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.
ZONING ORDINANCE ON FINAL READING AND PLANNING BOARD ATTACHMENT

6. ORD. to approve a Major Amendment to the Mixed Use District Development Agreement for Aksarben Business & Education Campus, located northeast of 72nd and Pine Streets, between the City of Omaha and Verizon Wireless, providing site development standards; and, to provide for an effective date – over from 05/02/17 for publication and public hearing – had publication – (First Reading held on April 25, 2017; Second Reading held on May 2, 2017) – CCID 570 – see attached. (PUBLIC HEARING AND VOTE TODAY)

A. Planning Board and Planning Department recommend approval of a Major Amendment to the Mixed Use District Development Agreement for Aksarben Business & Education Campus, located northeast of 72nd and Pine Streets – see attached.

RESOLUTIONS FOR PRELIMINARY PLAT(S)

7. Res. that, the preliminary plat entitled ARBOR VIEW (Lots 236-378 and Outlots E-J), a subdivision outside the city limits, located southwest of 208th Avenue and Fort Street, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized (Outside City Limits) – CCID 646 – see attached. (PUBLIC HEARING AND VOTE TODAY)

A. Planning Board and Planning Department recommend approval of the Preliminary Plat of ARBOR VIEW (Lots 236-378 and Outlots E-J), a subdivision outside the city limits, located southwest of 208th Avenue and Fort Street – see attached.

“PURSUANT TO CITY COUNCIL RULE VII H
DUE TO NO MEETING BEING HELD MAY 30, 2017,
AGENDA ITEM NO. 8 SHALL BE LAID OVER THREE WEEKS
TO JUNE 6, 2017 FOR PUBLICATION AND PUBLIC HEARING”

8. Res. that, the replat transmitted herewith entitled 31 MASON SOUTHWEST 1, located northwest of 31st and Mason Streets, is hereby approved, and concurrently a portion of the existing plat entitled Clifton Place, and described on said replat, is hereby vacated (Inside City Limits) – CCID 620 – see attached.

A. Planning Board and Planning Department recommend approval of the Final Plat of 31 MASON SOUTHWEST 1, located northwest of 31st and Mason Streets – see attached.

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“PURSUANT TO CITY COUNCIL RULE VII H
DUE TO NO MEETING BEING HELD MAY 30, 2017,
AGENDA ITEM NO. 9 SHALL BE LAID OVER THREE WEEKS TO JUNE 6, 2017”

9. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and the Leavenworth Rows Upper West End Homeowners Association, as recommended by the Mayor, providing for sewer connection to the Omaha Sanitary Sewer System, is hereby approved. The Subdivision is to be known as 31 Mason Southwest 1 (Lots 1-14 and Outlots A-B) and is located northwest of 31st and Mason Streets – CCID 630 – see attached.

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LIQUOR

10. CLASS “C” Liquor License Application – M’s, Inc., dba “M’s Pub, Inc.”, 422 South 11th Street. This is a new application for a new location. Notice was posted on the property on 05/03/17; Notification was sent to property owners within 500 feet on 05/05/17 – CCID 609 – see attached. (PUBLIC HEARING AND VOTE TODAY)

11. CLASS “C” Liquor License Application – Mirchi, LLC, dba “Southern Spice Indian Restaurant”, 5010 South 108th Street. This is a new application for an existing location. Present licensee is BDI Technologies, Inc., dba “Southern Spice Indian restaurant”, 5010-5012 South 108th Street, who has a Class “C” Liquor License – CCID 610 – see attached. (PUBLIC HEARING AND VOTE TODAY)

12. CLASS “C” Liquor License Application – South Omaha’s Finest, LLC, dba “South Omaha’s Finest Tequila Garage”, 4971 “Q” Street. This is a new application for an existing location. Present licensee is J C’s Bar, Inc., dba “J C’s Bar”, 4971 “Q” Street, who has a Class “C” Liquor License – CCID 611 – see attached. (PUBLIC HEARING AND VOTE TODAY)

13. CLASS “I” Liquor License Application – BWR-Omaha, LLC, dba “Buffalo Wings & Rings”, 12240 “L” Street, Suite 109. This is a new application for an existing location. Present licensee is Bitaboo, Inc., dba “Buffalo Wings and Rings”, 12240 “L” Street, who has a Class “I” Liquor License – CCID 612 – see attached. (PUBLIC HEARING AND VOTE TODAY)

14. CLASS “I” Liquor License Application – Cow & Chicken, LLC, dba “Inkwell”, 8716 Pacific Street. This is a new application for an existing location. Present licensee is Keesnere Corp., dba “Dennison Dahlman – Spirited Barbers”, 8714 Pacific Street, who has a Class “I” Liquor License – CCID 613 – see attached. (PUBLIC HEARING AND VOTE TODAY)

15. CLASS “I” Liquor License Application – Howard’s Charro Café, Inc., dba “Howard’s Charro Café”, 4443 South 13th Street. This is a new application for an existing location. Present licensee is Charro Café, Inc., dba “Charro Café”, 4443 South 13th Street, who has a Class “I” Liquor License – CCID 614 – see attached. (PUBLIC HEARING AND VOTE TODAY)
16. CLASS “I” Liquor License Application – NCRDBL, LLC, dba “The Get Down Ultra Lounge”, 8509 North 30th Street. This is a new application for an existing location. Present licensee is NSB, LLC, dba “North Star Bar”, 8509 North 30th Street, who has a Class “I” Liquor License – CCID 615 – see attached. (PUBLIC HEARING AND VOTE TODAY)

   A. Communication opposing the Class “I” Liquor License application of NCRDBL, LLC, dba “The Get Down Ultra Lounge”, 8509 North 30th Street – see attached.

17. CLASS “D” Liquor License Application – Boyd’s Military Mart, Inc., dba “Boyd’s Military Mart”, 1819 Military Avenue. This is a new application for a new location. Notice was posted on 05/03/17; Notification was sent to property owners within 500 feet on 05/05/17 – CCID 616 – see attached. (PUBLIC HEARING AND VOTE TODAY)

18. Wright Weir, LLC, dba “Therapy Bar & Grill”, 5059 South 108th Street, requests permission for additions to their present Class “C” Liquor License location of the basement area approx. 27’ x 75’ and an outdoor area approx. 20’ x 3’ to the west. Notice was posted on 05/03/17; Notification was sent to property owners within 500 feet on 05/05/17 – CCID 619 – see attached. (PUBLIC HEARING AND VOTE TODAY)

19. MJL, LLC, dba “The Good Life Sports Bar & Grill”, 1203 South 180th Street, requests permission for additions to their present Class “I” Liquor License location of an area approx. 51’ x 78’ known as Suite 1129 and an outdoor area approx. 27’ x 35’ both to the south. Notice was posted the property on 05/03/17; Notification was sent to property owners within 500 feet on 05/05/17 – CCID 618 – see attached. (PUBLIC HEARING AND VOTE TODAY)

   A. Communication from Michael W. Wilwerding, Chief Building Inspector, Permits & Inspection Division for MJL, LLC, dba “The Good Life Sports Bar & Grill”, 1203 South 180th Street, for additions to their present Class “I” Liquor License location building permit requirement – see attached.

   B. Communication in opposition to the application of MJL, LLC, dba “The Good Life Sports Bar & Grill”, 1203 South 180th Street, for additions to their present Class “I” Liquor License location – see attached.

20. Aksarben Hospitality, Inc., dba “Residence Inn – Omaha Aksarben Village”, 1717 South 67th Street, requests permission to appoint Joshua A. Houston manager of their present Class “C” Liquor License location – CCID 617 – see attached. (PUBLIC HEARING AND VOTE TODAY)

21. 2607, Inc., dba “Shevy’s”, 2607 North Main Street, requests permission for Special Designated Licenses for a beer garden/dance on June 2, 2017 and July 20-22, 2017 from 6:00 P.M. to 12:00 Midnight with music ending at 12:00 Midnight each night – CCID 654 – see attached. (PUBLIC HEARING AND VOTE TODAY)
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 Item Nos. 22 through 24 were held on May 2, 2017.)

CONSENT AGENDA – ORDINANCES

22. ORD. approving an Agreement between the City of Omaha, Nebraska and Lynn Vinduska of Cass County, Nebraska, involving the payment of money from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of 1956, as amended; to provide for the terms and conditions under which Lynn Vinduska will receive and land apply stabilized sewage sludge, according to applicable standards, laws, and policies of the City of Omaha and other relevant jurisdictions for an agreement period ending December 31, 2017 with up to four automatic one-year renewals; to authorize the Finance Department to pay a sum not to exceed $0.60 per cubic yard of stabilized sludge from the Sewer Revenue Fund 21121; and, to provide an effective date hereof (First Reading held on April 25, 2017; Second Reading and Public Hearing held on May 2, 2017) – CCID 571 – see attached.

23. ORD. to amend Section 23 - 177 of the Omaha Municipal Code concerning employment classifications by adding the employment classification entitled Fabrication Mechanic III with a hourly pay range of $22.73 to $28.76; to repeal Section 23 - 177 as heretofore existing; and, to provide the effective date hereof (First Reading held on April 25, 2017; Second Reading and Public Hearing held on May 2, 2017) – CCID 573 – see attached.

24. ORD. 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-196 at 820 South 7th Street, as requested by Terry D. Middleton for Sprint Corporation; and, to provide the effective date hereof (First Reading held on April 25, 2017; Second Reading and Public Hearing held on May 2, 2017) – CCID 572 – see attached.

(MOTION NEEDED THAT THE ORDINANCES ON THE CONSENT AGENDA BE PASSED)

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(The public hearings on Agenda Item Nos. 25 through 57 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

25. Res. that, as recommended by the Mayor, the Supplemental Agreement #1 to the Professional Services Agreement with HDR Engineering, Inc. to provide additional project management and environmental services for HSIP-5003(12), State Control No. 22629, and OPW 52496, being intersection improvements at 132nd Street and West Center Road, is hereby approved; and that, the Finance Department is authorized to pay a fee not to exceed an additional $8,926.68, with a local share of $892.67, to be paid from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 625 – see attached.

26. Res. that, as recommended by the Mayor, Change Order No. 1 with Judds Brothers Construction Company for additional work on OPW 52801, being the Citywide Lift Station Upgrades – Phase III Project, is hereby approved; and that, the Finance Department is authorized to pay an additional sum of $77,774.00 to be paid from the Sewer Revenue Improvements Fund 21124, Capital Asset Replacement Program Organization 116913 – CCID 626 – see attached.

27. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Mid-American Signal in the amount of $100,000.00 for Wavetronix radar detection sensors, hardware mountings, and related cabinet equipment to be utilized by the Traffic Maintenance Division, is hereby approved; and that, the Finance Department is authorized to pay this cost from the Street and Highway Allocation Fund 12131, Traffic Signals and Computer Systems Organization 116187, year 2017 expenditures – CCID 627 – see attached.

28. Res. that, as recommended by the Mayor, the agreement with OPPD for the relocation and rebuilding of the overhead transmission facilities as part of OPW 52893, being the 168th Street – Blondo Street to West Maple Road Project, is hereby approved; and that, Resolution No. 604, adopted May 2, 2017 be rescinded and the Finance Department be authorized to pay the estimated amount of $444,975.00 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 628 – see attached.

29. Res. that, as recommended by the Mayor, the Professional Services Agreement with Holland Basham Architects to provide professional services on the Omaha Police Department-Precinct Site Security Project, is hereby approved; and that, the Finance Department is authorized to pay a fee not to exceed $24,500.00 to be paid from the Police Department Grant Fund 12157, Police Department Mini-Grants Organization 130803, year 2017 funding – CCID 629 – see attached.

30. Res. that, as recommended by the Mayor, the contract with N L & L Concrete Inc. for OPW 53132, being the 2017 Residential ADA Ramp Construction Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $1,097,334.75 for OPW 53132 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 631 – see attached.
31. Res. that, as recommended by the Mayor, the contract with Spencer Management, LLC for OPW 53131, being the 2017 Adams Park CSO ADA Ramp Construction Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $220,194.00 for OPW 53131 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 632 – see attached.

32. Res. that, as recommended by the Mayor, the contract with Commonwealth Electric Company for OPW 53126, being the 208th Street & Pacific Street Pedestrian Signal Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $45,737.65 and receive the reimbursement from Elkhorn Public Schools for OPW 53126 through the Capital Improvement Program Transportation Project #515, 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 633 – see attached.

33. Res. that, as recommended by the Mayor, Change Order No. 4 with Bayshore Contractors, LLC for additional work on OPW 52494, being the Missouri River Wastewater Treatment Plant Bank Stabilization Project, is hereby approved; and that, the Finance Department is authorized to pay an additional sum of $103,417.87 for this change order from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2017 expenditure; Sewer Revenue Bonds will be issued to finance this project – CCID 635 – see attached.

34. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue Purchase Orders to the Goodyear Tire & Rubber Company, Bridgestone Americas Inc., and Michelin North America for contracts to supply and deliver new tires and tubes, repairs and rotation to be utilized by the Fleet Management Division in the estimated amount of $300,000.00; and that, the Finance Department is authorized to pay the cost of this purchase from the General Fund 11111, Mechanical Repair Organization 116172, year 2017 funding – CCID 636 – see attached.

35. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Sid Dillon Chevrolet Buick for one (1) 1/2 ton regular cab 4 x 4 pickup to be utilized by the Papillion Creek Wastewater Treatment Plant in the amount of $25,783.00; and that, the Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Traffic Engineering Equipment Organization 116191, year 2017 funding – CCID 637 – see attached.

36. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Bobcat of Omaha for the purchase of one (1) Bobcat Track Skid Loader to be utilized by the Environmental Quality Control Division in the amount of $44,100.00; and that, the Finance Department is authorized to pay the cost of this purchase from the Storm Water Fee Revenue Fund 12128, Storm Water Management Organization 116312, year 2017 funding – CCID 638 – see attached.

37. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Anderson Ford Lincoln Mercury Mazda for two (2) 19,500 GVW Chassis for Reach Trucks to be utilized by the Traffic Division in the amount of $88,346.00; and that, the Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Traffic Engineering Equipment Organization 116191, year 2017 funding – CCID 639 – see attached.
38. Res. that, the application of Capitol Place, LLC for a lease of City property adjacent to 920 Dodge Street, Omaha, Nebraska for purposes of entry stairs and ramps, as described on the application, be and hereby is approved, contingent upon continued compliance with all requirements made and provided by law; and that, the Finance Department is directed to issue a billing statement and a lease form to the applicant for execution and return – CCID 640 – see attached.

39. Res. that, as recommended by the Mayor, the bid in the total amount of $56,905.76 from Voss Lighting to furnish all lighting and related components located at Hanscom Tennis Center, 3220 Ed Creighton Avenue, Omaha, Nebraska, being the best bid received within bid specifications, attached hereto and made a part hereof, is hereby accepted. The Purchasing Agent is authorized to issue a purchase order in conformance herewith. Funds in this amount shall be paid from Fund No. 13356, 2014 Parks and Recreation Fund and Organization No. 117317, Parks and Culture Bond – CCID 641 – see attached.

40. Res. that, as recommended by the Mayor, the bid in the total amount of $1,062,236.00 from LawnSmith & Co. to furnish labor, materials, and equipment necessary to install new playground equipment, splash pad, volleyball courts, and picnic shelters located at Levi Carter Park, 809 Carter Lake Shore Drive, Omaha, Nebraska, being the lowest and best bid received within bid specifications, attached hereto and made a part hereof, is hereby accepted. The Purchasing Agent is authorized to issue a purchase order in conformance herewith. Funds in the amount of $200,000.00 shall be paid from Fund No. 13355, 2010 Parks and Recreation Fund; $862,236.00 shall be paid from Fund No. 13356, 2014 Parks and Recreation Fund, and Organization No. 117317, Parks and Culture Bond; $481,263.00 to be reimbursed to the fund from various grants and donors upon project completion – CCID 642 – see attached.

41. Res. that, as recommended by the Mayor, the bid from Aqua-Chem, Inc. for the purchase of 34,000 gallons of Sodium Hypochloride (liquid chlorine) @ $1.08 per gallon in the amount of $36,720.00, and 330 (140 lb.) drums of Hydrochloric (muriatic) Acid @ $18.20 per drum in the amount of $6,006.00, for a total amount of $42,726.00 to be used at City of Omaha swimming pools, being the best bid received, within the bid specifications, attached hereto and made a part hereof, is hereby accepted, and the Purchasing Agent is authorized to issue a purchase order in conformance herewith. Funds in this amount shall be paid from the General Fund No. 11111 and Organization No. 115031, Park Facilities Services – CCID 643 – see attached.

42. Res. that, as recommended by the Mayor, the annual subscription service based upon the invoice of Cengage Learning, providing a unique and non-competitive service, in the amount not to exceed $47,810.24 for the annual subscription of Learning Databases, is hereby approved; and, the Finance Department is authorized to pay the $47,810.24 cost thereof from the Library’s General Fund 11111, Organization 117016, Object Code 43416, year 2017 expenditures – CCID 644 – see attached.

43. Res. that, the nomination and appointment by Mayor Jean Stothert of Ralph A. Kellogg as a member of the Human Rights and Relations Board, to complete the term of Mary K. Meagher which expires on May 16, 2018, be and hereby is confirmed and approved – CCID 645 – see attached.
44. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of $40,900.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Timothy J. Slapkauskas, located at 2035 Castelar Street, Omaha, Nebraska 68108, is hereby approved. The contract is to be awarded to H.H.E.R.S. LLC. Funds shall be paid as follows: $15,900.00 from CDBG Full Rehab 2016 SF Housing Rehabilitation Program, Fund No. 12186, Org. No. 128072; and $25,000.00 from NAHTF 15-TFHO-27047 Deer Park Owner Occupied Rehabilitation, Fund No. 12141, Org. No. 128101 – CCID 647 – see attached.

45. Res. that, the attached Deferred Payment Loan and Grant Agreement, as recommended by the Mayor, to provide funding in the amount of $24,500.00 for the rehabilitation and lead reduction work to the property located at 4031 Laurel Avenue, Omaha, Nebraska 68111, owned by Bojan Ninkovic, a single person, 7901 South 22nd Avenue, Bellevue, Nebraska 68147, is hereby approved. Funds shall be paid as follows: $24,500.00 from FY 2014 HOME Rental Rehabilitation Program; $19,884.63 from Organization No. 128101, FY 2014 NAHTF Rental Rehabilitation Program; and, $4,615.37 from NAHTF Fund No. 14-TFHP-7072, Organization No. 128101 – CCID 648 – see attached.

46. Res. that, the Mayor is hereby authorized to execute all necessary documents and amendments with the State of Nebraska Department of Economic Development to secure Nebraska Affordable Housing Trust Funds in the amount of five hundred thousand dollars ($500,000.00) to be used to rehabilitate seventeen (17) investor-owned single-family housing units in older neighborhoods east of 72nd Street with an emphasis on projects located within the King Science/Action In Fact neighborhoods generally located along 24th Street with Pratt Street as the southern boundary, Sahler Street on the north and Florence Boulevard as the eastern boundary. On the west side of 24th Street, the boundaries are Wirt Street on the south, Sprague Street on the north and 27th Street on the west. All units will be affordable to households with incomes at or below 120% of the area Median Family Income – CCID 649 – see attached.

47. Res. that, the Mayor is hereby authorized to execute all necessary documents and amendments with the State of Nebraska Department of Economic Development to secure a Nebraska Affordable Housing Trust Fund grant in the amount of five hundred thousand dollars ($500,000.00) for the King Science/Action In Fact Single-family Rehabilitation Program to rehabilitate a minimum of seventeen (17) owner-occupied houses within an area generally located along 24th Street and Pratt Street as the southern boundary, Sahler Street on the north and Florence Blvd on the eastern boundary. On the west side of 24th Street, the boundaries are Wirt Street on the south, Sprague Street on the north and 27th Street on the west – CCID 650 – see attached.

48. Res. that, the Mayor is hereby authorized to execute all necessary documents and amendments with the State of Nebraska Department of Economic Development to secure a Nebraska Affordable Housing Trust Fund grant in the amount of five hundred thousand dollars ($500,000.00) for the Omaha Workforce Housing Program to create four (4) affordable housing units for homebuyers citywide excluding Locust Glen, Cornerstone and Clifton Hills areas – CCID 651 – see attached.
49. Res. that, the Mayor is hereby authorized to execute all necessary documents and amendments with the State of Nebraska Department of Economic Development to secure a Nebraska Affordable Housing Trust Fund grant in the amount of three hundred thirty thousand dollars ($330,000.00) for the Omaha Single-family New Infill Housing Program to create five (5) affordable housing units for homebuyers in the City's North Omaha Neighborhood Revitalization Strategy Area, located within an area bounded by 42nd and Erskine/Grant and Burdette Streets referred to as “Clifton Hills” – CCID 652 – see attached.

50. Res. that, the Mayor is hereby authorized to execute all necessary documents and amendments with the State of Nebraska Department of Economic Development to secure a Nebraska Affordable Housing Trust Fund grant in the amount of five hundred thousand dollars ($500,000.00) for the Omaha Single-family New Infill Housing Program to create four (4) affordable housing units for homebuyers in the City’s North Omaha Neighborhood Revitalization Strategy Area, located in the area generally bound by North 21st Street to North 18th Street, Clark Street to Charles Street, referred to as “Cornerstone East II” – CCID 653 – see attached.

51. Res. that, as recommended by the Mayor, the Professional Services Agreement with Knudson Appraisal Services to provide professional services on STPC-5011 (9), OPW 50416, being the 108th Street from Harrison to V Street Project, is hereby approved; and that, the Finance Department is authorized to pay a fee not to exceed $23,250.00 to be paid from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2017 funding – CCID 590 – see attached.

52. Res. that, as recommended by the Mayor, the contract with Swain Construction, Inc. for OPW 53130, being the 2017 49th & Caldwell CSO ADA Ramp Construction Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $386,666.90 for OPW 53130 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 624 – see attached.

53. Res. that, as recommended by the Mayor, the contract with Rife Construction for OPW 53087, being the Elkhorn Fueling Site Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $204,026.00 for OPW 53087 from the 2014 Public Facilities Fund 13246, Capital Organization 116262 – CCID 622 – see attached.

54. Res. that, as recommended by the Mayor, the contract with Swain Construction for OPW 53133, being the 2017 MAPA ADA Ramp Construction, Various Locations Project, is hereby approved; and that, the Finance Department is authorized to pay the cost of $986,939.00 for OPW 53133 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117 – CCID 623 – see attached.

55. Res. that, as recommended by the Mayor, Amendment No. 1 to the Professional Services Agreement with HDR Engineering, Inc. for the 168th Street (West Dodge Road to West Maple Road) Project, known as OPW 52893, is hereby approved; and that, the Finance Department is authorized to pay the additional fee not to exceed $587,572.00 for these professional services from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2017 funding – CCID 656 – see attached.
56. Res. that, as recommended by the Mayor, the Supplemental Agreement No. 1 between the City of Omaha and the Nebraska Department of Roads (NDOR) for NH-64-7(126), Control No. 22690, West Maple Road, Ramblewood-156th, Omaha for the removal and reconstruction of two curb ramps and adjacent sidewalk located on the east side of the N-64/Ramblewood Drive intersection, currently estimated to be $15,000.00, which will be paid 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 – CCID 621 – see attached.

57. Res. that, as recommended by the Mayor, the bid in the total amount of $106,500.00 from Turwerks – Davis Equipment Corp. to purchase two (2) Jacobsen HR600, 11’ Self-Propelled Mowers, being the best bid received within bid specifications, attached hereto and made a part hereof, 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 $106,500.00 from the General Fund No. 11111, Organizations No. 115025 Ground Maintenance Contracts, for the 2017 fiscal year – CCID 658 – see attached. (Added from the supplement dated May 12, 2017)

(MOTION NEEDED THAT THE RESOLUTIONS ON THE CONSENT AGENDA BE ADOPTED)

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ORDINANCES ON FINAL READING

58. ORD. to create a clean energy assessment district; to establish definitions; to provide for the financing, administration and collections for energy efficiency improvements and renewable energy systems; and, to provide the effective date hereof (First Reading held on April 25, 2017; Second Reading and Public Hearing held on May 2, 2017) – CCID 595 – see attached.

   A. Communications in support of the Ordinance to create a clean energy assessment district including information received from Jon Traudt at the May 2, 2017 City Council meeting – see attached.

   B. Amendment of the Whole requested by Councilmember Aimee Melton – see attached.

59. ORD. to amend Omaha Municipal Code Chapter 18 by amending articles pertaining to nuisance prevention standards for businesses engaged in the sale, service or consumption of alcohol; to provide definitions and enforcement procedures; and, to provide an effective date hereof (First Reading held on April 25, 2017; Second Reading and Public Hearing held on May 2, 2017) – CCID 574 – see attached.

   A. Petition expressing disapproval of a new dancing and strip club in the Central Omaha Community at 73rd and Farnam Streets, and urging the Mayor and City Council to do everything in their power to prevent the club from opening – see attached.
B. Communications in support of the Ordinance to amend Omaha Municipal Code
Chapter 18, pertaining to nuisance prevention standards for businesses engaged
in the sale, service, or consumption of alcohol – see attached.

RESOLUTIONS

60. Res. that, as recommended by the Mayor, the contract with Graham Construction for
OPW 52578, being the 132nd & Pacific Street Intersection Improvements Project, is
hereby approved; and that, the Finance Department is authorized to pay the cost of
$4,244,291.00 for OPW 52578 from the 2014 Transportation Bond Fund 13184,
Transportation Bonds Organization 117117 – CCID 634 – see attached. (PUBLIC
HEARING AND VOTE TODAY)

61. Res. that, the lawsuit pending in the District Court of Douglas County, Nebraska, entitled
Graham Construction, Inc. v. City of Omaha and Metropolitan Utilities District, should be
and hereby is settled, under the terms of the attached Settlement Agreement and
General Release of All Claims, upon payment by the City to Graham Construction, Inc.
in the amount of $400,000.00, inclusive of all costs, contingent on Metropolitan Utilities
District approving and making a separate $400,000.00 payment to Graham
Construction, Inc.; and that, the City’s payment of $400,000.00 shall be paid from the
Sewer Revenue Improvements Fund, Fund 21124, CSO Implementation Org. 116918 –
CCID 655 – see attached. (PUBLIC HEARING AND VOTE TODAY)

ORDINANCES ON SECOND READING

62. ORD. to approve an agreement between Meeting Professionals International (MPI), the
Omaha Convention and Visitors Bureau (OCVB) and the Metropolitan Entertainment &
Convention Authority (MECA), for the period of January 1, 2017 to December 31, 2017;
with the option to extend for four (4) one (1) year terms, to provide sponsorship and
marketing opportunities in an amount not to exceed $35,000.00 per year; to authorize
the payments specified therein; and, to provide an effective date – (First Reading held
on May 2, 2017; Third Reading will be held on May 23, 2017) – CCID 601 – see
attached. (PUBLIC HEARING TODAY)

63. SPECIAL ORD. approving the Omaha Downtown Improvement District Association
2017/2018 Work Plan and Budget, which includes the 2015/2016 Highlights, the
2016/2017 Progress Report, Stakeholder Engagement and Research, and 2017/2018
Work Plan, Budget and Program Summary for the Omaha Downtown Improvement
District Association (ODIDA) and levying a special tax and assessment on all lots and
pieces of real estate within Business Improvement District No. 6874 in the City of
Omaha in the amount of $391,980.63; such assessment shall cover the costs
anticipated by the Business Improvement District for March 2017 to February 2018 and
contemplated by Ordinance No. 37504 which was approved by the City Council of the
City of Omaha on October 3, 2006, and reauthorized by Ordinance No. 38957 approved
on March 8, 2011; and, to provide an effective date therein – (First Reading held on May
2, 2017; Third Reading will be held on May 23, 2017) – CCID 602 – see attached.
(PUBLIC HEARING TODAY)
A. Amendment of the Whole requested by the Law Department – see attached.

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“PURSUANT TO CITY COUNCIL RULE VII H
DUE TO NO MEETING BEING HELD MAY 30, 2017,
THE THIRD READING AND PUBLIC HEARINGS ON AGENDA ITEM NOS. 64 THROUGH 68
WILL BE HELD ON JUNE 6, 2017”

ZONING ORDINANCES ON FIRST READING

64. ORD. 41135 – An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in a R6-Low-Density Multiple-Family Residential District located northwest of 31st and Mason Streets, to approve the Development Plan, and to provide for an effective date – (Second Reading will be held on May 23, 2017; Third Reading and Public Hearing will be held on June 6, 2017) – see attached.

A. Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R6-Low-Density Multiple-Family Residential District located northwest of 31st and Mason Streets – see attached.

65. ORD. 41136 – An ordinance to amend the official zoning map of the City of Omaha adopted by Section 55-65 of the Omaha Municipal Code, by changing certain boundaries of the official zoning map of the City of Omaha in accordance with Section 55-886 of the Omaha Municipal Code, to rezone property located 2608 and 2612 Y Street from HI-Heavy Industrial District to R4-Single-Family Residential District (High Density) – (Second Reading will be held on May 23, 2017; Third Reading and Public Hearing will be held on June 6, 2017) – see attached.

A. Planning Board and Planning Department recommend approval of a request to rezone the properties located at 2608 and 2612 Y Street from HI to R4 – see attached.

66. ORD. 41137 – An ordinance to designate the Saunders Kennedy Building located at 203 South 18th Street as a landmark pursuant to the Landmark Heritage Preservation Ordinance of the City of Omaha – (Second Reading will be held on May 23, 2017; Third Reading and Public Hearing will be held on June 6, 2017) – see attached.

A. Planning Board and Planning Department recommend approval of a request for a Local Landmark Designation for the Saunders Kennedy Building located at 203 South 18th Street – see attached.
ORDINANCES ON FIRST READING

67. ORD. 41139 – An ordinance to create Sewer Improvement District No. 1580, in the City of Omaha, for the purpose of constructing public sanitary sewers within the project area known as 30 Mason, being portions of Lot 4, Bartlett’s Addition located near the intersection of 30th Avenue and Mason Street; 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 Omaha Municipal Code 26-65, to complete the associated improvement project; and, to provide for an effective date hereof – (Second Reading will be held on May 23, 2017; Third Reading and Public Hearing will be held on June 6, 2017) – see attached.

68. ORD. 41140 - An ordinance to create Sewer Improvement District No. 1581, in the City of Omaha, for the purpose of constructing public sanitary sewers within the project areas known as 33 Mason North and 33 Mason South, located at the intersection of 33rd Street and Mason Street; 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 Omaha Municipal Code 26-65, to complete the associated improvement project; and, to provide for an effective date hereof – (Second Reading will be held on May 23, 2017; Third Reading and Public Hearing will be held on June 6, 2017) – see attached.

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“PURSUANT TO CITY COUNCIL RULE VII C
THE PUBLIC HEARINGS ON ITEM NOS. 69 THROUGH 72
SHALL BE HELD ON THE SECOND READING”

69. Special ORD. 10217 – A special ordinance levying a special tax and assessment on all lots and pieces of real estate within Road Maintenance District (RMD) 745-25 in the City of Omaha, to cover the cost of constructing and improving South 97th Avenue, from West Center Road north to Rockbrook Road; South 99th Avenue, from West Center Road north to Rockbrook Road; South 101st Avenue, from West Center Road north to 2408 South 101st Avenue; South 102nd Street, from 2609 South 102nd Street north to Rockbrook Road; Pinehurst Circle, from South 99th Avenue to its terminus east of South 99th Avenue; Rockbrook Road, from South 102nd Street to its terminus east of South 97th Avenue; and, Woodridge Lane, from South 98th Avenue to South 97th Avenue, by asphalt overlay; and, to provide an effective date hereof – (Second Reading and Public Hearing will be held on May 23, 2017; Third Reading will be held on June 6, 2017) – see attached.
70. ORD. 41141 – 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 3024 Harney Street, LLC, a Nebraska limited liability company, to implement the NICO Building Tax Increment Financing (TIF) Redevelopment Project Plan for a project site located at 3024 Harney Street which proposes to adaptively re-use and convert an older office structure into 48 market-rate apartment units; the agreement authorizes the use of up to $1,140,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and, providing for an effective date – (Second Reading and Public Hearing will be held on May 23, 2017; Third Reading will be held on June 6, 2017) – see attached.

71. ORD. 41142 - 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 2929 California Plaza, LLC, a Nebraska limited liability company, to implement The Landing Tax Increment Financing (TIF) Redevelopment Project Plan for a project site located at 2929 California Plaza which proposes an adaptive re-use and conversion of a major hospital structure into 731 market-rate housing, 600 parking stalls underneath the structure, and 700 additional parking stalls in a three-story structure northwest of the hospital structure; the agreement authorizes the use of up to $19,100,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and, providing for an effective date – (Second Reading and Public Hearing will be held on May 23, 2017; Third Reading will be held on June 6, 2017) – see attached.

72. ORD. 41138 – An ordinance declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of constructing the Forest Lawn Creek Sewer Separation Project (CSO), identified as City Project No. OPW 52470, providing that the City negotiate with the property owners for partial land acquisitions, permanent easements, temporary easements and right of entries; providing that if said parcel cannot be obtained by negotiation, condemnation proceedings be undertaken and completed; and providing for the effective date hereof – (Second Reading and Public Hearing will be held on May 23, 2017; Third Reading will be held on June 6, 2017) – see attached.

EXECUTIVE SESSION

73. Motion to go into Executive Session for the purpose of discussing labor negotiations, personnel matters, and litigation.
ADDITIONAL RESOLUTION (TO BE ADDED TO THE CONSENT AGENDA RESOLUTIONS)

57. Res. that, as recommended by the Mayor, the bid in the total amount of $106,500.00 from Turwerks – Davis Equipment Corp. to purchase two (2) Jacobsen HR600, 11’ Self-Propelled Mowers, being the best bid received within bid specifications, attached hereto and made a part hereof, 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 $106,500.00 from the General Fund No. 11111, Organizations No. 115025 Ground Maintenance Contracts, for the 2017 fiscal year – CCID 658 – see attached.

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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 Sandra L. Moses at (402) 444-5552 if arrangements need to be made.