

## **36TH REGULAR OMAHA CITY COUNCIL MEETING**

**OCTOBER 27, 2015**

THE CITY COUNCIL met in Regular Session on Tuesday, October 27, 2015 at 2:00 o'clock P.M. in the Legislative Chambers, Omaha/Douglas Civic Center, Omaha, Nebraska and was called to Order by Council President Ben Gray.

### **ROLL CALL**

1. City Clerk calls the roll.

**CCID # 1366** – Present: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Absent Entire Meeting: Festersen

2. Pledge of Allegiance.

3. Invocation by Councilmember Franklin T. Thompson of District No. 6.

### **CERTIFICATION OF PUBLICATION - NOTIFICATION OF OPEN MEETING ACT**

4. City Clerk certifies publication in Daily Record, the Official Newspaper of the City of Omaha on October 23, 2015, notice re: Pre-Council and Regular City Council Meetings, October 27, 2015.

**CCID # 1367** – From Chair on File

A current copy of the Open Meeting Act is posted in a white binder on the east wall of the Legislative Chambers.

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 ORDINANCES ON FINAL READING and Planning Board Attachments**

5. Ord. to rezone property located Northwest of 17th and Cuming Streets from DS-Downtown Service District to CBD-Central Business District (property is also located within an existing ACI-1 (PL)-Area of Civic Importance Overlay District). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1296 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1296** – Motion by Melton that the Ordinance be passed  
Seconded by Gray

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40526** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located Northwest of 17<sup>th</sup> and Cuming Streets from DS to CBD (property is also located within an existing ACI-1(PL)-Area of Civic Importance Overlay District) – [see attached](#).  
(See Doc. # 1296 – October 6 Meeting)

**# 1296** – From Chair on File

6. Ord. to repeal the PK-Parking Overlay District for property located Southeast of 18th and Clark Streets, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1297 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1297** – Motion by Thompson that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40527** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of the request to repeal the PK-Parking Overlay District, for property located Southeast of 18<sup>th</sup> and Clark Streets – [see attached](#).  
(See Doc. # 1297 – October 6 Meeting)

**# 1297** – From Chair on File

7. Ord. to rezone the property located at 2218 Poppleton Avenue from GI-General Industrial District to R5-Urban Family Residential District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1298 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1298** – Motion by Jerram that the Ordinance be passed

Seconded by Gray

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40528** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 2218 Poppleton Avenue from GI to R5 – [see attached](#).  
(See Doc. # 1298 – October 6 Meeting)

**# 1298** – From Chair on File

8. Ord. to rezone property located at 2602 North 24<sup>th</sup> Street from R5-Urban Family Residential District, R5(35)-Urban Family Residential District and R6-Low-Density Multiple-Family Residential District to R5-Urban Family Residential District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1299 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1299** – Motion by Melton that the Ordinance be passed

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40529** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located at 2602 North 24<sup>th</sup> Street from R5, R5(35) and R6 to R5 – [see attached](#).  
(See Doc. # 1299 – October 6 Meeting)

**# 1299** – From Chair on File

9. Ord. to rezone the properties located at 2641 and 2649 “X” Street from HI-Heavy Industrial District to R4-Single-Family Residential District (High Density). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1300 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1300** – Motion by Gernandt that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40530** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the properties located at 2641 and 2649 “X” Street from HI to R4 – [see attached](#).  
(See Doc. # 1300 – October 6 Meeting)

**# 1300** – From Chair on File

10. Ord. to rezone the property located at 3114 Seward Street from R5-Urban Family Residential District to R4-Single-Family Residential District (high density). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1301 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1301** – Motion by Thompson that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40531** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 3114 Seward Street from R5 to R4 – [see attached](#).  
(See Doc. # 1301 – October 6 Meeting)

**# 1301** – From Chair on File

11. Ord. to rezone the property located Northwest of 30th Street and Sorensen Parkway from GI-General Industrial District to R4-Single-Family Residential District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1302 – October 6 and 20 Meetings)  
**Notice of hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1302** – Motion by Thompson that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40532** - PASSED 6-0

12. Ord. to amend the boundaries of the ACI-2(PL) district of the Area of Civic Importance Overlay District, to incorporate into that district the property located Northwest of 30th Street and Sorensen Parkway; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1303 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1303** – Motion by Thompson that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40533** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located Northwest of 30<sup>th</sup> Street and Sorensen Parkway from GI to R4 with approval of an ACI-2(PL) Overlay District – [see attached](#).

(See Doc. # 1303 – October 6 Meeting)

**# 1303** – From Chair on File

13. Ord. to rezone property located at 711 North Saddle Creek Road from GI-General Industrial District to CC-Community Commercial District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))  
(See Doc. # 1304 – October 6 and 20 Meetings)  
**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1304** – Motion by Melton that the Ordinance be passed  
Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40534** - PASSED 6-0

14. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 711 North Saddle Creek Road; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 1305 – October 6 and 20 Meetings)

**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1305** – Motion by Melton that the Ordinance be passed  
Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40535** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located at 711 North Saddle Creek Road from GI to CC and approval of an MCC Overlay District – [see attached](#).

[attached](#).

(See Doc. # 1305 – October 6 Meeting)

**# 1305** – From Chair on File

15. Ord. to rezone property located at 13629 Corby Street from R3-Single-Family Residential District (Medium Density) to R4-Single-Family Residential District (High Density). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 1306 – October 6 and 20 Meetings)

**Notice of public hearing on October 27, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1306** – Motion by Melton that the Ordinance be passed  
Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40536** - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located at 13629 Corby Street from R3 to R4 – [see attached](#).

[attached](#).

(See Doc. # 1306 – October 6 Meeting)

# 1306 – From Chair on File

**SPECIAL USE PERMIT – BROADCAST TOWER**

16. Res. that the Special Use Permit application submitted by SBA Communications/Verizon Wireless for a Special Use Permit to allow a Broadcast tower, with a waiver of Section 55-108 Height, to allow a 105' tall tower in a DR – Development Reserve District for property located at 16140 Fort Street, Omaha, Nebraska, is hereby approved and the Permits and Inspection Division is directed to issue the necessary permit therefor, provided the conditions set out in Exhibit "A" of the above referenced application, conditions set out in Exhibit "B", and all applicable local or state statutes, ordinances or regulations are complied with; and 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 – over from 8/25/15 – [see attached](#). ((PUBLIC HEARING HELD 3/24/15 – CAN BE ADOPTED TODAY))  
(See Doc. # 260 – March 10, March 24, April 21, May 19, June 23, and August 25 Meetings)

**CCID # 260** – Motion by Melton to lay over thirteen weeks to January 26, 2016  
Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
Motion Carried 6-0

- (a) Planning Board and Planning Department recommend approval of the request of SBA Communications/Verizon Wireless for a Special Use Permit to allow a Broadcast tower, with a waiver of Section 55-108 Height, to allow a 105' tall tower in a DR District, for property located at 16140 Fort Street – over from 8/25/15 – [see attached](#).  
(See Doc. # 260 – March 10, March 24, April 21, May 19, June 23, and August 25 Meetings)

**# 260** – Over to 1/26/16

- (b) Document submitted by Lynn Heller, Director, Stone Creek Homeowners Association, in opposition of the Special Use Permit application submitted by SBA Communications/Verizon Wireless for a Special Use Permit to allow a Broadcast tower, with a waiver of Section 55-108 Height, to allow a 105' tall tower in a DR – Development Reserve District for property located at 16140 Fort Street – over from 8/25/15 – [see attached](#).  
(See Doc. # 260 – March 24, April 21, May 19, June 23, and August 25 Meetings)

**# 260** – Over to 1/26/16

- (c) Document submitted by Troy Meyerson, Attorney representing the Stone Creek Homeowners Association, in opposition of the Special Use Permit application submitted by SBA Communications/Verizon Wireless for a Special Use Permit to allow a Broadcast tower, with a waiver of Section 55-108 Height, to allow a 105' tall tower in a DR – Development Reserve District for property located at 16140 Fort Street – over from 8/25/15 – [see attached](#).  
(See Doc. # 260 – March 24, April 21, May 19, June 23, and August 25 Meetings)

**# 260** – Over to 1/26/16

- (d) Communication from Curtis M. Holland on behalf of SBA Communications Corporation, requesting that their application for a Special Use Permit to allow a broadcast tower at 16140 Fort Street be laid over 13 weeks to 1/26/16, and agreeing that the “shot-clock” is tolled during such additional 90-day period – [see attached](#).

**# 260** – From Chair on File

## **LIQUOR**

17. CLASS “C” – Keenan, Eli A., dba “Café Z”, 2203 South 16<sup>th</sup> Street. New application, New location. Property posted: 10-14-15; Notification sent: 10-16-15 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

**CCID # 1369** – Motion by Gernandt to allow the applicant to withdraw

Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President

Pass: Jerram

CITY CLERK CALLS THE ROLL AGAIN:

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President

Pass: Jerram

Councilmember Jerram passed due to potential conflict of interest

Motion Carried 5-0-1 Pass

- (a) Communication from Michael W. Wilwerding, Chief Building Inspector, Permits & Inspection Division, requesting a lay over until such time as compliance is met with the Planning Department and permits are obtained and final inspections completed re: Keenan, Eli A., dba “Café Z”, 2203 South 16<sup>th</sup> Street – [see attached](#).

**# 1369** – From Chair on File



- (b) Communication from Mike Kelley, Attorney representing Keenan, Eli A., dba "Café Z", 2203 South 16th Street, requesting the withdrawal of the application for a Class "C" Liquor license – [see attached](#).

**# 1369** – From Chair on File

18. CLASS "C" – Riggles, Nicholas, dba "Welcome Inn", 2332 South 24<sup>th</sup> Street. New application, New location. Property posted: 10-14-15; Notification sent: 10-16-15 – [see attached](#). ((YOU HAVE YOR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

THE FOLLOWING PERSONS APPEARED AND SPOKE:

Proponents: John Kinney, Attorney  
Nicholas Riggles, 2332 South 24th Street

Motion by Gernandt that the Resolution to GRANT be adopted  
Seconded by Thompson

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1370** – ADOPTED 6-0

19. CLASS "C" – Rios, Claudia R., dba "CALAbar", 6801 Railroad Avenue. New application, Old location. Present licensee is Espericueta, Inc., dba "Triangle Bar", 6801 Railroad Avenue, who has a Class "C" Liquor License – [see attached](#). ((YOU HAVE YOR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Claudia Rios, 1308 Sunshine Boulevard, Bellevue, appeared and spoke.

Motion by Gernandt that the Resolution to GRANT be adopted

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1371** – ADOPTED 6-0

20. CLASS "I" - Marrakech, Inc., dba "Marrakech Gourmet", 504 North 33<sup>rd</sup> Street. New application, New location. Property posted: 10-14-15; Notification sent: 10-16-15 – [see attached](#). ((YOU HAVE YOR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Mike Kelley, 7134 Pacific Street, on behalf of the applicant, appeared and spoke.

Application read  
Motion by Melton that the City Council Liquor Rules (Rule 7) be suspended  
Seconded by Gray  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
CITY CLERK CALLS THE ROLL AGAIN:  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
Councilmember Jerram passed due to potential conflict of interest  
Motion Carried 5-0-1 Pass

Motion by Melton that the Resolution to GRANT be adopted  
Seconded by Gernandt  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
CITY CLERK CALLS THE ROLL AGAIN:  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
Councilmember Jerram passed due to potential conflict of interest  
**Res. # 1372** – ADOPTED 5-0-1 Pass

Motion by Melton that the City Council Liquor Rules be reinstated  
Seconded by Gernandt  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
CITY CLERK CALLS THE ROLL AGAIN:  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Mr. President  
Pass: Jerram  
Councilmember Jerram passed due to potential conflict of interest  
Motion Carried 5-0-1 Pass

21. CLASS "I" – Sonesta International Hotels Corporation, dba "Sonesta Es Suites Omaha", 6990 Dodge Street. New application, Old location. Present licensee is W2007 Equity Inns Realty, LLC, dba "Residence Inn Omaha", 6990 Dodge Street, who has a Class "I" Liquor License. ADDING: Outdoor Gatehouse and Pool area. Property posted: 10-05-15; Notification sent: 10-16-15 – [see attached](#). ((YOU HAVE YOR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Tim O'Neill, 121 South 13th Street, Lincoln, appeared and spoke.

Motion by Jerram that the Resolution to GRANT be adopted

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1373** – ADOPTED 6-0

22. German American Society, Inc., 3717 South 120<sup>th</sup> Street, requests permission for additions to their present Class “C” Liquor License location of the lower level approx. 87’ x 60’ and an outdoor area approx. 59’ x 41’ to the west. Property posted: 10-14-15; Notification sent: 10-16-15 – [see attached](#). ((PUBLIC HEARING TODAY – MOTION NEEDED TO APPROVE OR NOT TO APPROVE))

Karen Hovanec, 1626 North 137th Street, appeared and spoke.

**CCID # 1374** – Motion by Thompson that the request be approved

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Motion Carried 6-0

23. Payne, Candice, dba “X Lounge”, 1604 NW Radial Hwy, requests permission for a deletion to their present Class “C” Liquor License location of an area approx. 22’ x 40’ to the south – [see attached](#). ((PUBLIC HEARING TODAY – MOTION NEEDED TO APPROVE OR NOT TO APPROVE))

Candice Payne, 1604 NW Radial Hwy, appeared and spoke.

**CCID # 1375** – Motion by Thompson that the request be approved

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Motion Carried 6-0

24. Veterans F W Benson 2503, dba “Veterans F W Benson 2503”, 8900-04 Military Avenue, requests permission to appoint Daniel P. Raabe manager of their present Class “C” Liquor License location – [see attached](#). ((PUBLIC HEARING TODAY – MOTION NEEDED TO APPROVE OR NOT TO APPROVE))

Daniel Raabe, 14819 Sprague Street, appeared and spoke.

**CCID # 1376** – Motion by Gernandt that the request be approved

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Motion Carried 6-0

## CONSENT AGENDA

(Any member of the City Council may cause any item placed on the Consent Agenda to be removed there from. 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 taken out of order as otherwise provided by the City Council Rules of Order.)

(The public hearings on Agenda Item Nos. 25 through 27 were held on October 20, 2015.)

### CONSENT AGENDA – ORDINANCES

25. Ord. approving the contract with DPS, LLC for the Transportation of Sludge Cake Project from the Missouri River and Papillion Creek Wastewater Treatment Plants in the amount of \$863,050.00 to be effective from 2016 through 2017 with an option by the City to extend the contract for two additional 2-year periods; to provide for payments from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of 1956, as amended; to provide for payments from a specific account; and to provide an effective date hereof – [see attached](#).

(See Doc. # 1307 – October 6 and 20 Meetings)

**Notice of public hearing on October 20, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1307** – Motion by Gernandt that the Ordinance be passed  
Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**ORDINANCE # 40537** - PASSED 6-0

26. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and 2100 Douglas Street, LLC, a Nebraska limited liability company, to implement the H2.0 Tax Increment Financing (TIF) Redevelopment Project Plan located at 2100 Douglas Street which proposes the construction of a new four-story, 114 unit market-rate multi-family structure with apartment amenities; the agreement authorizes the use of up to \$2,650,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and providing for an effective date – [see attached](#).

(See Doc. # 1308 – October 6 and 20 Meetings)

**Notice of public hearing on October 20, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1308** – Motion by Gernandt that the Ordinance be passed  
Seconded by Melton  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
**ORDINANCE # 40538** - PASSED 6-0

27. Ord. to amend Sections 23-177 and 23-178 of Chapter 23 of the Omaha Municipal Code to reflect changes negotiated between the City of Omaha and the Omaha Police Managers Association for the years 2015 through 2018; to provide for an additional progressive step for the incumbent holding the position of Police Chief; 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 Police Management; and to provide the effective date hereof – [see attached](#).  
(See Doc. # 1313 – October 6 and 20 Meetings)  
**Notice of public hearing on October 20, 2015 published in the Daily Record on October 9, 2015. Ordinance passed on October 27, 2015 published in the Daily Record on November 4, 2015.**

**CCID # 1313** – Motion by Gernandt that the Ordinance be passed  
Seconded by Melton  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
**ORDINANCE # 40539** - PASSED 6-0

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

\* \* \* \* \*

(The public hearings on Agenda Item Nos. 28 through 35 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**

28. Res., that, as recommended by the Mayor, the bids with Affordable Construction, Inc., Alexander Lawn & Landscape, Inc., Blade Masters Grounds Maintenance, Inc., Choppers Lawn Service, Cooter Enterprises, Inc., Dana Enterprises, Inc., DPS, LLC, Dr. Exteriors, LLC, Goslin Contracting, Inc., Hardscape Contractors, LLC, Melvin Sudbeck Homes, Inc., Neon Green, O’Flaherty Construction, Pond Pros, Inc., Premier Services, Priority Turf, Inc., RMS Services, and SN Construction to furnish residential street snow plowing services within the City of Omaha for the 2015-2016 winter season are hereby accepted; and, that the Finance Department is authorized to pay this cost from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2015 expenditures – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1377** – ADOPTED 6-0

29. Res. that, as recommended by the Mayor, the City Council concurs with the bid award to Chas. Vrana and Son Construction Co., for Project MAPA-5057(9), State Control No. 22279, and OPW 50079, being improvements to the 42<sup>nd</sup> Street and Q Street Bridge, in the amount of \$4,613,141.19, with the City's local share in the amount of \$922,629.00 being paid from the 2010 Transportation Bond Fund 13183, Organization 117117, in accord with the approved program agreement with NDOR for the project; and that the City Council hereby authorizes the Mayor and City Clerk to sign the construction contract on behalf of the City of Omaha, and that the Mayor and City Clerk are also authorized to sign the attached NDOR documents – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1378** – ADOPTED 6-0

30. Res. that, as recommended by the Mayor, the Supplemental Agreement No. 1 between the City of Omaha and HNTB Corporation for additional NEPA categorical exclusion and preliminary engineering services on Project TCSP-28(114), State Control No. 22571, being the North Downtown Pedestrian Bridge, for the sum not to exceed \$90,310.31 and will be paid from the 2010 Transportation Bond Fund 31383, Organization 117117, is hereby approved – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1379** – ADOPTED 6-0

31. Res. that, authorization for the Mayor to execute the attached Consent to Assignment related to the assignment of Co-General Partnership and Limited Partnership interest in Bull Durham Limited Partnership, a Nebraska Limited Partnership, from Family Housing Advisory Services Inc., a Nebraska Nonprofit Corporation to THI, Inc. and US Bancorp Community Development Corporation (US Bank) to NuStyle Holdings, LLC, a Nebraska Limited Liability Corporation, regarding the HOME Rental Rehabilitation Program project located at 1013 Leavenworth Street, be and hereby is approved – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1380** – ADOPTED 6-0

32. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of \$28,000.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Andree Marshall and Veronica Marshall located at 1606 N 35 Street, Omaha, NE 68111, is hereby approved. The contract is to be awarded to R & R Construction. Funds shall be paid as follows: \$28,000.00 from CDBG Target Area Program 2015, Fund No. 12186, Org. No. 128072 – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1381** – ADOPTED 6-0

33. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of \$27,500.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Annette Michelle Billingsley, Attorney In Fact for Ada G. Sauls and Annette Michelle Billingsley, Attorney In Fact for Mardell Sauls located at 3411 North 44th Avenue, Omaha, NE 68111, is hereby approved. The contract is to be awarded to Le Vesque Construction & Home Refinishing LLC. Funds shall be paid as follows: \$27,500.00 from CDBG Target Area Program 2015, Fund No. 12186, Org. No. 128072 – [see attached](#).

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1382** – ADOPTED 6-0

34. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of \$26,879.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Elijah Gordon and Dorothy Louise Gordon located at 3715 N 44 Street, Omaha, NE 68111, is hereby approved. The contract is to be awarded to Rife Construction, Inc. Funds shall be paid as follows: \$26,879.00 from CDBG Target Area Program 2015, Fund No. 12186, Org. No. 128072 – [see attached](#).

Motion by Melton that the Resolution be adopted  
Seconded by Jerram  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
**Res. # 1383** – ADOPTED 6-0

35. Res. that, the City accepts and the Mayor is authorized to execute the following Continuum of Care Program Grant Agreement between the City of Omaha and the U. S. Department of Housing and Urban Development: NE0039L7D011405 for the “Rental Assistance for the Chronically Homeless” project in the amount of \$180,613.00 (Funding Year 2014, Fund 12196, Organization 128034); and that, the Mayor is authorized to approve all revisions to this Continuum of Care Program Grant Agreement, as approved by HUD, except that revisions involving a change in the subrecipient, a change in the project site, or a change in the category of participants to be served shall require the prior approval of the City Council – [see attached](#).

Motion by Melton that the Resolution be adopted  
Seconded by Jerram  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
**Res. # 1384** – ADOPTED 6-0

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

\* \* \* \* \*

**RESOLUTIONS**

36. Res. that the Law Department is authorized to make an offer to allow judgments to be taken against the City of Omaha in the case pending in the District Court of Douglas County, Nebraska, entitled *Doris Peak, Personal Representative of the Estate of Joseph Peak v. City of Omaha, et al.* Case no. CI 12-5626 in the amount of \$26,000.00 to that Estate and \$2,000.00 to Donna M. Amsden, third-party plaintiff, inclusive of all costs, for a total expenditure of \$28,000.00; and, if the offers are accepted and judgment entered, the funds shall be paid from the Judgment Fund, Fund 12111, Org 121101 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Melton that the Resolution be adopted  
Seconded by Gernandt  
ROLL CALL:  
Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President  
**Res. # 1396** – ADOPTED 6-0



37. Res. that the Law Department is authorized to make an offer to allow judgment to be taken against the City of Omaha in three related cases pending in the District Court of Douglas County, Nebraska, entitled *Jose Rivera v. City of Omaha, et al.* Case no. CI 11-8134, *Daisy Carabantes, v. City of Omaha, et al.*, Case no. CI 11-8136, and *Keyri Rivera v. City of Omaha, et al.*, Case no. CI 11-8137 in the amount of \$150,000.00, inclusive of all costs, in each lawsuit, for a total expenditure of \$450,000.00; and, if the offers are accepted by all the plaintiffs, the funds shall be paid from the Judgment Fund, Fund 12111, Org 121101 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Gernandt that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

**Res. # 1366** – ADOPTED 6-0

**“PURSUANT TO CITY COUNCIL RULE VII D  
THE PUBLIC HEARINGS ON AGENDA ITEM NOS. 38  
THROUGH 44 SHALL BE HELD ON THE THIRD READING”**

**ZONING ORDINANCES ON SECOND READING**

38. Ord. to rezone the properties located at 1713 “S” Street, 5403 and 5405 South 18th Street from R4 (35)-Single-Family Residential District (high density) to R4-Single-Family Residential District (high density).  
(See Doc. # 1343 – October 20 Meeting)

**CCID # 1343** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

39. Ord. to rezone property located at 541 South 24th Street from DS-Downtown Service District to CBD-Central Business District (property is also located within an existing ACI-1 (PL)-Area of Civic Importance Overlay District).  
(See Doc. # 1344 – October 20 Meeting)

**CCID # 1344** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

40. Ord. to rezone the properties located at 4138 and 4140 Burdette Street from R5 (35)-Urban Family Residential District to R5-Urban Family Residential District.  
(See Doc. # 1345 – October 20 Meeting)

**CCID # 1345** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

41. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located Northeast of 60th Street and Sorensen Parkway; and to provide for an effective date – [see attached](#).  
(See Doc. # 1346 – October 20 Meeting)

**CCID # 1346** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

42. Ord. to rezone property located South of the 126th and Grebe Street intersection from DR-Development Reserve District and R4-Single-Family Residential District (High Density) to DR-Development Reserve District.  
(See Doc. # 1352 – October 20 Meeting)

**CCID # 1352** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

43. Ord. to rezone property located South of the 126th and Grebe Street intersection from DR-Development Reserve District and R4-Single-Family Residential District (High Density) to R4-Single-Family Residential District (High Density).  
(See Doc. # 1353 – October 20 Meeting)

**CCID # 1353** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

44. Ord. to amend the official zoning map of the City of Omaha adopted by Section 55-65 of the Omaha Municipal Code, by converting to Omaha zoning classifications areas of Douglas County added to the City of Omaha’s three-mile zoning jurisdiction (2015 Annexation Package) – see attached.  
(See Doc. # 1356 – October 20 Meeting)

**CCID # 1356** – ORDINANCE ON SECOND READING – Final reading to be held on November 3, 2015 as per City Charter requirements.

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**ORDINANCES ON SECOND READING**

Ord. declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of constructing the 72<sup>nd</sup> & Pacific Street traffic signal structure project identified as OPW 52854, providing that the City negotiate with the property owners for partial land acquisitions and temporary construction easements; providing that if said parcel cannot be obtained by negotiation, condemnation proceedings be undertaken and completed; and providing for the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))

(See Doc. # 1357 – October 20 Meeting)

**CCID # 1357** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

45. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and 1234 South 10th, LLC, a Nebraska limited liability company, to implement the Rows on South Hill Tax Increment Financing (TIF) Redevelopment Project Plan for a project located at 1228, 1230 and 1234 South 10th Street and 1229 and 1233 South 11th Street, which proposes the demolition, clearing and grading of the site in preparation for up to 36 new, 3-story attached single family town house units which will contain 2 bed/2 bath, 1 or 2 car garages; the agreement authorizes the use of up to \$1,500,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and providing for an effective date – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1358 – October 20 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

**CCID # 1358** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

46. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and 541 S. 24th Street, Limited Liability Company, a Nebraska limited liability company, to implement The Sterling Apts Tax Increment Financing (TIF) Redevelopment Project Plan located at 541 South 24th Street which proposes the complete rehabilitation of the Sterling Apartments building; the agreement authorizes the use of up to \$477,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and providing for an effective date – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1359 – October 20 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

**CCID # 1359** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

47. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and 3101 S. 24th Street, LLC, a Nebraska limited liability company to implement the 3101 South 24th Street, LLC Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site located at 3101 South 24th Street, which proposes the adaptive reuse and rehabilitation of the historic Aksarben Beef building into 20 apartment units for low-income housing – 3 two-bedroom units, 14 three-bedroom units and 3 four-bedroom units, including a vacated portion of the alley and of Spring Street and approximately 28 improved parking stalls; the agreement authorizes the use of up to \$160,000.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and providing for an effective date – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1360 – October 20 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

**CCID # 1360** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

48. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and DANA Partnership, LLP, a Nebraska limited liability company, to implement the Turner Park Residences & 31 Dodge Tax Increment Financing (TIF) Redevelopment Project Plan for a project located at 3102-3106 Dodge Street and 118 North 31st Street, which proposes the renovation and rehabilitation of the historic Turner Park Residences and the renovation and rehabilitation of the adjacent 31 Dodge property, resulting in 66 market-rate, multi-family housing units; the agreement authorizes the use of up to \$494,671.00 in excess ad valorem taxes (TIF) generated by the development to help fund the cost of the project; and providing for an effective date – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1361 – October 20 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

**CCID # 1361** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

49. Ord. to approve the proposal and agreement of Best Buy Signs to provide, install, place, maintain and remove bus stop benches, with or without advertising, in the annual amount of \$131,000.00 revenue to the City. The Agreement will be for a four (4) year period commencing June 1, 2015 through May 31, 2019, extendible for an additional four (4) years, at the sole option of the City. Revenue will be payable to the City in quarterly installments on or before January 10, April 10, July 10, and October 10, of each year; and to provide an effective date – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1362 – October 20 Meeting)

**CCID # 1362** – Motion by Jerram to continue the public hearing to the third reading on November 3, 2015

Seconded by Melton

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Motion Carried 6-0

- (a) Communication from Steven Slater, Coordinator, Contract Administrator, Parks, Recreation & Public Property Department, requesting that the public hearing on the Ordinance to approve an agreement with Best Buy Signs regarding bus benches be continued to the third reading on November 3, 2015 – [see attached](#).

**# 1362** – From Chair on File

- 50. Ord. to accept the bid of Heiman Fire Equipment to provide Firefighter Turnout Gear for the Omaha Fire Department; the term of the agreement is for three (3) years at a cost of \$1,521.27 per set; and to provide an effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1363 – October 20 Meeting)

**CCID # 1363** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

- 51. Ord. to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Award #2015-DJ-BX-0270, in the amount of three hundred and seventy three thousand, five hundred and eighty two dollars (\$373,582), during the project period extending from October 1, 2014 to September 30, 2018; to provide funding for law enforcement personnel and equipment, crime prevention and education programs, corrections crisis intervention team training, prosecutor programs, and technology improvements and training; 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; and, providing for the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))  
(See Doc. # 1364 – October 20 Meeting)

**CCID # 1364** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

52. Ord. approving the Fifteenth Supplemental Agreement among the City of Omaha, the County of Douglas and the Omaha-Douglas Public Building Commission to provide for the issuance of up to ten million dollars (\$10,000,000) for the costs of completing the 2014 Project, constructing and equipping general alterations, renovations, changes, refurbishments, reconstructions and improvements to the Civic Center and the Hall of Justice, and the costs of constructing and equipping general alterations renovations, changes, refurbishments, reconstructions and improvements to the Civic Center and the Hall of Justice (the "2015B Project"); to determine the division of responsibility for payment of the new bonds and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY)) (See Doc. # 1365 – October 20 Meeting)

Paul Cohen, Administrator, Omaha Douglas Public Building Commission, appeared and spoke.

**CCID # 1365** – Public hearing was held today – Final reading set for November 3, 2015 as per City Charter requirements.

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**“PURSUANT TO CITY COUNCIL RULE VII C  
THE PUBLIC HEARINGS ON AGENDA ITEM NOS. 54  
THROUGH 62 SHALL BE HELD ON THE SECOND READING”**

**ORDINANCES ON FIRST READING**

53. Ord. declaring the necessity of appropriating, for the use of the City of Omaha, certain hereinafter described property located at 1825 N. 24<sup>th</sup> Street, and legally described in the attached purchase agreement, for subsequent use as a future Community Development site; provided that as to each specified parcel, proceedings in eminent domain may be undertaken and completed for the purpose of clearing title; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the attached Agreement between the City of Omaha and Shirley Tyree, 3306 Decatur Street, Omaha, NE 68111, to acquire the property for the sum of Six Thousand One Hundred and NO/100 Dollars (\$6,100.00) is approved; project costs will be paid from Community Development Block Grant, Fund 12186, Organization No. 128072, Project No. 4134, Task 12.1533, Award 100061; and to provide the effective date hereof – [see attached](#).

**CCID # 1385** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

54. Ord. declaring the necessity of appropriating, for the use of the City of Omaha, certain hereinafter described property located at 1833 N. 24<sup>th</sup> Street, and legally described in the attached purchase agreement, for subsequent use as a future Community Development site; provided that as to each specified parcel, proceedings in eminent domain may be undertaken and completed for the purpose of clearing title; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the attached Agreement between the City of Omaha and Ruby L. Collett, 1340 Scottsdale Road East, West Palm Beach, Florida, 33417, to acquire the property for the sum of Eighteen Thousand and NO/100 Dollars (\$18,000.00) is approved; project costs will be paid from Community Development Block Grant, Fund 12186, Organization No. 128072, Project No. 4134, Task 12.1533, Award 100061; and to provide the effective date hereof – [see attached](#).

**CCID # 1386** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

55. Ord. to approve the acceptance of and authorize the disbursement from the FY 2015 State Homeland Security Grant (SHSG) Award #EMW-2015-SS-00079-S01, and budget in the amount of six hundred fifty one thousand and thirty nine dollars (\$651,039) from the Nebraska Emergency Management Agency (NEMA), during the project period of September 1, 2015 through August 31, 2018, to provide first responder and emergency response communities in Douglas, Sarpy, and Washington Counties with enhanced capabilities to prevent, protect against, mitigate, respond to, and recover from potential threats of manmade and natural disasters; 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1387** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

56. Ord. to approve the acceptance of and authorize the disbursement from the FY2014 Assistance to Firefighters Grant Program, award #EMW-2014-FV-02611, in the amount of two hundred twenty six thousand four hundred seventy-one dollars (\$226,471); a match of twenty two thousand six hundred forty-seven dollars (\$22,647) provided by the Omaha Fire Department (OFD) from Fund 11111, Organization 114511 (BFY2016 OFD Grant Expense), and total program budget in the amount of two hundred forty nine thousand one hundred eighteen dollars (\$249,118); during the project period of July 1, 2015 to June 30, 2016, to provide funding for one (1) bariatric ambulance for use by the Omaha Fire Department (OFD); 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1388** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

57. Ord. to approve the acceptance of and authorize the disbursement from the FY2014 Assistance to Firefighters Grant Program – Fire Prevention and Safety Grant, Award #EMW-2014-FP-00935, and budget in the amount of one hundred sixty one thousand six hundred and twenty one dollars (\$161,621) with a match of eight thousand eighty one dollars (\$8,081) by the Omaha Fire Department (OFD) from Fund 11111, Organization 114511 (BFY2016 OFD Grant Expense); during the project period of August 28, 2015 to August 27, 2017, to provide funding for one (1) bilingual Fire Safety Education Specialist position with the Omaha Fire Department and promotional items for such fire safety education activities; 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1389** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

58. Ord. to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS), FY 2015 COPS Hiring Program (CHP), Award #2015-UL-WX-0035, in the amount of one hundred twenty five thousand dollars (\$125,000), a match in the amount of one hundred twenty two thousand, six hundred and seven dollars (\$122,607), and total program amount of two hundred forty seven thousand, six hundred and seven dollars (\$247,607) during the project period of September 1, 2015 to August 31, 2018; to provide funding for one (1) new sworn Omaha Police Department officer hire; 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1390** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

59. Ord. to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice, FY 2015 Paul Coverdell Forensic Science Improvement Grant Program, Award #2015-CD-BX-0005, in the amount of one hundred sixty five thousand, nine hundred and eighty one dollars (\$165,981), during the project period of October 1, 2015 to September 30, 2016; to provide funding for Omaha Police Department crime lab technician overtime and training, and crime lab equipment and supplies; 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1391** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.



60. Ord. to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2015 Violent Gang and Gun Crime Reduction Program (Project Safe Neighborhoods): Category 3, Award #2015-GP-BX-0005, in the amount of one hundred forty four thousand, nine hundred and forty six dollars (\$144,946), during the project period of October 1, 2015 to September 30, 2017; to provide funding for one (1) PSN Coordinator of Operations position, one (1) PSN Firearms Clerk position, PSN staff training, Nebraska State Patrol crime lab equipment, firearms testing, program evaluation, and overtime for law enforcement specialized operations; 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; and, providing for the effective date hereof – [see attached](#).

**CCID # 1392** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

61. Ord. to approve the execution of a Master Agreement between the City of Omaha and Omaha Cellular Telephone Company, d/b/a Verizon Wireless (“Verizon”), providing for Verizon’s usage of street light poles in City right of way for microcell antennas; and to provide the effective date hereof – [see attached](#).

**CCID # 1393** – Publication to be made and public hearing to be held on November 3, 2015 as per City Charter requirements.

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**EXECUTIVE SESSION**

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

Motion by Gernandt that the meeting be adjourned

Seconded by Jerram

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Gernandt, Jerram, Mr. President

Motion Carried 6-0

**ADJOURNED: 2:47 P.M.**

I, BUSTER BROWN, CITY CLERK OF THE CITY OF OMAHA, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Meeting of the City Council of the City of Omaha held on October 27, 2015.

WITNESS:

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\_\_\_\_\_

CITY CLERK

THE PROCEEDINGS OF THIS MEETING WERE PRESENTED TO MAYOR JEAN STOTHERT ON THE 29TH DAY OF OCTOBER, 2015.