



CPAs & Consultants | Wealth Management

LCC / APA
①

INDEPENDENT ACCOUNTANTS' COMPILATION REPORT

To the District Board
City of Lincoln/Lancaster County
Railroad Transportation Safety District
Lincoln, Nebraska

Management is responsible for the accompanying budget document of the City of Lincoln/Lancaster County Railroad Transportation Safety District included in the accompanying prescribed form, which comprise the 2020-2021 State of Nebraska General Budget Form and 2020-2021 Lid Supporting Schedule for the period beginning July 1, 2020 through June 30, 2021. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the budget document included in the accompanying prescribed form nor were we required to perform any procedures to verify the accuracy or the completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on this budget document.

The budget document included in the accompanying prescribed form is presented in accordance with the State of Nebraska Budget Act, and is not intended to be a presentation in accordance with accounting principles generally accepted in the United States of America.

HBE LLP

August 17, 2020
Lincoln, Nebraska

7140 Stephanie Lane | P.O. Box 23110 | Lincoln, NE | 68542-3110 | p: 402.423.4343 | f: 402.423.4346
1314 Andrews Drive | Norfolk, NE | 68701 | p: 402.379.9294 | f: 402.379.2338
9802 Nicholas Street | Suite 395 | Omaha, NE | 68114-2168 | p: 402.895.5050 | f: 402.895.5723
www.hbecpa.com



People and results you can count on.

**2020-2021
STATE OF NEBRASKA
GENERAL BUDGET FORM**

Railroad Transportation Safety District

TO THE COUNTY BOARD AND COUNTY CLERK OF
Lancaster County

This budget is for the Period July 1, 2020, through June 30, 2021

Upon Filing, The Entity Certifies the Information Submitted on this Form to be Correct:

<p>The following PERSONAL AND REAL PROPERTY TAX is requested for the ensuing year:</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%; text-align: right;">\$</td> <td style="width:15%; text-align: right;">4,312,864.00</td> <td>Property Taxes for Non-Bond Purposes</td> </tr> <tr> <td></td> <td></td> <td>Principal and Interest on Bonds</td> </tr> <tr> <td style="text-align: right;">\$</td> <td style="text-align: right;">4,312,864.00</td> <td>Total Personal and Real Property Tax Required</td> </tr> </table>	\$	4,312,864.00	Property Taxes for Non-Bond Purposes			Principal and Interest on Bonds	\$	4,312,864.00	Total Personal and Real Property Tax Required	<p align="center">Budget Document To Be Used As Audit Waiver?</p> <p>My Subdivision has elected to use this Budget Document as the Audit Waiver. (If YES, Board Minutes MUST be Attached)</p> <p align="center"> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO </p> <p align="center">If YES, Column 2 MUST contain ACTUAL Numbers.</p> <p align="center">If YES, DO NOT COMPLETE/SUBMIT SEPARATE AUDIT WAIVER REQUEST.</p>
\$	4,312,864.00	Property Taxes for Non-Bond Purposes								
		Principal and Interest on Bonds								
\$	4,312,864.00	Total Personal and Real Property Tax Required								
<p align="center">Outstanding Bonded Indebtedness as of July 1, 2020</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%; text-align: center;">-</td> <td>Principal</td> </tr> <tr> <td style="text-align: center;">-</td> <td>Interest</td> </tr> <tr> <td style="text-align: right;">\$</td> <td style="text-align: center;">-</td> </tr> </table>	-	Principal	-	Interest	\$	-	<p align="center">Report of Joint Public Agency & Interlocal Agreements</p> <p>Was this Subdivision involved in any Interlocal Agreements or Joint Public Agencies for the reporting period of July 1, 2019 through June 30, 2020?</p> <p align="center"> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO </p> <p align="center">If YES, Please attach Interlocal Agreement Report.</p>			
-	Principal									
-	Interest									
\$	-									
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%; text-align: right;">29,305,321,129</td> <td>Total General Fund Certified Valuation (All Counties)</td> </tr> </table> <p><i>(Certification of Valuation(s) from County Assessor MUST be attached)</i></p>	29,305,321,129	Total General Fund Certified Valuation (All Counties)	<p align="center">Report of Trade Names, Corporate Names & Business Names</p> <p>Did the Subdivision operate under a separate Trade Name, Corporate Name, or other Business Name during the period of July 1, 2019 through June 30, 2020?</p> <p align="center"> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO </p> <p align="center">If YES, Please attach Trade Name Report.</p>							
29,305,321,129	Total General Fund Certified Valuation (All Counties)									
<p>County Clerk's Use ONLY</p>										
<p align="center">APA Contact Information</p> <p align="center">Auditor of Public Accounts State Capitol, Suite 2303 Lincoln, NE 68509</p> <p>Telephone: (402) 471-2111 FAX: (402) 471-3301</p> <p>Website: www.auditors.nebraska.gov</p> <p>Questions - E-Mail: Deann.Haeffner@nebraska.gov</p>	<p align="center">Submission Information</p> <p align="center">Budget Due by 9-20-2020</p> <p>Submit budget to:</p> <ol style="list-style-type: none"> 1. Auditor of Public Accounts -Electronically on Website or Mail 2. County Board (SEC. 13-508), C/O County Clerk 									

Railroad Transportation Safety District in Lancaster County

Line No.	TOTAL ALL FUNDS	Actual 2018 - 2019 (Column 1)	Actual/Estimated 2019 - 2020 (Column 2)	Adopted Budget 2020 - 2021 (Column 3)
1	Beginning Balances, Receipts, & Transfers:			
2	Beginning Net Cash Balance	\$ 8,641,796.04	\$ 4,388,618.41	\$ 6,256,282.32
3	Investments	\$ 5,540,000.00	\$ 4,549,039.86	\$ 4,594,463.02
4	County Treasurer's Balance	\$ 87,872.33	\$ 96,294.64	\$ 79,295.68
5	Subtotal of Beginning Balances (Lines 2 thru 4)	\$ 14,269,668.37	\$ 9,033,952.91	\$ 10,930,041.02
6	Personal and Real Property Taxes (Columns 1 and 2 - See Preparation Guidelines)	\$ 5,233,326.46	\$ 4,549,583.22	\$ 4,228,298.00
7	Federal Receipts	\$ -	\$ -	\$ -
8	State Receipts: Motor Vehicle Pro-Rate (To Lid Supporting Schedule, page 4)	\$ 15,067.76	\$ 10,883.47	\$ 14,000.00
9	State Receipts: State Aid	\$ -	\$ -	\$ -
10	State Receipts: Other	\$ 188,167.37	\$ 144,004.77	\$ 33,000.00
11	State Receipts: Property Tax Credit	\$ 231,172.94	\$ 197,899.80	
12	Local Receipts: Nameplate Capacity Tax	\$ 247.48	\$ 221.01	\$ -
13	Local Receipts: In Lieu of Tax (To Lid Supporting Schedule, page 4)	\$ 1,582.19	\$ 223.46	\$ 1,500.00
14	Local Receipts: Other	\$ 397,542.77	\$ 195,252.08	\$ 210,000.00
15	Transfers In Of Surplus Fees (To Lid Supporting Schedule, page 4)	\$ -	\$ -	\$ -
16	Transfer In Other Than Surplus Fees (Should agree to Transfers Out on Line 28)	\$ -	\$ -	\$ -
17	Total Resources Available (Lines 5 thru 16)	\$ 20,336,775.34	\$ 14,132,020.72	\$ 15,416,839.02
18	Disbursements & Transfers:			
19	Operating Expenses	\$ 194,252.50	\$ 182,856.51	\$ 100,300.00
20	Capital Improvements (Real Property/Improvements)	\$ 11,108,569.93	\$ 3,019,123.19	\$ 15,266,389.02
21	Other Capital Outlay (Equipment, Vehicles, Etc.)	\$ -	\$ -	\$ -
22	Debt Service: Bond Principal & Interest Payments	\$ -	\$ -	\$ -
23	Debt Service: Payments to Retire Interest-Free Loans (Public Airports)	\$ -	\$ -	\$ -
24	Debt Service: Payments to Bank Loans & Other Instruments (Fire Districts)	\$ -	\$ -	\$ -
25	Debt Service: Other	\$ -	\$ -	\$ -
26	Judgments	\$ -	\$ -	\$ -
27	Transfers Out of Surplus Fees	\$ -	\$ -	\$ -
28	Transfers Out Other Than Surplus Fees (Should agree to Transfers In on Line 16)	\$ -	\$ -	\$ -
29	Total Disbursements & Transfers (Lines 19 thru 28)	\$ 11,302,822.43	\$ 3,201,979.70	\$ 15,366,689.02
30	Balance Forward/Cash Reserve (Line 17 - Line 29)	\$ 9,033,952.91	\$ 10,930,041.02	\$ 50,150.00
31	Cash Reserve Percentage			50%
PROPERTY TAX RECAP		Tax from Line 6		\$ 4,228,298.00
		County Treasurer's Commission at 2% of Line 6		\$ 84,566.00
		Total Property Tax Requirement		\$ 4,312,864.00

Railroad Transportation Safety District in Lancaster County

To Assist the County For Levy Setting Purposes

The Cover Page identifies the Property Tax Request between Principal & Interest on Bonds and All Other Purposes. If your political subdivision needs more of a breakdown for levy setting purposes, complete the section below.

Property Tax Request by Fund:

	Property Tax Request
General Fund	\$ 4,312,864.00
Sinking Fund	
Bond Fund	\$ -
_____ Fund	
Total Tax Request	** \$ 4,312,864.00

** This Amount should agree to the Total Personal and Real Property Tax Required on the Cover Page (Page 1).

Documentation of Transfers:

(Only complete if there are transfers noted on Page 2, Column 2)

Please explain what fund the monies were transferred from, what fund they were transferred to, and the reason for the transfer.

Transfer From: _____ Transfer To: _____
 Amount: _____

Reason: _____

Transfer From: _____ Transfer To: _____
 Amount: _____

Reason: _____

Township Property Taxes

If this is a Township Subdivision budget form, the amount of property taxes shown above and on the front cover may not represent the amount the Township will receive. Statute 39-1522 outlines that one-half of all money collected from the township levy on property within the corporate limits of a city or village shall be paid to the treasurer of the city or village to be used for the maintenance and repairs of the streets.

Township should take this into consideration when determining property tax amount to be budgeted.

Township Total Valuation	29,305,321,129
City/Village Valuation included in Township Valuation	
General Fund Tax Rate	0.014717
Township Taxes within City/Village	-
50% of Township Taxes within City/Village	-
Projected Township Taxes to be collected	4,312,864.00

Cash Reserve Fund

Statute 13-503 says cash reserve means funds required for the period before revenue would become available for expenditure but shall not include funds held in any special reserve fund. If the cash reserve on Page 2 exceeds 50%, you can list below amounts being held in a special reserve fund.

Special Reserve Fund Name	Amount
Total Special Reserve Funds	-
Total Cash Reserve	\$ 50,150.00
Remaining Cash Reserve	\$ 50,150.00
Remaining Cash Reserve %	50%

CORRESPONDENCE INFORMATION

ENTITY OFFICIAL ADDRESS

If no official address, please provide address where correspondence should be sent

NAME	Roger Figard
ADDRESS	949 W Bond St, Suite 200
CITY & ZIP CODE	Lincoln, 68521
TELEPHONE	402-441-7711
WEBSITE	lincoln.ne.gov/city/ltu/rtsd

	BOARD CHAIRPERSON	CLERK/TREASURER/SUPERINTENDENT/OTHER	PREPARER
NAME	Rick Vest	Roger Figard	Anthony Jerina
TITLE /FIRM NAME	Chairperson	Executive Director	CPA/HBE LLP
TELEPHONE	402-441-6862	402-447-7711	402-261-9633
EMAIL ADDRESS	rvest@lancaster.ne.gov	rfigard@lincoln.ne.gov	tjerina@hbecp.com

For Questions on this form, who should we contact (please one): Contact will be via email if supplied.

- Board Chairperson
- Clerk / Treasurer / Superintendent / Other
- Preparer

NOTE: If Budget Document is used as an Audit Waiver, approval of the Audit Waiver will be sent to the Board Chairperson via email. If no email address is supplied for the Board Chairperson, notification will be mailed via post office to address listed above.

**Railroad Transportation Safety District in Lancaster County
2020-2021 LID SUPPORTING SCHEDULE**

Calculation of Restricted Funds

Total Personal and Real Property Tax Requirements	(1) \$	4,312,864.00
Motor Vehicle Pro-Rate	(2) \$	14,000.00
In-Lieu of Tax Payments	(3) \$	1,500.00
Transfers of Surplus Fees	(4) \$	-
Prior Year Budgeted Capital Improvements that were excluded from Restricted Funds.		
Prior Year Capital Improvements Excluded from Restricted Funds (From 2019-2020 Lid Exceptions, Line (10))	\$	8,964,347.28 (5)
LESS: Amount Spent During 2019-2020	\$	3,019,123.19 (6)
LESS: Amount Expected to be Spent in Future Budget Years	\$	5,945,224.09 (7)
Amount to be included as Restricted Funds (<u>Cannot</u> be a Negative Number)	(8) \$	-
Nameplate Capacity Tax	(8a) \$	-

TOTAL RESTRICTED FUNDS (A)	(9)	\$ 4,328,364.00
-----------------------------------	-----	------------------------

Lid Exceptions

Capital Improvements Budgeted (Purchase of Real Property and Improvements on Real Property)	\$	10,273,588.09 (10)
LESS: Amount of prior year capital improvements that were excluded from previous lid calculations but were not spent and now budgeted this fiscal year (<i>cannot exclude same capital improvements from more than one lid calculation.</i>) Agrees to Line (7).	\$	5,945,224.09 (11)
Allowable Capital Improvements	(12) \$	4,328,364.00
Bonded Indebtedness	(13)	_____
Public Facilities Construction Projects (Statute 72-2301 to 72-2308) (Fire Districts & Hospital Districts Only)	(14)	_____
Interlocal Agreements/Joint Public Agency Agreements	(15) \$	-
Public Safety Communication Project - Statute 86-416 (Fire Districts Only)	(16)	_____
Payments to Retire Interest-Free Loans from the Department of Aeronautics (Public Airports Only)	(17)	_____
Judgments	(18)	_____
Refund of Property Taxes to Taxpayers	(19)	_____
Repairs to Infrastructure Damaged by a Natural Disaster	(20)	_____

TOTAL LID EXCEPTIONS (B)	(21)	\$ 4,328,364.00
---------------------------------	------	------------------------

TOTAL RESTRICTED FUNDS For Lid Computation (To Line 9 of the Lid Computation Form) <i>To Calculate: Total Restricted Funds (A)-Line 9 MINUS Total Lid Exceptions (B)-Line 21</i>	\$ -
--	-------------

Total Restricted Funds for Lid Computation cannot be less than zero. See Instruction Manual on completing the Lid Supporting Schedule.

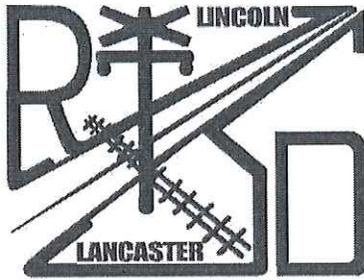
Railroad Transportation Safety District in Lancaster County

2020-2021 CAPITAL IMPROVEMENT LID EXEMPTIONS

Description of Capital Improvement	Amount Budgeted
Railroad crossing improvements	\$ 10,273,588.09

Total - Must agree to Line 10 on Lid Support Page 4

\$ 10,273,588.09



LCC/ABA
②

RAILROAD TRANSPORTATION SAFETY DISTRICT

Board Meeting

Tuesday, September 8, 2020

Meeting Began At 11:00 a.m.
Meeting Ended At: 1:00 p.m.
Members Present: Deb Schorr, Jane Raybould, Roy Christensen, Rick Vest, James Michael Bowers, Roma Amundson
Members Absent:
Others Present: Roger Figard, Amy Cornelius-Jones, Ron Rohde, Bill Kutilek, Tony Jerina, Kris Humphrey, Jeff Davis, Elizabeth Elliott, Richard Schmeling, Liz Thanel, Cody Gerdes, Tim Hruza, Michaela Valetin,

Order No. 20-21: Call Meeting to Order; Approval of Previous Minutes

Rick Vest called the meeting to order. Vest stated that the RTSD is subject to and adheres to the Nebraska Open Meetings Act, and indicated that a copy of the Act is posted and available for inspection at the entrance of the meeting room.

Vest stated that on September 4, 2020, notice of the meeting and agenda were posted on the bulletin boards at City Hall, first floor, 555 South 10th Street. Notice of the meeting and attachments were posted on the RTSD website on August 31, 2020, which may be linked to from both the City of Lincoln and Lancaster County official government websites. The notice, agenda, and materials being considered at the meeting were also made available for inspection at the RTSD Offices, 949 West Bond Street, Suite 200. In addition, in accordance with Nebraska Law, the notice of the location and time of this meeting, ~~together with a summary of the proposed budget statement,~~ was published in the Journal Star newspaper on September 2, 2020.

First item on the agenda is the approval of the minutes from the June 1, 2020 meeting. The minutes are available for review on the RTSD website: <http://lincoln.ne.gov/city/ltu/rtsd/>.

Christensen moved to approve the minutes from the June 1, 2020 meeting.
Raybould seconded the motion. Motion approved 6-0.

Order No. 20-22: National Rail Safety Week September 21 – 27 Proclamation

Figard reported that representatives of Operation Lifesaver contacted the RTSD seeking a proclamation of support for National Rail Safety Week (September 21 - 27, 2020). Operation Lifesaver is a national nonprofit rail safety organization. The organization utilizes authorized volunteers to promote rail safety through educational safety presentations and through its mobile training trailer. The organization focuses on driver's education, students and special events. Figard reported that the State of Nebraska Department of Roads also adopted a similar proclamation. Figard read the proclamation into the record.

Raybould moved to approval of the proclamation.
Schorr seconded the motion. Motion approved 6-0.

Order No. 20-23: Report of Statement of Financial Activity

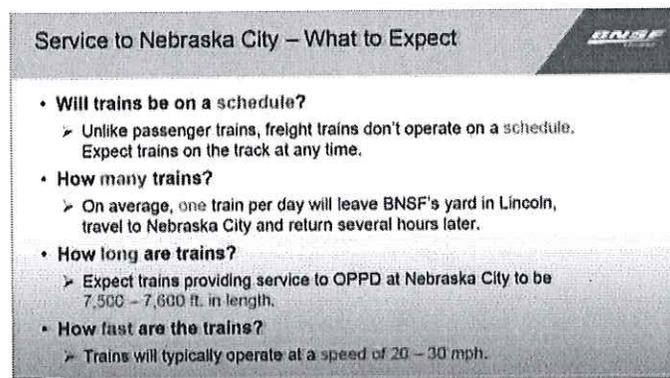
Ron Rohde from the County Budget and Fiscal Office delivered the report of financial activity for the RTSD. Rohde reviewed the receipts and disbursements for current fiscal year through August 21, 2020. Total receipts for the period were \$1,279,591, comprising of tax receipts in the amount of \$1,268,447, and investment interest income in the amount of \$11,144. During the period of the report, disbursements included: commissions, and refunds to State of Nebraska in the amount of \$24,926; operating costs in the amount of \$776; and construction project costs in the total amount of \$304,845; for total disbursements of \$330,547. For the period, the ending cash balance was \$1,452,159, and the ending investment balance was \$10,362,418, for a total fund balance of \$11,814,577.

Schorr moved to accept the Statement of Financial Activity.
Christensen seconded the motion. Motion approved 6-0.

Order No. 20-24: Report of Project and Crossing Updates

Kris Humphrey, Project Manager for 33rd & Cornhusker project gave a status update for the project. Pedestrian mitigation for the 44th Street closure is still being worked on. There are meetings scheduled with the State as well as with property owners in the coming weeks. Additional information and updates concerning the project is available to the public at the website: www.33rdcornhusker.com/

Representatives of BNSF Railway and Omaha Public Power District (OPPD) requested an opportunity to report to the Board regarding plans to increase the use of the BNSF/OPPD tracks extending from Lincoln along Highway 2 and ending at Nebraska City. Jeff Davis is the Executive Director of State Government Affairs for BNSF and Michaela Valetin is the Government and Community Relations Manager for OPPD. Davis delivered a presentation about BNSF's business operations, commitment to safety, its employees, and its service in Lincoln and surrounding communities.



The image shows a presentation slide with a BNSF logo in the top right corner. The title is "Service to Nebraska City – What to Expect". The slide contains four bullet points with sub-points:

- Will trains be on a schedule?
 - Unlike passenger trains, freight trains don't operate on a schedule. Expect trains on the track at any time.
- How many trains?
 - On average, one train per day will leave BNSF's yard in Lincoln, travel to Nebraska City and return several hours later.
- How long are trains?
 - Expect trains providing service to OPPD at Nebraska City to be 7,500 – 7,600 ft. in length.
- How fast are the trains?
 - Trains will typically operate at a speed of 20 – 30 mph.

Davis and Valetin also answered several questions from the Board. The stated reason for increased use of the BNSF line is that for several years, the contract to deliver coal to OPPD's facility in Nebraska City was held by Union Pacific, which utilizes a different rail system. The contract went through the normal bidding process and is now being held by BNSF. Davis has been meeting with various homeowners' associations to discuss and answer any questions they may have. He hopes to have this effort completed by the end of September. There was discussion of the train horns and a proposal to conduct a feasibility study for a quiet zone in the area. Train horns are federally mandated. Figard reviewed with the Board the specifications required to be classified a quiet zone, and the Highway 2 corridor does not currently meet those requirements.

(Website: <https://lincoln.ne.gov/city/ltu/rtsd/highway2-rr-corridor.htm>)

Order No. 20-25: Consideration of FY 19/20 Annual Audit

Tony Jerina from HBE, LLP presented the Final FY 2019/2020 Audit report. The audit went very smoothly and everything asked of staff was given in an accurate and timely manner. The audit is an unmodified opinion in which the financial statements represent the financial position and activities for the RTSD at the end of the budget year.

Christensen moved to accept the Annual Audit report.
Schorr seconded the motion. Motion approved 6-0.

Order No. 20-26: Consideration of FY 2020/2021 Budget

Figard presented the budget for FY 2020-2021. He stated that the budget presented today is provided on State of Nebraska Auditor required forms and represents the same operating budget and capital budget expenditures that were approved by the Board at its June 1, 2020 meeting with one exception. There was one payment in June for the OPPD at Pine Lake Road Crossing project in the amount of \$383,733, which came in below the budgeted amount and will not be included in the FY 2020/2021 Budget. This budget will be submitted to the State Auditor as well as being sent to the City and County clerks. Figard also reminded the Board that the 1% Lid Authority was approved at the June 2020 Board meeting. This does not increase the budget by 1%, but allows the Board additional flexibility in the budget, if it is later deemed to be necessary. If the Board should decide the 1% is needed, it will require another vote by the RTSD Board.

Amundson moved to accept and approve the Budget for FY 2020/2021.
Christensen seconded the motion. Motion approved 6-0.

Order No. 20-27: Report of Current Budget Status

Figard reported that, subject to the approval of the Board regarding several subsequent agenda items, the RTSD will be making several payments based on crossing agreements and interlocal agreements from the crossing, emergency/safety and miscellaneous accounts on the present budget.

Order No. 20-28: Consideration of Resolution for Revision to Contract Authority

Figard and Bill Kutilek presented a proposed resolution for Board consideration and approval pertaining to the authority for the Executive Director and RTSD Board President to sign small contracts on behalf of the RTSD so long as specific conditions are met. The contracts must be with engineers who are pre-qualified, have a financial impact of \$50,000 or less, and be fully supported within the existing RTSD approved budget. Any contracts entered under this authority would be reported to the Board at its next regular meeting, and any proposed modifications to the standard contract form would need to be presented to the Board prior to approval.

Amundson moved to approve the Resolution.
Schorr seconded the motion. Motion approved 5-0. Christensen absent.

Order No. 20-29: Consideration of County Invoice/Hickman Bridge Repair

Figard stated that the RTSD received a request from Lancaster County Engineering for budget support on the Hickman Bridge Viaduct over the railroad tracks for abutment repair work. The invoice is for \$47,258.67 and Figard proposed that the payment could be supported under the County Crossing line item of the budget.

Schorr moved to approve payment for Hickman Bridge Viaduct invoice.
Raybould seconded the motion. Motion approved 5-0. Christensen absent.

Order No. 20-30: Consideration of OPPD 56th /Old Cheney Crossing Agreement

Figard presented a proposed three-party agreement for cost sharing of repair and maintenance work for the crossing at 56th & Old Cheney, which is owned by OPPD. Under the terms of the proposed agreement, the railroad would perform the work and pay the costs, the RTSD would reimburse the railroad for approximately 50% of the costs (not to exceed \$118,500), and the road authority (City of Lincoln) would accept and maintain surface up to the railroad crossing.

Schorr moved to approve the OPPD 56th/Old Cheney Crossing Agreement.
Raybould seconded the motion. Motion approved 5-0. Christensen absent.

Order No. 20-31: Consideration of OL&B Y Street Crossing Agreement

Figard presented a proposed three-party agreement for cost sharing of repair and maintenance for the crossing at Y Street owned by OL&B. Under the terms of the proposed agreement, the railroad would perform the work and pay the costs, the RTSD would reimburse the railroad for approximately 50% of the costs (not to exceed \$46,000), and the road authority (City of Lincoln) would accept and maintain surface up to the railroad crossing.

Amundson moved to approve the OL&B Y Street Crossing Agreement.
Christensen seconded the motion. Motion approved 6-0.

Order No. 20-32: Consideration of BNSF Old Cheney Road Crossing Interlocal

Figard reported to the Board that this agenda item is being deferred until the December Board meeting so additional cost information can be gathered.

Order No. 20-33: Consideration of North 33rd Street Crossing Interlocal

Figard presented a proposed interlocal agreement between the City of Lincoln and the RTSD for the construction of a sidewalk to be built on the west side of 33rd Street at the rail crossing. The payment from the RTSD estimated to be approximately \$22,000 is contingent upon the City of Lincoln executing a CM agreement with BNSF and the City completing its portion of the work to be done. The RTSD share would be paid from the Emergency and Safety Budget item.

Schorr moved to approve the North 33rd Street Crossing Interlocal.
Amundson seconded the motion. Motion approved 5-0. Christensen absent

Order No 20-34: Consideration of BNSF Third Party Agreement for 33rd Street

Figard presented a proposed preliminary engineering services agreement with BNSF. Drawings for a viaduct at 33rd and Cornhusker have been submitted to BNSF for its review and approval. BNSF is requiring a third party to review the plans, and the proposed agreement addresses the costs of that review.

Schorr moved to approve the Third-Party Agreement for 33rd Street.
Amundson seconded the motion. Motion approved 6-0.

Order No. 20-35: Communications/Correspondence

Sales Tax – The existing Interlocal Agreement between the RTSD and the City of Lincoln provides that the RTSD is to receive 1.5% of certain sales tax proceeds. The City's estimate of the RTSD's share of the proceeds is approximately \$151,067.71 from October 2019 – June 2020. Figard will continue to report to the Board regarding the expected receipt of these proceeds.

Jamaica Trail Recognition – Figard reported that the RTSD will be listed as a donor on the recognition plate with respect to the newly-constructed pedestrian bridge.

Tort Claim – Kutilek stated the RTSD received a tort claim relating to an alleged accident on a sidewalk at the intersection of Kingbird Rd and NW 12th Street on or about August 21, 2019. Kutilek will keep the Board apprised of additional information pertaining to the claim.

Order No. 20-36: Non-Agenda Items/Public Comment

Richard Schmeling – Addressed the Board by giving some of his experiences and background pertaining to railroads. He spoke specifically regarding the Highway 2 Corridor. He is in support of the coal trains coming through the City along Highway 2 and feels there is little safety risk or burden. He does not support the Quiet Zone study.

Tim Hruza – With respect to the anticipated increased activity on the BNSF/OPPD line, he is concerned about the train horn decibel levels and the backing up of traffic. He encourages the Board to consider engaging engineers/consultants to conduct a Highway 2 Corridor Quiet Zone study.

Cody Gerdes – Emphasizing the need for increased safety along the BNSF/OPPD line (which has not experienced significant activity for many years), he encourages the Board to consider engaging engineers/consultants to conduct a Highway 2 Corridor Quiet Zone study.

Among Figard and the Board, there was discussion regarding proposed use of wayside horns along the Highway 2 Corridor. While the costs of construction and maintenance are high, Figard indicated that wayside horns would likely be a consideration that would be included in a feasibility study of the Corridor.

Figard presented Commissioner Schorr with a plaque to commemorate her fifteen years of dedicated service to the RTSD as its President.

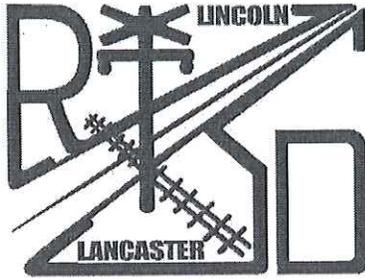
Amundson moved to adjourn. Raybould seconded the motion. Motion approved 6-0.

The next meeting is presently scheduled for Monday, December 7th, 2020 at 11:00 a.m.

Meeting adjourned at 1:00 p.m.

Prepared by: Amy Cornelius-Jones, Transportation

Minutes 09-08-20



RAILROAD TRANSPORTATION SAFETY DISTRICT

Special Board Meeting

Monday, September 21, 2020

Meeting Began At 2:32 p.m.

Meeting Ended At: 2:45 p.m.

Members Present: Deb Schorr, Jane Raybould, Roy Christensen, Rick Vest, James Michael Bowers,

Members Absent: Roma Amundson

Others Present: Roger Figard, Amy Cornelius-Jones, Bill Kutilek

Order No. 20-37: Call Meeting to Order; Approval of Previous Minutes

Rick Vest called the meeting to order. Vest stated that the RTSD is subject to and adheres to the Nebraska Open Meetings Act, and indicated that a copy of the Act is posted and available for inspection at the entrance of the meeting room.

Vest stated that notice of the meeting and attachments were posted on the RTSD website on September 14, 2020, which may be linked to from both the City of Lincoln and Lancaster County official government websites. The notice, agenda, and materials being considered at the meeting were also made available for inspection at the RTSD Offices, 949 West Bond Street, Suite 200. In addition, in accordance with Nebraska Law, the notice of the location and time of this meeting, together with a summary of the proposed budget statement, was published in the *Lincoln Journal Star* newspaper on September 16, 2020.

First item on the agenda is the approval of the minutes from the September 8, 2020 meeting. The minutes are available for review on the RTSD website: <http://lincoln.ne.gov/city/ltu/rtsd/>. Bill Kutilek, RTSD legal counsel, suggested that the Board consider amending the proposed minutes of the September 8th meeting to reflect that the legal notice consisting of the summary of the proposed budget statement was not printed in the newspaper as requested and required under Nebraska law.

Raybould moved to approve the minutes from the September 8, 2020 meeting, as amended.
Christensen seconded the motion. Motion approved 5-0, 1 absent.

Order No. 20-38: Consideration of FY 2020/2021 Budget

Figard presented the same budget for FY 2020-2021 as was presented at the September 8, 2020 RTSD Board meeting. Due to the fact that a summary of the proposed budget statement was not published in the newspaper as requested, the RTSD would be non-compliant if it did not reconvene. He stated that the budget presented today is provided on State of Nebraska Auditor required forms and represents the same operating budget and capital budget expenditures that were approved by the Board at its September 8, 2020. This budget will be submitted to the State Auditor as well as being sent to the City and County clerks. Figard also reminded the Board that the additional 1% Lid Authority provision was approved at the June 2020 Board meeting by a unanimous 6-0 vote. This does not increase the budget by 1%, but allows the Board additional flexibility in the budget, if it is later deemed to be necessary. If the Board should decide the 1% is needed, it will require another vote by the RTSD Board.

Christensen moved to reaffirm all actions taken at the September 8th meeting, including approval of the Budget for FY 2020/2021.

Schorr seconded the motion. Motion approved 5-0, 1 absent.

Order No. 20-39: Non-Agenda Items/Public Comment

Figard indicated that he was contacted by a citizen regarding the possible relocation of Star Tran and its proximity to the Highway 2 Corridor railway tracks. He will be reviewing this and keeping the Board and public informed as the process moves forward.

Schorr moved to adjourn. Raybould seconded the motion. Motion approved 5-0, 1 absent.

The next meeting is presently scheduled for Monday, December 7th, 2020 at 11:00 a.m.

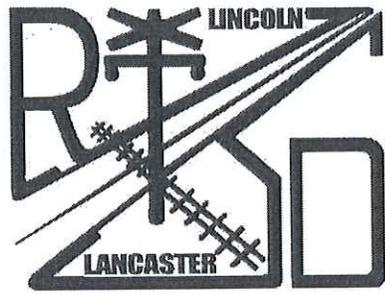
Meeting adjourned at 2:45 p.m.

Prepared by: Amy Cornelius-Jones, Transportation

Minutes 09-21-20

LCC/APP

3



RAILROAD TRANSPORTATION SAFETY DISTRICT
Board Meeting
Monday, June 1, 2020

Meeting Began At 11:02 a.m.
Meeting Ended At: 11:47 a.m.
Members Present: Deb Schorr, Jane Raybould, Roy Christensen, Rick Vest, James Michael Bowers, Roma Amundson
Members Absent:
Others Present: Roger Figard, Amy Cornelius-Jones, Ron Rohde, Bill Kutilek, Kris Humphrey,

Order No. 20-10: Call Meeting to Order; Approval of Previous Minutes

Deb Schorr called the meeting to order. Schorr stated that the RTSD is subject to and adheres to the Nebraska Open Meetings Act, and indicated that a copy of the Act is posted and available for inspection at the entrance of the meeting room.

First item on the agenda is the approval of the minutes from the March 3, 2020 meeting. The minutes are available for review on the RTSD website: <http://lincoln.ne.gov/city/ltu/rtسد/>.

Amundson moved to approve the minutes from the March 3, 2020 meeting.
Raybould seconded the motion. Motion approved 6-0.

Order No. 20-11: Election of Officers

Raybould nominated Vest as President, Christensen seconded the nomination. Nomination and election of Vest as President approved 6-0.
Vest nominated Raybould as Vice President, Bowers seconded the nomination. Nomination and election of Raybould as Vice President failed 3-3.
Amundson nominated Bowers as Vice President, Raybould seconded the nomination. Nomination and election of Bowers as Vice President approved 6-0.
Raybould nominated Amundson as Secretary, Christensen seconded the nomination. Nomination and election of Amundson as Secretary approved 6-0.

Order No. 20-12: Report of Statement of Financial Activity

Ron Rohde from the County Budget and Fiscal Office delivered the report of financial activity for the RTSD. Rohde reviewed the receipts and disbursements for current fiscal year through May 18, 2020. Total receipts for the period were \$4,922,915, comprising of tax receipts in the amount of \$4,792,518, and investment interest income in the amount of \$130,397. During the period of the report, disbursements included: commissions, and refunds to State of Nebraska in the amount of \$89,103; operating costs in the amount of \$50,072; and construction project costs in the total amount of \$2,359,054; for total disbursements of \$2,498,229. For the period, the ending cash balance was \$1,984,871, and the ending investment balance was \$9,452,117, for a total fund balance of \$11,436,988.

Christensen moved to accept the Statement of Financial Activity.
Amundson seconded the motion. Motion approved 6-0.

Order No. 20-13: Report regarding Current Budget Status and Draft Budget/CIP for 2021

Figard stated that the RTSD's budget is on track and there are no significant issues at this time. The City has yet to bill for the administrative costs and there will be some remaining legal expenses during this fiscal year. In the capital budget for crossings, the RTSD has spent about 71% of the total budget of \$300,000. The RTSD has not been invoiced for OPPD at Pine Lake and those funds have been moved to the new budget for fiscal year 2020/2021. Jamaica Trail work has begun, invoiced and paid in the amount of \$701,500, which represents the extent of the RTSD's obligation under the interlocal agreement for that project. The invoice for the 48th Street Underpass project has also been paid in the amount of \$100,000.

Order No. 20- 14: Consideration of FY 2020/2021 Budget and CIP

With respect to the FY 2020/2021 proposed budget, Figard stated that the amounts are the same as those amounts presented at the March Board meeting. The proposed operating budget increased by 4% to \$104,200. Increases were in labor, legal, accounting and postage expenses. The proposed construction budget is \$5,365,000. Figard is proposing a revision to 33rd & Cornhusker line item from \$4 million to \$5.1 million. This is the same total of \$6.5 million over two years. The RTSD spent less this current budget year than what was anticipated. The proposed budget also includes a line item of \$15,000 for the recertification of the Hickman Quiet Zone. The proposed FY 2020/2021 Capital Improvement Projects (CIP) report shows the same information as the proposed budget with the amended change to 33rd and Cornhusker.

Christensen moved to amend the budget (line item for the 33rd & Cornhusker project) as proposed by Figard. Amundson seconded the motion. Motion approved 6-0.

Christensen moved to approve the budget with the amendment proposed by Figard. Amundson seconded the motion. Motion approved 6-0.

Order No. 20-15: Consideration of Levy Request for 2020 Tax Roll

Figard recommends maintaining the levy at \$.014717 per one hundred dollars of actual property valuation for a second year of the two-year period previously suggested by the County Board.

Vest moved to approve the request to the County Board to maintain the levy at \$.014717 per one hundred dollars of actual property valuation. Christensen seconded the motion. Motion approved 6-0.

Order No. 20-16: Consideration of Additional 1% Lid Authority

Figard stated that this proposal is not an approval to increase the budget. It is allowing the Board, if needed, to have the additional 1% in the future and if needed after having met again and voted.

Vest moved to approve the additional 1% lid authority. Raybould seconded the motion. Motion approved 6-0.

Order No. 20- 17: Consideration of FY 2020/2021 Contract with Crosby Guenzel

Figard stated that the contract has no changes from the previous year and recommends approval.

Raybould moved to approval of the Crosby Guenzel contract. Amundson seconded the motion. Motion approved 6-0.

Order No. 20-18: Report of Project and Crossing Updates

33rd & Cornhusker/Deadman's Run – Kris Humphrey updated the Board on the 33rd & Cornhusker project. Olsson has continued to refine the design of the project. These designs have been shared with property owners and the advisory group. The public meeting that was scheduled for June 11 has been cancelled due to health directives.

The updates on the modified design will be posted on the project website. Postcards and e-mails will still be sent out. Olsson is also working toward having the first official plan set (plan-in-hand) completed in July. The draft environmental document should be complete by spring of 2021. A formal public hearing will follow.

Work continues on Deadman's Run, a channel improvement project, from Cornhusker Hwy to 48th Street. The RTSD is currently working with the City of Lincoln, University of Nebraska, Corps of Engineers and the Lower Platte South NRD to finalize the hydraulic model, which is expected to be completed sometime this fall. This project is expected to be complete prior to the 33rd & Cornhusker project.

Crossings -

Figard reported that BNSF came into Lincoln in mid-May to complete tie replacements and crossing repairs to the Hastings Sub-line; 2nd and F, W Van Dorn, W Calvert and S Coddington. The BNSF is expected to come back this summer to work on the crossings at West A, South and Folsom, and SW 56th. BNSF did not ask for any reimbursements from the RTSD with respect to the repairs that were completed.

Figard has been working with OPPD to initiate repairs the panels at the crossing at 56th & Old Cheney, and it is anticipated that those repairs would be made in late September.

Figard has worked with Kutilek to develop a 3-party crossing improvement agreement between the Railroad company, the City or the County, and the RTSD that states if repairs are completed, the RTSD will cost share with the other parties in the expenses.

Order No. 20-19: Communications/Correspondence

Schorr stated that as part of the Sales Tax initiative that passed for safety improvements, a joint agency was developed that the RTSD is a part of as well as a beneficiary of the funds. An Administrative Committee was formed that consists of; the Mayor, Chief of Staff, LTU Director, LTU Assistant Director of Transportation, RTSD President and RTSD Executive Director. The first meeting was April 13, 2020. The interlocal agreement stated that approximately 1.5% of received sales tax will be distributed to the RTSD for use on the 33rd and Cornhusker Project. The total is estimated to be \$1.3 million over the course of the six-year time period. It was decided that the committee would meet once a year and will request funds be transferred to the RTSD in September/October after the end of the City fiscal year. The RTSD would invoice the City for the RTSD's portion of the sales tax receipts in conjunction with the September RTSD Board meeting.

Order No. 20-20: Non-Agenda Items/Public Comment

No public comment.

Figard took a moment to share that Schorr was appointed as a RTSD Board member in March 2003. She was elected Vice President in June 2003. Schorr became President June 2004, and provided 16 years of unprecedented leadership, support and guidance for this Board. Vest added that he would appreciate her continued RTSD Board involvement on the 33rd and Cornhusker Committee.

Christensen moved to adjourn. Raybould seconded the motion. Motion approved 6-0.

The next meeting is presently scheduled for Tuesday, September 8, 2020 at 11:00 a.m.

Meeting adjourned at 11:47 a.m.

Prepared by: Amy Cornelius-Jones, Transportation

Minutes 06-01-20

*** Proof of Publication ***

LCC/PPA #5

State of Nebraska)
Lancaster County) SS.

LINCOLN TRANSPORTATION & UTILITIES
Amy Cornelius-Jones
949 W BOND STE 200
LINCOLN NE 68521

ORDER NUMBER 937949

The undersigned, being first duly sworn, deposes and says that she/he is a Clerk of the Lincoln Journal Star, legal newspaper printed, published and having a general circulation in the County of Lancaster and State of Nebraska, and that the attached printed notice was published in said newspaper

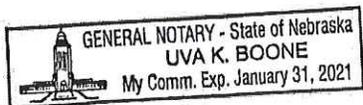
One successive times(s) the first insertion having been on September 16, 2020 and thereafter on _____, 20____ and that said newspaper is the legal newspaper under the statutes of the State of Nebraska.

Section: Class Legals
Category: 0099 LEGALS
PUBLISHED ON: 09/16/2020

TOTAL AD COST: 54.27
FILED ON: 9/22/2020

The above facts are within my personal knowledge and are further verified by my personal inspection of each notice in each of said issues.

Subscribed in my presence and sworn to before me on September 22, 2020
U. Boone Notary Public



NOTICE OF BUDGET HEARING AND BUDGET SUMMARY

Railroad Transportation Safety District
IN
Lancaster County, Nebraska

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Sections 13-601 to 13-613, that the governing body will meet on the 21st day of September 2020, at 2:30 o'clock P.M. at Council Chambers, 553 S 10th Street, Lincoln NE 68508 for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget. The budget detail is available at the office of the Clerk during regular business hours.

Roma Amundson
Clerk/Secretary

2018-2019 Actual Disbursements & Transfers	\$ 11,302,622.43
2019-2020 Actual/Estimated Disbursements & Transfers	\$ 9,201,979.70
2020-2021 Proposed Budget of Disbursements & Transfers	\$ 15,300,689.02
2020-2021 Necessary Cash Reserve	\$ 60,150.00
2020-2021 Total Resources Available	\$ 15,416,639.02
Total 2020-2021 Personal & Real Property Tax Requirement	\$ 4,312,864.00
Unused Budget Authority Created For Next Year	\$ 1,001,085.81

Breakdown of Property Tax:
Personal and Real Property Tax Required for Non-Bond Purposes \$ 4,312,864.00
Personal and Real Property Tax Required for Bonds \$

#937949 11 Sept 18