Honorable President

and Members of the City Council,

The attached ordinance is prepared at the request of Councilmembers Thompson and Gray.

The proposed ordinance changes the method for charging a late fee for registration of fire and intrusion alarms. Current ordinances double the annual $25.00 fee if the registration is not paid before expiration. This proposed ordinance reduces that penalty and gives a 30-day grace period before any late fee is imposed. Thereafter, the fee begins at $10.00, is stepped up in increments every 30 days, and doesn’t reach the level of the current late fee for 90 days after expiration.

Respectfully submitted:

Thomas O. Mungaard
Deputy City Attorney

p:\law – city council documents\2012\50039ctw.doc
ORDINANCE NO. 39572

AN ORDINANCE to amend section 25-26 of the Omaha Municipal Code pertaining to
registration of intrusion and fire alarms; to change the late registration fee to establish a
graduated schedule instead of imposing one uniform fee; to repeal section 25-26 of the
Omaha Municipal Code as heretofore existing; and to provide for the effective date
hereof.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF OMAHA:

Section 1. Section 25-26 of the Omaha Municipal Code is hereby amended to read as
follows:

Sec. 25-26. - Term of registration; transfer; termination; renewal.

(1) All alarm system registrations (including fire alarm system registrations) shall
expire 12 calendar months from and after the date of their issuance; all registrations may
be renewed for consecutive additional registration terms in the same manner as original
registrations were obtained.

(2) An alarm system or fire alarm system registration shall automatically terminate
upon any change of the principal or protected premises. No alarm system or fire alarm
system registration may be transferred to another principal or protected premises. No
refunds will be given on termination of any alarm system or fire alarm system registration
for any reason.

(3) Renewal alarm system or fire alarm system registrations shall be dated on the date
of issue. The renewal registration will not be issued until the annual fee is paid, and a
late charge of $25.00 will be assessed on all registration holders who do not pay the
renewal fee prior to expiration of their existing registrations. The renewal application
shall contain the principal’s signed statement that there have been no changes in the
principal or protected premises.

(4) A late charge shall be assessed on renewal registrations if the annual renewal fee
is not paid prior to expiration of the existing registration or within 30 days thereafter.
The late charge shall be assessed on the following schedule:
ORDINANCE NO. 39512

Page 2

1
2 Payment received within 31 to 59 days after expiration: $10.00
3 Payment received within 60 to 89 days after expiration: $15.00
4 Payment received 90 days or later after expiration: $25.00
5
6 Section 2. Section 25-26 of the Omaha Municipal Code as heretofore existing is hereby
7 repealed.
8 Section 3. This Ordinance shall be in full force and take effect fifteen (15) days from
9 and after the date of its passage.

INTRODUCED BY COUNCILMEMBER

Franklin V. Thompson
Ben G. Boy

APPROVED BY:

MAYOR OF THE CITY OF OMAHA DATE

PASSED NOV 20 2012 7-0

ATTEST:

CITY CLERK OF THE CITY OF OMAHA DATE

DEPUTY	Sandra L. Walsh 11-21-12

APPROVED AS TO FORM:

DEPUTY CITY ATTORNEY DATE

Thomas W. Pearl 10-29-12
REQUEST TO LAW DEPARTMENT

TO: Paul Kratz, City Attorney

DATE: July 5, 2012

REQUEST BEING MADE BY: On behalf of Councilmember Franklin Thompson

Jim Dowding, Council Staff Assistant
(Name)  City Council
(Department)  6298
(Phone)

TIME LINE (Due Date): July 19, 2011
(12 Working Days from Date Received by Law Department)

REQUEST FOR  Draft Ordinance
(State Specifically What You Are Requesting)

DETAILS: (Do Not State "See Attached")

Councilmember Franklin Thompson requests a draft amendment, for City Council review and discussion, to Sec. 25-26 that would change late fees for renewal of alarm system registrations as follows:
- Payment received up to 30 days after expiration of current registration – no late fee.
- Payment received 31-59 days late - $10.00 late fee.
- Payment received 60-89 days late - $15.00 late fee.
- Payment received 90 or more days late - $25.00 late fee.

INFORMATION ATTACHED: YES  NO  X  NONE AVAILABLE

jd

c: Councilmembers
  Pam Spaccarotella, Planning Director
  Buster Brown, City Clerk
  Council Staff
ORDINANCE NO. 38512

AN ORDINANCE to amend section 25-26 of the Omaha Municipal Code pertaining to registration of intrusion and fire alarms; to change the late registration fee to establish a graduated schedule instead of imposing one uniform fee; to repeal section 25-26 of the Omaha Municipal Code as heretofore existing; and to provide for the effective date hereof.

PRESENTED TO COUNCIL

1st Reading OCT 9 2012 - Hearing

Hearing NOV 6 2012 - Pass to City Council

Final Reading NOV 20 2012 - Passed

Published

Buster Brown
City Clerk
NOTICE TO PUBLIC

The following Ordinance has been set for City Council Hearing on November 6, 2012, at 2:00 p.m.:

AN ORDINANCE to amend section 25-26 of the Omaha Municipal Code pertaining to registration of intrusion and fire alarm; to change the late registration fee to establish a graduated schedule instead of imposing one uniform fee; to repeal section 25-26 of the Omaha Municipal Code as heretofore existing; and to provide for the effective date hereof.

RUSTY BROWN, City Clerk
11-2-12

THE DAILY RECORD OF OMAHA
LYNDA K. HENNINGSSEN, Publisher

PROOF OF PUBLICATION

UNITED STATES OF AMERICA,  
The State of Nebraska,  
District of Nebraska,  
County of Douglas,  
City of Omaha,

J. BOYD

being duly sworn, deposes and says that she is

LEGAL EDITOR

of THE DAILY RECORD, of Omaha, a legal newspaper, printed and published daily in the English language, having a bona fide paid circulation in Douglas County in excess of 800 copies, printed in Omaha, in said County of Douglas, for more than fifty-two weeks last past; that the printed notice hereto attached was published in THE DAILY RECORD, of Omaha, on November 2, 2012

That said Newspaper during that time was regularly published and in general published in the County of Douglas, and State of Nebraska.

Subscribed in my presence and sworn to before me this 2nd day of November 2012.

Notary Public in and for Douglas County, State of Nebraska.

THE DAILY RECORD
OF OMAHA

LYNDA K. HENNINGSSEN, Publisher

PROOF OF PUBLICATION

UNITED STATES OF AMERICA,
The State of Nebraska,
District of Nebraska,
County of Douglas,
City of Omaha,

J. BOYD
being duly sworn, deposes and says that she is

LEGAL EDITOR

of THE DAILY RECORD, of Omaha, a legal newspaper, printed and published daily in the English language, having a bona fide paid circulation in Douglas County in excess of 300 copies, printed in Omaha, in said County of Douglas, for more than fifty-two weeks last past; that the printed notice hereto attached was published in THE DAILY RECORD, of Omaha, on

November 28, 2012

That said Newspaper during that time was regularly published and in general circulation in the County of Douglas, and State of Nebraska.

Subscribed in my presence and sworn to before me this 28th day of November, 2012.

Notary Public in and for Douglas County,

State of Nebraska