



City of Omaha
Jim Suttle, Mayor

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OMAHA, NEBRASKA

Law Department

Omaha/Douglas Civic Center
1819 Farnam Street, Suite 804
Omaha, Nebraska 68183-0804
(402) 444-5115
Telefax (402) 444-5125

Paul D. Kratz
City Attorney

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. Mumgaard
Deputy City Attorney

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ORDINANCE NO. 39512

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

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

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

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

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

15
16 (2) An alarm system or fire alarm system registration shall automatically terminate
17 upon any change of the principal or protected premises. No alarm system or fire alarm
18 system registration may be transferred to another principal or protected premises. No
19 refunds will be given on termination of any alarm system or fire alarm system registration
20 for any reason.

21
22 (3) Renewal alarm system or fire alarm system registrations shall be dated on the date
23 of issue. The renewal registration will not be issued until the annual fee is paid, ~~and a~~
24 ~~late charge of \$25.00 will be assessed on all registration holders who do not pay the~~
25 ~~renewal fee prior to expiration of their existing registrations.~~ The renewal application
26 shall contain the principal's signed statement that there have been no changes in the
27 principal or protected premises.

28
29 (4) A late charge shall be assessed on renewal registrations if the annual renewal fee
30 is not paid prior to expiration of the existing registration or within 30 days thereafter.
31 The late charge shall be assessed on the following schedule:
32

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Payment received within 31 to 59 days after expiration:	\$10.00
Payment received within 60 to 89 days after expiration:	\$15.00
Payment received 90 days or later after expiration:	\$25.00

Section 2. Section 25-26 of the Omaha Municipal Code as heretofore existing is hereby repealed.

Section 3. This Ordinance shall be in full force and take effect fifteen (15) days from and after the date of its passage.

INTRODUCED BY COUNCILMEMBER

Franklin T. Thompson
Ben S. Burg

APPROVED BY:

Jim Suttle 11-21-12
MAYOR OF THE CITY OF OMAHA DATE

PASSED NOV 20 2012 7-0

ATTEST:

Jamcha R. Ased 11-21-12
DEPUTY CITY CLERK OF THE CITY OF OMAHA DATE

APPROVED AS TO FORM:

Thomas J. Paul 10-29-12
DEPUTY CITY ATTORNEY DATE

REQUEST TO LAW DEPARTMENT

TO: Paul Kratz, City Attorney

DATE: July 5, 2012

<u>For Law Department Use Only</u>	
Log Book #:	<u>122-12 = COUNCIL</u>
Date Assigned:	<u>7/05/12</u>
Assigned to:	<u>MUMGAARD</u>
Answered/Sent Out:	<u>7/9/12</u>
Withdrawn:	_____

REQUEST BEING MADE BY: On behalf of Councilmember Franklin Thompson

<u>Jim Dowling</u> , Council Staff Assistant	City Council	<u>6298</u>
(Name)	(Department)	(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

3461

C. Council 5

ORDINANCE NO. 39512

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.

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PRESENTED TO COUNCIL

1st Reading OCT 30 2012 - Hearing
11/6/12

Hearing NOV - 6 2012 - Over to
11/20/12 pursuant to City
Council Rule III.4

Final Reading NOV 20 2012
Passed 7-0

PUBLICATIONS

PUBLICATION OF HEARING

Date 11-2-12

PUBLICATION OF ORDINANCE

Date 11/28/2012

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 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.

BUSTER BROWN,
 City Clerk

11-2-12

**THE DAILY RECORD
 OF OMAHA**
 LYNDIA K. HENNINGSEN, Publisher
PROOF OF PUBLICATION

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

J. BOYD

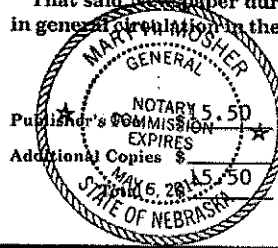
being duly sworn, deposes and says that she is

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 2, 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 2nd day of November 2012

Notary Public in and for Douglas County, State of Nebraska

<p>"NOTICE TO PUBLIC" ORDINANCE NO. 39512</p> <p>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.</p> <p>SUMMARY: AN ORDINANCE to amend section 75-26 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.</p> <p>PASSED: November 20, 2012, 7-0 APPROVED BY: 11/21/12 JIM SUTTLE MAYOR OF THE CITY OF OMAHA</p> <p style="text-align: right;">BUSTER BROWN, City Clerk</p> <p>11-28-12</p>	<p style="text-align: center;">THE DAILY RECORD OF OMAHA</p> <p style="text-align: center;">LYNDA K. HENNINGSEN, Publisher PROOF OF PUBLICATION</p> <p>UNITED STATES OF AMERICA, } The State of Nebraska, } SS. District of Nebraska, County of Douglas, City of Omaha,</p> <p style="text-align: center;">J. BOYD</p> <hr/> <p style="text-align: center;">being duly sworn, deposes and says that she is</p> <p style="text-align: center;">LEGAL EDITOR</p> <p>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</p> <hr/> <p>That said Newspaper during that time was regularly published and in general circulation in the County of Douglas, and State of Nebraska.</p> <div style="display: flex; justify-content: space-between;"> <div data-bbox="641 934 885 1176"> </div> <div data-bbox="941 997 1339 1176"> <p>Subscribed in my presence and sworn to before me this <u>28th</u> day of <u>November</u> 20<u>12</u></p> <p>Notary Public for Douglas County, State of Nebraska</p> </div> </div>
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