



**CITY OF OMAHA
CITY COUNCIL AGENDA
TUESDAY, NOVEMBER 6, 2018**

**Legislative Chambers @ 2:00 P.M.
1819 Farnam Street, Omaha, NE 68183
www.cityofomaha.org**

**Agenda and materials are available online at
<https://cityclerk.cityofomaha.org/city-council/agendas>**

CALL TO ORDER

1. Roll Call
2. Pledge of Allegiance
3. Invocation by Councilmember Vinny Palermo of District No. 4

CERTIFICATION OF PUBLICATION - NOTIFICATION OF OPEN MEETING ACT

4. City Clerk certifies publication in the Daily Record, the Official Newspaper of the City of Omaha on November 2, 2018, notice of the Pre-Council and Regular City Council Meetings, November 6, 2018. A current copy of the Open Meeting Act is posted in a white binder on the east wall of the Legislative Chambers.

PRESENTATIONS AND PROCLAMATIONS

5. Presentations and Proclamations

PLANNING ITEMS WITH PLANNING BOARD ATTACHMENTS

HEARTLAND CHURCH SUBDIVISION

6. ORD. 41640 - An ordinance to rezone property located at 5046 Terrace Drive from DR- Development Reserve District and R6-Low-Density Multiple-Family Residential District to R5-Urban Family Residential District - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018) (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
7. RES. 953 - Res. that, the Preliminary Plat entitled Heartland Church Subdivision, a minor plat inside the city limits, located at 5046 Terrace Drive, and made a part of Exhibit "A", along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Heartland Network - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
8. RES. 954 - Res. that, the Final Plat entitled Heartland Church Subdivision, located at 5046 Terrace Drive, is hereby approved and accepted. The applicant is Heartland Church Network - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval

VILLA ROWS ON 15TH

9. ORD. 41641 - An ordinance to rezone property located at 3107 and 3119 South 15th Street from R5(35)-Urban Family Residential District and CC-Community Commercial District to R7-Medium Density Multiple Family Residential District - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018) (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
10. RES. 955 - Res. that, the Preliminary Plat entitled Villa Rows on 15th, a minor plat inside the city limits, located at 3107 and 3119 South 15th Street, along with the condition, and made a part of Exhibit "A", is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Holy Name Housing Corporation - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
11. RES. 956 - Res. that, the Final Plat transmitted herewith entitled Villa Rows on 15th, a minor plat inside the city limits, located at 3107 and 3119 South 15th Street, is hereby approved, and concurrently a portion of the existing plats entitled Oklahoma Addition and 13th Street Commercial Addition, and described on said replat, are hereby vacated. The applicant is Holy Name Housing Corporation - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval

TOWER PLAZA REPLAT FOURTEEN

12. ORD. 41642 - An ordinance to rezone property located at 8012 West Dodge Road and 8031 Davenport Street from R7-Medium-Density Multiple-Family Residential District and GC-General Commercial District to CC-Community Commercial District - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018) (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval of a request to rezone to CC but denial of a request to rezone to GC
13. ORD. 41643 - An ordinance to amend the boundaries of the ACI-2(65)-Area of Civic Importance Overlay District, to incorporate into that district the property located at 8012 West Dodge Road and 8031 Davenport Street - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018) (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
14. RES. 957 - Res. that, the Preliminary Plat entitled Tower Plaza Replat Fourteen, a minor plat inside the city limits, located at 8012 West Dodge Road and 8031 Davenport Street, made a part of Exhibit "A", along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Todd Schneidewind - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval
15. RES. 958 - Res. that, the Final Plat transmitted herewith entitled Tower Plaza Replat Fourteen, a minor plat inside the city limits, located at 8012 West Dodge Road and 8031 Davenport Street, is hereby approved, and concurrently a portion of the existing plats entitled Tower Plaza and Tower Plaza Replat 5, and described on said replat, are hereby vacated. The applicant is Todd Schneidewind - Inside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval

LEGEND TRAILS

16. RES. 991 - Res. that, the Preliminary Plat entitled Legend Trails (Lots 1-86, Outlots A-K), a subdivision outside the city limits, with waivers of Section 53-8(2), Street width, Section 53-9(3) Curb and gutter and Section 53-9(9) Sidewalks, located northwest of 222nd and Q Street, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is Frank R. Krejci - Outside City Limits (PUBLIC HEARING AND VOTE TODAY)
 - A. Planning Board and Planning Department recommend approval with waivers of Section 53-8(2), Street width, Section 53-9(3) Curb and Gutter, and Section 53-9(9) Sidewalks

PLANNING ITEMS ON FINAL READING WITH PLANNING BOARD ATTACHMENTS

17. ORD. 41637 - An ordinance to approve an Amendment to the Future Land Use Element of the Master Plan for the City of Omaha, to change the future land use map

from Office /Commercial to Industrial for properties generally located at 13090 and 14001 L Street - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018)

A. Planning Board and Planning Department recommend approval

18. ORD. 41638 - An ordinance to rezone the property located at 14001 L Street from CC-Community Commercial District to GI-General Industrial District (property is located within a FF-Flood Fringe Overlay District and FW-Floodway Overlay District) - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018)

A. Planning Board and Planning Department recommend approval

19. ORD. 41639 - An ordinance to rezone the property located southeast of 10th and Pierce Streets from GC-General Commercial District and R7-Medium-Density Multiple-Family Residential District to R7-Medium Density Multiple-Family Residential District (property is located within an NCE-Neighborhood Conservation/Enhancement District) - (First Reading October 23, 2018; Second Reading October 30, 2018; Third Reading, Public Hearing and Vote November 6, 2018)

A. Planning Board and Planning Department recommend approval

LIQUOR AND KENO RESOLUTIONS

20. RES. 1007 - Class "C/K" Liquor License Application - New ER, LLC, dba "The Flight Deck", 2929 California Plaza #1015. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 (PUBLIC HEARING AND VOTE TODAY)
21. RES. 1008 - Class "C" Liquor License Application - Taita, LLC, dba "Ika San Ramen", 1114 Jones Street. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 (PUBLIC HEARING AND VOTE TODAY)
22. RES. 1009 - Class "I" Liquor License Application - KTA Enterprises, LLC, dba "Rosati's Pizza", 14513 West Maple Road, Unit 16. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 (PUBLIC HEARING AND VOTE TODAY)
23. RES. 1010 - Class "I" Liquor License Application - Taqueria Los Compadres Mexican Restaurant, Inc., dba "Taqueria Los Compadres", 10904 "Q" Street. (This is a new application for a new location). Notice was posted on the property on 10/24/18; Notification was sent to property owners within 500 feet on 10/26/18 (PUBLIC HEARING AND VOTE TODAY)
24. RES. 1011 - Class "D" Liquor License Application - Golden Grocery Store, LLC, dba "Golden Grocery Store", 6341 North 24th Street. (This is a new application for an old location). UPGRADE. Present licensee is J-N-D Grocery, Inc., who has a Class "B" License (PUBLIC HEARING AND VOTE TODAY)

A. Communication in opposition

25. RES. 1012 - Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Grover Inn, 3505 S. 42nd Street (PUBLIC HEARING AND VOTE TODAY)
26. RES. 1013 - Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Sippin Sirens, 4302 S. 42nd Street (PUBLIC HEARING AND VOTE TODAY)
27. RES. 1014 - Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Ryan's Food and Spirits, 12221 Mary Plaza (PUBLIC HEARING AND VOTE TODAY)
28. RES. 1015 - Res. that, in accordance with the Lottery Operator's Agreement with the City of Omaha, EHPV Lottery Services, LLC is granted approval to operate a Big Red satellite keno location at Westend, 1529 S. 203rd Street, Suite 1 (PUBLIC HEARING AND VOTE TODAY)

CONSENT

AGENDA

(Any member of the City Council may cause any item placed on the Consent Agenda to be removed. Items removed from the Consent Agenda shall be taken up by the City Council immediately following the Consent Agenda in the order in which they were removed unless otherwise provided by the City Council Rules of Order.)

(The public hearings on Agenda Items 29 through 33 were held on October 30, 2018.)

CONSENT AGENDA - ORDINANCES

29. ORD. 41644 - An ordinance to amend Section 53-8 of the Omaha Municipal Code; to revise easement language for Metropolitan Utilities District installation of gas mains; to repeal Sections 53-8 as heretofore existing - (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018)
 - A. Planning Board and Planning Department recommend approval
30. ORD. 41635 - An ordinance to amend the official records, logs, and plats of the City of Omaha in accordance with Chapter 27 and 34 of the Omaha Municipal Code to provide for the following changes in street names: a) Coventry Drive changes to R Street, from 207th Street East to the east line of Lot 79, Coventry Addition b) Coventry Drive changes to 205th Street, from George B. Lake Pkwy. North to the north line of Lot 97, Coventry Addition - (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) (PUBLIC HEARING AND VOTE TODAY)
31. ORD. 41636 - An ordinance to amend the official records, logs, and plats of the City of Omaha in accordance with Chapter 27 and 34 of the Omaha Municipal Code to provide for the following changes in street names: 210th Street changes to Kestral Parkway, from Ames Avenue, northwest to the west most corner of Lot 159, Arbor Ridge 2 Addition - (First Reading October 23, 2018; Second Reading and Public

Hearing October 30, 2018; Third Reading November 6, 2018)

32. ORD. 41645 - An ordinance to approve an agreement between the City of Omaha and the Douglas County Board of Commissioners, Douglas County Administrative Office in the amount of \$109,442.00; and (2) to authorize funding for such agreement from the City of Omaha's FY 2017 STOP Violence Against Women (VAWA) Grant, Award #17-VW-0711, awarded by the Nebraska Crime Commission; to provide partial funding for one (1) full-time Misdemeanor Prosecutor and funding for one (1) full-time Liaison in the Douglas County Attorney's Office Domestic Violence Prosecution Unit as part of the Douglas County Community Response Team; involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter - (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018)
33. ORD. 41648 - An ordinance to amend Chapter 40, Division 2, Heating and Power Plant Inspector, of the Omaha Municipal Code, to revise and update the title, qualifications, and duties - (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018)

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

(The public hearings on Agenda Items 34 through 54 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

34. RES. 995 - Res. that, as recommended by the Mayor, the Purchasing Agent be authorized to issue a Purchase Order to Sid Dillon Ford, Inc. in the amount of \$33,675.00 for the purchase of one (1) Chassis Cab (One Ton) to be utilized by the Facilities Management Division. (The Finance Department is authorized to pay the cost of this purchase from the General Fund 11111, Equipment Organization 116175, year 2018 funding.)
35. RES. 996 - Res. that, as recommended by the Mayor, the contract with Floors, Inc. in the amount of \$80,367.00 for OPW 53416 being the Benson Library Carpet Replacement, is hereby approved. (The Finance Department is authorized to pay the cost of \$80,367.00 from the 2014 Public Facilities Fund 13246, Library Facilities Capital Organization 131593, year 2018 expenditure.)
36. RES. 997 - Res. that, as recommended by the Mayor, the contract with DPS LLC, Inc., in the amount of \$114,000.00, for OPW 53482 being the 2018-2019 Sidewalk Snow and Ice Removal at Various Locations, is hereby approved. (The Finance Department is authorized to pay the cost of \$114,000.00 from the Capital Special Assessment Fund 13573, Special Assessments Organization 116168, year 2018 expenditure.)
37. RES. 998 - Res. that, as recommended by the Mayor, the Professional Services Agreement with AGA Consulting, Inc. in the amount of \$96,500.00 to provide

professional services on OPW 53518, being the 2019 Parking Facility Repair Program Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$96,500.00, from the Parking Revenue Fund 21116, Interstate Parking Organization 116241, year 2018 expenditure)

38. RES. 999 - Res. that, as recommended by the Mayor, the Professional Services Agreement with The Schemmer Associates, Inc. in the amount of \$97,600.00 to provide professional services on OPW 53299 being the Signal Infrastructure Phase B3 Survey Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$97,600.00 from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure.)
39. RES. 1001 - Res. that, as recommended by the Mayor, the Professional Services Agreement with Shannon & Wilson, Inc. in the amount of \$2,433,225.00 to provide professional services on OPW 53379 being the Deep Tunnel System - Geotechnical Subsurface Investigation, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$2,433,225.00 from the Sewer Revenue Improvements Fund 21124, CSO Control Implementation Organization 116918, year 2018 expenditure.)
40. RES. 1002 - Res. that, as recommended by the Mayor, the Professional Services Agreement with Alfred Benesch & Co. in the amount of \$2,079,851.13 to provide professional services on OPW 50677 MAPA-5127(1) CN 22376, being the 156th St, West Dodge Rd to Corby St, Phase 2 Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$2,079,851.13, from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure.)
41. RES. 1003 - Res. that, as recommended by the Mayor, the Task Order Agreement between the City of Omaha and Kirkham Michael & Associates, Inc. in the amount of \$484,139.01 for construction engineering services on HSIP-5003(12), CN 22629, and OPW 52493, being the 132nd Street and West Center Road Intersection Improvements Project, with a cost to the City of \$484,139.01. (Will be paid from the 2014 Transportation Bond Fund 13184, Transportation Bonds Organization 117117, year 2018 expenditure. The City Council hereby authorizes the Mayor and City Clerk to sign the Agreement on behalf of the City of Omaha.)
42. RES. 1004 - Res. that, the quote of Anderson Excavation Co. for the demolition of 1632 North 53rd Street, in the amount of \$21,639.00 is accepted and award is made to Anderson Excavation Co. (The amount of this award shall be paid from General Fund Demo Monies, Fund No. 11111, Org. No. 109047. The Purchasing Agent is authorized to issue a purchase order to Anderson Excavation Co. for the demolition of 1632 North 53rd Street, in the amount of \$21,639.00.)
43. RES. 952 - Res. that, the sale of the surplus property of the west 20 feet of the north 46 feet, Lot 24, Block 4, Vassar Place Addition (portion of 5604 Northwest Radial Highway); to Wesley Waltermire for the sum of \$300.00, is hereby approved; that, upon payment of the appraised price, the Mayor shall be authorized to execute and deliver a deed of such property to Wesley Waltermire

A. Planning Board and Planning Department recommend approval

44. RES. 1005 - Res. that, as recommended by the Mayor, the bid in the total amount of

\$524,000.00 from Dostals Construction Co., Inc. to furnish all labor, materials and equipment necessary for the construction of the playground improvements at Flanagan Park Playground, located at 5802 N. HWS Cleveland Blvd., Omaha, Nebraska, is hereby accepted. The work includes but is not limited to: new playground equipment installation, concrete walkways, safety surfacing and grading and seeding (The Purchasing Agent is authorized to issue a purchase order in conformance herewith. Funds in this amount shall be paid from Fund No. 13356, 2014 Parks and Recreation Fund and Organization No. 117317, Parks and Culture Bond, Project I.D. No. 2011P509.)

45. RES. 1006 - Res. that, the Mayor is authorized to sign, and the City Clerk to attest, the Contract between the City of Omaha and the Greater Omaha Chamber of Commerce for the Greater Omaha Economic Development Partnership for the year 2019 and to provide payment of \$175,000.00 with funding from Keno/Lottery Proceeds 12118, Organization 126028
46. RES. 1016 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the D2 Center in the amount of \$30,000.00 to operate the Youth Attendance Navigator Program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$30,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126057; and in accordance with the contract terms.)
47. RES. 1017 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Latino Center of the Midlands in the amount of \$60,000.00 to operate the Pathways to Success program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$60,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126057; and in accordance with the contract terms.)
48. RES. 1018 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and Midlands Mentoring Partnership in the amount of \$10,000.00 to operate the Mentoring Recruitment Campaign from January 1, 2019 to June 30, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, General Fund 11111, Organization 126046; and in accordance with the contract terms.)
49. RES. 1019 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Omaha Municipal Land Bank in the amount of \$100,000.00 to operate the Acquisitions That Bring Transformation program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$100,000.00 from 2019 Community Services, General Fund 11111, Organization 126063; and in accordance with the contract terms.)
50. RES. 1020 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and Civic Nebraska on behalf of ONE Omaha in the amount of \$50,000.00 to operate the ONE Omaha Leadership Series from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such

project, is hereby approved. (The Finance Director is authorized to provide payment of \$50,000.00 from 2019 Community Services, General Fund 11111, Organization 126054; and in accordance with the contract terms.)

51. RES. 1021 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Police Athletics for Community Engagement (P.A.C.E.) in the amount of \$55,000.00 to operate the youth sports programs from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$20,000.00 from 2019 Community Services, General Fund 11111, Organization 126067 and in the amount of \$35,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126067; and in accordance with the contract terms.)
52. RES. 1022 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Siena/Francis House in the amount of \$50,000.00 to operate the Rehousing and Reintegration Services Program from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$50,000.00 from 2019 Community Services, General Fund 11111, Organization 126045; and in accordance with the contract terms.)
53. RES. 1023 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and the Victory Boxing Club & Community Center in the amount of \$10,000.00 to operate the Victory Boxing Club from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, General Fund 11111, Organization 126053; and in accordance with the contract terms.)
54. RES. 1024 - Res. that, as recommended by the Mayor, the agreement between the City of Omaha and YouTurn in the amount of \$10,000.00 to operate the Street Outreach, School Outreach, and Community Engagement Programs from January 1, 2019 to December 31, 2019, and incorporated herein by this reference, and funding of such project, is hereby approved. (The Finance Director is authorized to provide payment of \$10,000.00 from 2019 Community Services, Keno/Lottery Proceeds 12118, Organization 126072; and in accordance with the contract terms.)

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

ORDINANCE ON FINAL READING

55. ORD. 41646 - An ordinance providing for the execution of a Lease Agreement with the City of Blair and the Blair Airport Authority, providing for a helicopter hangar facility to be located at the Blair Airport in Washington County, to provide for execution of this Lease for a ten-year period in accord with Section 5.17 of the Home Rule Charter of the City of Omaha, 1956, as amended; to approve payments from appropriations of more than one fiscal year - (First Reading October 23, 2018; Second Reading and Public Hearing October 30, 2018; Third Reading November 6, 2018) (VOTE TODAY)

RESOLUTIONS

56. RES. 932 - Res. that, the Habitat Kountze Park 5 Tax Increment Financing (TIF) Redevelopment Project Plan for the redevelopment project site located between Sahler and Evans Streets and between North 18th and 24th Streets, which proposes the construction of 22 new single family homes and rehabilitation of two existing homes, for ownership, and authorizes the City's participation through the allocation of TIF in an amount up to \$405,000.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, demolition, building rehabilitation construction, site work, architectural and engineering fees, and any public improvements, as may be required, containing a provision for the division of ad valorem taxes under Section 18- 2147 through 18-2150, Revised Statutes of Nebraska, as analyzed and determined to be in conformance with the Community Development Law and as recommended by the City Planning Department, be and hereby is approved (PUBLIC HEARING AND V
57. RES. 1000 - Res. that, as recommended by the Mayor, the Professional Services Agreement with Alfred Benesch & Co. in the amount of \$45,000.00 to provide professional services on the 2018-2019 Residential Snow Plow Inspectors-Street Maintenance Project, is hereby approved. (The Finance Department is authorized to pay a fee not to exceed \$45,000.00, from the Street and Highway Allocation Fund 12131, Snow and Ice Control Organization 116154, year 2018 expenditure.) (PUBLIC HEARING AND VOTE TODAY)

RESOLUTIONS - LEGISLATIVE PACKAGE

58. RES. 1025 - Res. that, at the request of the Mayor and City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to create an "Infrastructure Improvement and Replacement Assistance Act" using state sales tax turnback to help cities and public utilities (PUBLIC HEARING AND VOTE TODAY)
59. RES. 1026 - Res. that, at the request of City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to change the state statute to amend the "good time" law to require more post release monitoring in the form of probation or use of electronics (PUBLIC HEARING AND VOTE TODAY)
60. RES. 1027 - Res. that, at the request of the Mayor and City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to amend the State economic development assistance laws to allow Omaha to have a local option sales tax refund - level payment plan each month similar to utility bills (PUBLIC HEARING AND VOTE TODAY)
61. RES. 1028 - Res. that, at the request of the Mayor and Police Chief Schmaderer, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to revise grand jury laws in the case of a person's death while interacting with police to allow the final report to be released only AFTER any criminal charges are officially made and adjudicated (PUBLIC HEARING AND VOTE TODAY)

62. RES. 1029 - Res. that, at the request of the Mayor and the Omaha Police Department, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce legislation to change the penalty for witness, jury, or evidence tampering from a Class IV felony to a Class II felony (PUBLIC HEARING AND VOTE TODAY)
63. RES. 1030 - Res. that, at the request of the Mayor and Finance Director Curtiss, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to amend the "Ground Emergency Medical Transportation Act" to allow claims to be made as a Certified Public Expenditure or CPE (PUBLIC HEARING AND VOTE TODAY)
64. RES. 1031 - Res. that, at the request of the City Law Department, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall introduce a bill to establish a registry of Condominium officers with the County Clerk's office for purposes of receiving official government notices and provide procedures (PUBLIC HEARING AND VOTE TODAY)
65. RES. 1032 - Res. that, at the request of City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support a bill, if introduced, to create a turnback program to assist with the redevelopment of Tranquility Park (PUBLIC HEARING AND VOTE TODAY)
66. RES. 1033 - Res. that, at the request of the City Councilmember Aimee Melton, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to help with mental health care assistance in the State of Nebraska to ease burden on police and local jails (PUBLIC HEARING AND VOTE TODAY)
67. RES. 1034 - Res. that, at the request of the City Councilmember Pete Festersen, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to rewrite the state's mental health commitment laws (PUBLIC HEARING AND VOTE TODAY)
68. RES. 1035 - Res. that, at the request of the Mayor, the legislative package of the City of Omaha for the First Session of the One-Hundred and Sixth Legislature of the State of Nebraska shall support legislation, if introduced, to correct the online sales tax collection to all retailers who sell over a certain dollar amount into Nebraska and protect local option sales tax so that it continues to go to each appropriate city (PUBLIC HEARING AND VOTE TODAY)
69. RES. 1036 - Res. that, pursuant to the recommendation of the Law Committee of the City Council, the City Lobbyist, John A. "Jack" Cheloha, is hereby designated as the official lobbyist of the City of Omaha and its citizens before the Legislative, legislative committees and individual senators, and that all City employees are authorized to furnish information, reports, data and testimony before the Legislature, legislative committees and individual senators when deemed necessary or appropriate by the City Lobbyist when he is acting in his capacity as the official representative of the City (PUBLIC HEARING AND VOTE TODAY)

ORDINANCES ON SECOND READING

70. ORD. 41649 - An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Award #2018-DJ-BX-0171, in the amount of \$376,710.00, during the project period extending from October 1, 2017 to September 30, 2021; to provide funding for law enforcement programs, prevention and education programs, prosecution and court programs, mental health programs and related law enforcement corrections programs, and planning, evaluation and technology improvement programs; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter - (First Reading October 30, 2018; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018) (PUBLIC HEARING TODAY)
71. ORD. 41650 - An ordinance to approve the acceptance of and authorize disbursement over more than one fiscal year from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, FY 2018 Violent Gang and Gun Crime Reduction Program (Project Safe Neighborhoods), Award #2018-DJ-BX-0012, in the amount of \$191,892.00, during the project period extending from October 1, 2018 to September 30, 2021; to provide funding for the reduction of gun and gang violence in Omaha and neighboring communities; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter - (First Reading October 30, 2018; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018)
72. ORD. 41651 - An ordinance (1) to approve an agreement between the City of Omaha and Nebraska Preparedness Partnership in the amount of \$45,000.00 and (2) to authorize the funding for such agreement from the FY 2016 State Homeland Security Grant (SHSG) Award #EMW-2016-SS-APP-00084-S01, awarded by the Nebraska Emergency Management Agency, to provide enhanced security of critical infrastructure assets as prioritized by critical infrastructure operators through public-private partnerships, coordinated plan implementation, and resource management; to authorize payment from such grant funding and involving appropriations of more than one year in conformity with Section 5.17 of the Home Rule Charter - (First Reading October 30, 2018; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018)
73. ORD. 41658 - An ordinance to approve an Interlocal Agreement between the City of Omaha and the Omaha Municipal Land Bank for additional funding of demolition of unfit and unsafe properties and the foreclosure of demolition liens through court proceedings - (First Reading October 30, 2018; Second Reading and Public Hearing November 6, 2018; Third Reading November 20, 2018)

NON-ACTION

ITEMS

(Items 74 through 89 do not require a public hearing or City Council consideration at the present meeting, but will be placed on a future agenda for a public hearing and City Council consideration. The reason for non-action is noted after the item on the agenda as well as the date the item is expected to appear on an agenda for City Council consideration.)

(CITY COUNCIL WILL NOT MEET ON NOVEMBER 13, 2018 AND NOVEMBER 27, 2018 DUE TO THE VETERANS DAY HOLIDAY AND THANKSGIVING HOLIDAY)

PLAZA 133

74. ORD. 41659 - An ordinance to rezone property north of 101st Street and Blair High Road from GI-General Industrial District, GC-General Commercial District, MH-Mobile Home Residential District, and DR-Development Reserve District to DR-Development Reserve District (portions of the property are located within the FW-Floodway Overlay District and FF-Flood Fringe Overlay District) - (First Reading November 6, 2018; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018)
75. ORD. 41660 - An ordinance to rezone property north of 101st Street and Blair High Road from GI-General Industrial District, GC-General Commercial District, MH-Mobile Home Residential District, and DR-Development Reserve District to GI-General Industrial District (portions of the property are located within the FW-Floodway Overlay District and FF-Flood Fringe Overlay District) - (First Reading November 6, 2018; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018)
 - A. Planning Board and Planning Department recommend approval
76. ORD. 41661 - An ordinance to amend the boundaries of the IG-Industrial Gateway Overlay District, to incorporate into that district the property located north of 101st Street and Blair High Road - (First Reading November 6, 2018; Second Reading November 20, 2018; Third Reading, Public Hearing and Vote December 4, 2018)
 - A. Planning Board and Planning Department recommend approval
77. RES. 992 - Res. that, the Final Plat transmitted herewith entitled Plaza 133, a subdivision outside the city limits, located north of 101st Street and Blair High Road, is hereby approved, and concurrently a portion of the existing plats entitled Cherry Hills Business Park Replat 2 and Cherry Hills Business Park Replat 7, and described on said replat, are hereby vacated. The applicant is RL Development LLC - Outside City Limits (LAID OVER TO THE DECEMBER 4, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 74 AND TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)
 - A. Planning Board and Planning Department recommend approval
78. RES. 993 - Res. that, the Subdivision Agreement among the City of Omaha, RL Development, LLC, The Plaza 133 Owners Association, Inc., and Sanitary and Improvement District (S.&I.D.) 413 of Douglas County, Nebraska, as recommended by the Mayor, is hereby approved. The Subdivision is to be known as Plaza 133 (Lots 1-9 and Outlots A-D) and is located north of 101st Street and Blair High Road (LAID OVER TO THE DECEMBER 4, 2018 CITY COUNCIL MEETING TO COINCIDE WITH ITEM 74)
79. RES. 994 - Res. that, the Preliminary Plat entitled The Shire, located northeast of 72nd Street and Silver Valley Road, along with the conditions, is hereby accepted; and, the preparation of the final plat of this subdivision is hereby authorized. The applicant is GN & Sons, Inc - Inside City Limits (LAID OVER TO THE NOVEMBER 20, 2018 CITY

COUNCIL MEETING TO ADVERTISE FOR PUBLIC HEARING AND TO NOTIFY SURROUNDING PROPERTY OWNERS)

- A. Planning Board and Planning Department recommend approval

PLANNING ITEMS ON SECOND READING WITH PLANNING BOARD ATTACHMENTS

- 80. ORD. 41652 - An ordinance to rezone the properties located at 4256 and 4260 Miami Street and 4253 Corby Street from R4(35)-Single-Family Residential District (High Density) to R4-Single-Family Residential District (High Density) - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

- 81. ORD. 41653 - An ordinance to amend the boundaries of the ACI-1-Area of Civic Importance Overlay District to incorporate into that district the property located at 3040 Cuming Street - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

- 82. ORD. 41654 - An ordinance to rezone the property located at 5010 South 50th Street from DR-Development Reserve District to R4-Single-Family Residential District (High Density) - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

- 83. ORD. 41655 - An ordinance to rezone the properties located at 4339 Lake Street and 4143 Grant Street from R5(35)-Urban Family Residential District to R5-Urban Family Residential District - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

- 84. ORD. 41656 - An ordinance to approve a PUR-Planned Unit Redevelopment Overlay District in an R4(35)-Single-Family Residential District (High Density), located at 2306 South 39th Street, to approve the Development Plan - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

- 85. ORD. 41657 - An ordinance to amend the boundaries of the ACI-1-Area of Civic Importance Overlay District to incorporate into that district the property located at 555 North 30th Street - (First Reading October 30, 2018; Second Reading November 6, 2018; Third Reading, Public Hearing and Vote November 20, 2018)

- A. Planning Board and Planning Department recommend approval

RESOLUTION

86. RES. 983 - Res. that, the Courtyard on Park Townhomes Tax Increment Financing (TIF) Redevelopment Project Plan, for the redevelopment project site located at 1007 Park Avenue, proposes the construction of twelve new owner-occupied, market-rate townhome residential units, each with a two-stall garage, arranged in two separate structures with six units each, and authorizes the City's participation through the allocation of TIF in an amount up to \$584,778.00, plus accrued interest, to offset TIF eligible expenses including, but not limited to acquisition, environmental and geotechnical studies, architectural and engineering fees, alley improvements, and public improvements as required, with the applicant contributing \$15,000.00 of the TIF loan proceeds to the Midtown Public Improvement Fund, containing a provision for the division of ad valorem taxes as authorized by Section 18-2147 through 18-2150, Revised Statutes of Nebraska, as analyzed and determined to be in conformance with the Com

ORDINANCES ON FIRST READING

87. ORD. 41662 - An ordinance to approve the Collective Bargaining Agreement for the years 2018, 2019, and 2020 between the City of Omaha and the Omaha City Employees, Local 251, American Federation of State, County and Municipal Employees, AFL-CIO; to provide that any ordinances of the City of Omaha, and any rules and regulations promulgated thereunder, which are in conflict with the provisions of the Collective Bargaining Agreement shall not be applicable to those employees in the Bargaining Unit described in Article 1, Section 1, of said Collective Bargaining Agreement; to provide authorization for the Mayor to execute and the City Clerk to attest her signature - (First Reading November 6, 2018; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018)
- A. Personnel Board recommends approval.
88. ORD. 41663 - An ordinance (1) to approve the acceptance of and authorize disbursement over more than one fiscal year from the Bureau of Justice Assistance, FY 2018 Criminal and Juvenile Justice and Mental Health Collaboration Program Grant, Award #2018-MO-BX-0004 in the amount of \$690,240.00, during the project period of January 1, 2019 to December 31, 2021; to build the Heartland Crisis Intervention Team's (CIT) capacity to comprehensively respond to people with mental illnesses in the Omaha metro area; to authorize payment from such grant funding and involving appropriations of more than one fiscal year in conformity with Section 5.17 of the Home Rule Charter - (First Reading November 6, 2018; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018)
89. ORD. 41664 - An ordinance to amend Section 3 of Ordinance No. 41152 adopted May 16, 2017 to change the effective date for applications under the Nebraska Property Assessed Clean Energy Act (PACE) program - (First Reading November 6, 2018; Second Reading and Public Hearing November 20, 2018; Third Reading December 4, 2018)

EXECUTIVE SESSION

90. Executive Session - Labor Negotiations.

ADJOURNMENT

91. Motion to adjourn

This Agenda, which shall be kept continually current, shall be available for public inspection in the Office of the City Clerk, Omaha/Douglas Civic Center, 1819 Farnam Street, Suite LC-1, Omaha, NE, during normal business hours.

All requests for sign language interpreters (signers) will require a minimum of 48 hours advance notice. Alternative formats require a minimum of 72 hours advance notice. Please contact Sherri Brown at (402) 444-5554 if arrangements need to be made.