Organization 132023, year 2018 expenditure – [see attached](#).
41. RES. 90 – Res. that, the quote of Christensen Excavating Co. for the demolition of 4916 North 16th Street, in the amount of \$26,750.00 is accepted and award is made to Christensen Excavating Co. The amount of this award shall be paid from 2018 General Funds Demolition. The Purchasing Agent is authorized to issue a purchase order to Christensen Excavating Co. for the demolition of 4916 North 16th Street, in the amount of \$26,750.00 – [see attached](#).

42. RES. 91 – Res. that, the contract with Swain Construction for OPW 53214-SIP, construction of a new street at 19th Avenue between Locust to Corby Streets in the amount of \$71,398.20 is hereby approved and the Finance Department is authorized to pay \$71,398.20 from FY 2017 Fund No. 12186, Organization No. 128072, Project No. 5424 – [see attached](#).
43. RES. 92 – Res. that, the Agreement, as recommended by the Mayor, between the City of Omaha and the Housing Authority of the City of Omaha (OHA), 1805 Harney Street, Omaha, Nebraska 68102, for Continuum of Care Homeless Assistance Program funding in the amount of \$175,824.00 to be used to implement the Rental Assistance for the Chronically Homeless program, is hereby approved. Funds in the amount of \$175,824.00 shall be paid from the Continuum of Care Homeless Assistance Program Fund (FY 2016 Fund 12196, Organization 128034, Grant # NE0039L7D011506) and that, the Mayor is authorized to approve all revisions to this Continuum of Care Program Grant Agreement except that revisions involving a change in the subrecipient, a change in the project site, or a change in the category of participants to be served shall require the prior approval of the City Council – [see attached](#).
44. RES. 93 – Res. that, as recommended by the Mayor, the bid in the total amount of \$159,750.00 from Turfwerks – Davis Equip Corp. to purchase three (3) Jacobsen HR600, 11' Self-Propelled Mowers, being the best bid received within bid specifications is hereby accepted. The Purchasing Agent is authorized to issue a purchase order in conformance herewith; and that the Finance Department is authorized to pay the Funds in the total amount of \$159,750.00 from the General Fund No. 11111, Organizations No. 115025 Ground Maintenance Contracts, for the 2018 fiscal year – [see attached](#).
45. RES. 94 – Res. that, as recommended by the Mayor, the payment for the annual software license renewal and upgrade to SAFE Cloud Based storage for the Tracker evidence tracking hardware and software package for the Omaha Police Department Evidence/Property Unit in the amount of \$40,500.00, is hereby approved, and that, the Finance Department of the City of Omaha is authorized to pay the cost of the annual software licensing and upgrade from the Omaha Police Department Year 2018, General Fund 11111, Organization 113213 Information Technology, Account 42411 Maintenance Contracts – [see attached](#).
46. RES. 95 – Res. that, as recommended by the Mayor, the payment for the annual licensing and support maintenance to FATPOT Technologies in the amount of \$205,300.00, for the Omaha Police Department's Automated Field Reporting (AFR) System, is hereby approved, and that, the Finance Department of the City of Omaha is authorized to pay the cost of the annual licensing and support maintenance from the Omaha Police Department Year 2018, General Fund 11111, Organization 113213 Information Technology, Account 42411 Maintenance Contracts – [see attached](#).
47. RES. 96 – Res. that, as recommended by the Mayor, payment to Century Helicopters, Inc./Paravion Technology, Inc. in the amount of \$67,123.12, for the additional work to complete the installation of the Churchill integrated moving map systems, forward looking infrared camera systems, touchscreen monitors, and upgraded radio system and ancillary equipment, is hereby accepted and the same hereby approved, and that, the Finance Department of the City of Omaha is authorized to pay \$67,123.12 for the additional work from General Fund 11111, Organization 113182 Air Support Unit, Account 42237 Aviation Expense – [see attached](#).

48. RES. 97 – Res. that, the reappointment by Mayor Stothert of James Kusek as a member of the Park and Recreation Board to serve a three-year term, commencing on February 12, 2018 and expiring February 11, 2021, be and hereby is confirmed and approved – [see attached](#).
49. RES. 98 – Res. that, the appointment by Mayor Jean Stothert of David Karnes as a member of the Airport Authority Board to serve a five-year term, commencing on March 17, 2018 and expiring March 16, 2023, be and hereby is confirmed and approved – [see attached](#).
50. RES. 99 – Res. that, the reappointment by Mayor Jean Stothert of Bradley W. Iwen, owner and operator of Iwen Exposures Photography located at 303 S. 41st Street, to be a member of the Blackstone Business Improvement Board to serve an additional three-year term commencing upon January 30, 2018, and expiring on January 29, 2021 is hereby confirmed and approved – [see attached](#).
51. RES. 100 – Res. that, the reappointment by Mayor Jean Stothert of Jay P. Lund of GreenSlate Development which is an owner of property at 3814 Farnam Street, to be a member of the Blackstone Business Improvement Board to serve a three-year term commencing upon January 30, 2018, and expiring on January 29, 2021, is hereby confirmed and approved – [see attached](#).
52. RES. 101 – Res. that, the reappointment by Mayor Jean Stothert of Dan J. Houlihan, owner and operator of Sullivan’s Bar located at 3929 Farnam Street, to be a member of the Blackstone Business Improvement Board to serve an additional three-year term commencing upon January 30, 2018, and expiring on January 29, 2021, is hereby confirmed and approved – [see attached](#).
53. RES. 102 – Res. that, the reappointment by Mayor Jean Stothert of Brad Marr, owner and operator of Lot 2 Restaurant located at 6207 Maple Street, to be a member of the Benson Business Improvement Area Board to serve a term from January 30, 2018 until such term shall expire on January 29, 2023, is hereby confirmed by the City Council – [see attached](#).
54. RES. 103 – Res. that, the appointment by Mayor Jean Stothert of Precious McKesson to the Board of Directors for the Omaha Municipal Land Bank as a non-voting member, said term to commence on January 23, 2018 and expire on January 22, 2021, is hereby confirmed – [see attached](#).
55. RES. 108 – Res. that, the appointment by Mayor Jean Stothert of Mike Riedmann to the Board of Directors for the Omaha Municipal Land Bank as a resident of City Council District 7 and representative of the Chamber of Commerce, said term to commence on January 23, 2018 and expire on January 22, 2021, is hereby confirmed – [see attached](#).
56. RES. 109 – Res. that, the appointment by Mayor Jean Stothert of Michele Torrence to the Board of Directors for the Omaha Municipal Land Bank as representative for the Board of Directors for City Council District 2, with experience as a realtor, said term to commence on January 23, 2018 and expire on January 22, 2021, is hereby confirmed – [see attached](#).



57. RES. 104 – Res. that, the appointment by Mayor Jean Stothert of Katherine Zimmer as a member of the City of Omaha Personnel Board to serve the remainder of a term commencing on January 31, 2018 and expiring on January 28, 2021, be and hereby is confirmed and approved – [see attached](#).
58. RES. 105 – Res. that, the reappointment by Mayor Jean Stothert of Bob Peters as the professional planner member of the Urban Design Review Board, to serve a three-year term commencing May 8, 2018 and expiring May 7, 2021, be and hereby is confirmed and approved – [see attached](#).
59. RES. 106 – Res. that, the reappointment by Mayor Jean Stothert of Michael Markey as the member representing the general public of the Public Art Commission to serve a three-year term commencing February 11, 2018, and expiring February 9, 2021, is hereby confirmed and approved – [see attached](#).
60. RES. 107 – Res. that, the appointment by Mayor Jean Stothert of Steve Johnston, as the member for the general public, not associated with the plumbing industry, of the Plumbing Board, to serve a three-year term commencing on January 23, 2018, and expiring January 22, 2021, be and hereby is confirmed and approved – [see attached](#).
61. RES. 110 – Res. that, the reappointment by Mayor Jean Stothert of Brian Mahlendorf as a regular member of the Zoning Board of Appeals, said term to commence on January 23, 2018 and expire January 22, 2023, be and hereby is confirmed and approved – [see attached](#).
62. RES. 111 – Res. that, the reappointment by Mayor Jean Stothert of Royal D. Carleton as a member of the Human Rights and Relations Board, to serve a three-year term commencing on March 7, 2018, and expiring March 6, 2021, be and hereby is confirmed and approved – [see attached](#).
63. RES. 112 – Res. that, the nomination and appointment by Mayor Jean Stothert of Nicole N. Mitchell as a member of the Human Rights and Relations Board, to replace Aura Whitney-Jackson, who has resigned, beginning February 7, 2018 and expiring June 5, 2020, be and hereby is confirmed and approved – [see attached](#).

Council President Ben Gray opened the Public Hearing on Items # 27 through # 63.

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

**MOTION by Jerram, SECOND by Harding that the CONSENT AGENDA – RESOLUTIONS be approved:**

<b>Item # 27 RESOLUTION # 79;</b>	<b>Item # 28 RESOLUTION # 80;</b>
<b>Item # 29 RESOLUTION # 81;</b>	<b>Item # 30 RESOLUTION # 82;</b>
<b>Item # 31 RESOLUTION # 83;</b>	<b>Item # 32 RESOLUTION # 84;</b>
<b>Item # 33 RESOLUTION # 85;</b>	<b>Item # 34 RESOLUTION # 86;</b>
<b>Item # 35 RESOLUTION # 87;</b>	<b>Item # 36 RESOLUTION # 88;</b>
<b>Item # 37 RESOLUTION # 89;</b>	<b>Item # 38 RESOLUTION # 113;</b>
<b>Item # 39 RESOLUTION # 114;</b>	<b>Item # 40 RESOLUTION # 115;</b>
<b>Item # 41 RESOLUTION # 90;</b>	<b>Item # 42 RESOLUTION # 91;</b>
<b>Item # 43 RESOLUTION # 92;</b>	<b>Item # 44 RESOLUTION # 93;</b>

Item # 45 RESOLUTION # 94;  
Item # 47 RESOLUTION # 96;  
Item # 49 RESOLUTION # 98;  
Item # 51 RESOLUTION # 100;  
Item # 53 RESOLUTION # 102;  
Item # 55 RESOLUTION # 108;  
Item # 57 RESOLUTION # 104;  
Item # 59 RESOLUTION # 106;  
Item # 61 RESOLUTION # 110;  
Item # 63 RESOLUTION # 112;

Item # 46 RESOLUTION # 95;  
Item # 48 RESOLUTION # 97;  
Item # 50 RESOLUTION # 99;  
Item # 52 RESOLUTION # 101;  
Item # 54 RESOLUTION # 103;  
Item # 56 RESOLUTION # 109;  
Item # 58 RESOLUTION # 105;  
Item # 60 RESOLUTION # 107;  
Item # 62 RESOLUTION # 111; and,

**ROLL CALL VOTE:**

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

**Nays:** None

**MOTION APPROVED 7-0**

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**ORDINANCES ON SECOND READING**

64. ORD. 41400 - An ordinance approving an Agreement for the sale of City-owned real property; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the City is authorized to enter into the Real Estate Purchase Agreement with Rodolfo Quiroz, 2307 North 33rd Avenue, Omaha, NE 68111, to convey the property described in the agreement, located at 2303 North 33rd Avenue and 2310 1/2 North 33rd Avenue, in consideration of the sum of \$900.00; there are no expenses associated with the transfer of the property to Rodolfo Quiroz – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). (**PUBLIC HEARING TODAY**)

**President Gray called for the public hearing to begin. No one came forward, and the public hearing was closed.**

65. ORD. 41401 – An ordinance approving an Agreement for the sale of City-owned real property; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the City is authorized to enter into the Real Estate Purchase Agreement with Nikol Smith, 3841 Decatur Street, Omaha, NE 68111, to convey the property described in the agreement, located at 3839 Decatur Street, in consideration of the sum of \$500.00; there are no expenses associated with the transfer of the property to Nikol Smith – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). (**PUBLIC HEARING TODAY**)

**President Gray called for the public hearing to begin. No one came forward, and the public hearing was closed.**

66. ORD. 41402 – An ordinance providing for the transfer of Zorinsky Water Basin #1, near 204th and Center Street, from the Papio-Missouri River Natural Resources District (P-MRNRD), pursuant to an Inter-local Agreement dated December 13, 2012; to authorize the Mayor to execute the Warranty Deed – (First Reading January 23, 2018;



Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

**President Gray called for the public hearing to begin. No one came forward, and the public hearing was closed.**

67. SPECIAL ORD. 10225 – 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 2018-04 – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

**President Gray called for the public hearing to begin. No one came forward, and the public hearing was closed.**

68. SPECIAL ORD. 10226 – 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 2018-05 – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

**President Gray called for the public hearing to begin. No one came forward, and the public hearing was closed.**

69. SPECIAL ORD. 10227 – An ordinance levying a special tax assessment for the removal and/or trimming of trees, bushes, shrubs, hedges and any other vegetation in accordance with Sections 37-1 through 37-95 of the Omaha Municipal Code on certain lots in the City of Omaha, Group 2018-06 – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

**President Gray called for the public hearing to begin.**

**PROPONENT:**

**Luis Jimenez, 518 North 40th Street**

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

70. ORD. 41403 – An ordinance approving an Interlocal Agreement between the City of Omaha and Douglas County, Nebraska, involving appropriations of more than one year as provided by Section 5.17 of the Home Rule Charter providing for the continuation of the Douglas Omaha Technology Commission, hereinafter referred to as “DOTComm” for a term from January 1, 2018 until December 31, 2027; to provide a method for the City and County to continue to work together and cooperate with one another in an effort to obtain information technology services and support in a secure and cost efficient and effective manner – (First Reading January 23, 2018; Second Reading and Public Hearing January 30, 2018; Third Reading February 6, 2018) – [see attached](#). **(PUBLIC HEARING TODAY)**

**President Gray called for the public hearing to begin.**

**FOR THE CITY:  
Bob Wernli, IT Coordinator, Mayor's Office**

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

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### **NON-ACTION ITEMS**

(Items 71 through 91 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.)

#### **KOZOL'S PONCA BUSINESS PARK**

71. RES. 73 – Res. that, the Final Plat entitled Kozol's Ponca Business Park, located northeast of U.S. Highway 75 and Interstate 680, is hereby approved and accepted. The applicant is Robert Kozol – Inside City Limits – [see attached](#). **(LAID OVER TO FEBRUARY 13, 2018 TO COINCIDE WITH ITEM 73)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
72. RES. 78 – Res. that, the Subdivision Agreement between the City of Omaha and Green Shoe Investments, LLC a Nebraska Corporation, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Kozol Ponca Business Park (Lots 1-4) and is northeast of U.S. Highway 75 and Interstate 680 – [see attached](#). **(LAID OVER TO FEBRUARY 13, 2018 TO COINCIDE WITH ITEM 73)**
73. RES. 74 – Res. that, the Special Use Permit application submitted by Robert Kozol for a Special Use Permit to allow Convenience storage in a CC-Community Commercial District, located northeast of U.S. Highway 75 and Interstate 680, 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 FEBRUARY 13, 2018 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**

74. ORD. 41404 – An ordinance to rezone property located at southeast of 52nd Street and Ames Avenue from R7-Medium Density Multiple Family Residential District to R7-

Medium Density Multiple Family Residential District – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).

75. ORD. 41405 – An ordinance to rezone property located at southeast of 52<sup>nd</sup> Street and Ames Avenue from R7-Medium Density Multiple Family Residential District to GO-General Office District – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).
76. ORD. 41406 – An ordinance to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located southeast of 52nd Street and Ames Avenue – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
77. ORD. 41407 – An ordinance to rezone property located at 6152 Military Avenue from GI-General Industrial District to NBD-Neighborhood Business District – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).
78. ORD. 41408 – An ordinance to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 6152 Military Avenue – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
79. ORD. 41409 – An ordinance to rezone the property located at 1314 Pierce Street from GI-General Industrial District to NBD-Neighborhood Business District – (First Reading January 23, 2018; Second Reading January 30, 2018; **Third Reading, Public Hearing and Vote February 6, 2018**) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).

#### **PLANNING ORDINANCES ON FIRST READING WITH PLANNING BOARD ATTACHMENTS**

80. ORD. 41410 – An ordinance to approve a Major Amendment to a Mixed Use District Development Agreement for Candlewood Hills, to allow for reconfiguration of the plaza area, alternative building placements and a reduction in the western buffer yard from 30 feet to five feet, located northwest of 122nd Street and West Dodge Road, between the City of Omaha and Royce Candlewood, LLC, providing site development standards – (First Reading January 30, 2018; **Second Reading February 6, 2018**; Third Reading, Public Hearing and Vote February 13, 2018) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).

81. ORD. 41411 – An ordinance to rezone property located at 5000 and 5020 L Street from GC-General Commercial District to CC-Community Commercial District – (First Reading January 30, 2018; **Second Reading February 6, 2018**; Third Reading, Public Hearing and Vote February 13, 2018) – [see attached](#).
82. ORD. 41412 – An ordinance to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 5000 and 5020 L Street – (First Reading January 30, 2018; **Second Reading February 6, 2018**; Third Reading, Public Hearing and Vote February 13, 2018) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).

### **SPECIAL USE PERMITS**

83. RES. 62 – Res. that, the Special Use Permit for site improvements and use of the overall site as a tribal campus for tribal services, health services, community center, transportation center, sweat lodge, and other incidental uses, for property located at 5701 South 85th Circle; and 5639, 5723, 5805, 5810, and 5820 South 86th Circle, Omaha, Nebraska, is hereby approved and Permits and Inspection Division is directed to issue the necessary permit therefore, provided the conditions set out in Exhibit "A" of the referenced application, conditions set out in Exhibit "B", and all applicable local or state statutes, ordinances or regulations are complied with. That 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 FEBRUARY 6, 2018 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
84. RES. 63 – Res. that, the Special Use Permit to allow body and fender repair services, located southeast of 42nd and Leavenworth Streets, Omaha, Nebraska, is hereby approved and Permits and Inspection Division is directed to issue the necessary permit therefore, 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. That 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 FEBRUARY 6, 2018 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).
85. RES. 72 - Res. that, the Special Use Permit application submitted by Brian Spencer, for a Major Amendment to a Special Use Permit (assumed) to allow Large group living in a R6-Low-Density Multiple-Family Residential District and R7-Medium-Density Multiple-Family Residential District (property is also located in a ACI-1 Overlay District), located at 620 South 38th Avenue, 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. That 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 FEBRUARY 13, 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](#).

### **ORDINANCES ON FIRST READING**

86. ORD. 41413 – An ordinance approving an amendment to a grant award contract with the Nebraska Department of Natural Resources for the Combined Sewer Overflow (CSO) Program, 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 authorize the increase of grant funds received in the amount of \$1,073,908.00, as outlined in the amendment; to provide for reimbursements to a specific account – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).
87. ORD. 41414 – An ordinance approving a redevelopment and tax increment financing loan agreement between the City of Omaha, a Nebraska Municipal Corporation in Douglas County, Nebraska, and Center 60 Hospitality, LLC, a Nebraska limited liability company, to implement The Center Aloft and Baxter Arena Redevelopment Project Plan for the purpose of constructing the 60th & Center Aloft Hotel project, which proposes to redevelop the site into a five-story Aloft Hotel consisting of 110 rooms, conference room and meeting spaces, 120 parking spaces, consisting of pedestrian connections to improvements in the area; the agreement authorizes the use of up to \$2,125,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).
88. ORD. 41415 – An ordinance to amend Section 23 - 177 of the Omaha Municipal Code by changing the salary for the employment classification known as City Maintenance Foreman III from 15.2 MC (\$55,530 to \$67,871) to 18.2 MC (\$64,307 to \$78,293); to repeal Section 23 - 177 as heretofore existing – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).
89. ORD. 41416 – An ordinance to approve a contact services agreement between the Omaha Convention and Visitors Bureau, a department of the City of Omaha, and Talley Management Group, Inc. for promoting the City of Omaha for the period of January 1, 2018 through December 31, 2019, with the option to extend for an additional two (2) years; 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 \$60,000.00 for the two-year period; to authorize the payments specified therein – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).
90. ORD. 41417 – An ordinance approving an Agreement between the Omaha-Council Bluffs Metropolitan Area Planning Agency and the City of Omaha, involving the payment of money from appropriations of more than one (1) year, in accordance with Section 5.17 of the Home Rule Charter of 1956, as amended; to provide for terms and conditions

under which MAPA will conduct a mapping project for the benefit of the City of Omaha and other local governmental entities for a period that shall start upon adoption of the Agreement until June 30, 2023; to authorize the Finance Department to pay the City's cost share of \$51,935.00 dollars with \$31,065.00 dollars being paid in the first six (6) months of 2018, and \$20,870.00 dollars being paid in the first six (6) months of 2019, from various funds of the Public Works Department, Planning Department, and Fire Department – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).

91. ORD. 41418 – An ordinance approving an Interlocal Agreement between the City of Omaha and Douglas County, Nebraska, involving the payment of money from appropriations of more than one (1) year, in accordance with Section 5.17 of the Home Rule Charter of 1956, as amended; to provide for the terms and conditions, under which Omaha will provide a cost share to utilize the services of the Douglas County GIS Department for the service period of January 1, 2018 through December 31, 2022; to authorize the Finance Department to pay the cost share based on the usage by the various City Departments, including the Public Works Department, Parks Department, Police Department, Fire Department and Planning Department – (First Reading January 30, 2018; **Second Reading and Public Hearing February 6, 2018**; Third Reading February 13, 2018) – [see attached](#).

#### **EXECUTIVE SESSION**

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

#### **ADJOURNMENT**

**MOTION by Jerram, SECOND by Festersen that the meeting be adjourned**

**ROLL CALL VOTE:**

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

**Nays:**

**MOTION APPROVED 7-0**

**MEETING ADJOURNED AT: 2:12 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 January 30, 2018.

WITNESS:

CITY CLERK:

s/Sherri Brown  
Sherri Brown, Senior Administrative Clerk

s/Elizabeth Butler  
Elizabeth Butler