

30th REGULAR OMAHA CITY COUNCIL MEETING

SEPTEMBER 1, 2015

THE CITY COUNCIL met in Regular Session on Tuesday, September 1, 2015 at 2:00 o'clock P.M. in the Legislative Chambers, Omaha/Douglas Civic Center, Omaha, Nebraska and was called to Order by Council President Ben Gray.

ROLL CALL

1. City Clerk calls the roll.

CCID # 1140 – Present: Melton, Pahls, Thompson, Festersen, Gernandt, Mr. President

Absent Entire Meeting: Jerram

2. Pledge of Allegiance.
3. Invocation by Councilmember Aimee Melton of District No. 7.

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 August 28, 2015, notice re: Pre-Council and Regular City Council Meetings, September 1, 2015.

CCID # 1141 – 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 RECEIVE TWENTY MINUTES FOR THEIR PRESENTATION. COUNCILMEMBERS WILL ASK QUESTIONS AT THE CONCLUSION OF THE PUBLIC HEARING.

**“PURSUANT TO CITY COUNCIL RULE VII H DUE
TO NO MEETING BEING HELD SEPTEMBER 8, 2015
THE THIRD READING ON AGENDA ITEM NO. 5
SHALL BE HELD ON SEPTEMBER 15, 2015”
((THE PUBLIC HEARING ON THIS ITEM IS TODAY))**

ORDINANCE ON SECOND READING RE: BONDS

5. Ord. authorizing and directing an issue of general obligation bonds and an issue of general obligation refunding bonds of the City of Omaha, Nebraska in the aggregate principal amount of not to exceed \$72,350,000 to be termed for identification purposes “Various Purpose and Refunding Bonds, Series 2015A” and “General Obligation Refunding Bonds, Series 2015B,” respectively; prescribing the form of said bonds; authorizing the sale of said bonds by negotiation; designating for defeasance and redemption certain bonded indebtedness of the City of Omaha and certain sanitary and improvement districts annexed by the City of Omaha, Nebraska in the aggregate principal amount of not to exceed \$48,000,000; directing the Finance Department to give notices of such defeasance and redemption; directing the preparation of a transcript of proceedings authorizing the issuance, sale and delivery of said bonds; appointing an Escrow Agent, a Paying Agent and a Registrar; approving the selections of an underwriter and an escrow verification agent; directing that said bonds shall initially be issued and registered in book entry form; providing for continuing disclosure; delegating authority to the Finance Director to determine the final prices, interest rates, principal amounts and redemption provisions for said bonds; and providing for the effective date thereof – [see attached](#). ((PUBLIC HEARING TODAY))

CCID # 1139 – Public hearing was held today – Final reading set for September 15, 2015 pursuant to City Council Rule VII H.

**“PURSUANT TO CITY COUNCIL RULE VII H
DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015
AGENDA ITEM NOS. 6 THROUGH 7
SHALL BE LAID OVER THREE WEEKS TO SEPTEMBER 22, 2015
FOR PUBLICATION AND PUBLIC HEARING”**

RESOLUTIONS RE: PRELIMINARY PLAT, PLAT AND SUDIVISION AGREEMENT

6. Res. that the preliminary plat entitled CASS PLACE, located at 7023 Cass Street, 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 September 22, 2015 published in the Daily Record on September 4, 2015.**

CCID # 1157 – Over three weeks to September 22, 2015 for publication and public hearing pursuant to City Council Rule VII H.

- (a) Planning Board and Planning Department recommend approval of the Preliminary Plat of CASS PLACE, a minor plat inside the city limits, located at 7023 Cass Street – Inside City – [see attached](#).

1157 – Over to 09/22/15

- 7. Res. that the plat entitled CASS PLACE, located at 7023 Cass Street, is hereby approved and accepted – [see attached](#).
Notice of public hearing on September 22, 2015 published in the Daily Record on September 4, 2015.

CCID # 1158 – Over three weeks to September 22, 2015 for publication and public hearing pursuant to City Council Rule VII H.

- (a) Planning Board and Planning Department recommend approval of the Final Plat of CASS PLACE, a minor plat inside the city limits, located at 7023 Cass Street – Inside City – [see attached](#).

1158 – Over to 09/22/15

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“PURSUANT TO CITY COUNCIL RULE VII H DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015 AGENDA ITEM NO. 8 SHALL BE LAID OVER THREE WEEKS TO SEPTEMBER 22, 2015”

- 8. Res. that, the Subdivision Agreement between the City of Omaha and The Omaha Conservatory of Music, a Nebraska non-profit corporation, as recommended by the Mayor, providing for the Watershed Management fees and future right-of-way dedication, is hereby approved. The Subdivision is to be known as Cass Place (Lot 1) and is located at 7023 Cass Street – [see attached](#).

CCID # 1159 – Over three weeks to September 22, 2015 pursuant to City Council Rule VII H.

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LIQUOR

9. CLASS "C" – NAWAB Briyani Corporation, dba "The Taj Kabob and Curry", 654 North 114th Street. New application, New location. Property posted: 08-20-15; Notification sent: 08-20-15 – [see attached](#). ((YOU HAVE YOUR HEARING ON THE APPLICATION BUT YOUR MOTION SHOULD BE TO ADOPT A RESOLUTION EITHER TO GRANT OR DENY))

Shammi Nabukumar, 654 North 114th Street, appeared and spoke.

Motion by Melton that the Resolution to GRANT be adopted

Seconded by Gray

ROLL CALL:

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

Res. # 1161 – ADOPTED 6-0

10. CLASS "I" – TP Restaurant Omaha, LLC, dba "Twin Peaks", 17330 West Center Road. New application, Old location. Present licensee is Old Market Ventures, LLC, dba "Twin Peaks", 17330 West Center Road, who has a Class "I" and Catering Liquor License – [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 South 13th Street, Lincoln, on behalf of the applicant, appeared and spoke.

Motion by Festersen that the Resolution to GRANT be adopted

Seconded by Gray

ROLL CALL:

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

Res. # 1162 – ADOPTED 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 hearing on Agenda Item No. 11 was held on August 25, 2015.)

CONSENT AGENDA – ORDINANCE

- 11. Ord. to accept the bid of Bockmann, Inc. in the annual amount of \$48,400.00, involving appropriations of more than one year as provided in Section 5.17 of the Home Rule Charter of the City of Omaha, 1956, as amended; for the provision of gun range cleaning at the Omaha Police Department indoor gun range for a period of three years; with two additional one year options held by the City at the same price, to authorize the Finance Department to make payments from a specified account to Bockmann, Inc. for the cost of gun range cleaning services in accordance with the specifications; and to provide an effective date – [see attached](#).

(See Doc. # 1093 – August 18 and August 25 Meetings)

Notice of public hearing on August 25, 2015 published in the Daily Record on August 21, 2015. Ordinance passed on September 1, 2015 published in the Daily Record on September 9, 2015.

CCID # 1093 – Motion by Gernandt that the Ordinance be passed

Seconded by Thompson

ROLL CALL:

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

ORDINANCE # 40481 – PASSED 6-0

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

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(The public hearings on Agenda Item Nos. 12 through 24 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

- 12. Res. that, the City Clerk is hereby authorized and directed to publish the Petition for improvement to apply an asphalt overlay to South 78th Avenue, from Woolworth Avenue north to Poppleton Avenue within Road Maintenance District No. 745-22, to publish notice of the right to protest the said Petition and the said improvement, and to mail the said notice to record owners of taxable property within the said District, all as provided in this Resolution – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1142 – ADOPTED 6-0

13. Res. that, as recommended by the Mayor, the contract with Kistco Company for OPW 52735, being the Ohern Street Hoist and Trolley Replacement, in the amount of \$120,100.00 is hereby approved; and, that the Finance Department is authorized to pay this cost from the Sewer Revenue Improvements Fund 21124, and Capital Assets Replacement Program Organization 116913; Sewer Revenue Bonds will be issued to finance this project, year 2015 expenditures – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1144 – ADOPTED 6-0

14. Res. that, as recommended by the Mayor, the contract with McKinnis Roofing and Sheet Metal, Inc. for OPW 52826, being the Police Headquarters Roof Replacement, in the amount of \$91,195.00 is hereby approved; and, that the Finance Department is authorized to pay this cost from the 2010 Public Facilities Fund 13245, and Police Fund Organization 131592 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1145 – ADOPTED 6-0

15. Res. that, as recommended by the Mayor, Amendment No. 2 to the Engineering Services Agreement with AGA Consulting for the provision of additional engineering and professional design services on the Omaha Park One and Omaha Park Four Repair and Upgrade Project, is hereby approved; and the Finance Department is authorized to pay the additional fee not to exceed \$42,740.00 for these engineering services from the Parking Revenue Fund 21116, System Wide Parking Improvements Organization 116239 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1146 – ADOPTED 6-0

- 16. Res. that, as recommended by the Mayor, Amendment No. 3 to the Professional Services Agreement with Kirkham Michael and Associates, Inc. to provide additional final design and bidding assistance services for OPW 51997, being the Missouri Avenue/Spring Lake Park Sewer Separation Phase 2 Project, is hereby approved; and that the Finance Department is authorized to pay an additional \$1,076,298.00 for these items, to be paid from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918. Sewer Revenue Bonds will be issued to finance this project, for fiscal year 2015 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1147 – ADOPTED 6-0

- 17. Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Omaha Tractor and Bobcat of Omaha for the purchase of two compact excavators, two concrete breakers, and two equipment trailers to be utilized by the Street Maintenance Division in the amount of \$151,450.00; 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 2015 funding – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1148 – ADOPTED 6-0

- 18. Res. that the speed limits be changed and/or established as follows: Blondo Street from 144th Street to 156th Street – 45; “F” Street from 180th Street to 192nd Street – 45; Harrison Street from 11400 West to Interstate 80 – 45; Harrison Street from 15000 West to 15300 West – 45; Harrison Street from 16200 West to 17100 West – 45; “I” Street from 120th Street to 132nd Street – 35; “Q” Street from 180th Street to 18650 West – 45; 144th Street from Fort Street to 5450 North – 45; 156th Street from Blondo Street to 2900 North – 40; 168th Street from 6500 South to Harrison Street – 45; 180th Street from “F” Street to 6100 South – 45; and 192nd Street from “F” Street to 4550 South – 45 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1149 – ADOPTED 6-0

19. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of \$44,000.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Tenisha Wright located at 3511 Patrick AV, Omaha, NE 68111, is hereby approved. The contract is to be awarded to R & R Construction. Funds shall be paid as follows: \$28,500.00 from CDBG Target Area Program 2015, Fund No. 12186, Org. No. 128072; \$15,500.00 from NAHTF 13-TFHO-2077 Owner Occupied Rehabilitation (Prospect Village), Fund No. 12141, Org. No. 128101 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1154 – ADOPTED 6-0

20. Res. that, the attached Grant Agreement, as recommended by the Mayor, to provide funding in the amount of \$41,867.00 for the rehabilitation and lead reduction work, when applicable, to the property owned by Shannon M. Whitley located at 2432 N 33 ST, Omaha, NE 68111, is hereby approved. The contract is to be awarded to Tom Lamb Construction. Funds shall be paid as follows: \$26,367.00 from CDBG Target Area Program 2015, Fund No. 12186, Org. No. 128072; \$15,500.00 from NAHTF 13-TFHO-2077 Owner Occupied Rehabilitation (Prospect Village), Fund No. 12141, Org. No. 128101 – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1153 – ADOPTED 6-0

21. Res. that the Administration seek a buyer to purchase the property located at 22121 Riverside Drive, described herein, for an amount no less than \$30,000 in order to defease the existing bonds applicable to the property and that upon the payment of the purchase price, the Mayor be and hereby is authorized to execute and deliver a deed of the property to the purchaser – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1150 – ADOPTED 6-0

- (a) Planning Board and Planning Department recommend approval of the Surplus Declaration and Disposal of City property located at 22121 Riverside Drive – [see attached](#).

1150 – From Chair on File

22. Res. that the nomination of “Fred Astaire Way” as a commemorative street name on 10th Street between Martha Street and Castelar Street is hereby approved; and the Public Works Department is authorized to erect the acceptable sign(s) therefore, in compliance with all applicable local and state statutes, ordinances or regulations, and policies with all costs to be borne by the applicant – [see attached](#).

Elizabeth Edwards, 5038 South 153rd Street, appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1151 – ADOPTED 6-0

23. Res. that the nomination of “Scotty Orcutt Way” as a commemorative street name on 52nd Street between Maple Street and Bedford Avenue is hereby approved; and the Public Works Department is authorized to erect the acceptable sign(s) therefore, in compliance with all applicable local and state statutes, ordinances or regulations, and policies with all costs to be borne by the applicant – [see attached](#).

Ed Orcutt, 6160 Lafayette Avenue, appeared and spoke.

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1152 – ADOPTED 6-0

24. Res. that the appointment of Kristin Pluhacek to fill the position of visual artist on the Public Art Commission for a three-year term, which will commence on September 25, 2015, and expire on September 24, 2018, is hereby confirmed – [see attached](#).

Motion by Festersen that the Resolution be adopted

Seconded by Melton

ROLL CALL:

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

Res. # 1163 – ADOPTED 6-0

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

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RESOLUTION

25. Res. that, the attached Highlander–Seventy-Five North Redevelopment Plan, prepared by the Omaha City Planning Department, be and hereby is approved as a Redevelopment Plan for the redevelopment of the area bounded by Parker Street on the south, Lake Street on the north, U.S. 75 North/North Freeway on the east and 33rd Street on the west – over from 8/11/15 for publication and public hearing – had publication – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))
(See Doc. # 1004 – August 11 Meeting)

THE FOLLOWING PERSONS APPEARED AND SPOKE:

Proponent: Othello Meadows, 4927 Miami Street
For the City: Jim Anderson, Planning Department

Motion by Melton that the Resolution be adopted
Seconded by Festersen

ROLL CALL:

Yeas: Melton, Pahls, Thompson, Festersen, Gernandt, Mr. President
Res. # 1004 – ADOPTED 6-0

“PURSUANT TO CITY COUNCIL RULE VII H DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015 THE THIRD MEETING AND PUBLIC HEARINGS ON AGENDA ITEM NOS. 26 THROUGH 30 SHALL BE HELD ON SEPTEMBER 15, 2015”

ZONING ORDINANCES ON SECOND READING

26. Ord. to rezone property located Northeast of 15th and Mike Fahey Streets from HI-Heavy Industrial District to CBD-Central Business District.
(See Doc. # 1119 – August 25 Meeting)

CCID # 1119 – ORDINANCE ON SECOND READING – Final reading to be held on September 15, 2015 pursuant to City Council Rule VII H.

27. Ord. to rezone property located Southwest of 60th Street and Northwest Radial Highway from R5(35)-Urban Family Residential District and CC-Community Commercial District to NBD-Neighborhood Business District.
(See Doc. # 1122 – August 25 Meeting)

CCID # 1122 – ORDINANCE ON SECOND READING – Final reading to be held on September 15, 2015 pursuant to City Council Rule VII H.

28. Ord. to amend the boundaries of the MCC-Major Commercial Corridor Overlay District, to incorporate into that district the property located Southwest of 60th Street and Northwest Radial Highway; and to provide for an effective date – [see attached](#).
(See Doc. # 1123 – August 25 Meeting)

CCID # 1123 – ORDINANCE ON SECOND READING – Final reading to be held on September 15, 2015 pursuant to City Council Rule VII H.

29. Ord. to approve a Major Amendment to a Mixed Use District Development Agreement for Whispering Ridge, to allow for the reconfiguration of the required plaza and open space areas within the development, located Southwest of 171st Street and West Maple Road between the City of Omaha and Jerry Torczon, providing site development standards; and to provide for an effective date – [see attached](#).
(See Doc. # 1124 – August 25 Meeting)

CCID # 1124 – ORDINANCE ON SECOND READING – Final reading to be held on September 15, 2015 pursuant to City Council Rule VII H.

30. Ord. to rezone property located Northwest of 204th Street and Grand Avenue from AG-Agricultural District to R4-Single-Family Residential District (High Density).
(See Doc. # 1125 – August 25 Meeting)

CCID # 1125 – ORDINANCE ON SECOND READING – Final reading to be held on September 15, 2015 pursuant to City Council Rule VII H.

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**“PURSUANT TO CITY COUNCIL RULE VII H DUE
TO NO MEETING BEING HELD SEPTEMBER 8, 2015
THE THIRD READING ON AGENDA ITEM NO. 31
SHALL BE HELD ON SEPTEMBER 15, 2015”
((THE PUBLIC HEARING ON THIS ITEM IS TODAY))**

ORDINANCE ON SECOND READING

31. Ord. to add a new Section 21-8 in Article I of Chapter 21 of the Omaha Municipal Code, entitled “Hunting Prohibited,” which prohibits hunting in city parks and limits the possession of bows and arrows in city parks; and to provide the effective date thereof – [see attached](#). ((PUBLIC HEARING TODAY))
(See Doc. # 1128 – August 25 Meeting)

CCID # 1128 – Public hearing was held today – Final reading set for September 15, 2015 pursuant to City Council Rule VII H.

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“PURSUANT TO CITY COUNCIL RULE VII H DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015 THE THIRD READING AND PUBLIC HEARINGS ON AGENDA ITEM NOS. 32 THROUGH 33 SHALL BE HELD ON SEPTEMBER 22, 2015”

ZONING ORDINANCES ON FIRST READING and Planning Board Attachments

- 32. 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 4502 South 60th Street; and to provide for an effective date – [see attached](#).

CCID # 1155 – Publication to be made and public hearing and third reading to be held on September 22, 2015 pursuant to City Council Rule VII H.

- (a) Planning Board and Planning Department recommend approval of the request of Foundations Development, LLC for a Major Amendment to a PUD-Planned Unit Development Overlay District for property located at 4502 South 60th Street – [see attached](#).

1155 – Over to 09/22/15

- 33. Ord. to rezone property located at 7023 Cass Street from R2-Single Family Residential District (Low Density) to LC-Limited Commercial District.

CCID # 1156 – Publication to be made and public hearing and third reading to be held on September 22, 2015 pursuant to City Council Rule VII H.

- (a) Planning Board and Planning Department recommend approval of a request to rezone property located at 7023 Cass Street from R2-Single Family Residential District (Low Density) to LC-Limited Commercial District – [see attached](#).

1156 – Over to 09/22/15

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“PURSUANT TO CITY COUNCIL RULE VII H DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015 THE SECOND READING AND PUBLIC HEARING ON AGENDA ITEM NO. 34 SHALL BE HELD ON SEPTEMBER 15, 2015”

ORDINANCE ON FIRST READING

34. Ord. to approve a contract between the City of Omaha and the Elkhorn Public Schools for the City to provide, through its assignment, one Associate School Resource Officer and a marked police cruiser, subject to the availability of such cruiser and Elkhorn’s needs, to the premises of Elkhorn High School, located at 711 Veterans Drive, involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter, to perform police work at the District property twenty (20) hours per week while school is in session during the regular school year, from August 10, 2015 and ending at the close of the 2015 - 2016 school year. The reimbursement payment from the Elkhorn Public Schools to the City will be in the amount of \$28.50 per hour for the officer, not to exceed \$22,353.00; and to provide for an effective date hereof – [see attached](#).

CCID # 1160 – Publication to be made and public hearing to be held on September 15, 2015 pursuant to City Council Rule VII H.

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EXECUTIVE SESSION

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

SUPPLEMENT TO THE CITY COUNCIL AGENDA FOR SEPTEMBER 1, 2015

LEGISLATIVE CHAMBERS –2:00 P.M. – PREPARED AUGUST 31, 2015 AT 2:00 P.M.

RESOLUTIONS RE: TAX LEVY

36. Res. that, pursuant to the provisions of Sections 14-1821 and 77.3443, Revised Statutes of Nebraska, 1943, as amended by Revised Statutes, Cumulative Supplement 2006, the Transit Authority of the City of Omaha Board certified to the City Council of the City of Omaha one-half of their total tax rate for the year 2016 to assist in the defraying of all character of expenses of the Authority; and, the City Council of the City of Omaha hereby certifies to the County Clerk of Douglas County, Nebraska, one-half of the number of cents or fraction thereof which the Transit Authority of the City of Omaha Board desires to be levied on each One Hundred Dollars (\$100) of actual valuation upon all taxable property within the corporate limits of the City of Omaha for the year 2016 for the purpose as follows: 5.227 cents (five and two hundred twenty-seven thousandths cents) to assist in the defraying of all character of expenses of the Authority – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Festersen that the Resolution be adopted

Seconded by Thompson

ROLL CALL:

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

Res. # 1165 – ADOPTED 6-0

37. Res. that pursuant to Nebraska Revised Statute 77-1601.02, the current property tax request for 2016 be a different amount than the property tax request for 2015. The 2016 property tax request be set at \$149,926,895 based on the certified valuation dated August 20, 2015, and using the assumed collection factor of 100%. Further, that pursuant to the provisions of Section 5.07 and Section 11.02 of the Home Rule Charter of the City of Omaha, 1956, the City Council hereby certifies to the County Clerk of Douglas County, Nebraska, the number of cents or fraction thereof which the City of Omaha desires to be levied on each One Hundred Dollars (\$100) of actual valuation upon all taxable property within the limits of the City of Omaha for the year 2016 for the purposes as follows: 48.922 cents for the City of Omaha 2016 Budget, including 26.597 cents for General Fund purposes, 20.131 cents to provide for principal and interest payments on the indebtedness of the City of Omaha, .600 cents for the satisfaction of judgments and litigation expenses in connection therewith, and 1.594 cents for the Redevelopment Fund – [see attached](#). ((PUBLIC HEARING TODAY – CAN BE ADOPTED TODAY))

Motion by Melton that the Resolution be adopted

Seconded by Gernandt

ROLL CALL:

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

Res. # 802 – ADOPTED 6-0

“PURSUANT TO CITY COUNCIL RULE VII H DUE TO NO MEETING BEING HELD SEPTEMBER 8, 2015 THE SECOND READING AND PUBLIC HEARING ON AGENDA ITEM NO. 38 SHALL BE HELD ON SEPTEMBER 15, 2015”

ADDITIONAL ORDINANCE ON FIRST READING

38. Ord. to accept the bid from BlueCloud for carpet and upholstery cleaning service at ten Omaha Public Library facilities (W. Dale Clark (Main) Library, Milton R. Abrahams Branch, Benson Branch, Bess Johnson Elkhorn Branch, Florence Branch, Millard Branch, A. V. Sorensen Branch, W. Clarke Swanson Branch, Charles B. Washington Branch, and Willa Cather Branch), in accordance with the lowest bid submitted meeting specifications, for an initial term from approximately October 1, 2015, to September 30, 2018, and thereafter, extendible for two one-year terms at the sole option of the City, commencing upon approval; to authorize annual payments of approximately \$46,452.00; and to provide an effective date – [see attached](#).
CCID # 1164 – Publication to be made and public hearing to be held on September 15, 2015 pursuant to City Council Rule VII H.

Motion by Gernandt that the meeting be adjourned

Seconded by Melton

ROLL CALL:

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

Motion Carried 6-0

ADJOURNED: 2:17 P.M.

I, BUSTER BROWN, CITY CLERK OF THE CITY OF OMAHA, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Meeting of the City Council of the City of Omaha held on September 1, 2015.

WITNESS:

CITY CLERK

THE PROCEEDINGS OF THIS MEETING WERE PRESENTED TO MAYOR JEAN STOTHERT ON THE 3RD DAY OF SEPTEMBER, 2015.