



## RAILROAD TRANSPORTATION SAFETY DISTRICT

Board Meeting  
September 6, 2011

Meeting Began At: 8:17 a.m.

Meeting Ended At: 8:43 a.m.

Members Present: Deb Schorr, Doug Emery, Eugene Carroll, Brent Smoyer

Members Absent: Adam Hornung, Larry Hudkins

Others Present: Roger Figard, Tina Queen, Susie Filipi, Liz Thanel, Randy Hoskins, Bill Kutilek, Kurt Micek, Rick Haden, Harlan Layton, Gary Irvin

### **Order No. 11-16 Call Meeting to Order. Approval of Previous Minutes.**

Schorr called the meeting to order.

Carroll motioned to approve the previous minutes. Smoyer seconded the motion. Motion approved 4-0.

### **Order No. 11-17 Statement of Receipts & Disbursements & Investment Detail.**

Thanel presented the statement of receipts and disbursements and investments to show budget versus actuals from July 2010 - June 2011. The investments detail shows where the money is invested, rates, and maturity dates.

Figard stated that Southwest 40<sup>th</sup> was not paid out during the fiscal year so the money was re-appropriated.

Smoyer motioned to approve the statement of receipts, disbursements and investment detail. Carroll seconded the motion. Motion approved 4-0.

### **Order No. 11-18 Current Budget Status, Project Updates, Committee Updates.**

Figard discussed in Order No. 11-20.

### **Order No. 11-19 Approve 2011 - 2012 Budget & Audit.**

Figard stated that the budget is the same as the one approved at the June meeting. The County Board approved the levy request of 2.6.

Micek referenced page 1 of the audit report that shows current assets and liabilities. Page 5 of that report indicates the breakdown of assets and liabilities. Page 2 shows revenues and expenses with page 6 showing the details of those items. Page 19 shows the investment breakdown.

Carroll motioned to approve the budget. Smoyer seconded the motion. Motion approved 4-0.

Carroll motioned to approve the audit. Smoyer seconded the motion. Motion approved 4-0.

**Order No. 11-20 Interlocal Agreements.**

South Lincoln Quiet Zone - Shown on the budget as 14<sup>th</sup> and Yankee Hill which needs to be corrected. \$250,000 was appropriated to finish up the work. The property owner at 27<sup>th</sup> & Saltillo (where a driveway needs to be moved) has passed away which created some right-of-way and easement issues. There is currently an approval from the estate to get the easement, but have asked to not physically do the construction until the crop is out in late October. This is the last bit of construction work.

South Salt Creek Quiet Zone - \$200,000 appropriated. Most of the construction necessary for the quiet zone is done for the exception of the installation of a gate at 3<sup>rd</sup> and J. This project has had to be coordinated with the West Haymarket project. Received an acknowledgment from the railroad to put the gates in. There is a security gate to construct for the railroad at 1<sup>st</sup> and J as well. The railroad improved the crossing at Park Boulevard.

Southwest 40<sup>th</sup> Street - \$8.5 million budgeted. The goal is to get plans into NDOR to start early review of PS & E plans in October with the goal to still bid the project in late winter. Continuing to work with the railroad for a C & M agreement and on right-of-way. Construction will take two years.

Waverly - \$1.2 million budgeted. The City of Waverly continues to work with Schemmer & Associates on design, plans, etc. The City of Waverly has been submitting invoices, and the District has been paying them.

Hickman - \$40,000 for cleanup and finalization. There is a progress update on the viaduct from Virgil Dearmont included in the packet. There was some concern about a farm crossing that was going to possibly have to have horns honked at it. Based upon research, it was determined it's a locked private crossing so that portion of the quiet zone will be able to be maintained. Figard is still waiting for that in writing. Work plans to be completed by October 21.

West Haymarket - \$300,000 to assist the JPA for the removal of old abandoned railroad tracks that exist in City streets including 8<sup>th</sup> from O St south and the diagonal onto the southwest.

Carroll motioned to approve all interlocal agreements presented. Smoyer seconded the motion. Motion approved 4-0.

**Order No. 11-21 Petitions/Letters/Requests.**

2009 Gas Refund - The District received a letter from the Lancaster County Treasurer's Office dated August 16, 2011 notifying the RTSD that there needed to be a tax refund to Black Hills for the tax year of 2009. It doesn't create any undue hardship for the District for the reimbursement of \$5,421.26. This does not affect the budget at all. The amount is reflected in the audit report.

**Order No. 11-22 Other Issues/To Dos.**

Old Cheney Sidewalk - The Board had a request from the City to look at the sidewalk across the BNSF corridor on Old Cheney and 6th. Drawings and estimates have been worked on, but there is not an estimate from the railroad to extend the crossing out. In round numbers it could be \$15,000 - \$20,000

to extend the crossing or to put in panels. The unknown is the actual agreement with the railroad along with some grading and culvert extensions. The current recommendation is to put the sidewalk on the north side.

35<sup>th</sup>/Adams Wayside Horn Equipment - There were a number of weather related incidents in which there were conflicts where the train horn and the wayside horn were blowing at the same time. Cost estimates were received from a company claiming their equipment is better and doesn't have the propensity to fail in snow and heavy wind. If they only supply the equipment, it would run \$45,000 - \$50,000 not counting staff time. If the company installed the equipment, it would run \$60,000 - \$70,000. The company is going to provide us with a list of clients that can be contacted to investigate whether or not the equipment will improve the situation. A new protocol has been established because there was a situation where the wayside horn wasn't working and the locomotive horns were starting to sound again. The railroad was writing a general track bulletin which then once the equipment is working again, it was taking hours, sometimes days to get the order taken off. The City has agreed that when notice is given that the wayside horn is not working, a dispatch is going out to an on-call person to check that out. The railroad is no longer writing the track bulletin. This is the only wayside horn in the City. Figard does not recommend using wayside horns anywhere else.

Hickman Feasibility - A consultant has not yet been selected. A small proposal will be written and invite proposals from three or four firms to make it low dollar.

**Order No. 11-23      Non-Agenda Items.**

No public comment.

**Next meeting will be held on Monday, December 5, 2011 @ 12:30 p.m.**

Smoyer motioned to adjourn the meeting. Carroll seconded the motion. Motion approved 4-0.

Prepared by: \_\_\_\_\_  
**Tina Queen, Engineering Services**