

# CITY-COUNTY COMMON MEETING MINUTES

Tuesday August 18, 2020

Council Chambers

555 South 10<sup>th</sup> Street

11:00 a.m.

**Present:** Jane Raybould, Common-Chair; Roma Amundson, Common-Vice-Chair; Deb Schorr, Christa Yoakum, and Sean Flowerday, County Commissioners; Richard Meginnis, Bennie Shobe, Tammy Ward, Sandra Washington, Roy Christensen, and James Michael Bowers, City Council Members

**Absent:** Richard Meginnis, City Council and Leirion Gaylor Baird, Mayor

**Others Present:** Dave Durbin, Chief Administrative Officer; and Angie Birkett, Administrative Secretary to the City Council

Advance public notice of the City-County Common Meeting was posted on the County-City Building bulletin board and the Lancaster County and City of Lincoln, Nebraska web site and provided to the media on August 13, 2020.

The Chair, Jane Raybould opened the meeting at 11:06 a.m. and announced a copy of the Nebraska Open Meetings Act is located on the wall at the back of the room.

## 1. APPROVAL OF COMMON MEETING MINUTES FOR JULY 13, 2020

Flowerday moved and Amundson seconded approval of the July 13, 2020, Commons Meeting Minutes. Raybould, Flowerday, Amundson, Christensen, Schorr, Ward, Washington, Bowers, and Shobe, and Yoakum voted yes Vest abstained

Meginnis and Gaylor Baird were absent

Motion carried 10-0

## 2. LINCOLN-LANCASTER COUNTY LAW ENFORCEMENT MEMORIAL PROJECT

Todd Duncan, Chief Deputy Sheriff and Michael Woolman, Lincoln Police Department

Duncan provided a presentation on the Lincoln-Lancaster County Law Enforcement Memorial Project; Copies of the Agenda (Exhibit A) and presentation (Exhibit B) were distributed to members of the City-County Commons. The following website was also used during the presentation <https://honorthefallenlincoln.com/>.

Concerning the Lincoln-Lancaster County Law Enforcement Memorial Project; is a partnership between the Lincoln Police Union and the Lancaster County Sheriff's Office fraternal Order of Police and is a privately funded project. The memorial is to honor the heroes of the Lincoln Police Department and the Lancaster County Sheriff's Office who have made the ultimate sacrifice and service to their community. The memorial was the vision of a small group of police officers, sheriff's deputies, and surviving family members who wanted a permanent memorial with the names of the six Lincoln Police Officers and three Lancaster County Sheriff's Deputies who have given their lives in the line of duty. Since its inception in 2019, the memorial project has gained the support of citizens and organizations in our community.

The project has been a collaboration of efforts between the memorial committee, Kerin Peterson, the Public Building Commission, Firespring, the Clark Enersen Partners, and the many monetary supporters.

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The proposed location for the memorial is along the east side of the Justice and Law Enforcement Center (aka-Lancaster County Courthouse) at 575 S. 10th Street, Lincoln, NE.

Funding for the project has primarily been raised through private donations; the amount that has been raised nearly covers the expense of all the elements to the project. The memorial committee is seeking assistance from the Public Building Commission to assist with expenses related to the site foundation due to some possible renovations to the existing concrete. Fundraising is expected to be completed in the six to nine months. It is also expected to have an artist commissioned and under contract through the request for proposal (RFP) process with a ground breaking ceremony taking place in the fall of 2021.

Discussion followed.

### **3. DISTRICT ENERGY CORPORATION (DEC) UPDATE**

Dan Dixon, DEC Project Manager

Dixon provided a presentation on the overview and functionality of the DEC (Exhibit C).

Concerning the DEC District Energy (DE) is a centrally located building that houses either heating or cooling equipment that then supplies that heating or cooling to other local building in the surrounding area. In some cases it could be hot water, steam, chilled water, or even electricity. DE is a long-term investment in some sort of centralized facility to provide heating and cooling services to a network of buildings.

The DEC is an inter-local body between the City and the County pursuant to the Nebraska Inter-local Cooperation Act. The DEC was formed in 1989, under the political subdivision created and existing under the laws of the State of Nebraska.

In terms of how DE collects revenue; each customer has an energy services agreement that is approved by the DEC board and by each of the customers; DEC is a non-profit entity; and DEC is obligated to set rates sufficient to collect funds to meet all debt, operations & maintenance and commodity expenses.

DEC Energy is governed by a 5-member Board of Directors which consists of 2 County Commissioners, 1 City Council member, 1 City representatives appointed by the Mayor, and 1 LES Board member. Directors serve two-year terms and are eligible for reappointment. Pursuant to a Management Agreement between LES and the DEC, LES manages DEC's systems and affairs.

Discussion followed.

### **4. RTSD 33<sup>rd</sup> & CORNHUSKER PROJECT**

Roger Figard, Executive Director RTSD and Kris Humphrey, Senior Engineer, LTU

Humphrey provided a presentation on the North 33<sup>rd</sup> and Cornhusker Project (Exhibit D).

Concerning the 33<sup>rd</sup> and Cornhusker project: Primary objectives and goals of the project include; Safety, Traffic & Congestion, Mobility/Multi-Modal, and Long-Range Transportation Planning. The Planning-Environmental Linkages Study (PEL) was completed in 2015. Six in-person public engagement meetings have been held and

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up-to-date information can be found on the website, <https://www.33rdcornhusker.com/> and social media. Project construction is expected to begin in 2026.

Discussion followed.

In addition, Figard updated members on a recent agreement between Burlington Northern Santa Fe Railway (BNSF) and Omaha Public Power District (OPPD); to send trains through Lincoln to fuel the utilities coal-powered plant in Nebraska City. Coal trains would begin running twice a day in January on the long-dormant rail line paralleling Nebraska Hwy 2; with one train going out full of coal and returning to the Hobson yard empty. There are several intersecting arterials, such as Pioneers Blvd, 14<sup>th</sup>, 27<sup>th</sup>, 40<sup>th</sup>, 48<sup>th</sup>, 56<sup>th</sup>, and 70<sup>th</sup> streets and Old Cheney, Yankee Hill and Pine Lake Roads. Currently all of the major arterial intersections with the railroad have gates and safety lights in place except the 84<sup>th</sup> Street intersection. BNSF crews will likely be out making railroad improvements on the rail line at various places ahead of the January startup, Figard said. Suggestions were made to provide public education on the reactivation of long-dormant railroad tracks cutting through south Lincoln.

Discussion followed.

## **5. ADJOURNMENT**

Schorr moved and Flowerday seconded to adjourn at 12:20 p.m. The motion carried unanimously.

Submitted by Angie Birkett, City Council's Office

## Angela M. Birkett

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**Subject:** RE: City County Commons Memorial Presentation

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**From:** Todd J. Duncan

**Sent:** Monday, August 17, 2020 2:16 PM

**To:** Michael Woolman <[LPD737@cjs.lincoln.ne.gov](mailto:LPD737@cjs.lincoln.ne.gov)>

**Subject:** City County Commons Memorial Presentation

- I. Introductions
- II. Purpose- to provide the Committee information about an important project we are working on to honor local law enforcement officers who have lost their lives in the line of duty.
- III. Memorial presentation
  - a. Honorthefallenlincoln.com
  - b. About
  - c. Mission
  - d. How it began
  - e. Fallen Officers
  - f. The Memorial
    - i. Design concept
    - ii. Proposed Site
  - g. Clark Enersen Powerpoint
    - i. Acknowledge Kerin Petersen's work
- IV. Fundraising
  - a. Private donations
  - b. PBC partnership for site preparation
- V. Timeline
  - a. Next six months
    - i. Present to Capitol Environs Commission for approval
    - ii. Wrap up fundraising
    - iii. Select an artist
  - b. Fall of 2021- break ground on memorial
- VI. Thank you and questions



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# HONORING *the* FALLEN

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# HONORING *the* FALLEN

Options

Hall of Justice | Lincoln, Nebraska



The  
Clark  
Enersen  
Partners

# HONORING *the* FALLEN

## Option 4

Hall of Justice | Lincoln, Nebraska



- *Historic sign*
- *Fiber box and concrete pad with fuel fill ports*
- *Less opportunity for landscape screening*
- *Less visible from street & sidewalk*
- *Limited width for memorial*

# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

- Limited plant material buffer between vents
- Awkward alignment with flag poles
- Narrow width for memorial
- Less visible from street and sidewalk



# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

- Awkward alignment with crosswalk
- Awkward alignment with street signage



# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

- *Best alignment with crosswalk and street signage*
- *Best visibility from street and sidewalk*



# HONORING *the* FALLEN

- Shifts south between vents
- Allows for force protection elements and landscape screening

Hall of Justice | Lincoln, Nebraska



# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

- Walls/planters as force protection
- Square caps eliminate seating



# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

- *planters as force protection*
- *“private” location pulled back from sidewalk*



# HONORING *the* FALLEN

Hall of Justice | Lincoln, Nebraska

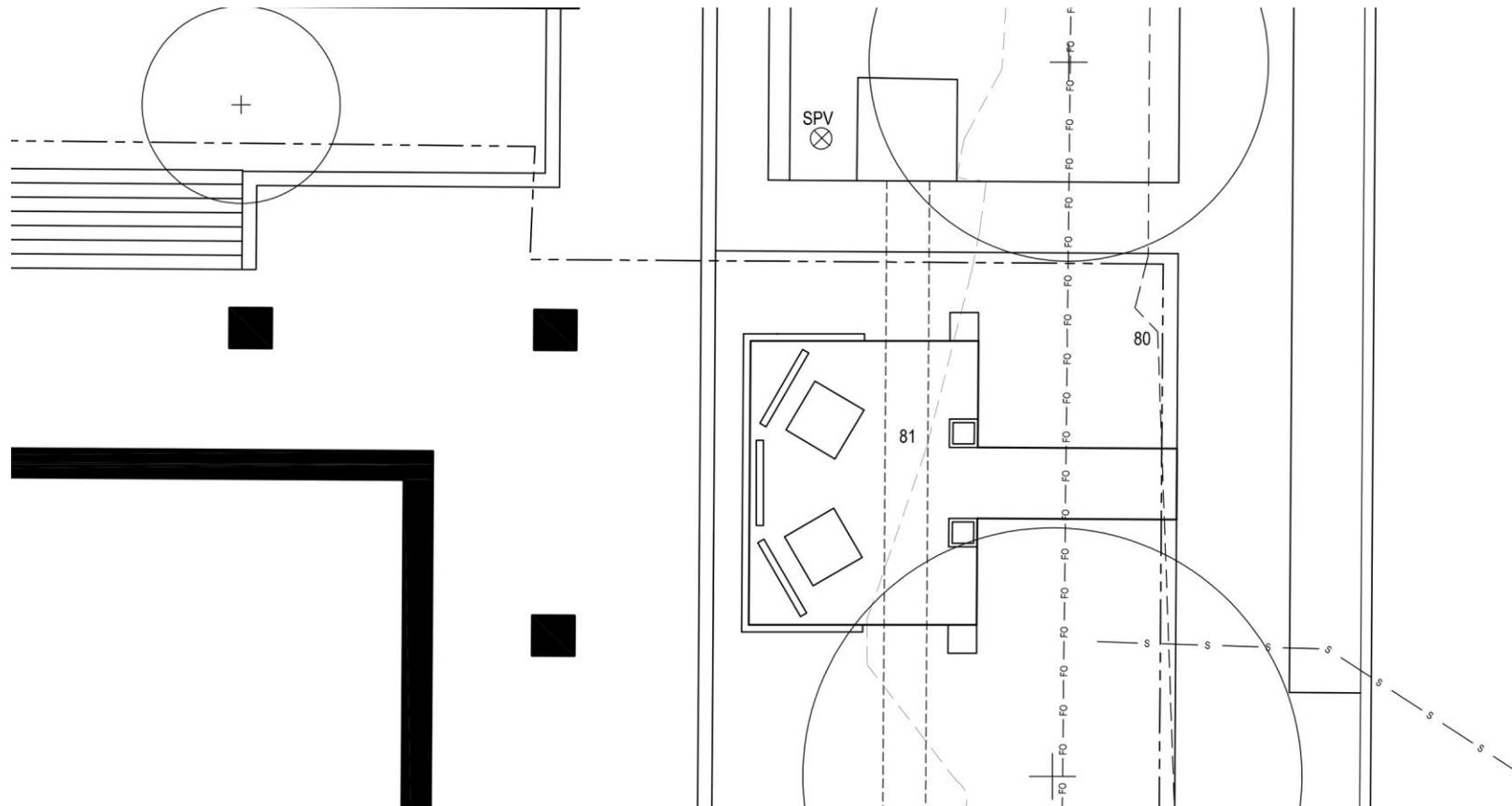
- Framed by existing trees
- “private” location pulled back from sidewalk



# HONORING *the* FALLEN



Hall of Justice | Lincoln, Nebraska



*Option 5*



**Warm in the winter and cool  
in the summer **since 1989.****

Dan Dixon, PE

DEC Overview for City-County Common Meeting  
August 18, 2020



# District Energy

2

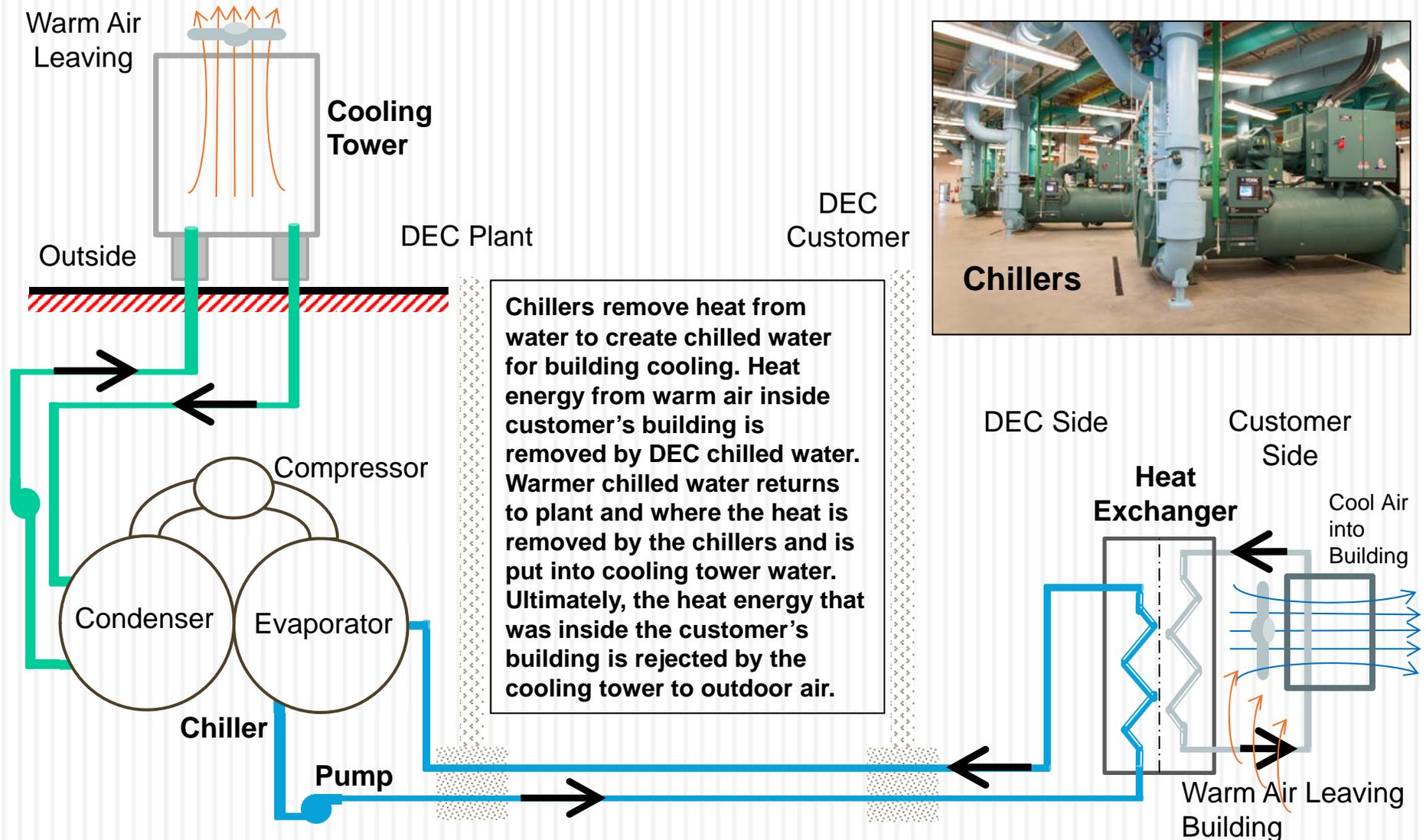
- **District Energy (DE)** is the local production and distribution of thermal energy and comprises of two main elements\*
  - A **central energy plant** containing equipment that produces thermal energy in the form of steam or hot water for heating, or chilled water for cooling. The central plant may also incorporate combined heat and power (CHP) units which produce electricity and useful thermal energy
  - A **network of pipes** to distribute the thermal energy from the central plant to the buildings. This network of underground pipes can carry hot water, steam, or chilled water
- DE is a long-term investment to improve the physical infrastructure of the community it serves\*
- DE systems are commonly found at universities, downtown business centers, hospital campuses, and industrial parks

\* *Community Energy: Planning, Development, and Delivery*, International District Energy Association, 2012



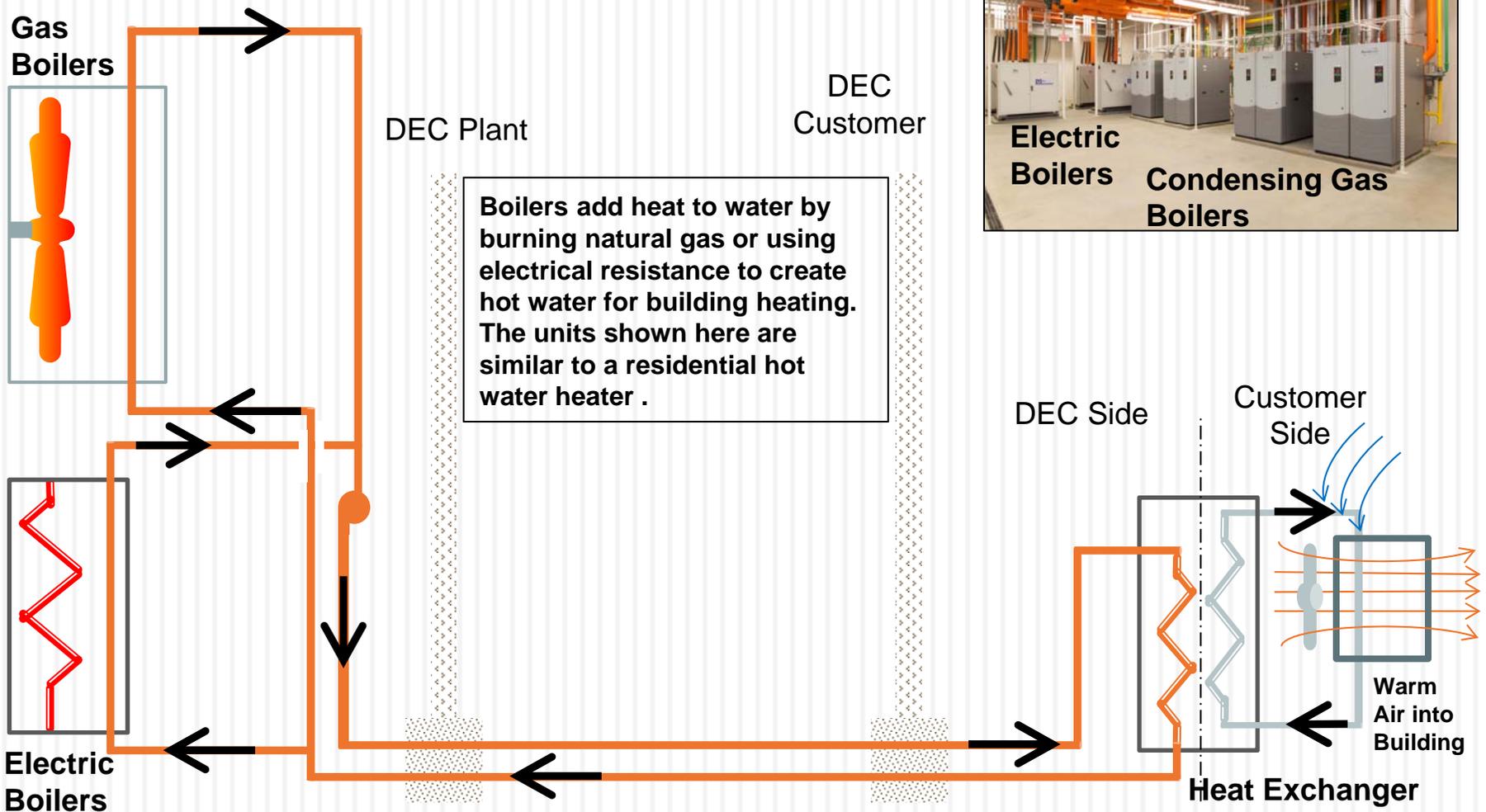
# Typical DE Cooling System- Conventional Chillers

3





# Typical DE Heating System- Conventional Boilers





# District Energy Corporation

5

- ❑ **District Energy Corporation (DEC) is a City of Lincoln and Lancaster County inter-local agency organized pursuant to the Nebraska Interlocal Cooperation Act**
- ❑ **DEC Energy is a political subdivision created and existing under the laws of the State of Nebraska**



# DEC Timeline

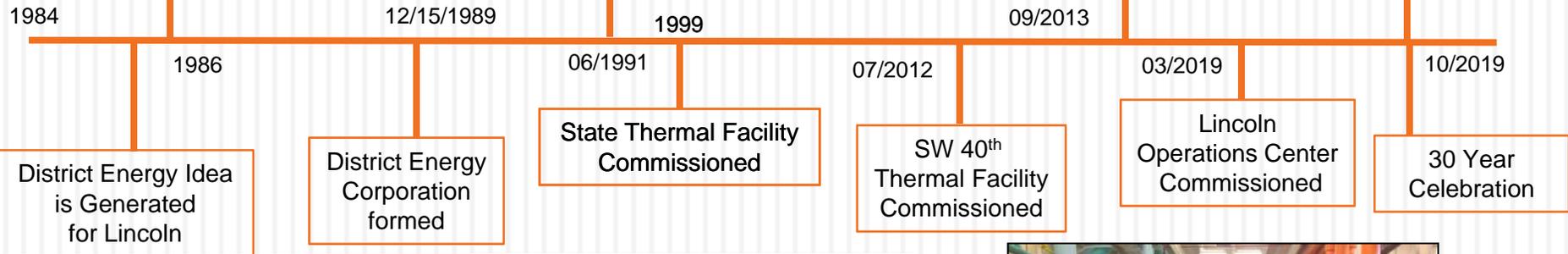


Initial District Energy Study Developed for Historic Haymarket Area West of Downtown Lincoln

City County Thermal Facility Commissioned

West Haymarket CUP Commissioned

Nebraska State Penitentiary Commissioned

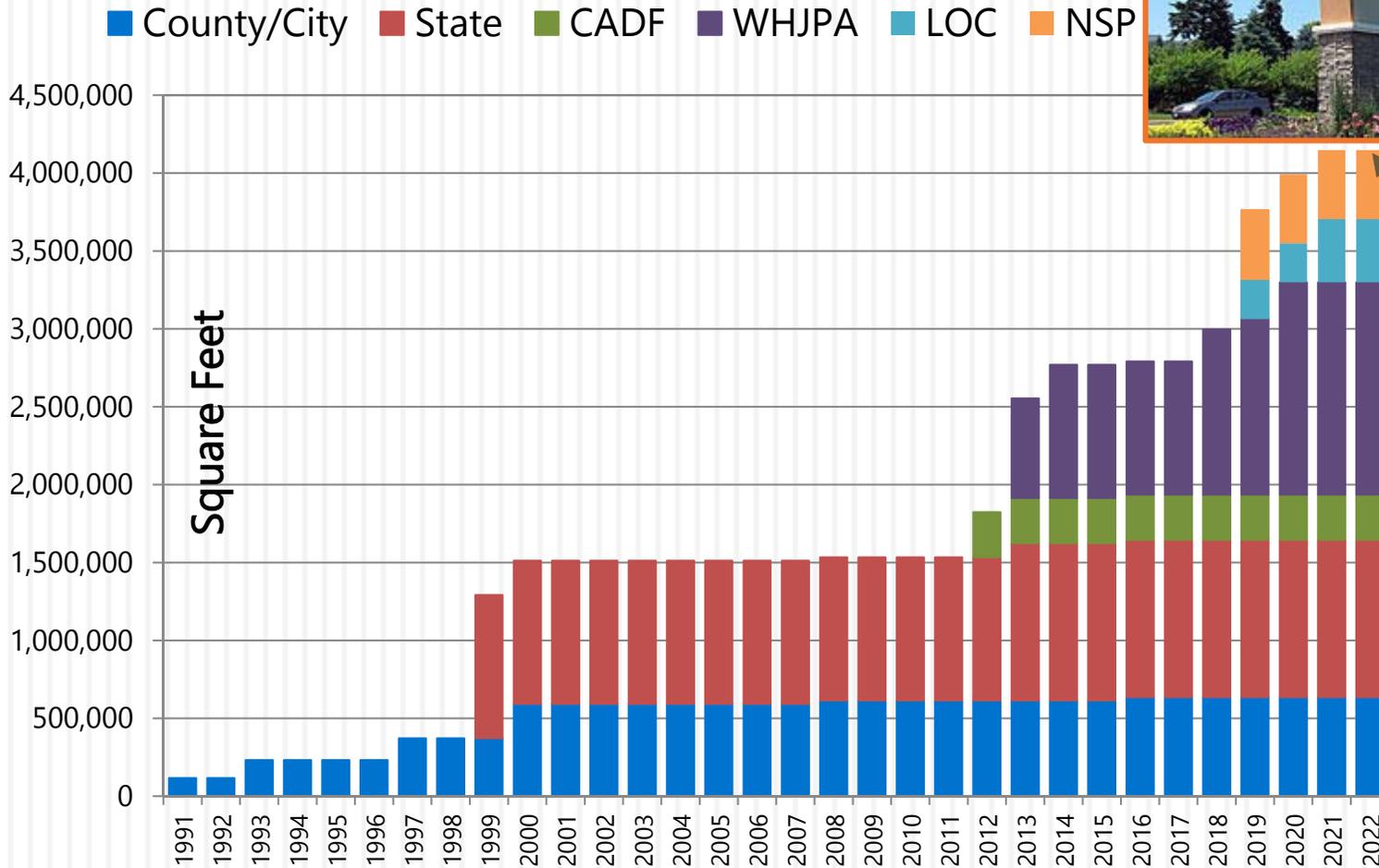


# Square Footage Served Timeline

7



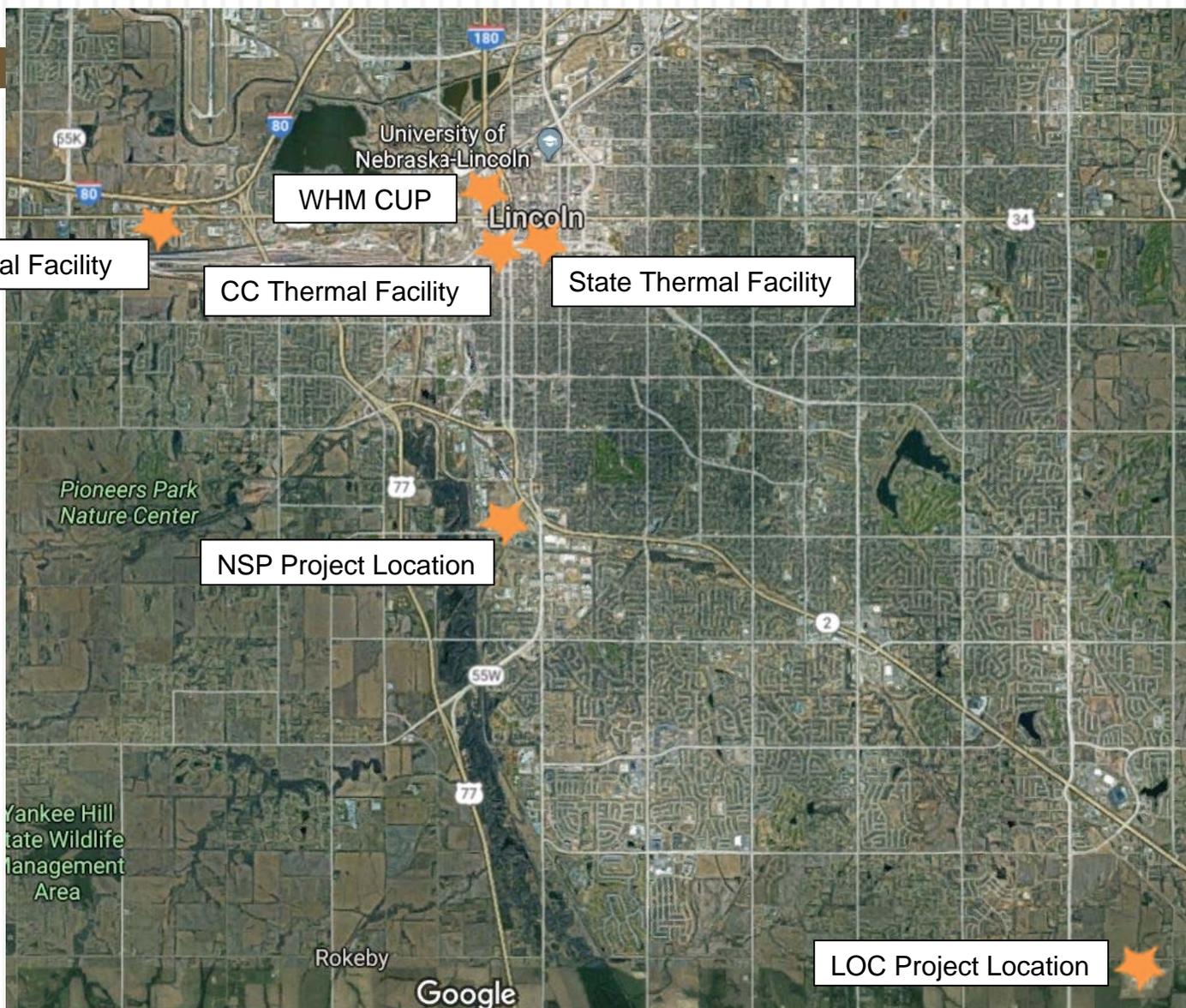
That's over 4 Gateway Malls!!!!





# DEC Locations within Lincoln, NE

8





# DEC Locations within Lincoln, NE

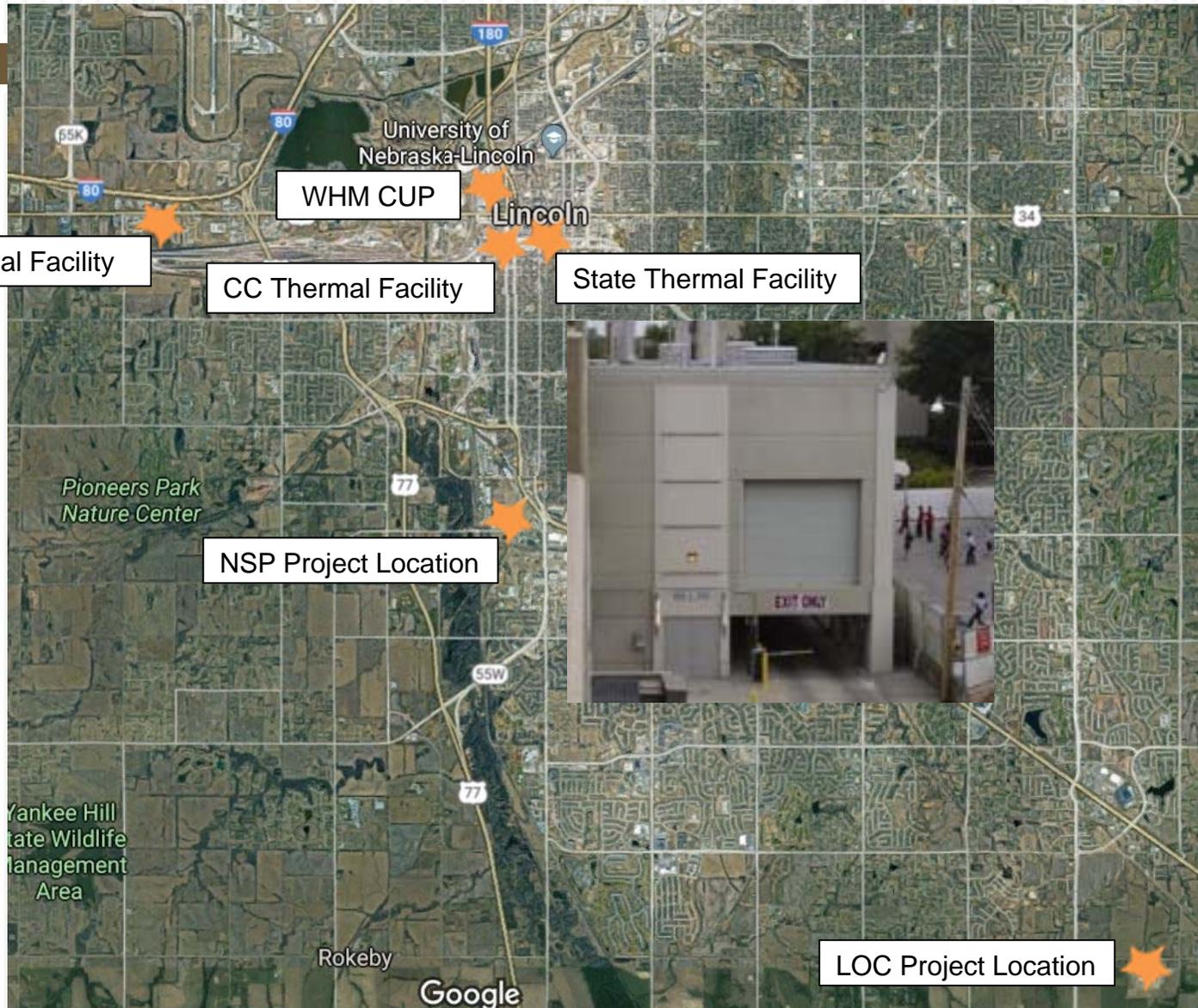
9





# DEC Locations within Lincoln, NE

10





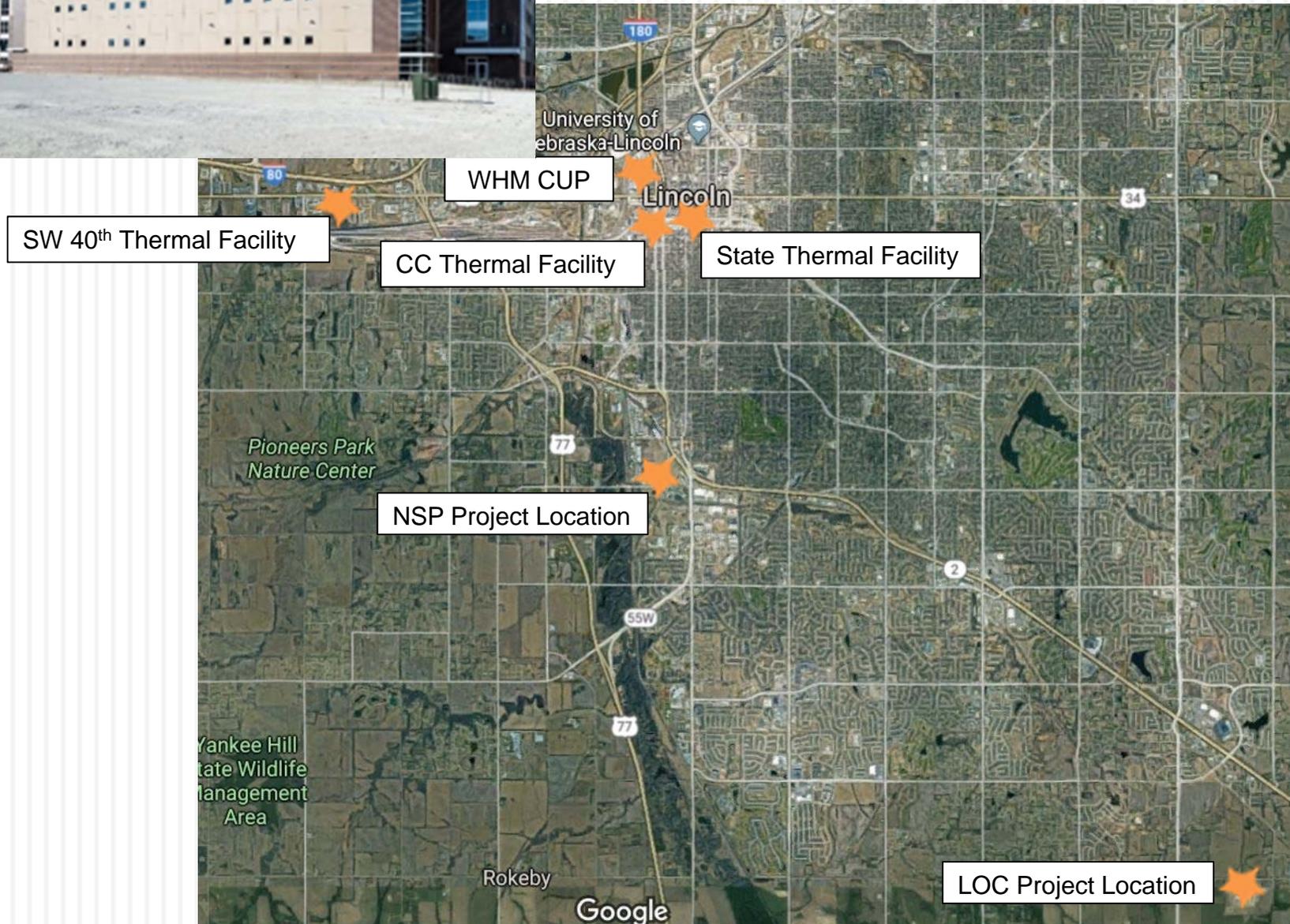
# DEC Locations within Lincoln, NE

11





# Locations within Lincoln, NE





# DEC Locations within Lincoln, NE

13



SW 40<sup>th</sup> Thermal Facility

WHM CUP

CC Thermal Facility

State Thermal Facility

NSP Project Location

LOC Project Location



# DEC Locations within Lincoln, NE

14



WHM CUP

SW 40<sup>th</sup> Thermal Facility

CC Thermal Facility

State Thermal Facility

NSP Project Location



Rokedy

Google

LOC Project Location



# Cost of Service

15

- ❑ **Energy Services Agreement General Rate Principles**
  - ❑ **Cost of Service; non-profit**
  - ❑ **Through its General Bond Resolution, DEC is obligated to set rates sufficient to collect funds to meet**
    - **All Debt**
    - **Operations & Maintenance**
    - **Commodity Expenses**



# Governance

16

- ❑ **DEC Energy is governed by a 5-member Board of Directors**
  - ❑ **2 county commissioners**
  - ❑ **2 city representatives**
    - **Council member**
    - **Mayor appointee**
  - ❑ **1 LES Board member**
  
- ❑ **Directors serve two-year terms and are eligible for reappointment**



# Current Board of Directors

17



**Deb Schorr**  
President  
County  
Commissioner



**Tammy Ward**  
Vice President  
City Council



**Sean Flowerday**  
Secretary/Treasurer  
County Commissioner



**Layne Sup**  
Director  
LES Board



**Alyssa Martin**  
Director  
City of Lincoln



# Management Agreement

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- ❑ Pursuant to a Management Agreement between LES and the DEC, LES manages DEC's systems and affairs:
  - ❑ LES is responsible for the overall operation, maintenance and administration resulting in the equivalent labor of eleven full time positions for 2021
  - ❑ Five-year term with successive five-year terms
  - ❑ LES is not responsible for any liabilities of DEC, including its indebtedness, and DEC has agreed to indemnify LES



# Questions/Comments

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***DEC Mission: “Provide low-cost, reliable and efficient thermal energy services to enhance and enable economic development of the Lincoln community”***

***DEC Vision: “Striving for energy excellence”***

Lincoln/Lancaster County Railroad Transportation Safety District (RTSD)  
**N. 33<sup>rd</sup> & Cornhusker Project**

*City/County Common Meeting*  
*August 18, 2020*



IMPROVING SAFETY FOR  
A BETTER TOMORROW

## N. 33<sup>rd</sup> & Cornhusker

### Primary Objectives:

- **SAFETY** – *Develop and analyze various roadway alignments in the vicinity of 33<sup>rd</sup> & Cornhusker Highway to identify transportation alternatives which would eliminate or reduce vehicular, pedestrian, and bicyclist conflicts at the at-grade crossings with the BNSF Railway tracks in this area of northeast Lincoln.*
- **TRAFFIC & CONGESTION** – *Reduce delay time and improve travel times for motorists, pedestrians, and bicyclists crossing the rail corridor*
- **MOBILITY/MULTI-MODAL** – *Incorporate accommodations for vehicles, pedestrians, bicyclists, and transit in the transportation alternatives to provide a more efficient transportation system.*
- **LRTP COMPATIBLE** – *Incorporate the City of Lincoln’s long-range planning objectives for this area during the transportation alternatives analysis.*



## Where Have We Been?

- **Planning-Environmental Linkages Study (PEL) Completed:** *Developed transportation alternatives and preliminary environmental investigations*
- **Corridor Plan Drafted:** *Details the vision (look and feel) of a revitalized Cornhusker Highway corridor between 11th Street to 56<sup>th</sup> Street*
- **Subarea Plan Drafted:** *Provides a “blueprint” for future development in Subarea boundary*
- **Public Engagement:**
  - *Six in-person public information meetings*
  - *June 2020 scheduled open house was converted to a web-site update*
  - *Advisory Group*
  - *One-on-one meetings*
  - *Website (33rdcornhusker.com)*
  - *Social media*
- **NEPA Class of Action Determination:** *An Environmental Assessment (EA) was determined to be the probable NEPA class of action*
- **Transportation Alignment Chosen:** *Based on public and stakeholder input, technical feasibility and project purpose and need, the RTSD board voted to move forward with Modified PEL C as the RTSD’s preliminary preferred alternative in December 2019*



## Where Are We Now?

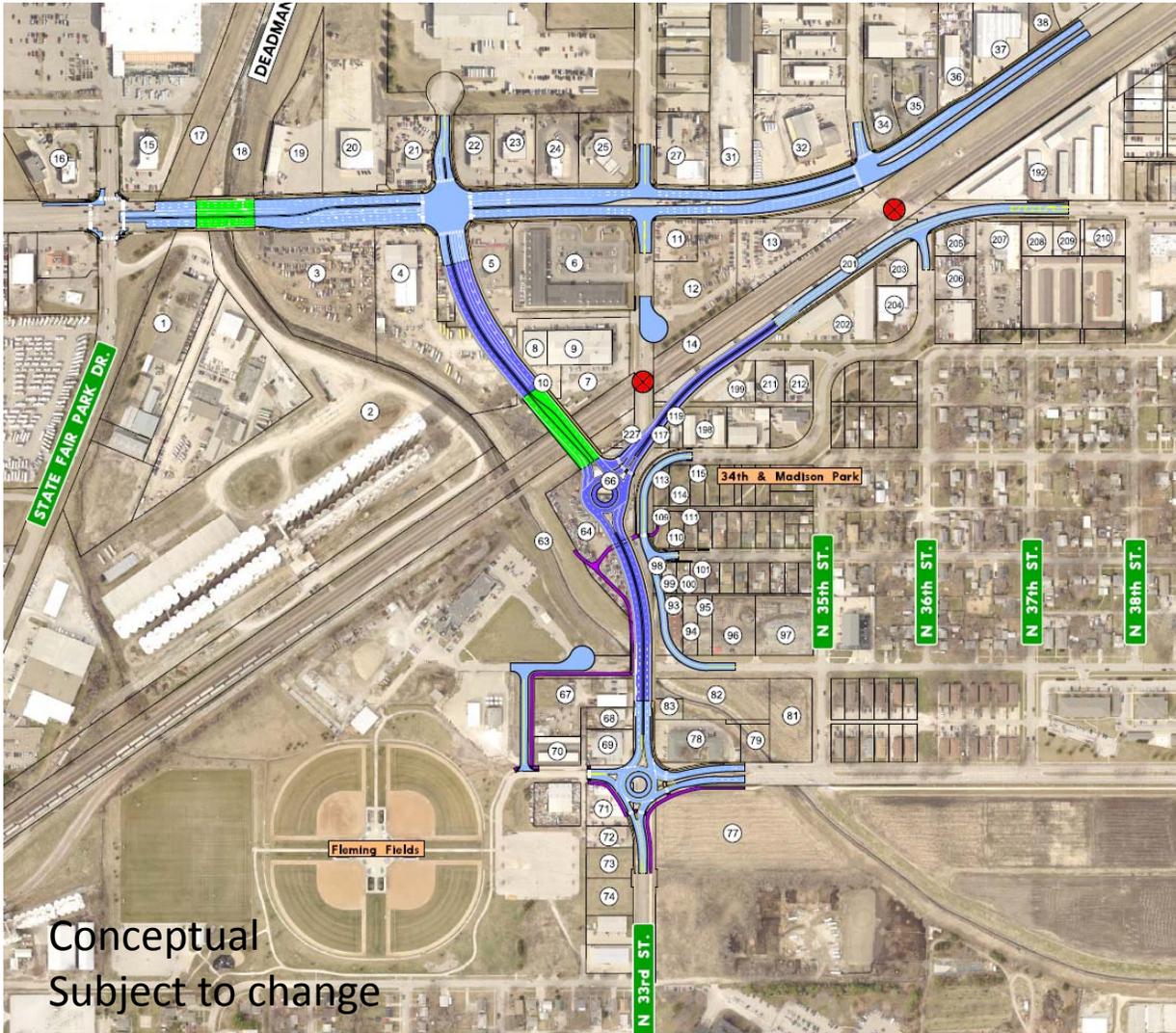
- **ONGOING:** *Design team continues to refine the transportation plan; environmental team continues to research the potential environmental impacts; planning team is modifying Subarea Plan with Modified PEL C alignment*
- **COORDINATION WITH OTHER AREA PROJECTS:**
  - *Deadmans Run*
  - *33rd & Cornhusker Subarea Plan / Corridor Enhancement Plan*
  - *Adams Street rehab project (36<sup>th</sup> to 48<sup>th</sup>)*
  - *Huntington rehab project (33<sup>rd</sup> to 48<sup>th</sup>)*
  - *Huntington water main replacement project (35<sup>th</sup> to 43<sup>rd</sup>)*



RTSD's Preliminary Preferred Alternative  
**Modified PEL C**



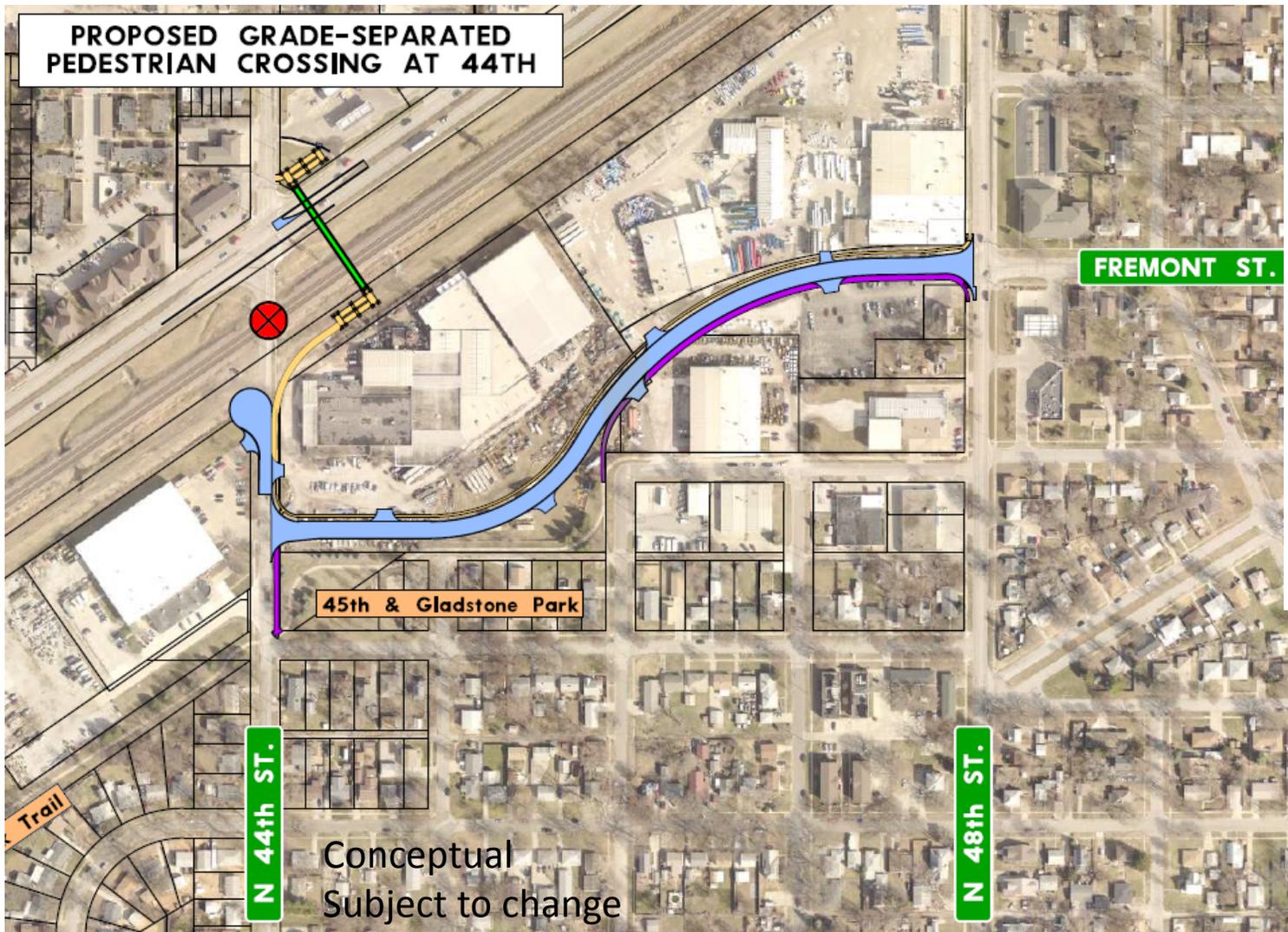
IMPROVING SAFETY FOR  
A BETTER TOMORROW



## PROPOSED SCOPE OF WORK

- Closure and removal of the three at-grade railroad crossings at N. 33rd St., N. 35th / Adams St., and N. 44th St.
- Realignment of N. 33rd St. to intersect with Cornhusker Hwy at approximately N. 31st St., including an overpass over the BNSF Railroad
- Connecting Adams St. to the new alignment of N. 33rd St. overpass of the BNSF Railroad
- Roundabouts at N. 33rd St. and Adams St., and at N. 33rd St. and Huntington Ave.

33<sup>rd</sup> & Cornhusker



## PROPOSED SCOPE OF WORK

- *New roadway connection from N. 44<sup>th</sup> St. to N. 48<sup>th</sup> St. at Fremont St.*
- *Mitigation of pedestrian crossing closure*
  - *Over*
  - *Under*
  - *Around*

# 44<sup>th</sup> Street Pedestrian Mitigation



OVER



AROUND

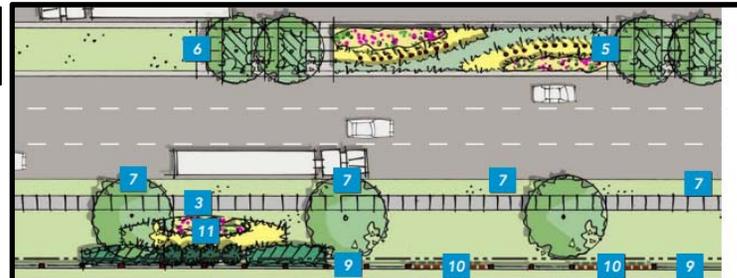
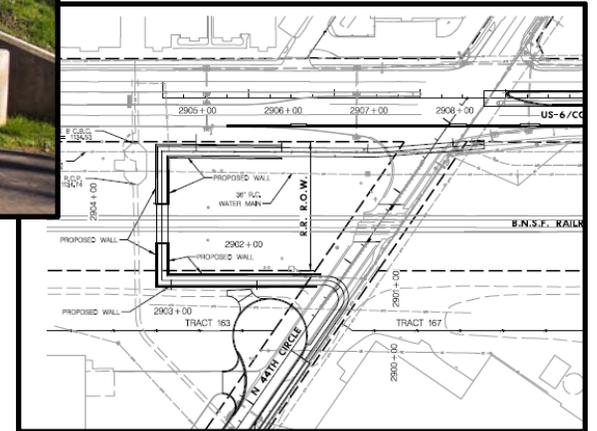


FIGURE 3.4  
**STREETScape ZONE 3 AND  
MEDIAN ENLARGEMENT**  
(FUTURE SALT CREEK ROADWAY INTERSECTION  
TO NORTH 48TH STREET)

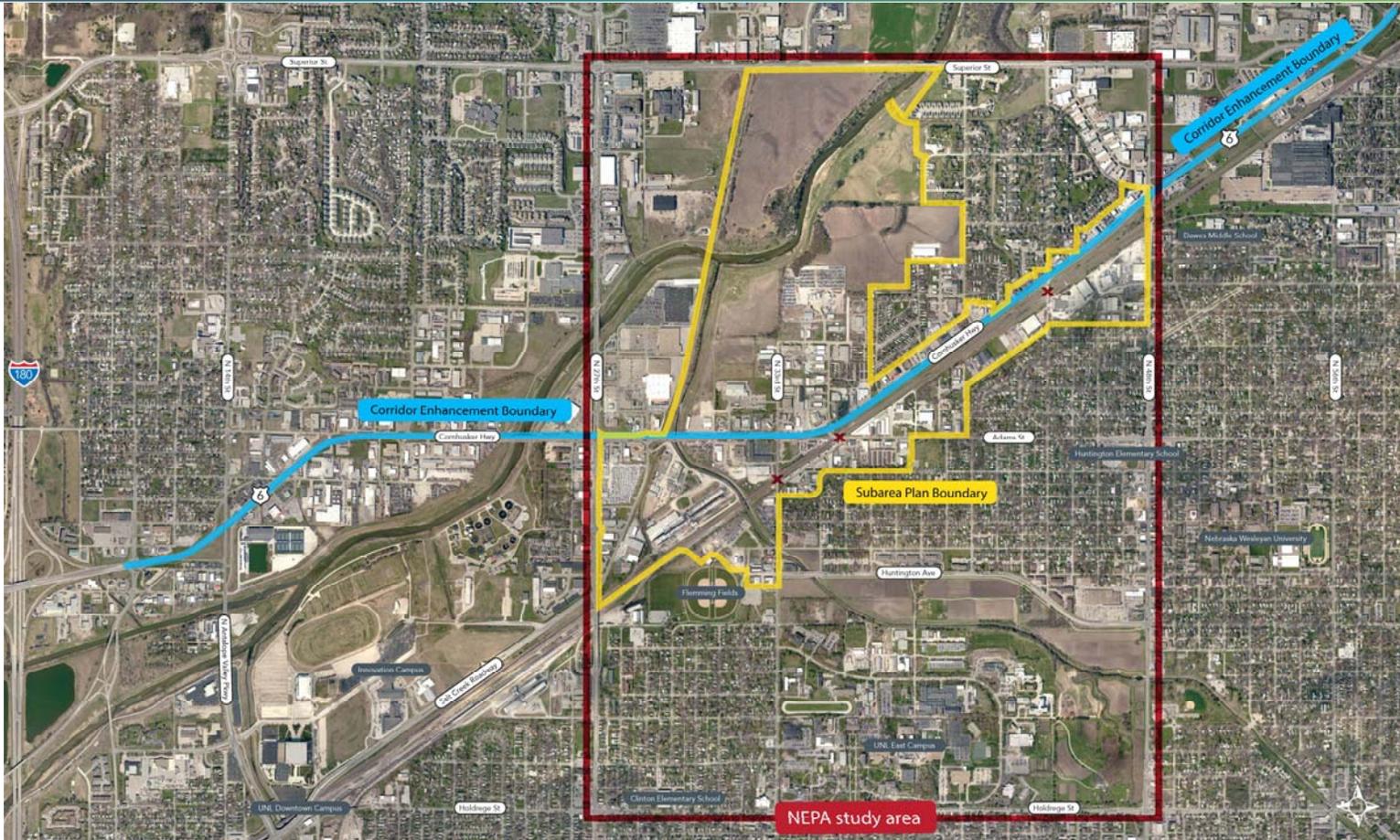
UNDER



# What's Next?



# N. 33<sup>rd</sup> & Cornhusker



33<sup>rd</sup> & Cornhusker

# N. 33<sup>rd</sup> & Cornhusker – Next Steps



ESTIMATED PROJECT TASK TIMELINE  
YEARS



*This timeline graphic illustrates the overall project development tasks through construction and is subject to change based on project priorities or funding constraints.*

# FINAL QUESTIONS?



IMPROVING SAFETY FOR  
A BETTER TOMORROW