



**CITY OF OMAHA  
CITY COUNCIL AGENDA  
TUESDAY, AUGUST 13, 2019**

**LEGISLATIVE CHAMBERS @ 2:00 P.M.  
1819 Farnam Street, Omaha, NE 68183  
[www.cityofomaha.org](http://www.cityofomaha.org)**

**Agenda and materials are available online at  
<https://cityclerk.cityofomaha.org/city-council/agendas>**

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**CALL TO ORDER**

1. Roll Call
2. Pledge of Allegiance
3. Remarks by Councilmember Rich Pahls of District No. 5

**CERTIFICATION OF PUBLICATION – NOTIFICATION OF OPEN MEETING ACT**

4. City Clerk certifies publication in the Daily Record, the Official Newspaper of the City of Omaha on August 9, 2019, notice of the Pre-Council and Regular City Council Meetings, August 13, 2019.

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**

5. Presentations and Proclamations
  - A. Million Father March

WHENEVER ANY PERSON HAS BEEN INVITED TO SPEAK, OR HAS BEEN GRANTED THE OPPORTUNITY OF SPEAKING BEFORE THE COUNCIL DURING A HEARING, EACH PERSON WILL BE REQUESTED TO BE BRIEF, AND TO LIMIT HIS OR HER PRESENTATION TO TEN MINUTES. WHEN MORE THAN ONE PERSON WISHES TO ADDRESS THE COUNCIL ON A GIVEN QUESTION, THE PROPONENTS WILL BE GIVEN THE OPPORTUNITY OF FIRST ADDRESSING THE COUNCIL. THE OPPONENTS OF THE QUESTION WILL BE GIVEN THE OPPORTUNITY TO SPEAK AFTER THE PROPONENTS' PRESENTATION. THE PROPONENTS WILL BE GIVEN A BRIEF PERIOD FOR REBUTTAL OF ANY NEW MATERIAL INTRODUCED DURING THE OPPONENT'S PRESENTATION, AFTER WHICH THE PUBLIC HEARING WILL BE CONCLUDED. IT IS CITY COUNCIL PROCEDURE THAT EACH SIDE RECEIVES TWENTY MINUTES FOR THEIR PRESENTATION. COUNCILMEMBERS WILL ASK QUESTIONS AT THE CONCLUSION OF THE PUBLIC HEARING.

## **PLANNING ITEMS WITH PLANNING BOARD ATTACHMENTS**

### **CHESTNUT HILLS**

6. ORD. 41920 – An ordinance to rezone property located northwest of Kilpatrick Parkway and State Street from AG-Agricultural District to R4-Single-Family Residential District (High Density) – (First Reading July 23, 2019; Second Reading July 30, 2019; Third Reading, Public Hearing and Vote August 13, 2019) – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
7. RES. 2019-709 – Res. that, the Final Plat entitled Chestnut Hills (Lots 1-106 and Outlots A-C) (formerly Hunzeker), a subdivision outside the city limits, located northwest of Kilpatrick Parkway and State Street, is hereby approved and accepted. The applicant is Jerry Torczon, Richland Homes – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
8. RES. 2019-710 – Res. that, the Subdivision Agreement among the City of Omaha, Richland Homes, LLC, the Chestnut Hills Homeowners Association, and Sanitary and Improvement District (S.&I.D.) 591 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Chestnut Hills (Lots 1-106 and Outlots A-C) and is located northwest of Kilpatrick Parkway and State Street – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

### **THE VILLAS OF PINEY CREEK**

9. RES. 2019-761 – Res. that, the Final Plat entitled The Villas of Piney Creek (Lots 52-111, Outlots C-D), a subdivision outside the city limits, located east of 204th Street and north of Blondo Parkway, is hereby approved and accepted. The applicant is Lonetree Holdings, LLC – Outside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
10. RES. 2019-762 – Res. that, the Subdivision Agreement among the City of Omaha, Lonetree Holdings, LLC, The Villas of Piney Creek Home Owners Association, and Sanitary and Improvement District (S.&I.D.) 573 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as The Villas of Piney Creek (Lots 52-111 and Outlots C-D) and is located east of 204th Street and north of Blondo Parkway – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**

### **MILLWORK COMMONS**

11. RES. 2019-733 – Res. that, the Preliminary Plat entitled Millwork Commons, a subdivision inside the city limits, located northeast of 14th and Nicholas Streets, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Paul Smith – Inside City Limits – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  - A. Planning Board and Planning Department recommend approval – [see attached](#).

## **LIQUOR**

12. RES. 2019-763 – Class “C” Liquor License Application – G. G. P. 77, Inc., dba “Lighthouse Bar & Grill”, 2505 South 132nd Street. (This is a new application for a new location). Notice was posted on the property on 07-30-19; Notification was sent to property owners within 500 feet on 08-02-19 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  13. RES. 2019-764 – Class “D” Liquor License Application – Rifs, Inc., dba “96th St Quik & Friendly”, 4751 South 96th Street. (This is a new application for a new location). Notice was posted on the property on 07-30-19; Notification was sent to property owners within 500 feet on 08-02-19 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
  14. RES. 2019-765 – Addition Application – IRC II, Inc., dba “The Arboretum”, 8141 Farnam Drive, requests permission for additions to their present Class “I” Liquor License Location of an area approx. 25’ x 44’ and an outdoor area approx. 46’ x 43’ to the east. Notice was posted on the property on 07-30-19; Notification was sent to property owners within 500 feet on 08-02-19 – [see attached](#). **(PUBLIC HEARING AND VOTE TODAY)**
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## **CONSENT AGENDA**

(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.)

(The public hearings on Agenda Items 15 through 17 were held on July 30, 2019.)

## **CONSENT AGENDA – ORDINANCES**

15. ORD. 41921 – An ordinance (1) to approve an agreement between the City of Omaha and Lutheran Family Services in the amount of \$398,836.00; and (2) to authorize funding for such agreement from the City of Omaha’s FY 2018 Justice and Mental Health Collaboration Program (JMHCP) Grant, Award #2018-MO-BX-0004, awarded by the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; to provide funding a full-time Heartland Crisis Intervention Team (CIT) Coordinator, a full-time Co-Responder and training as part of the Heartland CIT project; 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 July 23, 2019; Second Reading and Public Hearing July 30, 2019; Third Reading August 13, 2019) – [see attached](#).
16. ORD. 41922 – An ordinance amending Ordinance Number 40589 adopted December 22, 2015 to remove language reserving rights to the City in portions of “B” Street and 33rd Street and abutting alleys which were vacated by said Ordinance – (First Reading July 23, 2019; Second Reading and Public Hearing July 30, 2019; Third Reading August 13, 2019) – [see attached](#).

17. ORD. 41923 – An ordinance amending Ordinance Number 40345 adopted May 12, 2015, to remove language reserving rights to the City in Ida Circle which was vacated by said Ordinance – (First Reading July 23, 2019; Second Reading and Public Hearing July 30, 2019; Third Reading August 13, 2019) – [see attached](#).

**(MOTION NEEDED THAT THE ORDINANCES ON THE CONSENT AGENDA BE APPROVED)**

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(The public hearings on Agenda Items 18 through 28 are today. If you wish to address the City Council regarding these items, please come to the microphone, indicate the Agenda Item Number you wish to address, identify yourself by your name, address, who you represent, and if you are a proponent or opponent.)

**CONSENT AGENDA – RESOLUTIONS**

18. RES. 2019-766 – Res. that, as recommended by the Mayor, Change Order No. 1 with Oldcastle Materials Midwest Company, d/b/a Omni Engineering, Inc. in the amount of \$3,903,143.15 for additional work on OPW 53559, being the 2019 Residential Street Resurfacing, Various Locations project, is hereby approved. (The Finance Department is authorized to pay an additional sum of \$3,903,143.15 for this change order, to be paid from the City Street Maintenance Fund 12129, Residential Street Rehab Organization 116161, year 2019 expenditure.) – [see attached](#).
19. RES. 2019-767 – Res. that, as recommended by the Mayor, Change Order No. 1 with Charles Vrana & Son Construction Company in the amount of \$150,364.50 for additional work on OPW 53195, being the Ridgewood Avenue from Poppleton Avenue to Hickory Street project, is hereby approved. (The Finance Department is authorized to pay an additional sum of \$150,364.50 for this change order, of which, 40% is to be paid from the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, with the remaining 60% to be paid from 2018 Transportation Fund 13185, Transportation Bonds Organization 117117, year 2019 expenditure.) – [see attached](#).
20. RES. 2019-680 – Res. that, the Maintenance Agreement among the City of Omaha, Jasper Stone 192 & Dodge, LLC, and the Avenue One Master Owners Association, as recommended by the Mayor, is hereby approved – [see attached](#).
21. RES. 2019-768 – Res. that, the Subdivision Agreement among the City of Omaha, Richland Homes, LLC, Westbury Creek Homeowners Association, and Sanitary and Improvement District (S.&I.D.) 578 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Westbury Creek Replat 1 (Outlots A-B) and is located southwest of 213th and F Streets – [see attached](#).
22. RES. 2019-769 – Res. that, the Subdivision Agreement among the City of Omaha, Westbury Farm, LLC, Westbury Farm Homeowners Association, and Sanitary and Improvement District (S.&I.D.) 577 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Westbury Farm Replat 1 (Outlots A-B) and is located southwest of 216th and F Streets – [see attached](#).

23. RES. 2019-770 – Res. that, the Second Amendment to the Subdivision Agreement among the City of Omaha, South Farm LLC, the Heartwood Preserve Master Property Owners Association, and Sanitary and Improvement District (S.&I.D.) 583 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as South Farm (Lots 1-11) and is located southwest of 144th and Pacific Streets – [see attached](#).
24. RES. 2019-771 – Res. that, the Agreement, as recommended by the Mayor, between the City of Omaha and Cultural Resources Analysts, Inc. in the amount of \$59,364.62 for the purpose of the preparation of a National Register of Historic Places Multiple Property Documentation Form (MPDF) and the preparation of a National Register Historic District (NRHD) pertaining to Omaha’s Historic Streetcar System and the associated land development. (To be paid from Federal Historic Preservation Grant Funds is hereby approved.) – [see attached](#).
25. RES. 2019-772 – Res. that, as recommended by the Mayor, the Agreement between the City of Omaha and Project HouseWorks, to provide \$660,000.00 in HOME Program funds for the purchase, rehabilitation and resale of four (4) vacant single-family houses to be located in areas east of 72nd Street, Omaha, and the subsequent purchase of the HOME and private funded houses by a qualified low- and moderate-income family whose gross annual household income is at or below 80% of the Median Income by Family Size (MFI), is hereby approved. (HOME funds in the amount of \$660,000.00 shall be paid from the FY 2018 Urban Homestead Fund No. 12179, Award No. 100599, Project No. 5716, Organization No. 128071, FY2016 Single-Family New Infill Housing Fund No. 12179, Award No. 100416, Project No. 5146, Organization No. 128071.) – [see attached](#).
26. RES. 2019-773 – Res. that, as recommended by the Mayor, the amendment between the City of Omaha and NEMA to reduce the 2016 State Homeland Security Program award in the amount of \$49,520.61 from the 2016 Homeland Security Grant Fund 12151, Organization 130762; and incorporated herein by this reference, is hereby approved – [see attached](#).
27. RES. 2019-774 – Res. that, as recommended by the Mayor, the Amendment to the Cooperative Agreement between the Omaha Human Rights and Relations Department and the U.S. Department of Housing and Urban Development in the amount of \$99,100.00 for reimbursement for processing housing discrimination complaints arising within its jurisdiction for HUD, for the time period of October 1, 2019, to September 30, 2020, is hereby approved – [see attached](#).
28. RES. 2019-775 – Res. that, the Preliminary Official Statement pertaining to the issuance and sale of the Sanitary Sewerage System Revenue Refunding Bonds, Series of 2019 in the aggregate principal amount of not to exceed \$23,500,000.00 by the City of Omaha, Nebraska is hereby approved; the Preliminary Official Statement is hereby deemed final as of its date, within the meaning of Rule 15c2-12 under the Securities Exchange Act of 1934, as amended (except for certain omissions permitted by said Rule 15c2-12); the Finance Director is hereby authorized to deliver the Preliminary Official Statement on behalf of the City, and the distribution of the Preliminary Official Statement by the prospective underwriter of the Bonds is hereby approved; that the Bond Purchase Agreement pertaining to the issuance and sale of the Bonds is hereby approved – [see attached](#).

**(MOTION NEEDED THAT THE RESOLUTIONS ON THE CONSENT AGENDA BE APPROVED)**

## **ORDINANCE ON FINAL READING**

29. ORD. 41926 – An ordinance supplemental to Ordinance No. 37507 authorizing and directing an issue as Additional Bonds in one or more series of not to exceed an aggregate principal amount of \$23,500,000.00 Sanitary Sewerage System Revenue Refunding Bonds, of the City of Omaha, Nebraska, to be termed for identification purposes “Sanitary Sewerage System Revenue Refunding Bonds, Series of 2019,” for the purpose of providing funds for the prepayment and redemption of certain outstanding obligations of the City of Omaha with respect to the City of Omaha’s sanitary sewerage system; prescribing the form of the bonds; covenanting to maintain and collect rates and charges for the use and services of the system; pledging the revenue derived from the operation of the system, including all extensions and improvements thereto and equipping thereof, to the payment of the cost of operating and maintaining the system, to the deposits required by Ordinance No. 35840, as supplemented, by Ordinance No. 37507, as previously supplemented, and by this ordinance, to the payment of the principal of and interest on the bonds as the same fall due; covenanting to carry out all other covenants and agreements of this ordinance; limiting the payment of the bonds solely to the system revenues; creating and establishing funds and accounts; authorizing the sale of the bonds by negotiation; providing for continuing disclosure, making other covenants and agreements in connection with the foregoing; and appointing a Paying Agent and Registrar – (First Reading July 23, 2019; Second Reading and Public Hearing July 30, 2019; Third Reading August 13, 2019) – [see attached](#). **(VOTE TODAY)**
- A. Amendment of the Whole requested by the Finance Department – [see attached](#).
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## **ORDINANCES ON SECOND READING**

30. ORD. 41927 – An ordinance to authorize the acceptance of an agreement between Heartland Workforce Solutions (HWS), the Greater Omaha Workforce Development Area Provider, and National Able Network in the amount of \$2,080,000.00; for Adult and Dislocated Worker services at the Greater Omaha Workforce Development Area One Stop Center; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter; providing for payment from a specific account – (First Reading July 30, 2019; Second Reading and Public Hearing August 13, 2019; Third Reading August 20, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**
31. ORD. 41928 – An ordinance to authorize the acceptance of an agreement between Heartland Workforce Solutions (HWS), the Greater Omaha Workforce Development Area Provider, and Dynamic Educational Systems, Inc. in the amount of \$1,275,000.00; to benefit Workforce Innovation and Opportunity Act (WIOA) eligible persons under Title I Youth at the Greater Omaha Workforce Development Area One Stop Center; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter; providing for payment from a specific account – (First Reading July 30, 2019; Second Reading and Public Hearing August 13, 2019; Third Reading August 20, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**

32. ORD. 41929 – An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the Nebraska Commission on Law Enforcement and Criminal Justice, FY 2019 Office of Violence Prevention (OVP) Grant Program, Award #19-VP-5006, in the amount of \$35,000.00, during the project period extending from July 1, 2019 to June 30, 2020; to provide funding for Human DNA Testing to be performed by the University of Nebraska Medical Center Human DNA Identification Laboratory on evidence obtained by the Omaha Police Department in firearms cases; 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 July 30, 2019; Second Reading and Public Hearing August 13, 2019; Third Reading August 20, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**
33. ORD. 41930 – An ordinance (1) to approve an Agreement between the City of Omaha and Douglas County Administrative Office in the amount of \$6,923.00; and (2) to authorize funding for such agreement from the City of Omaha’s FY 2018 STOP School Violence Prevention Program (SVPP), Award #2018-SV-WX-0045, awarded by the U.S. Department of Justice, Office of Community Oriented Policing (COPS); to provide funding for the travel of three employees serving as members of the Threat Assessment and Crisis Intervention Team to the Association of Threat Assessment Professionals Conference in 2019 and 2020; 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 July 30, 2019; Second Reading and Public Hearing August 13, 2019; Third Reading August 20, 2019) – [see attached](#). **(PUBLIC HEARING TODAY)**
34. ORD. 41925 – An ordinance awarding a contract to Fomento de Construcciones y Contratas, S. A. (FCC) for OPW 53407, being the Omaha Solid Waste Collections Contract 2021-2030, with an estimated annual cost of \$22,691,046.00 and subject to an annual CIP increase of a maximum of 4% per year, for a ten-year term with up to two (2) five-year renewals; to provide for payments involving appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter, as amended; to provide for payments from a specific account – (First Reading July 23, 2019; Second Reading and Public Hearing August 13, 2019; Third Reading August 20, 2019) – [see attached](#). **(POSTPONED FROM THE JULY 23, 2019 CITY COUNCIL MEETING, PUBLIC HEARING TODAY)**
- A. Communication from Mayor Jean Stothert – [see attached](#).
  - B. Communication from Public Works Director Bob Stubbe – [see attached](#).
  - C. Amendment of the Whole – [see attached](#). (FCC three-cart system)
  - D. Amendment of the Whole – [see attached](#). (WCS two-cart system)
  - E. Amendment of the Whole – [see attached](#). (WCS three-cart system)
  - F. Communication in opposition – [see attached](#).
35. ORD. 41924 – An ordinance to amend Section 33-46 to change the number of permanent inhabitants needed in a single unit to exceed the established solid waste limit from eight to five – (First Reading July 23, 2019; Second Reading and Public Hearing July 30, 2019; Third Reading August 13, 2019) – [see attached](#). **(PUBLIC HEARING CONTINUED FROM JULY 30, 2019 CITY COUNCIL MEETING, VOTE TODAY)**
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## **NON-ACTION ITEMS**

(Items 36 through 53 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 SEPTEMBER 3, 2019)

### **POPPLETON PARK REPLAT 3**

36. ORD. 41931 – An ordinance to rezone property located northeast of Saddle Creek Road and Davenport Street from R3-Single Family Residential District (Medium Density) and GC-General Commercial District to CC-Community Commercial District – **(First Reading August 13, 2019;** Second Reading August 20, 2019; Third Reading, Public Hearing and Vote August 27, 2019) – [see attached](#).
37. ORD. 41932 – An ordinance to rezone property located northeast of Saddle Creek Road and Davenport Street from R3-Single Family Residential District (Medium Density) and GC-General Commercial District to R5-Urban Family Residential District – **(First Reading August 13, 2019;** Second Reading August 20, 2019; Third Reading, Public Hearing and Vote August 27, 2019) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
38. ORD. 41933 – An ordinance to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located northeast of Saddle Creek Road and Davenport Street – **(First Reading August 13, 2019;** Second Reading August 20, 2019; Third Reading, Public Hearing and Vote August 27, 2019) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
39. ORD. 41934 – An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in a R5-Urban Family Residential District and CC-Community Commercial District located northeast of Saddle Creek Road and Davenport Street, to approve the Development Plan – **(First Reading August 13, 2019;** Second Reading August 20, 2019; Third Reading, Public Hearing and Vote August 27, 2019) – [see attached](#).
  - A. Planning Board and Planning Department recommend approval – [see attached](#).
40. RES. 2019-759 – Res. that, the Preliminary Plat entitled Poppleton Park Replat 3, with a waiver of Section 53-8(4)(a), Lot depth from 100 feet to 80 feet, located northeast of Saddle Creek Road and Davenport Street, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Omnicorp Saddle Creek LLC – Inside City Limits – [see attached](#). **(LAID OVER TO THE AUGUST 27, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 36)**
  - A. Planning Board and Planning Department recommend approval – [see attached](#).



41. RES. 2019-760 – Res. that, the Final Plat transmitted herewith entitled Poppleton Park Replat 3, located northeast of Saddle Creek Road and Davenport Street, is hereby approved, and concurrently portions of the existing plat entitled Poppleton Park, and described on said replat, is hereby vacated. The applicant is Omnicorp Saddle Creek LLC – Inside City Limits – [see attached](#). **(LAID OVER TO THE AUGUST 27, 2019 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 36)**
- A. Planning Board and Planning Department recommend approval – [see attached](#).

## **RESOLUTIONS**

42. RES. 2019-748 – Res. that, the Elkhorn Station Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 2606 North Main Street, 2605 North 206th Street, 20585 Elkhorn Drive and 20575 Elkhorn Drive, which proposes removal of three existing structures on the project site to allow new construction of two mixed use buildings with a combined total of 90 one and two-bedroom, multi-family residential units and with lower level retail and office uses, to include onsite parking of 94 surface stalls and 90 garage stalls, and authorizes the City's participation through the allocation of TIF in an amount up to \$3,200,00.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, demolition and grading, site preparation work, architectural and engineering costs, 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 AUGUST 20, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**
43. RES. 2019-749 – Res. that, the 14 Howard Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 1402 and 1410 Howard Street, which proposes rehabilitation of the two-story building on 1410 Howard Street and demolition of the building on 1402 Howard Street to allow new construction of a mixed-use building, which will be connected to the existing building, functioning as a single facility, and authorizes the City's participation through the allocation of TIF in an amount up to \$475,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, demolition, building rehabilitation construction, architectural and engineering costs, and public improvements as required, with the applicant contributing \$10,000.00 of the TIF loan proceeds to the Downtown Public Improvement Fund, containing a provision for the division of ad valorem taxes as authorized by Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as analyzed and determined to be in conformance with the Community Development Law and as recommended by the City Planning Department, be and hereby is approved – [see attached](#). **(LAID OVER TO THE AUGUST 20, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**

44. RES. 2019-750 – Res. that, the Nobility Point - Highlander Phase III Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 3031 Blondo Street, which proposes new construction of a three-story, 60-unit rental-housing project for seniors and approximately 55 surface parking stalls, and authorizes the City's participation through the allocation of TIF in an amount up to \$200,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to site preparation, grading, utility taps, 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 AUGUST 20, 2019 CITY COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING)**

#### **ORDINANCES ON FIRST READING**

45. ORD. 41936 – An ordinance approving an Agreement between the City of Omaha, Nebraska and the following parties, to-wit: the City of Bellevue, the Village of Boys Town, the City of Gretna, the City of La Vista, the City of Papillion, the City of Ralston, the County of Sarpy, and, the Papio-Missouri River Natural Resources District, hereinafter being referred to collectively as "the Papillion Creek Watershed Partnership," or "the Partnership" 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, for a five-year term commencing July 1, 2019; to designate a representative of the City of Omaha to the Partnership Executive Committee; to authorize the Finance Department to pay the cost share to the Partnership as called for in such amended agreement, including a contribution of \$184,400.00 from the Storm Water Fee Revenue Fund 12128, Storm Water Management Organization 116312; to amend the Master Plan of the City of Omaha to incorporate plans contained within the Amended Interlocal Agreement – **(First Reading August 13, 2019; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019)** – [see attached](#).
46. ORD. 41935 – An ordinance vacating that portion of alley East of South 51st Street, between Walnut Street and Hickory Street, abutting Lots 9 through 12, Block 28 of West Side Addition, subdivision, as surveyed, platted and recorded in Douglas County – **(First Reading August 13, 2019; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019)** – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
47. ORD. 41937 – An ordinance vacating that portion of IZard Street right-of-way from the west right-of-way line of 20th Street to the current east right-of-way line of 21st Street, abutting Lots 5 through 8, Block 194 1/2 and Lots 1 through 4, Block 205 1/2 of City Lots Addition, subdivision, as surveyed, platted and recorded in Douglas County, more specifically outlined and described in Exhibits A and B – **(First Reading August 13, 2019; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019)** – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).

48. ORD. 41938 – An ordinance vacating that portion of Hunt Street extending east/west through 9201 North 36th Street, abutting Blocks 171 and 174, Florence Addition, subdivision, as surveyed, platted and recorded in Douglas County – (**First Reading August 13, 2019**; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).
- A. Planning Board and Planning Department recommend approval – [see attached](#).
49. ORD. 41939 – An ordinance to approve a contract between the City of Omaha and the Elkhorn Public Schools for the City to provide, through its assignment, one uniformed police officer and a marked police car to the premises of Elkhorn High School, located at 711 Veterans Drive, involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter, to perform police work at the District property each day that school is in session during the regular school year, not to exceed a 7.5 hour school day, from August 15, 2019 and ending at the close of the 2021 - 2022 school year. The reimbursement payment from the Elkhorn Public Schools to the City for Year 2019-2020 will begin at \$81,632.46 and will not exceed \$84,081.40; for Year 2020-2021 will be \$84,081.40; and for Year 2021-2022 will be \$84,081.40 – (**First Reading August 13, 2019**; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).
50. ORD. 41940 – An ordinance to approve an Agreement between the City of Omaha and the Elkhorn Public Schools for the City to provide, through its assignment, one Associate School Resource Officer and a marked police cruiser, subject to the availability of such cruiser and Elkhorn's needs, to the premises of Elkhorn High School, located at 711 Veterans Drive, involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter, to perform police work at the District property twenty (20) hours per week while school is in session during the regular school year, from August 15, 2019 and ending at the close of the 2019 – 2020 school year; reimbursement from the Elkhorn Public Schools to the City will be in the amount of \$35.00 per hour for the officer, not to exceed \$27,451.00 – (**First Reading August 13, 2019**; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).
51. ORD. 41941 – An ordinance (1) to approve a professional services agreement between the City of Omaha and Dave Okada in the amount of \$31,500.00; and (2) to authorize funding for such agreement from the City of Omaha's FY 2018 STOP School Violence Prevention Program, Award #2018-SV-WX-0045, awarded by the U.S. Department of Justice, Office of Community Oriented Policing; to provide funding for one (1) Safety and Threat Assessment Subject Matter Expert and associated training costs; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (**First Reading August 13, 2019**; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).
52. ORD. 41943 – An ordinance to amend Sections 23-177, 23-402, 23-403, 23-404, 23-462, 23-483 of the Omaha Municipal Code to reflect changes negotiated between the City of Omaha and the Civilian Management Professional and Technical Employees Council (CMPTEC) for the years 2018, 2019, 2020, and 2021; to provide that any ordinances of the City of Omaha, and any rules and regulations promulgated thereunder, which are in conflict with this ordinance shall not be applicable to those employees in CMPTEC – (**First Reading August 13, 2019**; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).

53. ORD. 41942 – An ordinance awarding a contract to Formento de Construcciones y Contratas, S.A. (FCC) for OPW 53641, being the Yardwaste Collection Spring and Fall contract, with an estimated annual cost of \$1,494,000.00 and subject to an annual CIP increase of a maximum of 4% per year, for a five-year term with up to one (1) additional five-year renewal period; to provide for payments involving appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter, as amended; to provide for payments from a specific account – **(First Reading August 13, 2019; Second Reading and Public Hearing August 20, 2019; Third Reading August 27, 2019) – [see attached](#).**
- A. Communication received from West Central Sanitation – [see attached](#).

### **EXECUTIVE SESSION**

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

### **RECESS**

55. City Council Meeting is to be recessed to 6:30 P.M. on Tuesday, August 13, 2019. **(PRESIDENT WILL CALL FOR A RECESS - NO VOTE WILL BE TAKEN UNLESS THERE ARE OBJECTIONS FROM COUNCILMEMBERS)**
56. Roll call after recess at 6:30 P.M.

### **BUDGET AND CIP HEARING**

57. Public Hearing on the [Recommended Budget](#) for the Year 2020 and [Capital Improvement Program](#) for the Years 2020 – 2025 of the City of Omaha – 6:30 P.M. – Legislative Chambers. **(PUBLIC HEARING TODAY)**
- A. City Clerk certifies publication in the Daily Record, the Official Newspaper of the City of Omaha, and the Omaha World Herald, on August 8, 2019, and the Omaha Star on August 9, 2019, notice of the Public Hearing and Budget Summary on the Recommended Budget of the City of Omaha for Year 2020, August 13, 2019.

### **ADJOURNMENT**

**This Agenda, which shall be kept continually current, shall be available for public inspection in the Office of the City Clerk, Omaha/Douglas Civic Center, 1819 Farnam Street, Suite LC-1, Omaha, NE, during normal business hours.**

**All requests for sign language interpreters (signers) will require a minimum of 48 hours advance notice. Alternative formats require a minimum of 72 hours advance notice. Please contact Sherri Brown at (402) 444-5554 if arrangements need to be made.**