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.
TAX INCREMENT FINANCING (TIF) PROJECT PLAN RESOLUTIONS

6. RES. 2020-0069 – Res. that, the Ames Industrial Park Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 4411 North 20th Street, which proposes to rehabilitate a 12,400 square foot fire damaged building, and to construct a smaller new building with 5,000 square feet which will contain two 2,500 square foot rental bays, allowing for additional expansion of employment opportunities in north Omaha, and authorizes the City’s participation through the allocation of TIF in an amount up to $282,676.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, building rehabilitation construction costs, 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. (PUBLIC HEARING AND VOTE TODAY)

7. RES. 2020-0070 – Res. that, The Redfield Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 1901 Howard and 435 South 20th Street, which proposes to rehabilitate the 47,872 square foot building at 1901 Howard Street into a mix of office and retail commercial uses and to rehabilitate the building at 435 South 20th Street for use as a two level parking structure with 60 parking stalls, and authorizes the City’s participation through the allocation of TIF in an amount up to $1,662,342.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, building rehabilitation construction costs, 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. (PUBLIC HEARING AND VOTE TODAY)

LIQUOR

8. RES. 2020-0139 - Addition application – IRC II, Inc., dba “Arboretum”, 8141 Farnam Street, requests permission for an addition to their present Class “I” Liquor License location of an outdoor area approx. 46’ x 43’ to the east. Notice was posted on the property on 01-21-2020; Notification was sent to property owners within 500 feet on 01-24-2020 - see attached. (PUBLIC HEARING AND VOTE TODAY)

A. Communication from Planning Department regarding permits – see attached.

9. RES. 2020-0140 - Class “C” – Superior Liquors, LLC, dba “Superior Liquors”, 5936 “Q” Street. (This is a new application for a new location). Notice was posted on the property on 01-08-2020; Notification was sent to property owners within 500 feet on 01-24-2020 - see attached. (PUBLIC HEARING AND VOTE TODAY)
10. RES. 2020-0141 – Class “B” – Family Dollar, Inc., dba “Family Dollar 22254”, 3552 Leavenworth Street. (This is a new application for a new location). Notice was posted on the property on 01-21-2020; Notification was sent to property owners within 500 feet on 01-24-2020 - see attached. (PUBLIC HEARING AND VOTE TODAY)  
   A. Communications in opposition – see attached.

11. RES. 2020-0142 - Class “B” – Family Dollar, Inc., dba “Family Dollar 26879”, 1500 North 24th Street. (This is a new application for a new location). Notice was posted on the property on 01-22-2020; Notification was sent to property owners within 500 feet on 01-24-2020 - see attached. (PUBLIC HEARING AND VOTE TODAY)  
   A. Communication from the Nebraska State Patrol regarding distance to school – see attached.

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 12 and 13 were held on January 28, 2020.)

CONSENT AGENDA – ORDINANCES

12. ORD. 42127 – An ordinance (1) to approve a professional services agreement between the City of Omaha and Patrick Rowland in the amount of $27,000.00; and (2) to authorize funding for such agreement from the City of Omaha’s FY 2018 Violent Gang and Gun Crime Reduction Grant Program (Project Safe Neighborhoods) (PSN), Award #2018-GP-BX-0012, awarded by the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; to provide funding for one (1) PSN Case Analyst; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter – (First Reading January 14, 2020; Second Reading and Public Hearing January 28, 2020; Third Reading February 4, 2020) – see attached.

13. ORD. 42129 – An ordinance to increase liquid volume pursuant to Section 40-251 of the Omaha Municipal Code to an existing Class “B” Flammable Liquids Storage District to a Class "A" Flammable Liquids Storage District known as District No. A-158 at 2550 East Locust Street, as requested by Daniel B. Owens of the Omaha Airport Authority for 2550 East Locust Street – (First Reading January 14, 2020; Second Reading and Public Hearing January 28, 2020; Third Reading February 4, 2020) – see attached.

(MOTION NEEDED THAT THE ORDINANCES ON THE CONSENT AGENDA BE APPROVED)
(The public hearings on Agenda 14 through 34 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

14. RES. 2020-0135 - Res. that, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Fan Tan Club, LLC, dba “Fan Tan Club”, 5915 Center Street – see attached.

15. RES. 2020-0136 - Res. that, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at James & Jerrilee Vampola, dba “The Outpost Bar”, 6301 South 36th Street – see attached.

16. RES. 2020-0132 - Res. that, as recommended by the Mayor, the contract with NL&L Concrete, Inc. in the amount of $740,949.75 for OPW 53720, for the 2020 Emergency Utility Cuts Major Roadways Project, is hereby approved. (The Finance Department is authorized to pay the cost of $740,949.75 from the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2020 expenditure.) – see attached.

17. RES. 2020-0134 - Res. that, as recommended by the Mayor, the contract with Eriksen Construction Co., Inc. in the amount of $1,497,000.00 for OPW 53565, being the PCWRRF - Non-Potable System Upgrade Project, is hereby approved. (The Finance Department is authorized to pay the cost of $1,497,000.00 from the Sewer Revenue Improvements Bond Fund 21124, Capital Asset Replacement Program Bond Organization 116913, Sewer Revenue Bonds will be issued to finance this project.) – see attached.

18. RES. 2020-0128 - Res. that, as recommended by the Mayor, the Professional Services Agreement with E & A Consulting Group, Inc. in the amount of $99,342.00 to provide a topographic survey for OPW 53704, for the West Center Road at 92nd Street Bridge redecking, for the Construction Division, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed $99,342.00 to be paid from the 2018 Transportation Bond Fund 13185, Transportation Bonds Organization 117117, year 2020 expenditures. This project is associated with Capital Improvement Program Number 2004T501) – see attached.

19. RES. 2020-0130 - Res. that, as recommended by the Mayor, the Professional Services Agreement with JEO Consulting Group, Inc. in the amount of $119,370.00 to provide professional construction engineering services on OPW 52534-B, for the Missouri River Omaha Flood Protection Project - Relief Well and Grading Improvements Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed $119,370.00, from the 2014 Environment Fund 13124, Environmental Bonds Organization, year 2020 funding.) – see attached.

20. RES. 2020-0131 - Res. that, as recommended by the Mayor, the Professional Services Agreement, with Terracon Consultants, Inc. in the amount of $61,958.00 to provide professional services on OPW 52402, for the Riverview Lift Station-Missouri River and Atlas Street Extended to River Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed $61,958.00, from Sewer Revenue Improvements Bond & Fund 21124, CSO Control Implementation Organization 116918, Sewer Revenue Bonds will be issued to finance this project.) – see attached.
21. RES. 2020-0133 - Res. that, as recommended by the Mayor, Amendment No. 2 to the Professional Services Agreement with HDR Engineering, Inc. in the amount of $285,477.00 for project management on OPW 53017, for the MRWWTP Biogas Complex Evaluation and Improvements Project, is hereby approved. (The Finance Department is authorized to pay the additional fee not to exceed $285,477.00 for these services to be paid from the Sewer Revenue Improvements Bond Fund 21124, Capital Asset Replacement Program Bond Organization 116913, Sewer Revenue Bonds will be issued to finance this project) – see attached.

22. RES. 2020-0137 - Res. that, the Amendment to the Subdivision Agreement among the City of Omaha, Clarendon Properties, LLC, The Waterford Village Owners Association, and Sanitary and Improvement District (S.&I.D.) 484, as recommended by the Mayor, is hereby approved. The Subdivision is known as Waterford Village (Lots 1-6 and Outlet A) and is located northwest of 144th and Ida Streets – see attached.

23. RES. 2020-0138 - Res. that, the Amendment No. 2 to the Subdivision Agreement among the City of Omaha, FRK Development, LLC, The Indian Pointe Homeowner's Association, and Sanitary and Improvement District (S.&I.D.) 559, as recommended by the Mayor, is hereby approved. The Subdivisions are to be known as Indian Pointe (Lots 267-304, 307-394, and Outlots L-M), and Indian Pointe Replat Two (Lots 1-2 and Outlot A) and are located northeast of 192nd and Sahler Streets – see attached.

24. RES. 2020-0126 – Res. that, as recommended by the Mayor, the purchase from ABM Supply in the amount of $39,704.00 for the purchase of Night Vision Equipment for Douglas County Sheriff’s Office, a Tri-County region partner, is hereby approved. (The Finance Department of the City of Omaha is authorized to pay ABM Supply in the amount of $39,704.00 for the purchase of Night Vision Equipment, budgeted from and funded by the Nebraska Emergency Management Agency (NEMA) FY 2018 State Homeland Security Grant, Award #EMW-2018-SS-00037-S01, Fund 12151, Organization 130762.) – see attached.

25. RES. 2020-0127 – Res. that, as recommended by the Mayor, the purchase from Wireless CCTV LLC in the amount $34,749.43 for a Wireless CCTV Surveillance Camera Trailer for the La Vista Police Department, Tri-County region partner, is hereby approved. (The Finance Department of the City of Omaha is authorized to pay Wireless CCTV LLC in the amount of $34,749.43 for the purchase of a Wireless CCTV Surveillance Camera Trailer budgeted from and funded by the Nebraska Emergency Management Agency (NEMA) FY 2019 State Homeland Security Grant, Award #EMW-2019-SS-00090, Fund 12151, Organization 130762) – see attached.

26. RES. 2020-0143 – Res. that, the appointment by Mayor Jean Stothert of Tiffany Hunter to the Board of Directors for the Omaha Municipal Land Bank as representative for the Board of Directors for City Council District 2, with knowledge of real estate development and financing, said term to commence February 5, 2020 and expire on January 22, 2021, is hereby confirmed – see attached.

27. RES. 2020-0144 – Res. that, the reappointment by Mayor Jean Stothert of John Heine to serve a three-year term as the representative for the Board of Directors for the Omaha Municipal Land Bank for City Council District 3, with experience as a realtor and in real estate development, said term to commence on December 6, 2019 and expire on December 5, 2022, is hereby confirmed – see attached.
28. RES. 2020-0145 – Res. that, the reappointment by Mayor Jean Stothert of Christopher Rock to serve a three-year term as the representative for the Board of Directors for the Omaha Municipal Land Bank for City Council District 5, with experience as a realtor, said term to commence on December 6, 2019 and expire on December 5, 2022, is hereby confirmed – see attached.

29. RES. 2020-0146 – Res. that, the appointment by Mayor Jean Stothert of Candice Price to the Board of Directors for the Omaha Municipal Land Bank as a non-voting member for the Board of Directors, with experience as a realtor, said term to commence February 5, 2020 and expire on February 4, 2023, is hereby confirmed – see attached.

30. RES. 2020-0150 – Res. that, the reappointment by Mayor Stothert of Andrew Conzett, as the architect member of the Landmarks Heritage Preservation Commission, to serve a term commencing February 17, 2020 and expiring February 16, 2023, be and hereby is confirmed and approved – see attached.

31. RES. 2020-0151 – Res. that, the appointment by Mayor Stothert of Emma Sundberg as the museum curator member of the Landmarks Heritage Preservation Commission, to serve a term commencing February 5, 2020 and expiring on November 2, 2020, be and hereby is confirmed and approved – see attached.

32. RES. 2020-0152 – Res. that, the appointment by Mayor Stothert of Michael Sharp as an interested and qualified person from an organization that performs architectural landscape services of the Landmarks Heritage Preservation Commission, to serve a term commencing February 17, 2020 and expiring on February 16, 2023, be and hereby is confirmed and approved – see attached.

33. RES. 2020-0147 – Res. that, the Third Amendment to the Tri-Party College World Series Event Agreement, is hereby adopted and, the Mayor of the City of Omaha is hereby authorized to execute the Third Amendment – see attached.

34. RES. 2020-0153 – Res. that, forty-four preservation districts of historic significance, as identified in the 2017 Historic Streetcar Survey, pursuant to the Nebraska Job Creation and Mainstreet Revitalization Act for the purpose of historic rehabilitation, preservation, or restoration of buildings that contribute to the district’s historic significance or economic viability shall be designated as a preservation district that is historically significant and an important asset to the Omaha community, is hereby approved – see attached.

(MOTION NEEDED THAT THE RESOLUTIONS ON THE CONSENT AGENDA BE APPROVED)
ORDINANCES ON FINAL READING

35. ORD. 42126 – An ordinance approving a redevelopment and Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha and 1401 Jones, LLC, to implement the Hub 1401 Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 1401 Jones Street, which proposes the rehabilitation of the 43,000 square-foot, two-story building for a mix of office and retail commercial uses; the agreement authorizes the use of up to $836,191.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project – (First Reading January 14, 2020; Second Reading and Public Hearing January 28, 2020; Third Reading February 4, 2020) – see attached. (VOTE TODAY)

36. ORD. 42128 – An ordinance to approve the Collective Bargaining Agreement between the City of Omaha and the Professional Firefighters Association of Omaha, Local No. 385; AFL-CIO-CLC for the payroll years for 2019, 2020, 2021, 2022, and 2023; to provide that any ordinances of the City of Omaha, and any rules and regulations promulgated thereunder, which are in conflict with the provisions of the Collective Bargaining Agreement shall not be applicable to those employees in the bargaining unit described in Article 1, Section 1, of said Collective Bargaining Agreement – (First Reading January 14, 2020; Second Reading January 28, 2020; Third Reading, Public Hearing and Vote February 4, 2020) – see attached. (PUBLIC HEARING AND VOTE TODAY)

A. Personnel Board recommends denial.

ORDINANCES ON SECOND READING

37. ORD. 42145 - 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, 2028 without further vote of the electorate, General Obligation Bonds of the City of Omaha in an amount not to exceed Two Hundred Million and No/100 Dollars ($200,000,000) for the purpose of providing funds for the payment of the cost of constructing, reconstructing, widening, improving, extending and equipping streets, boulevards, roads, and bridges, portions of and connections to expressway, freeway, and 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 12, 2020; to provide for submission of an increase in the property tax level rate of $0.035 per $100 of assessed value to the qualified electors of the City of Omaha for their approval or rejection at the Special City Election to be held on May 12, 2020; and to provide the effective date hereof - (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)
38. ORD. 42130 – An ordinance declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of the West Papio Storm Sewer Repairs - 132nd to Harry Andersen, project identified as OPW 53429; providing that the City negotiate with the property owners for land acquisitions, permanent easements and temporary construction easements; providing that as to each specified parcel which cannot be obtained by negotiation, condemnation proceedings be undertaken and completed – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

39. SPECIAL ORD. 10270 – 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 2020-03 – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

40. SPECIAL ORD. 10271 – 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 2020-04 – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

41. SPECIAL ORD. 10272 – 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 2020-05 – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

42. ORD. 42135 – An ordinance to transfer property via a Quit Claim Deed to the City of Bellevue, upon City-owned property commonly known as “Swanson Park”, in Sarpy County; to authorize the Mayor to execute the attached Quit Claim Deed – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

43. ORD. 42136 – An ordinance to accept the bid of Miller & Sons Golf Cars in the total amount of $142,416.00 for the lease, through PNC Equipment Finance, of seventy-two (72) gas-powered golf cars for the Golf Division of the Parks, Recreation and Public Property Department; for four (4) years with the lease commencing in January 2020, through January 2023, with the option to extend to an additional one (1) to two (2) years, with an option at the end of the lease to purchase cars at fair market value, to authorize annual payments as specified therein in the amount of $35,604.00 per year, for a total amount of 142,416.00 – (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)
44. ORD. 42144 - An ordinance authorizing and approving a Lease Purchase Agreement between the City of Omaha Public Facilities Corporation and the City of Omaha, to provide funds to refund on a current refunding basis all or a portion of the Corporation’s Lease Revenue Bonds (Omaha Baseball Stadium Project), Series 2010; authorizing and approving an Amended and Restated Site Lease Agreement between the Corporation and the City for the leasing of the project site by the City to the Corporation; approving an Indenture of Trust between the Corporation and First National Bank of Omaha, as Trustee and Paying Agent; approving the terms and conditions of the Corporation’s approximately $25,000,000.00 aggregate principal amount Lease Revenue Refunding Bonds, to be issued in one series as set forth in the Indenture and the issuance and delivery thereof; delegating authority to the City’s Finance Director to determine the final price, interest rates, principal amount and redemption provisions for the Bonds; authorizing and directing the Corporation to defease (if applicable) and redeem the Refunded Bonds; and satisfying applicable federal income tax law requirements and approving the effective date hereof - (First Reading January 28, 2020; Second Reading and Public Hearing February 4, 2020; Third Reading February 11, 2020) – see attached. (PUBLIC HEARING TODAY)

NON-ACTION ITEMS

(Items 45 through 66 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 FEBRUARY 18, 2020)

OPA CAMPUS

45. RES. 2020-0107 - Res. that the Preliminary Plat entitled OPA Campus, a subdivision inside city limits, with a waiver of Section 53-8(5c-d), Easements, located northwest and southwest of 11th and Dodge Streets, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Joan Squires, Omaha Performing Arts Society - Inside City Limits – see attached. (LAID OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO NOTIFY SURROUNDING PROPERTY OWNERS AND ADVERTISE FOR PUBLIC HEARING)

A. Planning Board and Planning Department recommend approval – see attached.

THE MILL

46. ORD. 42141 – An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in a NBD-Neighborhood Business District located at 6152 Military Avenue, to approve the Development Plan - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.
47. RES. 2020-0109 - Res. that the Final Plat entitled The Mill, a minor plat inside city limits, located at 6152 Military Avenue, is hereby approved, and concurrently a portion of the existing plat entitled Benson, and described on said replat, is hereby vacated. The applicant is Capital Real Estate Investments – Inside City Limits – see attached. (LAID OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 46)

A. Planning Board and Planning Department recommend approval – see attached.

48. RES. 2020-0110 - Res. that, the Subdivision Agreement between the City of Omaha and Benson Apartment Fund I, LLC, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as The Mill (Lot 1) and is located at 6152 Military Avenue – see attached. (LAID OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 46)

49. ORD. 42120 – An ordinance approving a redevelopment and Tax Increment Financing (TIF) Redevelopment Agreement between the City of Omaha and Benson Apartment Fund I, LLC, a Nebraska limited liability company, to implement the Benson Apartments Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment project site located at 6152 Military Avenue, which proposes for the new construction of a five-story residential apartment building on a vacant site of about 0.69 acres; the agreement authorizes the use of up to $2,067,135.00, plus accrued interest, in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project, with the applicant contributing $10,000.00 of the TIF loan proceeds toward the development of a Benson Business District sign – (First Reading January 14, 2020; Second Reading and Public Hearing January 28, 2020; Third Reading February 4, 2020) – see attached. (THIRD READING POSTPONED TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING, PUBLIC HEARING CONTINUED)

A. Request from the applicant to move the third reading to February 11, 2020 and to continue the public hearing to that date – see attached.

DAHLMAN ROWS

50. ORD. 42142 - An ordinance to rezone property located northeast of 7th and Cedar Streets from GC-General Commercial District to R7-Medium-Density Multiple-Family Residential District - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.

51. ORD. 42143 - An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in a R7-Medium-Density Multiple-Family Residential District located northeast of 7th and Cedar Streets, to approve the Development Plan - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.
52. RES. 2020-0111 - Res. that the Final Plat entitled Dahlman Rows, a minor plat inside the city limits, located northeast of 7th and Cedar Streets, is hereby approved, and concurrently a portion of the existing plat entitled Credit Foncier Addition, and described on said replat, is hereby vacated. The applicant is Dahlman Rows LLC - Inside City Limits – see attached. (LAID OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 50)

A. Planning Board and Planning Department recommend approval – see attached.

53. RES. 2020-0112 - Res. that, the Subdivision Agreement among the City of Omaha, Tudans Enpete Properties, LLC, and the Dahlman Rows Homeowners Association, Inc., as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Dahlman Rows (Lots 1-36 and Outlots A-8) and is located northeast of 7th and Cedar Streets – see attached. (LAID OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 50)

PLANNING ORDINANCES ON SECOND READING WITH PLANNING BOARD ATTACHMENTS

54. ORD. 42137 - An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in a R6- Low-Density Multiple-Family Residential District located at 501 South 38th Street, to approve the Development Plan. The applicant is Noddle Homes – (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.

55. ORD. 42138 - An ordinance to rezone property located at 2501 Elm and 2906 South 25th Streets from GI-General Industrial District to R4-Single-Family Residential District (High-Density). The applicant is Martha Villanueva - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.

56. ORD. 42139 - An ordinance to rezone property located at 2514 and 2524 Leavenworth Street from DS-Downtown Service District to CBD-Central Business District (property is located within an ACI-1 Overlay District). The applicant is Mark McClellan - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.

57. ORD 42140 - an ordinance to rezone property located at 1405 South 13th Street from GI-General Industrial District to NBD Neighborhood Business District (property is located within the ACI-1 Overlay District). The applicant is PJ Morgan Investments Inc. - (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

A. Planning Board and Planning Department recommend approval – see attached.
STREET IMPROVEMENT DISTRICT CREATION ORDINANCES ON SECOND READING

58. ORD. 42131 – An ordinance to create Street Improvement District No. 2019-06, in the City of Omaha, for the purpose of improving Walnut Street, from South 76th Avenue to South 78th Street, by grading, curbing, addressing storm sewerage and paving in portland cement concrete; to fix and define the boundaries of said district; to provide for the determination and assessment of damages, if any, occasioned by reason of change of grade; to authorize the Public Works Department, barring protest to the contrary in accordance with OMC 26-65, to complete the associated improvement project – (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

59. ORD. 42132 – An ordinance to create Street Improvement District No. 2019-07, in the City of Omaha, for the purpose of improving Ames Avenue, from North 85th Street to North 87th Street and North 87th Street from Ames Avenue to approximately 114 feet north of Boyd Street, by grading, curbing, addressing storm sewerage and paving in portland cement concrete; to fix and define the boundaries of said district; to provide for the determination and assessment of damages, if any, occasioned by reason of change of grade; to authorize the Public Works Department, barring protest to the contrary in accordance with OMC 26-65, to complete the associated improvement project – (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

ROAD MAINTENANCE DISTRICT CREATION ORDINANCES ON SECOND READING

60. ORD. 42133 – An ordinance to create Road Maintenance District No. 2019-08, in the City of Omaha, for the purpose of improving Frances Street from Mullen Road to Brookside Avenue, by application of an asphalt surface course; to fix and define the boundaries of said district; to provide for the determination and assessment of damages, if any, occasioned by reason of change of grade; to authorize the Public Works Department, barring protest to the contrary in accordance with OMC 26-65, to complete the associated improvement project – (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.

61. ORD. 42134 – An ordinance to create Road Maintenance District No. 2019-09, in the City of Omaha, for the purpose of improving South 91st Avenue from Pacific Street to Hickory Street; and, Poppleton Avenue from South 93rd Street to South 91st Avenue, including 92nd Circle, by application of an asphalt surface course; to fix and define the boundaries of said district; to provide for the determination and assessment of damages, if any, occasioned by reason of change of grade; to authorize the Public Works Department, barring protest to the contrary in accordance with OMC 26-65, to complete the associated improvement project – (First Reading January 28, 2020; Second Reading February 4, 2020; Third Reading, Public Hearing and Vote February 11, 2020) – see attached.
SPECIAL USE PERMIT

62. RES. 2020-0108 - Res. that, the Special Use Permit application submitted by Metabolic Engineering and Recovery Center (MERC) for a Special Use Permit to allow Personal improvement services in the GI-General Industrial District, located at 10729 J Street, Omaha, Nebraska, is hereby approved. The Permits and Inspection Division is directed to issue the necessary permit therefor, provided the conditions set out in Exhibit "A" of the above 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. 

(LAIDED OVER TO THE FEBRUARY 11, 2020 CITY COUNCIL MEETING TO NOTIFY SURROUNDING PROPERTY OWNERS AND ADVERTISE FOR PUBLIC HEARING)

A. Planning Board and Planning Department recommend approval – see attached.

ORDINANCES ON FIRST READING

63. ORD. 42146 – An ordinance (1) to approve an agreement between the City of Omaha and YouTurn in the amount of ten thousand dollars ($10,000); and (2) to authorize funding for such agreement from the City of Omaha’s FY 2018 Project Safe Neighborhoods Grant Award #2018-GP-BX-0012, awarded by the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA); to work directly with the District of Nebraska, Project Safe Neighborhoods (PSN) Task Force and law enforcement agencies as the PSN community engagement partner; The agreement extends from February 1, 2020 to September 30, 2021; 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; and, providing for the effective date hereof – (First Reading February 4, 2020; Second Reading and Public Hearing February 11, 2020; Third Reading February 25, 2020) – see attached.

64. ORD. 42147 – An ordinance declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of the Signal Infrastructure Phase B1, project identified as OPW 52956; providing that the City negotiate with the property owners for land acquisitions, permanent easements and temporary construction easements; providing that as to each specified parcel which cannot be obtained by negotiation, condemnation proceedings be undertaken and completed; and, providing for the effective date hereof - (First Reading February 4, 2020; Second Reading and Public Hearing February 11, 2020; Third Reading February 25, 2020) – see attached.

65. ORD. 42148 – An ordinance declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of the Signal Infrastructure Phase B2, project identified as OPW 53298; providing that the City negotiate with the property owners for land acquisitions, permanent easements and temporary construction easements; providing that as to each specified parcel which cannot be obtained by negotiation, condemnation proceedings be undertaken and completed; and, providing for the effective date hereof - (First Reading February 4, 2020; Second Reading and Public Hearing February 11, 2020; Third Reading February 25, 2020) – see attached.
66. ORD. 42149 – An ordinance declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of the Signal Infrastructure Phase B3, project identified as OPW 53299; providing that the City negotiate with the property owners for land acquisitions, permanent easements and temporary construction easements; providing that as to each specified parcel which cannot be obtained by negotiation, condemnation proceedings be undertaken and completed; and, providing for the effective date hereof - (First Reading February 4, 2020; Second Reading and Public Hearing February 11, 2020; Third Reading February 25, 2020) – see attached

EXECUTIVE SESSION

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

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.