

19TH REGULAR CITY COUNCIL MEETING

JUNE 14, 2016

THE CITY COUNCIL met in Regular Session on Tuesday, June 14, 2016 at 2:00 o'clock P.M. in the Legislative Chambers, Omaha/Douglas Civic Center, Omaha, Nebraska and was called to Order by Councilmember Chris Jerram.

ROLL CALL

1. City Clerk calls the roll.

CCID # 837 – Present: Pahls, Thompson, Festersen, Gernandt, Melton, Mr. President

Absent Entire Meeting: Gray

2. Pledge of Allegiance.
3. Invocation by Councilmember Garry Gernandt of District No. 4.

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 June 10, 2016, notice re: Pre-Council and Regular City Council Meetings, June 14, 2016.

CCID # 838 – 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 the property located at 1100 Pierce Street from HI-Heavy Industrial District to CBD-Central Business District (property is also located within an existing NCE-C Overlay District). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 720 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 720 – Motion by Festersen that the Ordinance be passed
Seconded by Melton

ROLL CALL:

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

ORDINANCE # 40750 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 1100 Pierce Street from HI to CBD (properties are also located within an existing NCE-C Overlay District) – [see attached](#).
(See Doc. # 720 – May 24 Meeting)

720 – From Chair on File

6. Ord. to rezone the properties located at 1263 and 1265 South 15th Street from GI-General Industrial District to R7-Medium-Density Multiple-Family Residential District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 721 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 721 – Motion by Festersen that the Ordinance be passed
Seconded by Melton

ROLL CALL:

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

ORDINANCE # 40751 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the properties located at 1263 and 1265 South 15th Street from GI to R7 – [see attached](#).
(See Doc. # 721 – May 24 Meeting)

721 – From Chair on File

7. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R8 District (property is also located within an ACI-1(PL) Overlay District), located at 524 Park Avenue, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 722 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

CCID # 722 – Motion by Festersen that the Ordinance be passed

Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40752 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R8 District (property is also located within an ACI-1(PL) Overlay District), located at 524 Park Avenue – [see attached](#).
(See Doc. # 722 – May 24 Meeting)

722 – From Chair on File

8. Res. that the preliminary plat entitled 524 PARK AVENUE, located at 524 Park Avenue, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 723 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 723 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 524 PARK AVENUE, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located at 524 Park Avenue – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 723 – May 24 Meeting)

723 – From Chair on File

- 9. Res. that the replat transmitted herewith entitled 524 PARK AVENUE, located at 524 Park Avenue, is hereby approved, and concurrently a portion of the existing plat entitled John I. Redicks Addition, and described on said replat, is hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 724 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 724 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 524 Park Avenue, located at 524 Park Avenue – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 724 – May 24 Meeting)

724 – From Chair on File

- 10. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 524 Park Avenue (Lots 1-6 and Outlot A) and is located at 524 Park Avenue – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 725 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 725 - ADOPTED 6-0

11. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R8-High-Density Multiple-Family Residential District (property is also located within an ACI-1(PL)-Area of Civic Importance Overlay District), located at 518, 522 and 526 South 30th Street, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 726 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

CCID # 726 – Motion by Festersen that the Ordinance be passed

Seconded by Gernandt

ROLL CALL:

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

ORDINANCE # 40753 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R8 District (property is also located within an ACI-1(PL)-Area of Civic Importance Overlay District), located at 518, 522 and 526 South 30th Street – [see attached](#).

(See Doc. # 726 – May 24 Meeting)

726 – From Chair on File

12. Res. that the preliminary plat entitled 30 DEWEY, located at 518, 522 and 526 South 30th Street, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

(See Doc. # 727 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Gernandt

ROLL CALL:

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

RESOLUTION # 727 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 30 DEWEY, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located at 518, 522 and 526 South 30th Street – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 727 – May 24 Meeting)

727 – From Chair on File

- 13. Res. that the replat transmitted herewith entitled 30 DEWEY, located at 518, 522 and 526 South 30th Street, is hereby approved, and concurrently a portion of the existing plat entitled John I. Redicks Addition, and described on said replat, are hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 728 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Gernandt

ROLL CALL:

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

RESOLUTION # 728 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 30 DEWEY, located at 518, 522 and 526 South 30th Street – Inside City- over from 5/24/16 – [see attached](#).
(See Doc. # 728 – May 24 Meeting)

728 – From Chair on File

- 14. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 30 Dewey (Lots 1-15 and Outlots A-C) and is located at 518, 522, and 526 South 30th Street – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 729 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Gernandt

ROLL CALL:

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

RESOLUTION # 729 - ADOPTED 6-0

15. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R7 District, located at 1313 South 31st Street, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 730 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

CCID # 730 – Motion by Festersen that the Ordinance be passed
Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40754 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R7 District located at 1313 South 31st Street – [see attached](#).
(See Doc. # 730 – May 24 Meeting)

730 – From Chair on File

16. Res. that the preliminary plat entitled 31 POPPLETON, located at 1313 South 31st Street, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 731 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 731 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 31 POPPLETON, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located at 1313 South 31st Street – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 731 – May 24 Meeting)

731 – From Chair on File

17. Res. that the replat transmitted herewith entitled 31 POPPLETON, located at 1313 South 31st Street, is hereby approved, and concurrently a portion of the existing plat entitled HANSCOM PLACE, and described on said replat, is hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 732 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 732 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 31 POPPLETON, located at 1313 South 31st Street – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 732 – May 24 Meeting)

732 – From Chair on File

18. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 Poppleton (Lots 1-4 and Outlot A) and is located at 1313 South 31st Street – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 733 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 733 - ADOPTED 6-0

19. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R7 District, located at 3012 and 3016 Mason Street, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 734 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

CCID # 734 – Motion by Festersen that the Ordinance be passed

Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40755 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R7 District, located at 3012 and 3016 Mason Street – [see attached](#).
(See Doc. # 734 – May 24 Meeting)

734 – From Chair on File

20. Res. that the preliminary plat entitled 30 MASON, located at 3012 and 3016 Mason Street, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 735 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 735 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 30 MASON, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located at 3012 and 3016 Mason Street – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 735 – May 24 Meeting)

735 – From Chair on File

- 21. Res. that the replat transmitted herewith entitled 30 MASON, located at 3012 and 3016 Mason Street, is hereby approved, and concurrently a portion of the existing plat entitled BARTLETT'S ADDITION to OMAHA, and described on said replat, is hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 736 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 736 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 30 MASON, located at 3012 and 3016 Mason Street – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 736 – May 24 Meeting)

736 – From Chair on File

- 22. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 30 Mason (Lots 1-10 and Outlot A) and is located at 3012 and 3016 Mason Street – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 737 – May 24 Meeting)

Steven Held, Uptown Properties, LLC, 11506 Nicholas St., appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 737 - ADOPTED 6-0

23. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R6-Low-Density Multiple-Family Residential District, located Northwest of 33rd and Mason Streets, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 738 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.
Charles Yin, 1223 S. 11th St.

OPPOSERS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

CCID # 738 – Motion by Gernandt that the Ordinance be passed

Seconded by Thompson

ROLL CALL:

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

ORDINANCE # 40756 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R6 District, located Northwest of 33rd and Mason Streets – [see attached](#).
(See Doc. # 738 – May 24 Meeting)

738 – From Chair on File

24. Res. that the preliminary plat entitled 33 MASON NORTH, located Northwest of 33rd and Mason Streets, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 739 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.
Charles Yin, 1223 S. 11th St.

OPPOSERS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Gernandt that the Resolution be adopted

Seconded by Thompson

ROLL CALL:

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

RESOLUTION # 739 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 33 MASON NORTH, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located Northwest of 33rd and Mason Streets – Inside City – over from 5/24/16 – [see attached](#).

(See Doc. # 739 – May 24 Meeting)

739 – From Chair on File

25. Res. that the replat transmitted herewith entitled 33 MASON NORTH, located Northwest of 33rd and Mason Streets, is hereby approved, and concurrently a portion of the existing plat entitled Mayne Place, and described on said replat, are hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

(See Doc. # 740 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENTS: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.
Charles Yin, 1223 S. 11th St.

OPPONENTS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Gernandt that the Resolution be adopted

Seconded by Thompson

ROLL CALL:

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

RESOLUTION # 740 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 33 MASON NORTH, located Northwest of 33rd and Mason Streets – Inside City – over from 5/24/16 – [see attached](#).

(See Doc. # 740 – May 24 Meeting)

740 – From Chair on File

26. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 33 Mason North (Lots 1-12 and Outlots A-C) and is located northwest of 33rd and Mason Streets – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 741 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.
Charles Yin, 1223 S. 11th St.

OPPOSERS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Gernandt that the Resolution be adopted

Seconded by Thompson

ROLL CALL:

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

RESOLUTION # 741 - ADOPTED 6-0

27. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R6 District, located Southwest of 33rd and Mason Streets, to approve the Development Plan, and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 742 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSER: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.

OPPOSERS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

CCID # 742 – Motion by Melton that the Ordinance be passed

Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40757 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R6 District, located Southwest of 33rd and Mason Streets – [see attached](#).
(See Doc. # 742 – May 24 Meeting)

742 – From Chair on File

28. Res. that the preliminary plat entitled 33 MASON SOUTH, located Southwest of 33rd and Mason Streets, with a request for a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 743 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.

OPPONENTS: Di Farho, 904 S. 33rd St.

Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 743 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of 33 MASON SOUTH, with a waiver of Section 53-8(4)(a) of the Omaha Municipal Code for Lot depth, located Southwest of 33rd and Mason Streets – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 743 – May 24 Meeting)

743 – From Chair on File

29. Res. that the replat transmitted herewith entitled 33 MASON SOUTH, located Southwest of 33rd and Mason Streets, is hereby approved, and concurrently a portion of the existing plat entitled MAYNE PLACE, and described on said replat, is hereby vacated – Inside City – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 744 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.

OPPONENTS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 744 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Final Plat of 33 MASON SOUTH, located Southwest of 33rd and Mason Streets – Inside City – over from 5/24/16 – [see attached](#).
(See Doc. # 744 – May 24 Meeting)

744 – From Chair on File

30. Res. that, the Subdivision Agreement among the City of Omaha, Uptown Properties, LLC, a Nebraska limited liability company, and The Uptown 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 33 Mason South (Lots 1-18 and Outlots A-B) and is located southwest of 33rd and Mason Streets – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 745 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Steven Held, Uptown Properties, LLC, 11506 Nicholas St.

OPPONENTS: Di Farho, 904 S. 33rd St.
Steve Kenny, 3139 Mason St.

FOR THE CITY: Dave Fanslau, Planning Department

Motion by Melton that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 745 - ADOPTED 6-0

31. Ord. to rezone the property located at 4964 South 36th Street from HI-Heavy Industrial District to R4-Single-Family Residential District (High Density). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 746 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 746 – Motion by Gernandt that the Ordinance be passed
Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40758 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 4964 South 36th Street from HI to R4 – [see attached](#).
(See Doc. # 746 – May 24 Meeting)

746 – From Chair on File

- 32. Ord. to rezone the properties located at 3804 Farnam Street and 140 South 38th Street from GC-General Commercial District to NBD-Neighborhood Business District (properties are also located within an existing ACI-1(PL) Overlay District). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 747 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Matt Dwyer, Green Slate Development, 144 S. 39th St., appeared and spoke.

CCID # 747 – Motion by Festersen that the Ordinance be passed
Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40759 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request to rezone the properties located at 3804 Farnam Street and 140 South 38th Street from GC to NBD (properties are also located within an existing ACI-1(PL) Overlay District) – [see attached](#).
(See Doc. # 747 – May 24 Meeting)

747 – From Chair on File

- 33. Ord. to approve a Major Amendment to a PUD-Planned Unit Development Overlay District in a R6-Low-Density Multiple Family Residential District for the property located at 7815 Harney Street; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 748 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Troy Meyerson, Fraser Stryker, 409 S. 17th St., representing
Children's Hospital
Carol Kinlow, 1425 Grandview Ave., Papillion, NE
David Kinlow, 1425 Grandview Ave., Papillion, NE

CCID # 748 – Motion by Thompson that the Ordinance be passed

Seconded by Melton

ROLL CALL:

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

ORDINANCE # 40760 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of the request of Children's Hospital and Medical Center for a Major Amendment to a PUD-Planned Unit Development Overlay District for property located at 7815 Harney Street – [see attached](#).

(See Doc. # 748 – May 24 Meeting)

748 – From Chair on File

34. Ord. to approve a Major Amendment to the Development Agreement for property located at 7815 Harney Street between the City of Omaha and Children's Hospital and Medical Center, providing site development standards; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 749 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Troy Meyerson, Fraser Stryker, 409 S. 17th St., representing
Children's Hospital
Carol Kinlow, 1425 Grandview Ave., Papillion, NE
David Kinlow, 1425 Grandview Ave., Papillion, NE

CCID # 749 – Motion by Thompson that the Ordinance be passed

Seconded by Melton

ROLL CALL:

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

ORDINANCE # 40761 - PASSED 6-0

35. Res. that the Special Use Permit application submitted by Children’s Hospital and Medical Center for a Special Use Permit to allow Large group living in a R6-Low-Density Multiple-Family Residential District, located at 7815 Harney 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. 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 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 750 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Troy Meyerson, Fraser Stryker, 409 S. 17th St., representing Children’s Hospital
Carol Kinlow, 1425 Grandview Ave., Papillion, NE
David Kinlow, 1425 Grandview Ave., Papillion, NE

Motion by Thompson that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 750 - ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the request of Children’s Hospital and Medical Center for a Special Use Permit to allow Large group living in a R6 District located at 7815 Harney Street – over from 5/24/16 – [see attached](#).
(See Doc. # 750 – May 24 Meeting)

750 – From Chair on File

36. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 8206 Blondo Street; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 751 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Linda Steele, Omaha Chinese Cultural Association, 8206 Blondo St., appeared and spoke.

CCID # 751 – Motion by Festersen that the Ordinance be passed
Seconded by Gernandt

ROLL CALL:

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

ORDINANCE # 40762 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a MCC-Major Commercial Corridor Overlay District for the property located at 8206 Blondo Street – [see attached](#).
(See Doc. # 751 – May 24 Meeting)

751 – From Chair on File

- 37. Ord. to rezone property located west of 90th Street and south of Blair High Road from DR-Development Reserve District to R6-Low-Density Multiple-Family Residential District. ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 752 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Neeraj Agarwal, Clarity Development, 144 S. 39th St.
representing the applicant

OPPONENTS: Loren Anderson, 9340 Military Rd.,
George Cooperider, 5934 N. 92nd Ave.

FOR THE CITY: Bob Stubbe, Public Works Director

CCID # 752 – Motion by Gernandt that the Ordinance be passed
Seconded by Jerram

ROLL CALL:

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

Nay: Melton

ORDINANCE # 40763 - PASSED 5-1

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located west of 90th Street and south of Blair High Road from DR to R6 – [see attached](#).
(See Doc. # 752 – May 24 Meeting)

752 – From Chair on File

38. Res. that the plat entitled BLAIR COMMONS (Lot 1, Outlots A-C), located west of 90th Street and south of Blair High Road, is hereby approved and accepted – Outside City – over from 5/24/16 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 753 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Neeraj Agarwal, Clarity Development, 144 S. 39th St.
representing the applicant

OPPONENTS: Loren Anderson, 9340 Military Rd.,
George Cooperider, 5934 N. 92nd Ave.

FOR THE CITY: Bob Stubbe, Public Works Director

Motion by Gernandt that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

Nay: Melton

RESOLUTION # 753 - ADOPTED 5-1

- (a) Planning Board and Planning Department recommend approval of the Final Plat of BLAIR COMMONS (Lot 1, Outlots A-C), located west of 90th Street and south of Blair High Road – Outside City – over from 5/24/16 – [see attached](#).
(See Doc. # 753 – May 24 Meeting)

753 – From Chair on File

39. Res. that, the Subdivision Agreement among the City of Omaha, HUDBLAIRGP, LLC, a Nebraska limited liability company, and the Blair Commons Owners Association, as recommended by the Mayor, providing for the Watershed Management fees, is hereby approved. The Subdivision is to be known as Blair Commons (Lot 1 and Outlots A-C) and is located west of 90th Street and south of Blair High Road – over from 5/24/26 – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 754 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Neeraj Agarwal, Clarity Development, 144 S. 39th St.
representing the applicant

OPPONENTS: Loren Anderson, 9340 Military Rd.,
George Cooperider, 5934 N. 92nd Ave.

FOR THE CITY: Bob Stubbe, Public Works Director

Motion by Gernandt that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

Nay: Melton

RESOLUTION # 754 - ADOPTED 5-1

40. Ord. to approve a Major Amendment to a Mixed Use District Development Agreement for Falcon Ridge, to allow for a Convenience storage facility, located Northwest of 180th and Harrison Streets, between the City of Omaha and Dragon Storage, LLC, providing site development standards; and to provide for an effective date – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))

(See Doc. # 755 – May 24 and June 7 Meetings)

Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: David Fjare, Olsson Associates, 2111 S. 67th St.,
representing the applicant, Dragon Storage, LLC
Ralph Marasco, CBS Home, 15950 W. Dodge Rd.

FOR THE CITY: Dave Fanslau, Planning Department
James Thele, Planning Director

CCID # 755 – Motion by Pahls to lay over two weeks to June 28, 2016

Seconded by Melton

ROLL CALL:

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

Motion Carried 6-0

- (a) Planning Board and Planning Department recommend approval of a Major Amendment to a Mixed Use District Development Agreement for Falcon Ridge to allow a *Convenience storage* facility, located Northwest of 180th & Harrison Streets – [see attached](#).

(See Doc. # 755 – May 24 Meeting)

755 – Over to 6/28/16

- (b) Communications opposing the Major Amendment to a Mixed Use District Development Agreement for Falcon Ridge to allow for a Convenience storage facility northwest of 180th and Harrison Streets – [see attached](#).

(See Doc. # 755 – May 24 Meeting)

755 – Over to 6/28/16

41. Ord. to amend Section 55-764 of the Omaha Municipal Code regarding Day care services (general); to repeal Section 55-764 as heretofore existing; and to provide the effective date thereof – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE PASSED TODAY))
(See Doc. # 756 – May 24 and June 7 Meetings)
Notice of public hearing on June 14, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Dave Fanslau, Planning Department, appeared and spoke.

CCID # 756 – Motion by Melton that the Ordinance be passed
Seconded by Jerram

ROLL CALL:

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

ORDINANCE # 40764 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of an amendment to Section 55-764 of the Omaha Municipal Code regarding Day care services (general); to repeal Section 55-764(d)(2)(d) – [see attached](#).
(See Doc. # 756 – May 24 Meeting)

756 – From Chair on File

RESOLUTIONS RE: PRELIMINARY PLATS, PLATS AND SUBDIVISION AGREEMENTS

**“PURSUANT TO CITY COUNCIL RULE VII E
AGENDA ITEM NOS. 42 THROUGH 45 SHALL BE LAID OVER
TWO WEEKS FOR PUBLICATION AND PUBLIC HEARING”**

42. Res. that the preliminary plat entitled ARMSTRONG’S 1ST ADDITION REPLAT 2, located Northwest of 24th and Cuming Streets, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – [see attached](#).
Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.

CCID # 860 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of ARMSTRONG’S 1ST ADDITION REPLAT 2, located Northwest of 24th and Cuming Streets – Inside City – [see attached](#).

860 – Over to 6/28/16

43. Res. that the replat transmitted herewith entitled ARMSTRONG'S 1ST ADDITION REPLAT 2, located Northwest of 24th and Cuming Streets, is hereby approved, and concurrently a portion of the existing plat entitled Armstrong's 1st Addition, and described on said replat, is hereby vacated – Inside City – [see attached](#).
Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.

CCID # 861 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the Final Plat of ARMSTRONG'S 1ST ADDITION REPLAT 2, located Northwest of 24th and Cuming Streets – Inside City – [see attached](#).

861 – Over to 6/28/16

44. Res. that the preliminary plat entitled DUNDEE FLATS, located Southeast of 49th and Dodge Streets, along with the attached conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized – Inside City – [see attached](#).
Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.

CCID # 865 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of DUNDEE FLATS, located Southeast of 49th and Dodge Streets – Inside City – [see attached](#).

865 – Over to 6/28/16

45. Res. that the replat transmitted herewith entitled DUNDEE FLATS, located Southeast of 49th and Dodge Streets, is hereby approved, and concurrently a portion of the existing plat entitled Sunset Addition, and described on said replat, is hereby vacated – Inside City – [see attached](#).
Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.

CCID # 866 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the Final Plat of DUNDEE FLATS, located Southeast of 49th and Dodge Streets – Inside City – [see attached](#).

866 – Over to 6/28/16

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**“PURSUANT TO CITY COUNCIL RULE VII E
AGENDA ITEM NOS. 46 THROUGH 47
SHALL BE LAID OVER TWO WEEKS”**

- 46. Res. that the plat entitled GRANDVIEW RIDGE ESTATES, located Northwest of 204th and “F” Streets, is hereby approved and accepted – Outside City – [see attached](#).

CCID # 876 – Over two weeks to June 28, 2016 pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the Final Plat of GRANDVIEW RIDGE ESTATES, a subdivision outside the city limits, located Northwest of 204th and “F” Streets – Outside City – see attached.

876 – Over to 6/28/16

- 47. Res. that, the Subdivision Agreement among the City of Omaha, 204 F Street, LLC, a Nebraska limited liability company, Grandview at Omaha Residential Owners Association, a Nebraska not for profit corporation, and Sanitary and Improvement District (S.&I.D.) 572 of Douglas County, Nebraska, as recommended by the Mayor, providing for the public improvements, 1% administrative fee, Interceptor Sewer Fee, Watershed Management Fee, Parks fees, and sewer connection to the Omaha Sanitary Sewer System, is hereby approved. The Subdivision is to be known as Grandview Ridge Estates (Lots 1-225 and Outlots A-K) and is located northwest of 204th and “F” Streets – [see attached](#).

CCID # 877 – Over two weeks to June 28, 2016 pursuant to City Council Rule VII E.

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**“PURSUANT TO CITY COUNCIL RULE VII E
AGENDA ITEM NOS. 48 THROUGH 49 SHALL BE LAID
OVER TWO WEEKS FOR PUBLICATION AND PUBLIC HEARING”**

SPECIAL USE PERMIT – AUTOMOTIVE SALES

48. Res. that the Special Use Permit application submitted by National Vehicle Marketing for a Special Use Permit to allow Automotive Sales in a CC-Community Commercial District for property located at 4819 South 107th Avenue, Omaha, Nebraska, is hereby approved; and the Permits and Inspection Division is directed to issue the necessary permit therefor, provided the conditions set out in Exhibit "A" of the above referenced application, conditions set out in Exhibit "B", and all applicable local or state statutes, ordinances or regulations are complied with. That the proposed Special Use Permit has been reviewed and evaluated pursuant to, and meets each of, the criteria set forth in Section 55-885 of the Omaha Municipal Code – [see attached](#).

Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.

CCID # 847 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of a Special Use Permit to allow *Automotive Sales* in a CC-Community Commercial District located at 4819 South 107th Avenue – [see attached](#).

847 – Over to 6/28/16

SPECIAL USE PERMIT – CUSTOM MANUFACTURING

49. Res. that the Special Use Permit application submitted by Nebraska Electrical Services for a Major Amendment to a Special Use Permit to allow Custom Manufacturing in a CC-Community Commercial District (property is also located within a MCC Overlay District and Flood Fringe Overlay District), located at 3603 North 222nd 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. That the proposed Special Use Permit has been reviewed and evaluated pursuant to, and meets each of, the criteria set forth in Section 55-885 of the Omaha Municipal Code – [see attached](#).
- Notice of Public Hearing on June 28, 2016 published in the Daily Record on June 17, 2016.**

CCID # 848 – Over two weeks to June 28, 2016 for publication and public hearing pursuant to City Council Rule VII E.

- (a) Planning Board and Planning Department recommend approval of the request of Nebraska Electrical Services for a Major Amendment to a Special Use Permit to allow *Custom Manufacturing* in a CC-Community Commercial District located at 3603 North 222nd Street (property is also located within a MCC Overlay District and Flood Fringe Overlay District) – [see attached](#).

848 – Over to 6/28/16

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LIQUOR

- 50. CLASS “C” – Elevate Restaurant Group, LLC, dba “Uncle Maddio’s Pizza Joint”, 18110 Wright Street. New application, New location. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Sean Kelley, 7134 Pacific St., attorney representing the applicant, appeared and spoke.

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

ROLL CALL:

Yeas: Pahls, Thompson, Festersen, Gernandt, Melton

Pass: Jerram

CITY CLERK CALLS THE ROLL AGAIN:

ROLL CALL:

Yeas: Pahls, Thompson, Festersen, Gernandt, Melton

Pass: Jerram

Councilmember Jerram passed due to potential conflict of interest

RESOLUTION # 839 – ADOPTED 5-0-1 Pass

- 51. CLASS “C” – Lakes Venture, LLC, dba “Fresh Thyme Farmers Market”, 14949 Evans Plaza. New application, New location. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Tim O’Neill, 800 Lincoln Square, 121 S. 13th St., Lincoln, NE, attorney representing the applicant, appeared and spoke.

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

ROLL CALL:

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

RESOLUTION # 840 – ADOPTED 6-0

52. CLASS "C" - 1204 Tiki, LLC, dba "Laka-Lono", 1204 Howard Street. New application, New location. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Ethan Bondelid, 6810 Underwood Ave., appeared and spoke.

Motion by Thompson that the Resolution to GRANT be adopted

Seconded by Festersen

ROLL CALL:

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

RESOLUTION # 841 – ADOPTED 6-0

53. ON SALE BEER – Tacoville, Inc., dba "Tacoville", 3044 South 84th Street, Suite 3. New application, New location. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Lance Juett, 5306 S. 165th St., appeared and spoke.

Motion by Thompson that the Resolution to GRANT be adopted

Seconded by Festersen

ROLL CALL:

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

RESOLUTION # 842 – ADOPTED 6-0

54. PACKAGE – Four Aces Snacks & Tobacco, Inc., dba "Four Aces Snacks & Tobacco", 2408 Leavenworth Street. New application, New location. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Sean Kelley, 7134 Pacific St., attorney representing the applicant

Robert Conrad, 6040 Bridle Path

Motion by Gernandt that the Resolution to GRANT be adopted with the stipulation that there be no sales of single containers less than 32 ounces of beer and 375 milliliters of liquor

Seconded by Thompson

ROLL CALL:

Yeas: Pahls, Thompson, Gernandt, Melton

Nay: Festersen

Pass: Jerram

CITY CLERK CALLS THE ROLL AGAIN:

ROLL CALL:

Yeas: Pahls, Thompson, Gernandt, Melton

Nay: Festersen

Pass: Jerram

Councilmember Jerram passed due to potential conflict of interest

RESOLUTION # 843 – ADOPTED 4-1-1 Pass

- (a) Communications opposing the application of Four Aces Snacks & Tobacco, Inc., dba “Four Aces Snacks & Tobacco”, 2408 Leavenworth Street, for a Package Liquor License – see attached.

843 – From Chair on File

- (b) Communication from Sean Kelley, Attorney, representing Four Aces Snacks & Tobacco, Inc., dba “Four Aces Snacks & Tobacco”, 2408 Leavenworth Street, regarding their Package Liquor License application – see attached.

843 – From Chair on File

- 55. Café Z, LLC, dba “Café Z”, 2203 South 16th Street, requests permission for an addition to their present Class “C” Liquor License location of an outdoor area approx. 16’ x 12’ to the west. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((PUBLIC HEARING TODAY – MOTION NEEDED TO APPROVE OR NOT TO APPROVE))

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENTS: Mike Kelley, 7134 Pacific St., attorney representing the applicant

Charles Keenan, 2203 S. 16th Street

CCID # 844 – Motion by Gernandt that the request be approved contingent upon their compliance with the City of Omaha Planning Department and proper permits obtained

Seconded by Thompson

ROLL CALL:

Yeas: Pahls, Thompson, Festersen, Gernandt, Melton

Pass: Jerram

CITY CLERK CALLS THE ROLL AGAIN:

ROLL CALL:

Yeas: Pahls, Thompson, Festersen, Gernandt, Melton

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: Café Z, LLC, dba “Café Z”, 2203 South 16th Street, for an addition to their present Class “C” Liquor License – [see attached](#).

844 – From Chair on File

56. H.M. Enterprises, L.L.C., dba “Hiro Sushi”, 3655 North 129th Street, requests permission for additions to their present Class “C” Liquor License location of an area approx. 15’ x 25’ known as Suite 3847; an outdoor area approx. 12’ x 22’ to the Northwest and an outdoor cooler approx. 30’ x 12’ to the south. Property posted: 06-01-16; Notification sent: 06-03-16 – [see attached](#). ((PUBLIC HEARING TODAY – MOTION NEEDED TO APPROVE OR NOT TO APPROVE))

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPOSERS: Michael Huffer, Cassem Tierney Law, 9290 West Dodge Road, attorney representing the applicant
Charles Yin, 1223 S. 11th Street, Hiro Sushi

CCID # 845 – Motion by Melton that the request be approved

Seconded by Thompson

ROLL CALL:

Yeas: Pahls, Thompson, Festersen, Gernandt, Melton, 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. 57 through 65 were held on June 7, 2016.)

CONSENT AGENDA – ORDINANCES

57. Ord. to approve an update to The Omaha Suburban Park Master Plan for the City of Omaha, and to provide for the effective date hereof – [see attached](#).
(See Doc. # 757 – May 24 and June 7 Meetings)

Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 757 – Motion by Gernandt that the Ordinance be passed
Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40765 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of the update to The Omaha Suburban Park Master Plan – [see attached](#).
(See Doc. # 757 – May 24 and June 7 Meetings)

757 – From Chair on File

58. Ord. vacating Davenport Street from the West right-of-way line of North 10th Street to the East right-of-way line of North 12th Street, in the City of Omaha and providing the effective date hereof – [see attached](#).
(See Doc. # 759 – May 24 and June 7 Meetings)

Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 759 – Motion by Gernandt that the Ordinance be passed
Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40766 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of the vacation of Davenport Street from the West right-of-way line of North 10th Street to the East right-of-way line of North 12th Street – Inside City – [see attached](#).
(See Doc. # 759 – May 24 and June 7 Meetings)

759 – From Chair on File

59. Ord. declaring the necessity of acquiring, for use by the City of Omaha, the necessary private property for the purpose of constructing Fontenelle Park Lagoon Improvement Project, identified as City Project No. OPW 52658 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 – [see attached](#).

(See Doc. # 760 – May 24 and June 7 Meetings)

Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 760 – Motion by Gernandt that the Ordinance be passed

Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40767 - PASSED 6-0

60. Ord. approving an Agreement for the sale of City-owned real property; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the City is authorized to enter into the attached Real Estate Purchase Agreement with Gilbatrar LLC, a Nebraska Limited Liability Corporation, 3100 Chicago Street, Omaha, NE 68131, to convey the property described in the attached agreement, located at 2905 Jackson Street, in consideration of the sum of Twenty Thousand One Hundred Fifty and 00/100 Dollars (\$20,150.00); there are no expenses associated with the transfer of the property to Gilbatrar LLC; and to provide the effective date hereof – [see attached](#).

(See Doc. # 761 – May 24 and June 7 Meetings)

Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 761 – Motion by Gernandt that the Ordinance be passed

Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40768 - PASSED 6-0

61. Ord. approving an Agreement for the sale of City-owned real property; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the City is authorized to enter into the attached Real Estate Purchase Agreement with Seryia R. Seay, 3102 Hamilton Street, Omaha, NE 68111, to convey the property described in the attached agreement, located at 1412 N. 31st Street, in consideration of the sum of Two Hundred Fifty and 00/100 Dollars (\$250.00); there are no expenses associated with the transfer of the property to Seryia R. Seay; and to provide the effective date hereof – [see attached](#).
(See Doc. # 762 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 762 – Motion by Gernandt that the Ordinance be passed

Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40769 - PASSED 6-0

62. Ord. (1) to approve an agreement between the City of Omaha and the Board of Regents of the University of Nebraska, University of Nebraska at Omaha on behalf of the Nebraska Center for Justice Research in the amount of twenty eight thousand, nine hundred and eighty nine dollars (\$28,989); and (2) to authorize funding for such agreement from the City of Omaha's FY 2015 Violent Gang and Gun Crime Reduction Program (Project Safe Neighborhoods): Category 3, grant award #2015-GP-BX-0005, awarded by the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA); to conduct assessments of Omaha's Project Safe Neighborhoods (PSN) operations; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter; providing for payment from a specific account; and, providing for the effective date hereof – [see attached](#).
(See Doc. # 770 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 770 – Motion by Gernandt that the Ordinance be passed

Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40770 - PASSED 6-0

63. Special Ordinance levying a special tax and assessment on those lots and pieces of real estate within the Benson Business Improvement District No. 6875 and the City of Omaha to cover the costs and expenses of the Benson Business Improvement District No. 6875 created by Ordinance No. 38876 on November 23, 2010 and amended by Ordinance No. 39207 on December 20, 2011 which remain unpaid; and to provide an effective date hereof – [see attached](#).
(See Doc. # 772 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 772 – Motion by Gernandt that the Special Ordinance be passed
Seconded by Festersen
ROLL CALL:
Yeas: Pahls, Thompson, Festersen, Gernandt, Melton, Mr. President
SPECIAL ORDINANCE # 10199 - PASSED 6-0

64. Special Ordinance levying a special tax and assessment on those lots and pieces of real estate within the Dundee Business Improvement District No. 6876 and the City of Omaha to cover the costs and expenses of the Dundee Business Improvement District No. 6876 created by Ordinance No. 39268 on March 13, 2012 which remain unpaid; and to provide an effective date hereof – [see attached](#).
(See Doc. # 773 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 773 – Motion by Gernandt that the Special Ordinance be passed
Seconded by Festersen
ROLL CALL:
Yeas: Pahls, Thompson, Festersen, Gernandt, Melton, Mr. President
SPECIAL ORDINANCE # 10200 - PASSED 6-0

65. Special Ordinance levying a special tax and assessment on those lots and pieces of real estate within the Blackstone Business Improvement District No. 6877 and the City of Omaha to cover the costs and expenses of the Blackstone Business Improvement District No. 6877 created by Ordinance No. 39864 on December 10, 2013 and amended by Ordinance No. 40480 on August 25, 2015 which remain unpaid; and to provide an effective date hereof – [see attached](#).
(See Doc. # 774 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

CCID # 774 – Motion by Gernandt that the Special Ordinance be passed
Seconded by Festersen
ROLL CALL:
Yeas: Pahls, Thompson, Festersen, Gernandt, Melton, Mr. President
SPECIAL ORDINANCE # 10201 - PASSED 6-0

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

* * * * *

(The public hearings on Agenda Item Nos. 66 through 76 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

66. Res. that, as recommended by the Mayor, the Professional Services Agreement with EAD Control Systems, Inc. to perform engineering services for OPW 52969, being Plantwide RTU Upgrade Project, is hereby approved; and that, the Finance Department is authorized to pay a fee for these services not to exceed \$56,990.00, which is to be paid from the Sewer Revenue Improvements Fund 21124, Sewer Separation Organization 116912, Sewer Revenue Bonds will be used to finance this project – [see attached](#).

Motion by Festersen that the Resolution be adopted
Seconded by Melton
ROLL CALL:
Yeas: Melton, Pahls, Thompson, Gernandt, Festersen, Mr. President
RESOLUTION # 849 - ADOPTED 6-0

67. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Polydyne, Inc., in the amount of \$228,600.00 for sludge dewatering polymer, is hereby approved; and, that the Finance Department is authorized to pay this cost from the Sewer Revenue Fund 21121, Missouri River Wastewater Treatment Plant Organization 116612, year 2016 expenditures – [see attached](#).

Motion by Festersen that the Resolution be adopted
Seconded by Melton
ROLL CALL:
Yeas: Melton, Pahls, Thompson, Gernandt, Festersen, Mr. President
RESOLUTION # 850 - ADOPTED 6-0

68. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Cornhusker International Trucks for the purchase of nine (9) Single Axle Chassis and nine (9) 20,000 lb. Hook Interchange Systems to be utilized by the Street Maintenance Division, in the amount of \$1,512,531.00; and that the Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Pavement Maintenance Organization 116158, year 2016 funding – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 851 - ADOPTED 6-0

69. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Benson Machine Works, Incorporated for the purchase of thirteen (13) dual drum walk behind asphalt rollers to be utilized by the Street Maintenance Division, in the amount of \$141,662.82; and that the Finance Department is authorized to pay the cost of this purchase from the Street and Highway Allocation Fund 12131, Pavement Maintenance Organization 116158, year 2016 funding – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 852 - ADOPTED 6-0

70. Res. that, the quote of Cox Contracting Co. Inc. for the demolition of 2625 South 15th Street, in the amount of \$22,000.00 is accepted and award is made to Cox Contracting Co. Inc. The amount of this award shall be paid from General Funds Demolition 2016. That, the Purchasing Agent be authorized to issue a purchase order to Cox Contracting Co. Inc. for the demolition of 2625 South 15th Street, in the amount of \$22,000.00 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 853 - ADOPTED 6-0

71. Res. that, the quote of Anderson Excavating for the demolition of 719 South 25th Avenue, in the amount of \$21,117.00 is accepted and award is made to Anderson Excavating. The amount of this award shall be paid from General Funds Demolition 2016. That, the Purchasing Agent be authorized to issue a purchase order to Anderson Excavating for the demolition of 719 South 25th Avenue, in the amount of \$21,117.00 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 854 - ADOPTED 6-0

72. Res. that, the quote of Anderson Excavating for the demolition of 1312 North 40th Street, in the amount of \$21,571.00 is accepted and award is made to Anderson Excavating. The amount of this award shall be paid from General Funds Demolition 2016. That, the Purchasing Agent be authorized to issue a purchase order to Anderson Excavating for the demolition of 1312 North 40th Street, in the amount of \$21,571.00 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 855 - ADOPTED 6-0

73. Res. that, the attached Agreement between the City of Omaha and Steve Rife, Rife Construction, Inc., 4515 Military Avenue, Omaha, NE 68104, as recommended by the Mayor, to provide Urban Homestead Program and HOME Funds in the amount of \$90,849.00 for the rehabilitation and lead hazard reduction work when applicable, on the property located at 5923 North 48th Street, Omaha, NE 68104, is hereby approved. Funds in the amount of \$90,849.00 shall be paid from FY 2015 HOME Funds, Fund No. 12179, Org. No. 128071 and NAHTF Fund No. 12141, Organization No. 128101 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 856 - ADOPTED 6-0

74. Res. that, as recommended by the Mayor, the request from the Parks, Recreation, and Public Property Department to rescind Resolution #373 adopted by City Council on March 22, 2016, approving the purchase and construction of the Bridge Beats Shade Canopy at the Bob Kerrey Pedestrian Bridge Plaza, 705 Riverfront Drive, in the amount of \$48,500.00, is hereby approved – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 882 - ADOPTED 6-0

75. Res. that, as recommended by the Mayor, the bid in the total amount of \$32,175.00 from Ted's Mower Sales and Service to provide three (3) self-propelled ZTR Mower SCAG Turf Tiger or equal, 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 the amount of \$32,175.00 shall be paid from the Miscellaneous Contributions Fund No. 12117 and Organization No. 124052, Nebraska State Soccer Association, for the 2016 fiscal year – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 883 - ADOPTED 6-0

76. Res. that, as recommended by the Mayor, the bid in the total amount of \$209,772.00 from Cornhusker International Trucks to provide two (2) Truck Chassis and Cab (35,000 GVW), being the best bid received within bid specifications, attached hereto and made a part hereof, is hereby accepted. Funds in the amount of \$209,772.00 shall be paid from the 2010 Capital Improvement Fund No. 13355 and Organization No. 117317, Parks and Cultures Bond, for the 2016 fiscal year – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 884 - ADOPTED 6-0

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

* * * * *

ORDINANCE ON FINAL READING and Planning Board Attachments

77. Ord. to designate the Johnston Building located at 1146 South 32nd Street as a landmark pursuant to the Landmark Heritage Preservation Ordinance of the City of Omaha – [see attached](#). ((PUBLIC HEARING CONTINUED TO TODAY – CAN BE PASSED TODAY))
(See Doc. # 758 – May 24 and June 7 Meetings)
Notice of public hearing on June 7, 2016 published in the Daily Record on May 27, 2016. Ordinance passed on June 14, 2016 published in the Daily Record on June 22, 2016.

Paul Kimmons, 1808 N. 87th St., representing Our Children, appeared and spoke.

CCID # 758 – Motion by Thompson that the Ordinance be passed
Seconded by Festersen

ROLL CALL:

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

ORDINANCE # 40771 - PASSED 6-0

- (a) Planning Board and Planning Department recommend approval of a request for a Local Landmark Designation for the Johnston Building located at 1146 South 32nd Street – [see attached](#).
(See Doc. # 758 – May 24 and June 7 Meetings)

758 – From Chair on File

RESOLUTIONS

- 78. Res. that, the attached 1207 Cass Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site located at 1207 Cass Street which proposes the construction of a new, modern, mixed-use five (5) story structure which will consist of Class A office space, 45 market-rate multi-family units and related amenities, ground floor lobby spaces and future retail space, recommending the City's participation through the allocation of TIF in an amount up to \$1,831,224.00 to offset TIF eligible expenses such as acquisition, special foundation systems, site prep, geotechnical and environmental costs, architectural and engineering fees and public improvements as required, but is subject to change as final costs come in, containing a provision for the division of ad valorem taxes under Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as recommended by the City Planning Department, be and hereby is approved – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 716 – May 24 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

Motion by Thompson that the Resolution be adopted

Seconded by Festersen

ROLL CALL:

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

RESOLUTION # 716 - ADOPTED 6-0

79. Res. that, the attached Little Bohemia Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site located at 1419, 1423 and 1425 South 13th Street which proposes to completely rehabilitate, and then lease, the three commercial spaces to help revitalize the corridor, create new employment opportunities accessible by walking, bike, mass transit or car, and spur additional capital re-investment in the area, recommending the City's participation through the allocation of TIF in an amount up to \$275,000.00 to offset TIF eligible expenses such as acquisition, rehab construction costs, site demolition and preparation, architectural and engineering fees, surveys and public improvements as required, and will include \$10,000.00 of the TIF loan proceeds toward the streetscaping along 13th Street just beyond the redevelopment site, but is subject to change as final costs come in, containing a provision for the division of ad valorem taxes under Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as recommended by the City Planning Department, be and hereby is approved – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 717 – May 24 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

Motion by Gernandt that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

RESOLUTION # 717 - ADOPTED 6-0

80. Res. that, the attached Dundee Flats Apartments Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site located on the southeast corner of 49th and Dodge Streets which contemplates the demolition of existing structures, and proposes the new construction of a mixed-use redevelopment consisting of sixty-three (63) market-rate apartments (a mix studio, one bedroom, and two bedroom units), ground floor commercial retail space, and surface and garage parking, recommending the City's participation through the allocation of TIF in an amount up to \$1,779,600.00 to offset TIF eligible expenses such as acquisition, demolition, site preparation, architectural and engineering fees, geotechnical and environmental costs and public improvements as required, but is subject to change as final costs come in, containing a provision for the division of ad valorem taxes under Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as recommended by the City Planning Department, be and hereby is approved – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 718 – May 24 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

PROPONENT: Aaron Moser, 1938 N. 101st St., representing Sage Capital

FOR THE CITY: Bridget Hadley, Planning Department

Motion by Festersen that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 718 - ADOPTED 6-0

81. Res. that, the attached Aksarben Apartments III Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site located at 2313 South 63rd Street which proposes a new four-story, 241 unit market-rate apartment structure, off-street resident and guest parking consisting of 399 structured and 26 surface stalls, and apartment amenities, recommending the City's participation through the allocation of TIF in an amount up to \$4,400,000.00 to offset TIF eligible expenses such as acquisition, demolition, site preparation, utility connections, special foundations, storm sewer relocation, architectural and engineering fees and public improvements as required, in addition, \$100,000.00 of the TIF loan proceeds will be used to reimburse the City for nearby, off-site public improvements, but is subject to change as final costs come in, containing a provision for the division of ad valorem taxes under Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as recommended by the City Planning Department, be and hereby is approved – over from 5/24/16 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 719 – May 24 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

Motion by Thompson that the Resolution be adopted

Seconded by Jerram

ROLL CALL:

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

RESOLUTION # 719 - ADOPTED 6-0

ANNUAL FINANCIAL REPORT

82. Douglas Omaha Technology Commission Financial Statements and Independent Auditor's Report for the year ended December 31, 2015 – [see attached](#). ((MOTION NEEDED TO RECEIVE AND PLACE ON FILE))

CCID # 846 – Motion by Gernandt to receive and place on file

Seconded by Festersen

ROLL CALL:

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

Motion Carried 6-0

**“PURSUANT TO CITY COUNCIL RULE VII D
THE PUBLIC HEARINGS ON AGENDA ITEM NOS. 83
THROUGH 85 SHALL BE HELD ON THE THIRD READING”**

ZONING ORDINANCES ON SECOND READING

83. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R7-Medium-Density Multiple-Family Residential District (property is also located within an ACI-1(PL)-Area of Civic Importance Overlay District), located at 825 Park Avenue, to approve the Development Plan, and to provide for an effective date – [see attached](#).

(See Doc. # 816 – June 7 Meeting)

CCID # 816 – ORDINANCE ON SECOND READING – Final reading to be held June 21, 2016 as per City Charter requirements.

84. Ord. to rezone property located Northwest of 69th and Pacific Streets from DR-Development Reserve District and CC-Community Commercial District to CC-Community Commercial District (property is also located within the flood fringe and floodway overlay districts).

(See Doc. # 820 – June 7 Meeting)

CCID # 820 – ORDINANCE ON SECOND READING – Final reading to be held June 21, 2016 as per City Charter requirements.

85. Ord. to amend the boundaries of the ACI-2(65)-Area of Civic Importance Overlay District (property is also located within the flood fringe and floodway overlay districts), to incorporate into that district the property located Northwest of 69th and Pacific Streets; and to provide for an effective date – [see attached](#).

(See Doc. # 821 – June 7 Meeting)

CCID # 821 – ORDINANCE ON SECOND READING – Final reading to be held June 21, 2016 as per City Charter requirements.

* * * * *

ORDINANCE ON SECOND READING and Planning Board Attachment

86. Ord. vacating the twenty foot wide north-south alley abutting lots 1 through 5, inclusive, Block 299, Original City of South Omaha, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, from the north line of "H" Street to the north line of said Block 299, together with that portion of "H" Street not previously vacated from the south line of said Block 299 to the north line of Block 310, Original City of South Omaha abutting that portion vacated in Ordinance Number 1922 on February 2, 1910 on the west and that portion vacated in Ordinance Number 16903 on March 27, 1951 on the east, and also together with the twenty foot wide north-south alley abutting lots 1 through 14, inclusive, Block 310, Original City of Omaha, a subdivision, as surveyed, platted and recorded in Douglas County, from the north line of "I" Street to the south line of "H" Street and providing the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))

(See Doc. # 824 – June 7 Meeting)

Andrew Deaver, attorney, Abrahams Kaslow, 8712 W Dodge Rd., representing Sage Capital, appeared and spoke.

CCID # 824 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of the vacation of the north/south alley between 34th Street and 35th Street from "I" Street to "H" Street, in addition to a 20 foot wide strip of "H" Street not previously vacated – Inside City – [see attached](#).
(See Doc. # 824 – June 7 Meeting)

824 – Over to 6/21/16

ORDINANCES ON SECOND READING

87. Ord. to accept the bid from M & A Enterprises, Incorporated for mowing of the Missouri River Flood Levee in the amount of \$19,975.00 per year, for a term from June 1, 2016 to December 1, 2017 with an option by the City of Omaha to extend for two (2) additional one (1) year periods; providing for the payments from appropriations of more than one year in accordance with Section 5.17 of the Home Rule Charter of 1956 as amended; to authorize the Purchasing Agent to issue a purchase order; and to provide an effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))

(See Doc. # 825 – June 7 Meeting)

CCID # 825 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

88. Ord. to amend Omaha Municipal Code Sec. 31-3 regarding private sewer connection lines; to require owners to repair private sewer connection lines; to provide for the assessment of the City's costs of repair upon the failure of the owner to repair; to repeal Sec. 31-3 as heretofore existing; and to provide the effective date thereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 826 – June 7 Meeting)

CCID # 826 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

89. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and NS-Yard Apts, LLC, a Nebraska limited liability company, to implement the Yard Apartments Tax Increment Financing (TIF) Redevelopment Project Plan for a site located at 1415 Cuming Street, which proposes the new construction of a five-story, mixed-use structure consisting of 107 market rate apartments, approximately 5,890 square feet of leasable commercial space, in addition to 68 structured and 39 surface parking stalls for residents and patrons of the commercial space; the agreement authorizes the use of up to \$1,912,900.00 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. # 827 – June 7 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

CCID # 827 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

90. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and Highlander Phase 1, LLC, a Nebraska limited liability company and Highlander Phase 1 Market, LLC a Nebraska limited liability company, to implement the Highlander 75 North Phase I Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment site generally bounded by Patrick Street to the north, 29th Street to the east, Parker Street to the south and the Pleasant Hill Cemetery to the west which proposes a residential redevelopment consisting of 101 mixed-income multi-family units; the agreement authorizes the use of up to \$1,200,000.00 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. # 828 – June 7 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

CCID # 828 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

91. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and 6920 Ventures, LLC, a Nebraska limited liability company and Northwest I-680, LLC, a Nebraska limited liability company, as tenants-in-common, to implement the Aksarben Pointe Tax Increment Financing (TIF) Redevelopment Project Plan for a site located at 6920, 6940 and 6940 1/2 Pacific Street which proposed the demolition of the former Venice Inn structure, and the new construction of a one-story, commercial structure consisting of approximately 12,000 square feet for three (3) tenant spaces for restaurants, shop owners, business owners and entrepreneurs; the agreement authorizes the use of up to \$272,230.00 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. # 829 – June 7 Meeting)

Bridget Hadley, Planning Department, appeared and spoke.

CCID # 829 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

92. Ord. approving an Agreement for the sale of City-owned real property; to provide that notwithstanding any provisions of the Omaha Municipal Code to the contrary, the City is authorized to enter into the attached Real Estate Purchase Agreement with Toni C. Rahn, 3719 N. 40th Street, Omaha, Nebraska 68111, to convey the property described in the attached agreement, located at 3715 N. 40th Street, in consideration of the sum of Eight Hundred and 00/100 Dollars (\$800.00); there are no expenses associated with the transfer of the property to Toni C. Rahn; and to provide the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 830 – June 7 Meeting)

CCID # 830 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

93. Ord. to accept the bid from Turfwerks in the annual amount of \$24,782.00 per year to lease two (2) Jacobson HR700, 5hp Kupbota, 14' cut from Turfwerks, single source distributor, for Golf Division of the Parks, Recreation and Public Property Department, for (5) five years beginning June 1, 2016 through April 30, 2021 for a total amount of \$123,910.00; and to provide an effective date – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 831 – June 7 Meeting)

CCID # 831 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

94. Ord. to provide for approving a contract involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter with Merchants Credit Adjusters, Inc. for collection of delinquent account recovery services; and to provide for the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 835 – June 7 Meeting)

CCID # 835 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

95. Ord. transferring funds from unencumbered balances in the 2015 General Fund Budget of the City of Omaha in accordance with Section 5.10 of the Home Rule Charter of the City of Omaha, 1956, as amended, and to fix the effective date hereof to be immediately upon passage in accordance with Section 2.12 of the Home Rule Charter of the City of Omaha, 1956, as amended (2015 Year-End Closing) – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 832 – June 7 Meeting)

CCID # 832 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

96. Ord. to amend Section 23-177 of the Omaha Municipal Code by changing the salary for the employment classification known as Automotive Mechanic from a pay range of \$19.65 to \$23.86 to a pay range of \$21.18 to \$26.44; to repeal Section 23-177 as heretofore existing; and to provide the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 833 – June 7 Meeting)

CCID # 833 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

97. Ord. to amend Section 23-177 of the Omaha Municipal Code by changing the salary for the employment classification known as Aviation Mechanic from a pay range of \$24.02 to \$29.05 to a pay range of \$24.53 to \$31.05; to repeal Section 23-177 as heretofore existing; and to provide the effective date hereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 834 – June 7 Meeting)

CCID # 834 – Public hearing was held today – Final reading set for June 21, 2016 as per City Charter requirements.

**“PURSUANT TO CITY COUNCIL RULE VII D
THE PUBLIC HEARINGS ON AGENDA ITEM NOS. 98
THROUGH 112 SHALL BE HELD ON THE THIRD READING”**

ZONING ORDINANCES ON FIRST READING and Planning Board Attachments

98. Ord. to rezone the property located at 128 Cedar Street from GI-General Industrial District to R4-Single-Family Residential District (high density).

CCID # 857 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 128 Cedar Street from GI to R4 – [see attached](#).

857 – Over to 6/28/16

99. Ord. to rezone property located Northwest of 24th and Cuming Streets from R7-Medium-Density Multiple-Family Residential District, CC-Community Commercial District and GI-General Industrial District to CC-Community Commercial District.

CCID # 858 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

100. Ord. to amend the boundaries of the ACI-1(PL) District of the Area of Civic Importance Overlay District, to incorporate into that district the property located Northwest of 24th and Cuming Streets; and to provide for an effective date – [see attached](#).

CCID # 859 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located Northwest of 24th and Cuming Streets from R7, CC and GI to CC with expansion of an ACI-1(PL) Overlay District (portions of property are located within an existing ACI-1 (PL) Overlay District) – [see attached](#).

859 – Over to 6/28/16

101. Ord. to adopt a PK-Parking Overlay District in a R4(35)-Single-Family Residential District (high density) located at 820, 824 and 826 South 41st Street, to approve the Parking Plan, and to provide for an effective date – [see attached](#).

CCID # 862 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a PK-Parking Overlay District in a R4(35)-Single-Family Residential District (high density) located at 820, 824 and 826 South 41st Street – [see attached](#).

862 – Over to 6/28/16

- 102. Ord. to rezone property located Southeast of 49th and Dodge Streets from GC-General Commercial District to R8-High-Density Multiple-Family Residential District (property also located within an existing ACI-2(50) Overlay District).

CCID # 863 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located Southeast of 49th and Dodge Streets from GC to R8 (property also located within an existing ACI-2(50) Overlay District) – [see attached](#).

863 – Over to 6/28/16

- 103. Ord. to approve a PUR-Planned Unit Redevelopment Overlay District in a R8-High-Density Multiple-Family Residential District located Southeast of 49th and Dodge Streets, to approve the Development Plan, and to provide for an effective date – [see attached](#).

CCID # 864 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a PUR-Planned Unit Redevelopment Overlay District in a R8 District located Southeast of 49th and Dodge Streets – [see attached](#).

864 – Over to 6/28/16

- 104. Ord. to rezone the property located at 4210 Ohio Street from R4(35)-Single-Family Residential District (high density) to R4-Single-Family Residential District (high density).

CCID # 867 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 4210 Ohio Street from R4(35) to R4 – [see attached](#).

867 – Over to 6/28/16

105. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 5638 Center Street; and to provide for an effective date – [see attached](#).

CCID # 868 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

(a) Planning Board and Planning Department recommend approval of a MCC-Major Commercial Corridor Overlay District for the property located at 5638 Center Street – [see attached](#).

868 – Over to 6/28/16

106. Ord. to rezone property located at 6105 Weir Street from DR-Development Reserve District and GI-General Industrial District to GI-General Industrial District (property is located within the Flood Fringe Overlay District).

CCID # 869 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

(a) Planning Board and Planning Department recommend approval of a request to rezone property located at 6105 Weir Street from DR-Development Reserve District and GI-General Industrial District to GI-General Industrial District (property is located within the Flood Fringe Overlay District) – [see attached](#).

869 – Over to 6/28/16

107. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located at 6401 Sorensen Parkway; and to provide for an effective date – [see attached](#).

CCID # 870 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

(a) Planning Board and Planning Department recommend approval of a MCC-Major Commercial Corridor Overlay District for the property located at 6401 Sorensen Parkway – [see attached](#).

870 – Over to 6/28/16

108. Ord. to rezone property located Northwest of 124th Plaza and West Dodge Road from MU-Mixed Use District to R7-Medium-Density Multiple-Family Residential District (property is also located within an existing ACI-4(PL) Overlay District).

CCID # 871 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located Northwest of 124th Plaza and West Dodge Road from MU to R7 (property is also located within an ACI-4(PL) Overlay District) – [see attached](#).

871 – Over to 6/28/16

- 109. Ord. to rezone the property located at 2617 North 138th Street from R3-Single-Family Residential District (medium density) to R4-Single-Family Residential District (high density).

CCID # 872 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone the property located at 2617 North 138th Street from R3 to R4 – [see attached](#).

872 – Over to 6/28/16

- 110. Ord. to rezone properties located Northwest of 204th and “F” Streets from AG-Agricultural District to DR-Development Reserve District.

CCID # 873 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- 111. Ord. to rezone properties located Northwest of 204th and “F” Streets from AG-Agricultural District to R4-Single-Family Residential District (high density).

CCID # 874 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- 112. Ord. to rezone property located Northwest of 204th and “F” Streets from AG-Agricultural District to R5-Urban Family Residential District.

CCID # 875 – Publication to be made and public hearing and third reading to be held on June 28, 2016 as per City Charter requirements.

- (a) Planning Board and Planning Department recommend approval of a request to rezone properties located Northwest of 204th and “F” Streets from AG-Agricultural District to DR-Development Reserve District, R4-Single-Family Residential District (high density) and R5-Urban Family Residential District – [see attached](#).

875 – Over to 6/28/16

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**“PURSUANT TO CITY COUNCIL RULE VII C
THE PUBLIC HEARINGS ON AGENDA ITEM NOS. 113
THROUGH 116 SHALL BE HELD ON THE SECOND READING”**

ORDINANCES ON FIRST READING

113. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and Mayberry 51, LLC, a Nebraska limited liability company, to implement the Mayberry 51 Tax Increment Financing (TIF) Redevelopment Project Plan for a site located at the northwest corner of 51st and Mayberry Streets which proposes the redevelopment of an approximately 3.4 acre site into four, new multi-family structures with a total of 193 market-rate units over parking, and parking; the agreement authorizes the use of up to \$2,740,000.00 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](#).

CCID # 878 – Publication to be made and public hearing to be held on June 21, 2016 as per City Charter requirements.

114. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha and Omaha Economic Development Corporation, a Nebraska corporation, to implement the Fair Deal Village MarketPlace Tax Increment Financing (TIF) Redevelopment Project Plan, for a project site located at 2118 North 24th Street, which proposes a commercial space comprised of approximately 14 reclaimed and re-purposed shipping containers to create 1,600 square feet of affordable retail space in addition to an adjoining, newly constructed, one-story 3,400 square foot commercial structure consisting of space for a 1,800 square foot small, healthy grocery store and a 1,600 square foot re-envisioned Fair Deal Café; the agreement authorizes the use of up to \$194,980.00 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](#).

CCID # 879 – Publication to be made and public hearing to be held on June 21, 2016 as per City Charter requirements.

115. Ord. approving a redevelopment and tax increment financing loan agreement between the City of Omaha, a Nebraska Municipal Corporation in Douglas County, Nebraska, and Uptown Properties, LLC, a Nebraska limited liability company, to implement the Uptown District Tax Increment Financing (TIF) Redevelopment Project Plan for a redevelopment plan area generally bounded by Park Avenue on the east, Dewey Avenue and Turner Boulevard on the north, 33rd Street on the west and south to Woolworth Avenue which proposes the construction of 96 mostly three-story row houses, spread over 11 separate non-contiguous project sites, and developed in four separate phases; the agreement authorizes the use of up to \$4,305,000.00 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](#).

CCID # 880 – Publication to be made and public hearing to be held on June 21, 2016 as per City Charter requirements.

116. Ord. to approve a contract between the City of Omaha and the Elkhorn Public Schools for the City to provide, through its assignment, one uniformed police officer and a marked police car to the premises of Elkhorn High School, located at 711 Veterans Drive, involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter, to perform police work at the District property each day that school is in session during the regular school year ½ hour prior to the start of classes until ½ hour after classes are dismissed, not to exceed a 7.5 hour school day, from August 17, 2016 and ending at the close of the 2018 - 2019 school year. The reimbursement payment from the Elkhorn Public Schools to the City will be in the amount of \$163,846.80 for the officer; and to provide for an effective date hereof – [see attached](#).

CCID # 881 – Publication to be made and public hearing to be held on June 21, 2016 as per City Charter requirements.

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EXECUTIVE SESSION

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

SUPPLEMENT TO THE CITY COUNCIL AGENDA FOR JUNE 14, 2016

LEGISLATIVE CHAMBERS – 2:00 P.M. – PREPARED JUNE 13, 2016 AT 11:00 A.M.

ADDITIONAL RESOLUTIONS

118. Res. that the appointment of Deb Sander, Payroll Manager, to be a City employee member of the DOT.Comm Oversight Committee to serve for a term of two years is hereby confirmed by the City Council – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Melton that the Resolution be adopted

Seconded by Festersen

ROLL CALL:

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

RESOLUTION # 885 - ADOPTED 6-0

119. Res. that the reappointment by Mayor Jean Stothert of D. David Slosburg to the Omaha Performing Art Society, Inc.’s Board of Directors for a two-year term commencing on July 8, 2016 and expiring on July 7, 2018, be and hereby is confirmed and approved – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Thompson that the Resolution be adopted

Seconded by Gernandt

ROLL CALL:

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

RESOLUTION # 886 - ADOPTED 6-0

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Motion by Melton that the meeting be adjourned

Seconded by Jerram

ROLL CALL:

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

Motion Carried 6-0

ADJOURNED: 4:34 P.M.

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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 June 14, 2016.

WITNESS:

s/Sherri Brown

s/Buster Brown
CITY CLERK

THE PROCEEDINGS OF THIS MEETING WERE PRESENTED TO MAYOR JEAN STOTHERT ON THE 16TH DAY OF JUNE, 2016.