



**Date/Time:** December 8, 2022, from 3:00 p.m. – 4:30 p.m.

**Location:** Lincoln Chamber of Commerce, 1128 Lincoln Mall, Ste 100  
 Zoom Conference (remote): <https://lincolnne.zoom.us/j/2583049530>

**Topic:** ACT Business Meeting

## MINUTES

Attendance:

| Name                      | Entity               | In person                           | Zoom                                | Absent                              |
|---------------------------|----------------------|-------------------------------------|-------------------------------------|-------------------------------------|
| Amy Eidenmiller, Co-Chair | ACT Committee        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Shannon Harner, Co-Chair  | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Frantz Antoine            | ACT Committee        | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Nick Ebert                | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Kyle Fischer              | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Rick Krueger              | ACT Committee        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Jeanne McClure            | ACT Committee        | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Russell Miller            | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Genelle Moore             | ACT Committee        | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Riley Slezak              | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Robert Suarez             | ACT Committee        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Shea Svoboda              | ACT Committee        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Todd Wiltgen              | ACT Committee        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Thomas Shafer             | LTU                  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Erin Sokolik              | LTU                  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Kris Humphrey             | LTU                  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Laura Paeglis             | LTU (taking minutes) | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                                     |
| Erika Hill                | LTU                  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                                     |
| Nicole Ramirez            | LTU                  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                                     |
| Rich Meginnis             | City Council         |                                     | <input checked="" type="checkbox"/> |                                     |

## AGENDA

PowerPoint slides were provided to ACT Committee members in advance of the meeting and updated slides were shown during the meeting.

1. Getting Started
  - a. Welcome
  - b. Charge Statement / Ballot Language – Read by Kris.
  - c. Meeting Minutes from October 27 Meeting
    - i. Minutes from the last meeting are up on the LOTM website.
    - ii. Future minutes will be forwarded to committee members for review before being placed on the website.
    - iii. Voting for approval of minutes is not necessary per discussion of those present.
  
2. Public Awareness and Education
  - a. Around the Community
    - i. Social media updates are made on Facebook Transformation Tuesdays with completed projects.
    - ii. Update on the LES street light replacement: Contractor is working in different sections of the city. They review which lights need replaced in evening hours and the replacements are completed during the day. It is not required for citizens to put light replacement requests into UPLNK as they are monitoring progress.
    - iii. Press conference next Tuesday, 12/13/2022 10:30 a.m. for the 2022 LOTM Annual Report. Will take place at City Hall on the 3<sup>rd</sup> floor.
    - iv. The LTU Projects webpage, [www.lincoln.ne.gov/projects](http://www.lincoln.ne.gov/projects) shows projects with selected choices of differing years, project types, and can view specifics of individual projects.
  - b. Anything from the committee members
    - i. Rick inquired about the Yankee Hill Road new sections. Thomas stated that from 40<sup>th</sup> to 48<sup>th</sup> is LOTM, while from 56<sup>th</sup> east had other funding sources. Rick suggested adding to press release that funding is from LOTM. Kris noted Yankee Hill Road between 40<sup>th</sup> and 56<sup>th</sup> streets may be open next Friday to the public.
  
3. General LOTM Program Updates
  - a. Revenues
    - i. Collections trending up with FY 22/23 as \$560K total was received over projected amounts from September thru November.
  - b. Recent Bids
    - i. Three different project bids were opened recently:
      - (1) Indian Village - \$90K over estimate
      - (2) 77<sup>th</sup> & Saltillo - \$167K under estimate
      - (3) University Place - \$17K over estimate
    - ii. Todd inquired about how the bids differ based on project – are we seeing a pattern on projects?

- (1) Thomas noted that bidder 1 had the lowest bid on one project, yet bidder 1 was the highest on another project. Kris added that not all bidders submitted bids on all projects. She added that LTU sees a handful of standard contractors placing bids and a new prime contractor submitted a bid for University Place that has done work as subcontractor previously.
- iii. Robert requested more information on how bids are selected. Thomas responded that generally the lowest responsible bid is selected, and that City code has elements spelled out for what is considered irresponsible.
  - iv. 2023 construction review of LOTM arterial and residential projects along with non-LOTM funded projects. Many projects with busy bidding season.
  - v. Russell asked for more information on the 77<sup>th</sup> & Saltillo intersection project, specifically who is paying? Thomas added that LOTM growth funds at a capped amount and LPS are funding this project. They are jointly partnered. As LOTM is capped, LPS is funding the gap in cost.
  - vi. Some projects have been delayed one year due to the need to coordinate the street project with water main reconstruction.
- c. 2022 LOTM Annual Report Overview
- i. Final draft format currently available.
  - ii. Year 3 overview of where LOTM funds were spent. Year 4 is shown as projected funding.
  - iii. LOTM funds comprised 21% of the total CIP street construction budget for FY 21/22.
  - iv. The quarter cent sales tax ends in September 2025.
  - v. The report shows graphics of projected vs actual collection amounts.
  - vi. Based on actual collections for FY 22/23 from September thru November being over the projected amount, FY 22/23 collections are projected to be \$15.9M.
  - vii. The report includes a map of LOTM since inception with all projects. As one reads the report, one can turn on/off types of projects. The next map shows years of projects.
  - viii. Todd inquired about the process after a project with a question on does staff go out to the projects after project completion? He noted that we should look at the impact and experience of citizens and get a testimonial from them. There were a lot of improvements, and it would be beneficial to capture the citizen experience. Erika noted that many times she relies on the media for press coverage. She does have one testimonial from one individual at this point. Kris added that each project manager works with the property owners during construction and they may also receive information from them during the project. The City will discuss post-project mailers. Currently, a project debriefing post construction is not held.

- ix. It was noted that the City Limits on the map on page 7 are not up to date and need to be corrected before the report is finalized.
- x. Russell inquired about the City's pavement management street conditions map and when it will be updated. Thomas noted that LTU is working thru data to update the current map.
- xi. The annual report includes highlights of projects with links to before and after video for nearly all projects. Erika mentioned the request from the ACT committee last year to have videos included and LTU hired JEO to work on the videos and the annual report.
- xii. The annual report also includes an overview of the RTSD 33<sup>rd</sup> & Cornhusker project, highlights of Year 4 future projects, anticipated projects for Years 5 & 6, and reflections on the program with the ACT Committee.
- xiii. General Comments
  - (1) Rick suggested limiting language to street funds instead of CIP and to express data in miles with a focus on residential streets in general. Kris noted that over 40 miles of streets were improved this year and numbers will be included in the press conference. The annual report will be updated to include this information as well.
  - (2) Shea inquired into what projects would not have been done if LOTM funding wasn't available and the sales tax wasn't added. He also noted that it's a small tax but puts it in different light when shown how much was done. Russell agrees with Shea. Kyle suggested showing residual funds – none of LOTM funding goes to maintenance functions. Erika can highlight residential and growth streets and show that 40 miles of progress was made.
  - (3) Russell feels the need to highlight how many streets are completed to have options to get another bond issue passed without a gap. Thomas stated that there must be a vote if the desire is to extend the tax. Kyle noted that we are doing in one year what was budgeted for six years in 2016. Thomas added that we loaded up 2022 with residential and future will have less residential projects with more arterials and it takes more time to do arterials. Eastridge project is scheduled for 2024 due to the need to coordinate with water main replacement.
  - (4) Russell mentioned that he has shifted his focus from residential to arterials as more people use them. Thomas noted that we need to have a balance between residential and arterials and that many future projects are federal aid projects, which cannot be done faster. Kris added that the federal aid process is very lengthy with many steps that must be met to ensure that funds can be received from the feds.

- (5) Todd inquired more into the federal funding– what is the federal aid route and are strings attached? Kris discussed the useful service life of a project and requirements for federal funds. Federally funded projects must follow a specific process in accordance with the Nebraska Department of Transportation and Federal Highway Administration guidelines in order to not risk losing federal funds.
- (6) Todd inquired about draw backs of using federal funds and also inquired about the status of Randolph and A Streets. Thomas noted that Randolph has an extensive scope which requires a large funding amount. Due to the size of the A Street project, it was decided to utilize federal funds to help fund the project. Traffic signals can now be federal aid as well. Todd’s concern is that we will have projects that need to be delivered but are federal aid projects which is a slower process. Concern was raised that not completing these projects in a timely manner could impact future LOTM funds with additional sales tax being passed.
- (7) Russell inquired on funding of the 1<sup>st</sup> and Denton project. Thomas answered that the project is paid for by the casino and will be paid back from impact fees.

#### 4. Wrapping Up

- a. Anything else? No additional comments were brought up.
- b. Kris provided the date and time of the next meeting along with a listing of 2023 meeting dates.

#### **NEXT MEETING**

**Thursday, February 23, 2023, 3:00 p.m. – 4:30 p.m.  
Lincoln Chamber of Commerce with virtual option**