

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING
ROOM 113 - BILL LUXFORD STUDIO
THURSDAY, NOVEMBER 6, 2014
8:30 A.M.**

Commissioners Present: Larry Hudkins, Chair
 Deb Schorr
 Jane Raybould
 Roma Amundson

Commissioners Absent: Brent Smoyer, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer
 Gwen Thorpe, Deputy Chief Administrative Officer
 Dan Nolte, County Clerk
 Cori Beattie, Deputy County Clerk
 Ann Taylor, County Clerk's Office

Advance public notice of the Board of Commissioners Staff Meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and provided to the media on November 5, 2014.

The Chair noted the location of the Open Meetings Act and opened the meeting at 8:31 a.m.

AGENDA ITEM

1 APPROVAL OF THE MINUTES OF THE OCTOBER 30, 2014 STAFF MEETING AND OCTOBER 23, 2014 TRI-COUNTY MEETING

MOTION: Schorr moved and Raybould seconded approval of the minutes of the October 30, 2014 Staff Meeting. Schorr and Hudkins voted aye. Raybould abstained from voting. Amundson and Smoyer were absent from voting. Motion carried 2-0, with one abstention.

MOTION: Schorr moved and Raybould seconded approval of the minutes of the October 23, 2014 Tri-County Meeting. Raybould, Schorr and Hudkins voted aye. Amundson and Smoyer were absent from voting. Motion carried 3-0.

Amundson arrived at the meeting at 8:34 a.m.

2 ADDITIONS TO AGENDA

None were stated.

3 REVIEW OF WATERSHED MASTER PLANS FOR SOUTH SALT CREEK, HAINES BRANCH AND MIDDLE CREEK - Ben Higgins, Senior Engineer, Watershed Management Division, City Public Works & Utilities; Jared Nelson, Engineer, City Public Works & Utilities; Mark Meyer, Intuition & Logic Civil Engineering Firm (Project Manager)

Mark Meyer, Intuition & Logic Civil Engineering Firm (Project Manager), gave a PowerPoint presentation on the Watershed Master Plans for the Middle Creek, Haines Branch and South Salt Creek Tributaries, a joint effort between City of Lincoln and the Lower Platte South Natural Resources District (NRD), with involvement from Lancaster County and the U.S. Geological Survey (USGS), noting the following (Exhibit A):

- Planning Efforts
- Goals and Objectives
- Major Study Components
- Study Areas and Characteristics
- Capital Improvement Projects and Costs (Haines Branch - \$2,340,000; Middle Creek - \$1,711,000; and South Salt Creek - \$6,698,000)
- Other Improvement Recommendations

Meyer noted four of the grade control projects in the South Salt Creek are in the Wagon Train Watershed.

NOTE: Further information regarding the Watershed Master Plan Studies is available on Public Works' website: www.lincoln.ne.gov/city/pworks/watershed/mplan.

Raybould asked whether the projects have been prioritized. Meyer said they have, using the City's prioritization method.

Hudkins said the creeks have become deeper and said that has helped alleviate flooding. Meyer noted the deeper the cuts, the more erosion there is on the banks.

Hudkins asked Meyer whether it is his position that it is better to flood farmland than to have the water contained in a channel. Meyer said it depends, adding he believes there should be active floodplains. He said he is a proponent of taking a look at the region and figuring out the best way to manage the storm water.

Hudkins said there is a lot of silt in the bottom of Salt Creek which has reduced its capacity. He asked whether they looked at removing that soil or doing something with the levees throughout Lincoln. Meyer said they didn't. He said they began by looking south of the levees, which got into Wilderness Park. Meyer noted there is a meandering stream through that area with a couple of areas where by erosion should be locked in so it doesn't incise any more. Then it could be allowed natural stability.

Pam Dingman, County Engineer, appeared and stressed that a number of flooding emergencies could occur at any time. She said her department only has funds to replace two box culverts a year and said they have implemented new procedures and protocols for how to reconstruct culverts.

Dingman also addressed the degradation of creeks. She cited the bridge over Salt Creek at 98th Street, North of Interstate 80 and said the last flood event came within 30 inches of topping the levee in that area. Dingman said there is about 36 inches of degradation in the bottom of the creek and around the bridge. Part of the bank sloughed off significantly in several areas during the flood event and the girders will need to be extended. Dingman said her department will continue to monitor this and other structures and will work closely with Watershed Management in any of the areas around the urban fringe to ensure public safety.

Schorr noted Meyer had mentioned prioritizing projects within each plan and asked whether the three plans have been prioritized or will they work on components of all three at the same time. Jared Nelson, Engineer, City Public Works & Utilities, said all watershed projects are prioritized using the same methodology.

Schorr then inquired about funding. Nelson said the projects can be added to the Capital Improvement Program (CIP) but funding has not necessarily been set aside. He said the Natural Resource District (NRD) will generally contribute to funding and said the City typically goes after a storm water bond every other year.

ADMINISTRATIVE OFFICER REPORT

A. County Board Quarterly Tours

Amundson suggested the Board tour Emergency Management facilities throughout the County. There was consensus to schedule the tour in January after the two new County Commissioners have taken office.

B. County Board Volunteer Opportunities

Amundson said the Board is scheduled to volunteer at the Food Bank on November 25th, from 1:00 to 4:00 p.m.

There were also suggestions to: 1) Volunteer at the Matt Talbot Community Kitchen & Outreach Center; 2) Participate in the Veterans Day Walk of Recognition on November 11th; and 3) Attend the "Thankful Celebration" for successful Adult Probation participants in January.

4 WINDSOR COMPLIANCE AMENDMENT TO LANCASTER COUNTY EMPLOYEES RETIREMENT PLAN (DEFINITION OF SPOUSE) AND SUMMARY OF MATERIAL MODIFICATION - Doug Cyr, Chief Deputy County Attorney; Kristy Bauer, Deputy County Attorney

Kerry Eagan, Chief Administrative Officer, said the County Board decided a year ago to switch the County's retirement plan to Prudential's Stock Plan. However, it doesn't appear that the plan was adopted and the plan the County is still operating under does not have a definition of spouse. Prudential has asked the Board to take action on an amendment in order for the pension plan to comply with the United States Supreme Court's decision in *Windsor v. United States* (2013).

Kristy Bauer, Deputy County Attorney, said the Supreme Court found in the *Windsor* case that Section 3 of the federal Defense of Marriage Act (DOMA), which defined marriage, for purposes of federal statutes, as the legal union between two persons of the opposite sex, was unconstitutional. As a result, many companies are amending their definition of spouse to comply with the *Windsor* case. She noted Section 2 of the DOMA, which allows states to refuse to recognize same-sex marriages performed under the laws of other states, was not challenged in the *Windsor* case and remains intact. Bauer said Prudential has modified the definition of "spouse" in the plan, for federal purposes, by recognizing same sex spouses who are legally married under the laws of the state in which the marriage was celebrated, known as the "state of celebration rule", regardless of whether such marriage is recognized under the laws of the state in which the participant resides. She said there are three areas in the plan where the new definition of "spouse" would specifically apply: 1) Hardship withdrawals; 2) Minimum distribution; and 3) Direct rollovers.

Bauer said Prudential is giving the County the option of having the new definition apply for all plan purposes subject to both state and federal law, or just to those plan purposes that are subject to federal law. She noted the Nebraska Constitution states: *only a marriage between a man and a woman shall be valid or recognized in Nebraska*. That language was challenged in 2006 and upheld by the 8th Circuit Court.

Bauer said the Board must also take action with regard to a transition period (June 26, 2013 through September 15, 2013), explaining the County Attorney's Office believes the County must indicate recognition based on state of domicile because the County was applying provisions of the plan in accordance with state law during that period.

Hudkins noted that Commissioners swear to uphold the United States Constitution and the Nebraska Constitution when they take the oath of office and asked which one they are obligated to support in this situation. Doug Cyr, Chief Deputy County Attorney, said Commissioners are obligated to follow the law and said the provision in the Nebraska Constitution that "only marriages between a man and a woman are recognized" (See Article 1, Section 29) is still in effect.

Amundson asked whether there would be difficulty in administering the plan if the Board only makes a change to these three areas for federal purposes. Cyr said no, that is a lawful choice.

Raybould said many public entities and private sector companies have already modified their plans to be in compliance, regardless of the Nebraska Constitution language. Cyr said, in his opinion, the Board would be in violation of the Nebraska Constitution if it chose the new plan definition of "spouse", which would include a same-sex partner. He added it is a policy decision the Board will have to make.

Amundson said she believes the Board must support the Nebraska Constitution, as it presently stands.

Raybould said she believes it is postponing the inevitable, noting many of the decisions by states that recognize same-sex marriages have been legally upheld. Cyr responded the highest federal court that has heard this issue said Nebraska's law is lawful. Raybould said there are other cases pending and soon to be filed and said she believes it is only a matter of time before these changes will occur. She said sometimes there are laws that are not just or fair, citing segregation as an example. Raybould said she prefers to provide coverage to employees in same-sex marriages and to remain in sync with other public entities, such as the City of Lincoln, City of Omaha, Douglas County, Lincoln Public Schools (LPS), Omaha Public Schools, Elkhorn Public Schools, and a number of large private sector companies who have extended that coverage.

MOTION: Amundson moved and Schorr seconded to direct the County Attorney's Office to prepare a resolution for action at the November 18, 2014 County Board of Commissioners Meeting, attaching the compliance amendment and checking Box 2 in Paragraph 2 and Box 2 in Paragraph 3. Amundson, Schorr and Hudkins voted aye. Raybould voted nay. Smoyer was absent from voting. Motion carried 3-1.

ADMINISTRATIVE OFFICER REPORT

C. Definition of Spouse for Health Insurance

Raybould disseminated information regarding health insurance changes to include same-sex, legally married couples in other states, citing public and private sector employers who have adopted language extending health insurance to same-sex married couples (see Exhibit B). She suggested the County make the change as well, explaining it would require a simple modification to the eligibility requirements and the filing of a 1099 (Miscellaneous Income) Form with the Internal Revenue Service (IRS).

Raybould noted the County has begun open enrollment and suggested it be extended by another week and employees be notified of the change and given an opportunity to update their status. She noted the City of Lincoln implemented the change and had three employees sign up for the benefit.

MOTION: Raybould moved and Schorr seconded to modify language in the County's health insurance plan to include the language: *any legal marriage*. Raybould voted aye. Amundson, Schorr and Hudkins voted nay. Smoyer was absent from voting. Motion failed 1-3.

- 5 PENSION REVIEW COMMITTEE (PRC) RECOMMENDATIONS:**
- A) MID CAP VALUE SEARCH**
 - B) USE OF REVENUE SAVINGS**
 - C) TERMINATE ROYCE PENNSYLVANIA MUTUAL INVESTMENT FUND**
 - D) REPLACE CORE PLUS BOND/PIMCO FUND**

Eagan, who serves on the Pension Review Committee (PRC), reported the following recommendations from the PRC:

- Immediately initiate a search for a new mid cap value fund, while continuing to monitor the Mid Cap Value/Systematic and Perkins Value T Funds through the end of 2014. If the two existing mid cap value funds are eliminated, their proceeds should be mapped to the new mid cap value fund selected as a result of the search process.
- 7 basis points of the savings from the renegotiation of the Prudential contract should be used to increase the return on the Gibraltar Guaranteed Fund by reducing the cost of the fund by 14 basis points, and 2 basis points of revenue should be placed annually into the 401(a) and 457(b) expense accounts.

- Eliminate the Royce Pennsylvania Mutual Investment Fund, and map the proceeds to the Vanguard Small Cap Index Signal Fund.
- The Core Plus Bond/PIMCO Fund should be eliminated, and proceeds should be mapped to a new core bond fund with higher quality assets and less risk.

MOTION: Schorr moved and Amundson seconded to accept the Pension Review Committee's recommendations and to schedule them on a regular County Board of Commissioners Meeting agenda for action. Schorr, Raybould, Amundson and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

NOTE: Doug Cyr and Scott Gaines, members of the PRC, were also present for the discussion.

ADMINISTRATIVE OFFICER REPORT

- D. LED Lighting for Community Mental Health Center (CMHC) Parking Lot (\$6,500)

Eagan said Bryan Health plans to upgrade to LED lighting on its West Campus (2300 South 16th Street) and has asked whether the County would like to do the same for the adjoining Community Mental Health Center (CMHC) parking lot. Hudkins said Don Killeen, County Property Manager, does not believe the County would realize enough in savings to cover the cost, noting the County does not plan to retain the building long-term.

MOTION: Amundson moved and Raybould seconded to not participate in the upgrade to LED lighting for the Community Mental Health Center (CMHC) parking lot. Raybould, Amundson, Schorr and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

6 REMOVAL OF GATE AND FENCE ON LINWOOD DRIVE - DaNay Kalkowski, Attorney for Waterford Estates; Roger Figard, City Engineer; Pam Dingman, County Engineer; Ken Schroeder, County Surveyor; Steve Henrichsen, Development Review Manager, Planning Department; and Brittany Behrens, Deputy County Attorney

It was noted the County approved placing a gate/fence across Linwood Lane in the Sunrise Estates acreage neighborhood in 2001, to limit access to Sunny Slope Road, which was a dead-end county road, at the request of the Sunrise Estates Community

Association. The Association was concerned that the road was being used for late night parties, dumping, car racing and other public nuisance activities.

Ken Schroeder, County Surveyor, disseminated maps and photographs of the area (Exhibits C and D). He said Sunny Slope Road has since been vacated and removed.

Roger Figard, City Engineer, said the developer of the Waterford Estates Subdivision, which is located directly adjacent to the east and south sides of the Sunrise Estates neighborhood, is requesting removal of the gate to allow for connectivity. He said the City is in agreement with the developer that it is time for the gate to be removed, noting it would allow emergency vehicles better access. Figard said the developer continues to request that construction traffic come in from Holdrege, "O" or North 98th Streets as more homes are built. One other consideration is that Moonlight Drive, which provided connectivity, will be temporarily closed where it crosses North 98th Street as the City finishes the section of North 98th Street from Waterford Estates Drive to Holdrege Street. Pam Dingman, County Engineer, appeared and said it would create a dangerous situation if the gate was still up when Moonlight Drive was closed and emergency services needed to access that area. She added it was always the intent to remove the gate when additional development occurred to the south.

Raybould asked how many homes are impacted. DaNay Kalkowski, Attorney for Waterford Estates, said a number of lots are sold and are under construction. It was estimated 15 homes are nearing completion and four have transferred to private ownership along Northern Sky and Southern Sky Roads (see Exhibit D). Raybould asked whether emergency vehicles are able to access those homes from "O" Street. Schroeder said, because of the road closure at North 98th Street and Moonlight Drive, vehicles would have to go back to Holdrege Street and around North 84th Street or back to Holdrege and around North 112th Street. Because of the safety concerns, the gate has been temporarily unlocked and barricaded.

MOTION: Schorr moved and Amundson seconded to direct the County Attorney's Office to prepare a resolution to remove the gate/fence across Linwood Lane for action at the November 18th County Board of Commissioners Meeting. Amundson, Schorr, Raybould and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

7 POTENTIAL LITIGATION - Doug Cyr, Chief Deputy County Attorney;
Richard Grabow, Deputy County Attorney

MOTION: Schorr moved and Amundson seconded to enter Executive Session at 9:52 a.m. for the purpose of protecting the public interest with regards to potential litigation and asked that Todd Wiltgen, Commissioner-elect in District 5, remain for the discussion.

The Chair restated the motion for the record.

ROLL CALL: Schorr, Raybould, Amundson and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

MOTION: Schorr moved and Amundson seconded to exit Executive Session at 10:05 a.m. Raybould, Amundson, Schorr and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

8 ACTION ITEMS

There were no action items.

9 CONSENT ITEMS

There were no consent items.

10 ADMINISTRATIVE OFFICER REPORT

- A. County Board Quarterly Tours
- B. County Board Volunteer Opportunities
- C. Definition of Spouse for Health Insurance
- D. LED Lighting for Community Mental Health Center (CMHC) Parking Lot (\$6,500)

Items A-D were moved forward on the agenda.

11 PENDING

There were no pending items.

12 DISCUSSION OF BOARD MEMBER MEETINGS

- A. Board of Health - Amundson

Amundson said Ebola protocols, proposed revisions to the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards, the Food Safety Program, and a "tabletop exercise" to plan for an Ebola outbreak were discussed at the November 4th meeting. She said the October 14th meeting focused on Hazardous Materials Emergency Response Team activities, National Incident Management System (NIMS) training and the "Heroes Program" which is affiliated with the "Teach a Kid to Fish" Program (prevent and reduce childhood obesity).

B. District Energy Corporation (DEC) - Hudkins, Schorr

Hudkins said they discussed operations and the budget. He said their new bond counsel informed them the U.S. Securities and Exchange Commission (SEC) has changed their rules, which will be applied back to 2010. Hudkins noted the DEC issued bonds in 2010 and 2013 and said they followed the rules that were in existence at that time. They are now required to report any material changes in operation. He said bond prices fluctuated during that period and the DEC's bond rating went from AA+, down to AA, and back up to a AA+. The DEC did not report those changes, believing it did not materially change the value of their bond. Hudkins said their new bond counsel gave them three options: 1) Do nothing; 2) Self-report they did not comply with the SEC regulations and report substantial changes in operation; 3) Send a letter to the SEC before December 1, 2014 explaining why they did not comply. He said Emily Koenig, Manager, Financial Planning, Analysis, Rates for Lincoln Electric System (LES) and Financial Manager for DEC; and Laura Kapustka, Chief Financial Officer (CFO), LES, advised the DEC to take Option 2 because the Bank of America, which issued the bonds, has already reported the DEC's change in bond rating and the fact that the DEC neglected to attach State of Nebraska financials to one of the bond reports to the SEC. Hudkins said self-reporting would limit the fine but said the downside is the DEC would have to carry a notation on their bonds for five years, without any explanation. He said he and two other members of the DEC voted for Option 3, feeling they were minor infractions.

Schorr said she plans to ask for reconsideration of the action at the next meeting, noting Kevin Wailes, Administrator and Chief Executive Officer (CEO), LES; Doug Bantam, DEC Administrator and LES Chief Operating Officer (COO); Laura Kapustka, CFO, LES; Emily Koenig, Manager, Financial Planning, Analysis, Rates for LES and Financial Manager for DEC; Dan Dixon, Project Manager, DEC; Shelley Sahling-Zart, Vice President and General Counsel, LES; Steve Likes and John Petr, attorneys with the Kutak Rock Law Firm; all recommended the self-reporting option. **NOTE:** The two attorneys are serving as bond counsel for the DEC. She said she also discussed the matter with Dennis Meyer, Lancaster County Budget and Fiscal Officer, and he indicated he would have recommended the self-reporting option as well.

Hudkins said his decision was based on advice from the prior bond counsel. He said the new bond counsel informed them that self-reporting was probably the "safest approach" but indicated the DEC has not done anything materially wrong.

Raybould stated, as a business person, it is always in your best interest to self-report and make corrections. She said having the notation may not alter the DEC's bond ratings.

Hudkins said if the SEC responds to the DEC's letter that it will not accept the explanation, the DEC would still have the option to self-report. Schorr said it is highly unlikely the DEC would receive a response before the December 1st deadline. Eagan said the legal costs to defend the DEC would be enormous. Raybould said there would also be penalties and fines for failure to self-report.

Hudkins noted the DEC will likely call a special meeting to address the issue. He said he would like to do the will of the Board, acknowledging the Board may not have the authority to give him and Schorr direction. Amundson and Raybould both indicated they favor the self-reporting option. Hudkins said then that is the direction they will take.

C. Veteran Support Initiative Joint Task Force Meeting - Schorr

Schorr said there was a panel of experts that represented basic needs, faith-based coalition, behavioral health services, education, economic development, and the legal component discussed veterans initiatives in their particular fields. She noted the federal government has allocated funds for one position, per state, to help identify veterans so they can be connected to services.

D. Region V Governing Board - Smoyer

No report.

E. Human Services Joint Budget Committee (JBC) - Raybould, Schorr

Schorr said they discussed the funding cycle for the Keno Prevention Fund.

F. Air Pollution Control Advisory Board - Hudkins

Hudkins said they reviewed proposed fee changes.

G. Chamber Coffee - Amundson, Smoyer

Amundson said she was unable to attend.

H. Lincoln Public Safety Project Committee - Schorr

Schorr said they discussed funding options for the 911 System (including replacement of the radio system), construction of two new fire stations and the relocation of two other fire stations. She said she anticipates a proposal will be brought forward for the May ballot.

There was consensus to schedule discussion of the 911 System and replacement of the radio system with Tom Casady, City Public Safety Director, on a future agenda.

I. York Women's Prison Visit - Amundson, Schorr

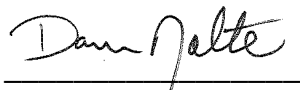
Amundson said they visited the Nebraska Correctional Center for Women in York, Nebraska and sat in on a class that assists inmates in transitioning into the community workforce (how to apply for jobs, set up a resume, answer interview questions, etc.). Schorr noted the program is also offered in the Lancaster County Adult Detention Facility (LCADF).

13 EMERGENCY ITEMS AND OTHER BUSINESS

Hudkins said he accepted an award on behalf of Lancaster County from the Sports Council for participation in the 2015 State Games of America. **NOTE:** Lincoln will host the event July 28-August 2, 2015. He said he would like to present it to Jeff Maul, Lincoln Convention and Visitors Bureau (CVB) Executive Director, at the November 18, 2014 County Board of Commissioners Meeting.

14 ADJOURNMENT

MOTION: Raybould moved and Schorr seconded to adjourn the meeting at 10:35 am. Amundson, Schorr, Raybould and Hudkins voted aye. Smoyer was absent from voting. Motion carried 4-0.

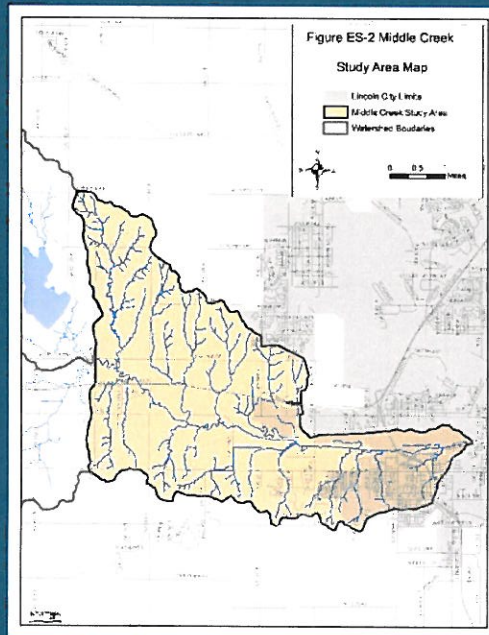


Dan Nolte
Lancaster County Clerk

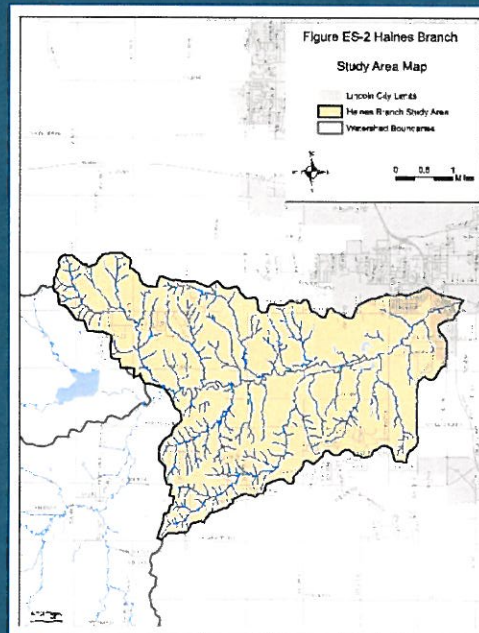




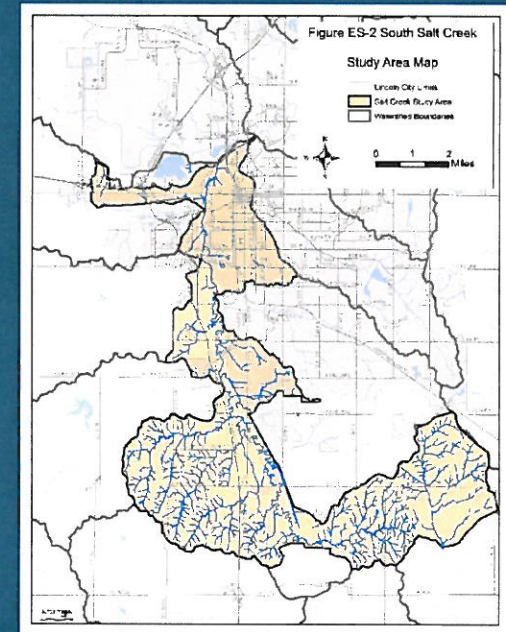
Salt Creek South Tributaries Watershed Master Plan



Middle Creek
Study Area



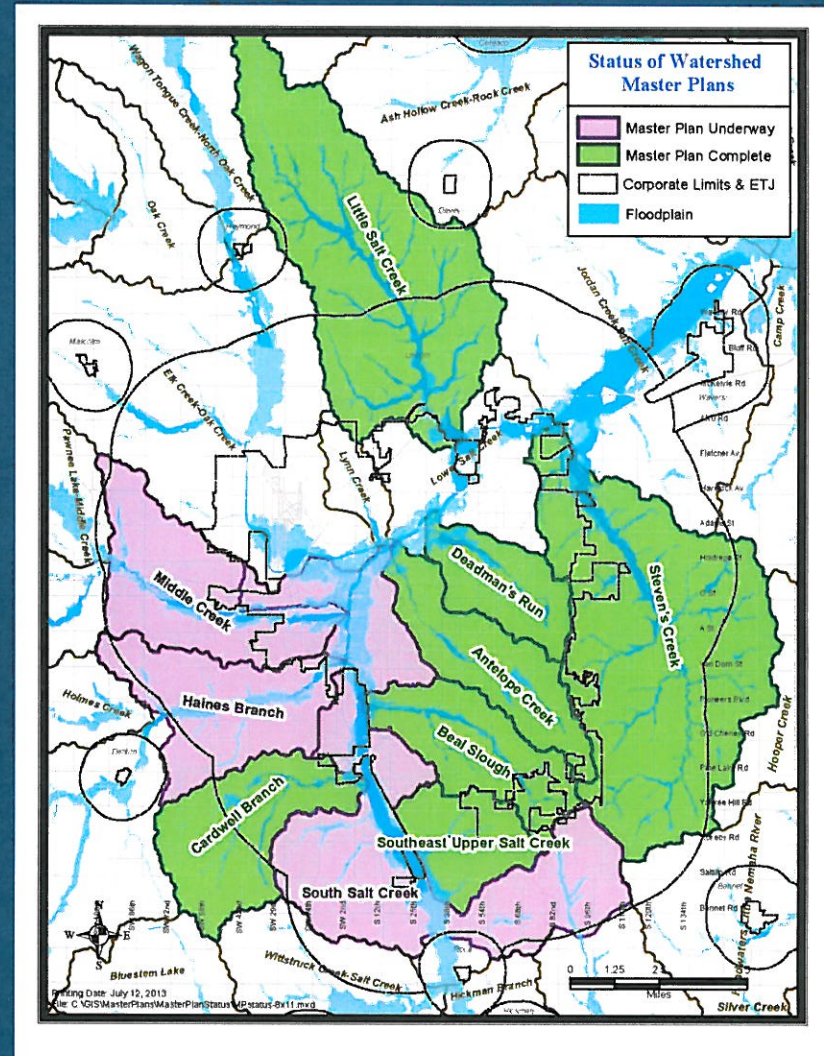
Haines Branch
Study Area



South Salt Creek
Tributaries

Watershed Master Planning

- City/NRD Planning Effort
- Watershed Master Plans Completed
 - Antelope Creek
 - Beal Slough
 - Cardwell Branch
 - Deadmans Run
 - Little Salt Creek
 - SE Upper Salt Creek
 - Steven's Creek
- Overall Goals
 - Unified Master Plan
 - Integrate Public Input



Salt Creek South Tributaries Watershed Master Plan

Goals & Objectives

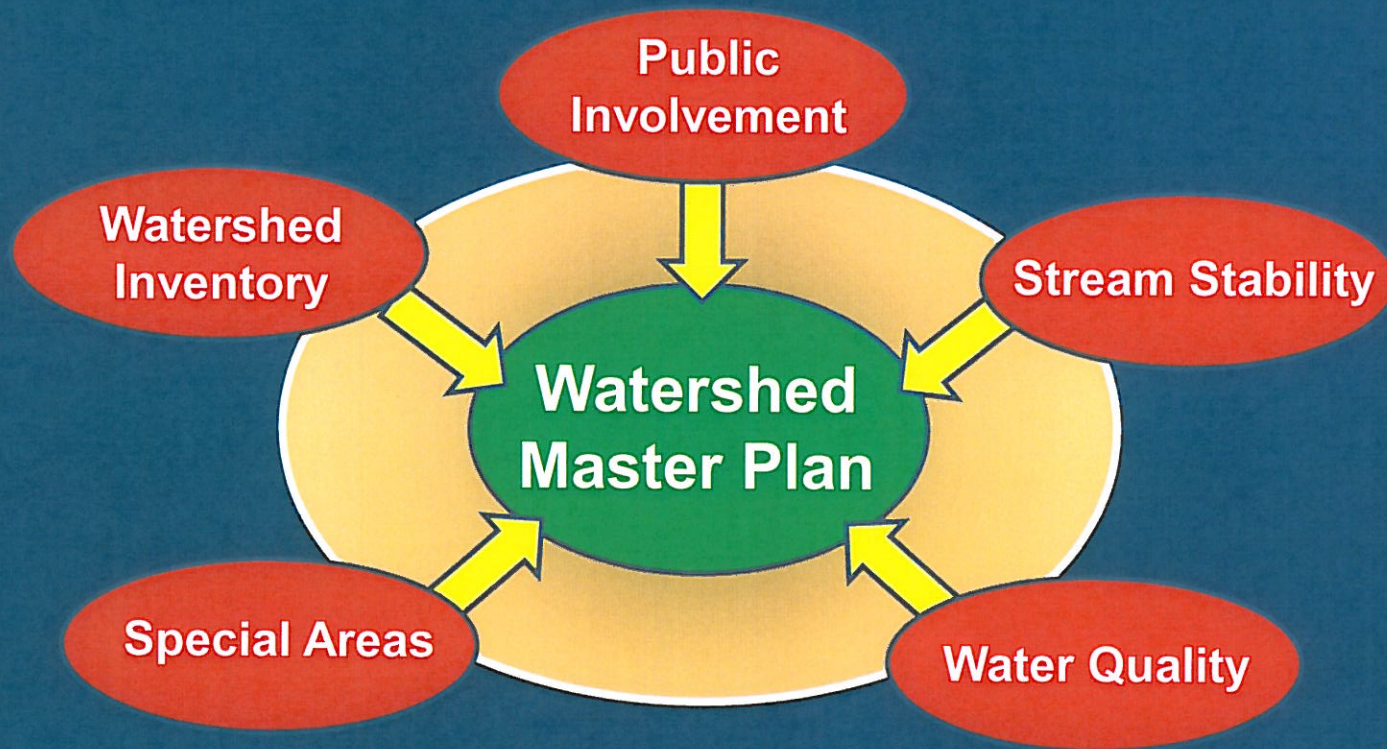
Goal - Develop planning tools and capital improvement projects to address water quality, stream stability and provide guidance for sustainable future urban growth in the watershed

Study Objectives

- **Maintain a Proactive Public Involvement process**
- **Identify needed CIPs for water quality and stream stability**
- **Quantify pre-development hydrologic conditions for sub-basins with potential future developments.**
- **Identifies special or unique areas in the watershed**
- **Indicates what, if any, affect these special areas have on the Watershed CIPs.**

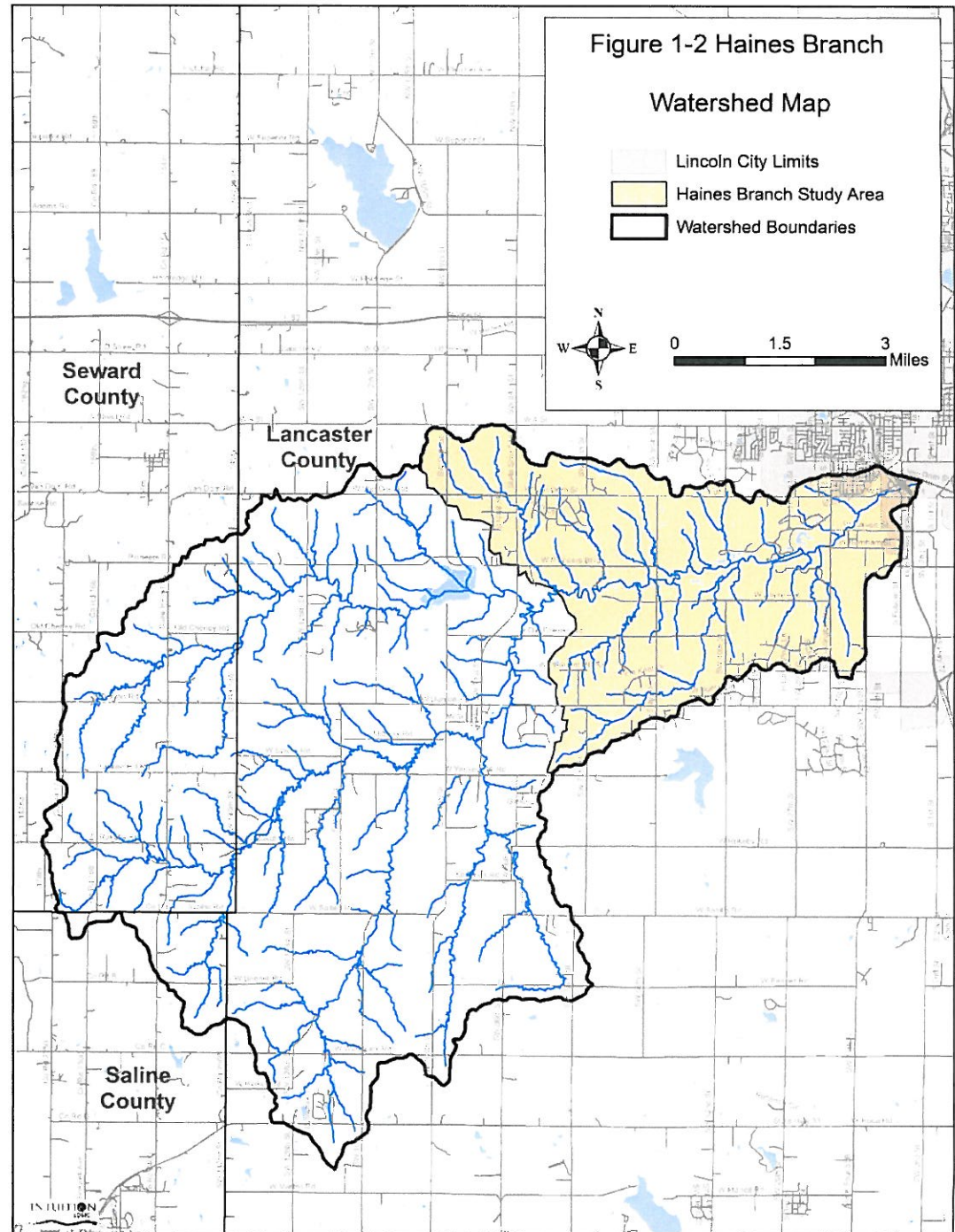
Salt Creek South Tributaries Watershed Master Plan

Major Study Components



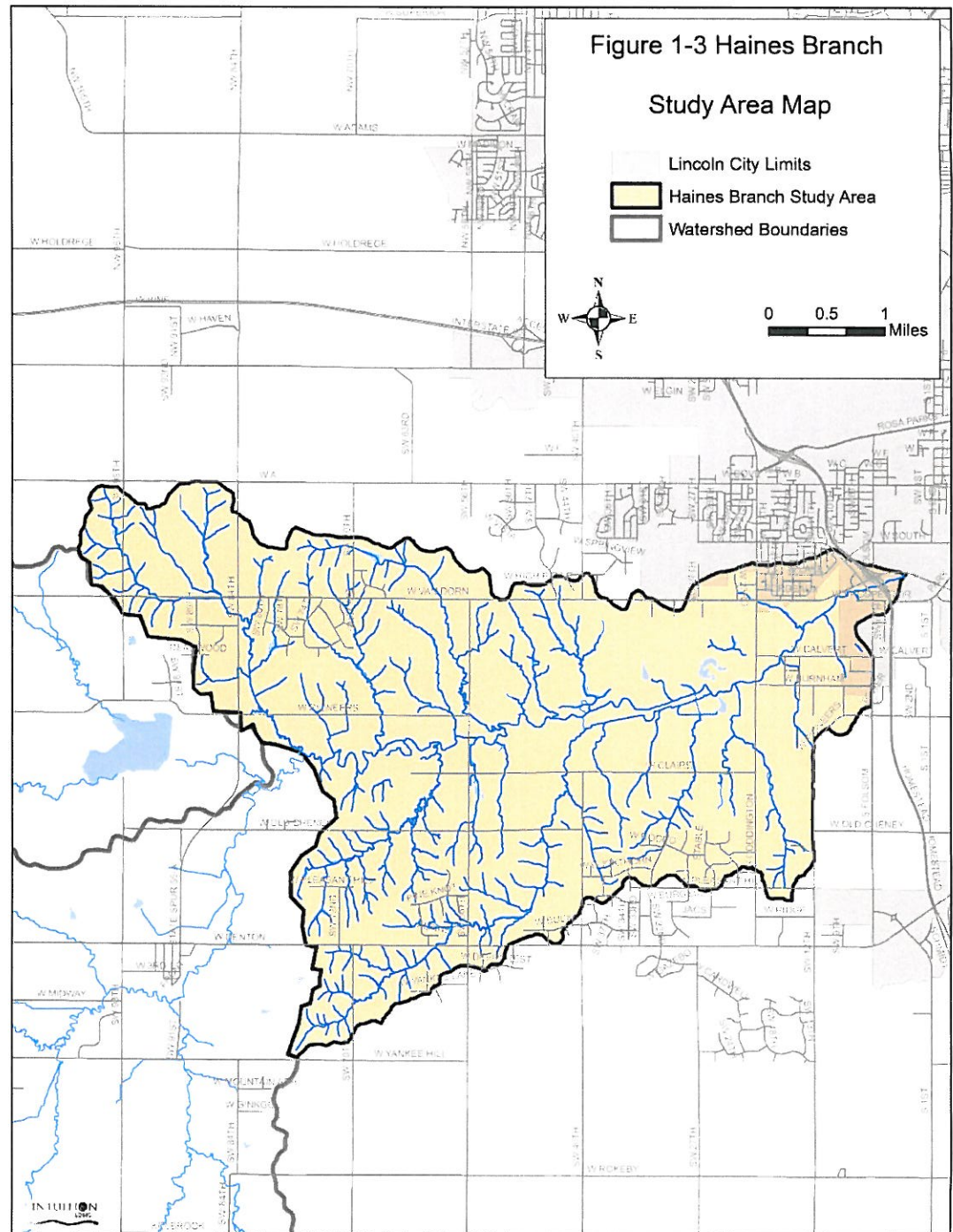
Haines Branch Watershed Study Area

- 69 Square Miles Watershed
- 17 Square Miles Study Area



Haines Branch Study Area Characteristics

- 17 Square Miles Study Area
- Over 93 Miles of Stream
- The majority of the study area is south of W A St and north of W Yankee Hill Rd
- The limits of the study area were determined based upon the limits of the current Extraterritorial Jurisdiction (ETJ).



- **10 Stream Stability Projects**
 - **8 Grade Control Projects**
 - **2 Bank Stabilization Projects**



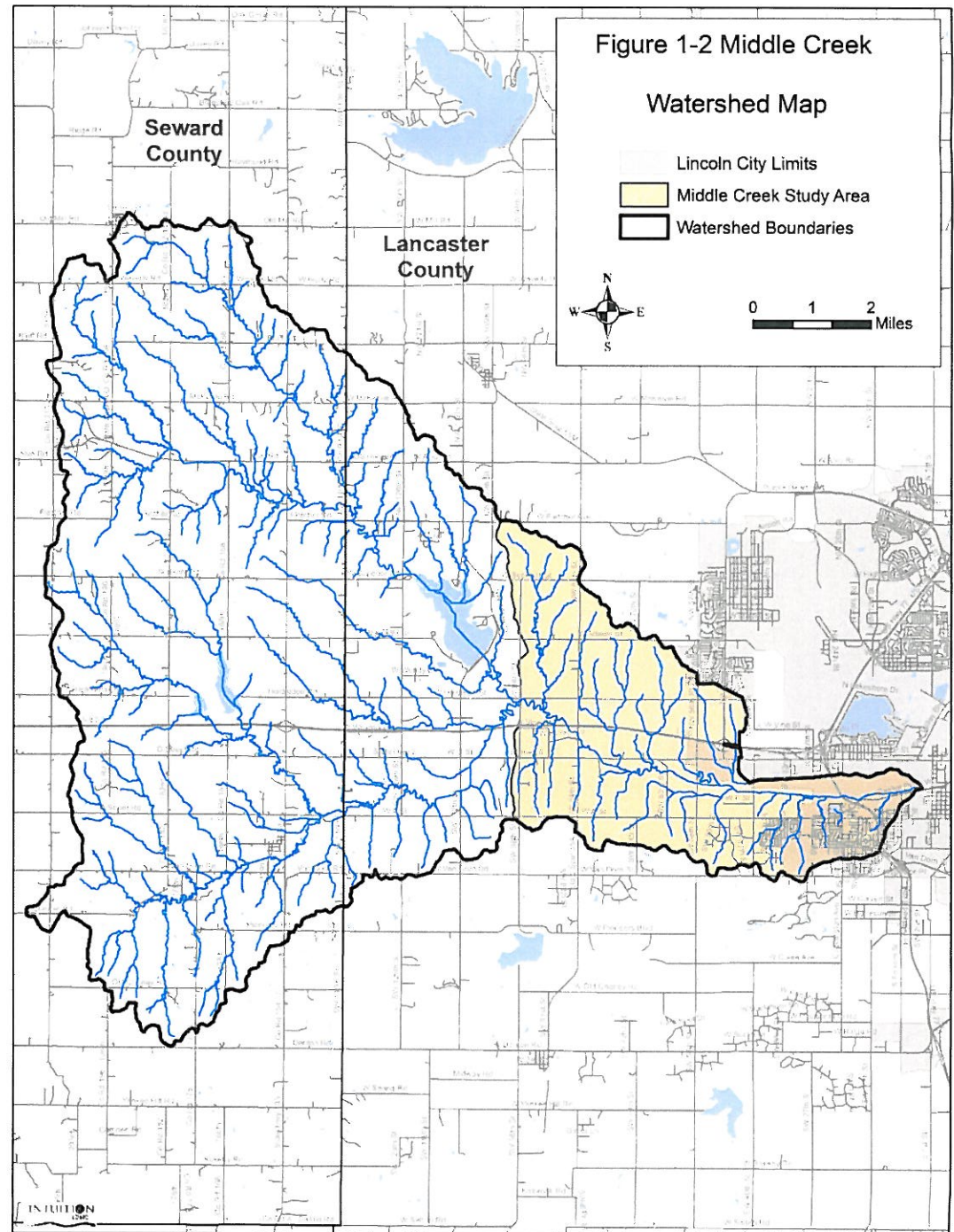
Haines Branch

Capital Improvement Projects

Project Name	Project Type	Priority Score	Project Ranking	Project Cost
HB 01	Grade Control	230	2	\$195,000
HB 02	Bank Stabilization	235	1	\$480,000
HB 03	Grade Control	215	5	\$124,000
HB 04	Grade Control	215	4	\$167,000
HB 05	Grade Control	215	6	\$186,000
HB 06	Grade Control	190	8	\$150,000
HB 07	Grade Control	190	9	\$224,000
HB 08	Bank Stabilization	200	7	\$145,000
HB 09	Grade Control	225	3	\$276,000
HB 10	Grade Control	190	10	\$173,000
			Total	\$2,340,000

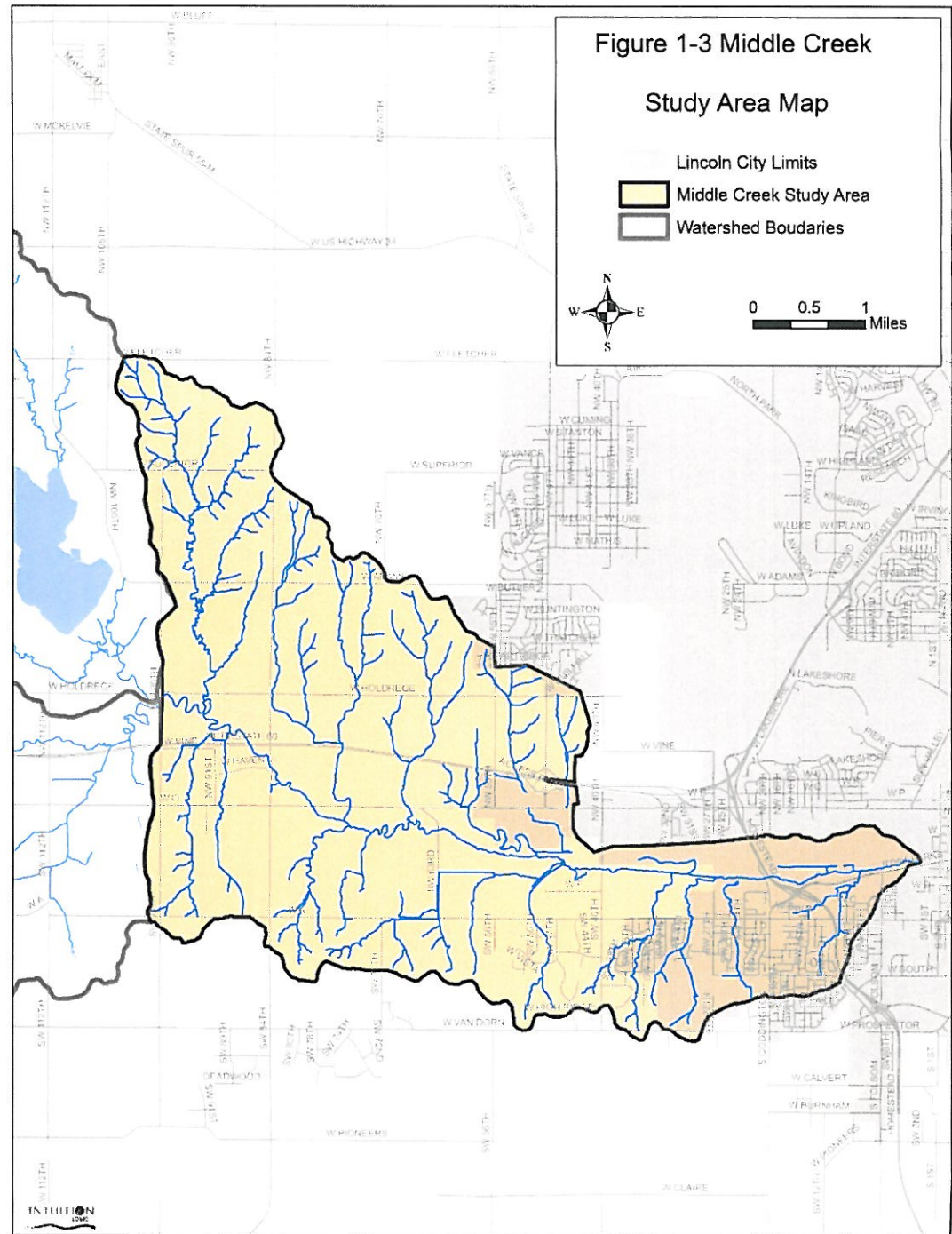
Middle Creek Watershed Study Area

- 99 Square Miles Watershed
- 19 Square Miles Study Area



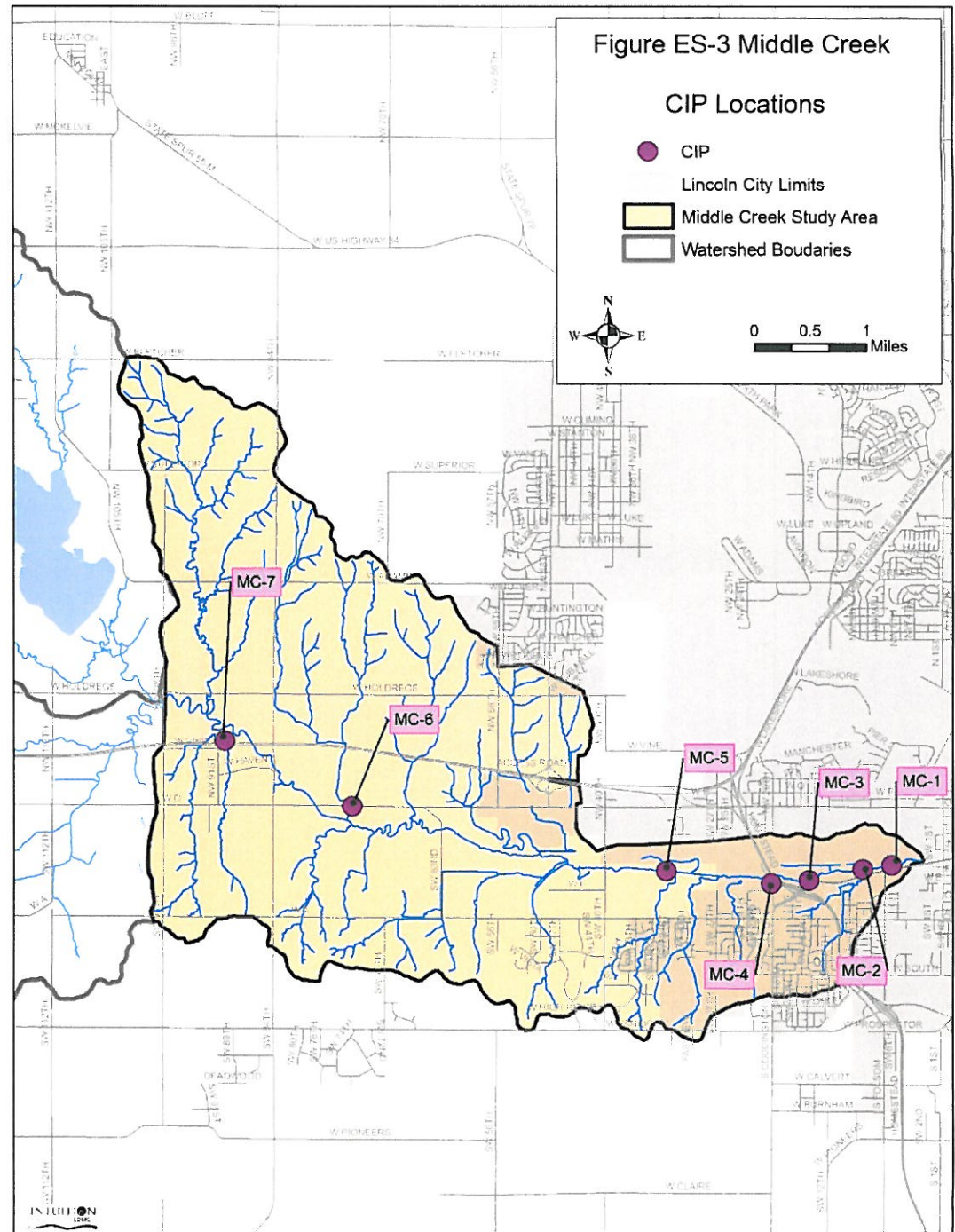
Middle Creek Study Area Characteristics

- 19 Square Miles Study Area
- Over 81 Miles of Stream
- The study area extends from the upper study limits at SW 98th St to its confluence with Salt Creek located just east of the Highway 77 and Rosa Parks Way Interchanged
- The limits of the study area were determined based upon the limits of the current Extraterritorial Jurisdiction (ETJ).



Middle Creek Capital Improvement Projects

- 7 Stream Stability Projects
 - 4 Grade Controls
 - 1 Bank Stabilization
 - 1 Stilling Basin
 - 1 Pipe Outfall Erosion Control

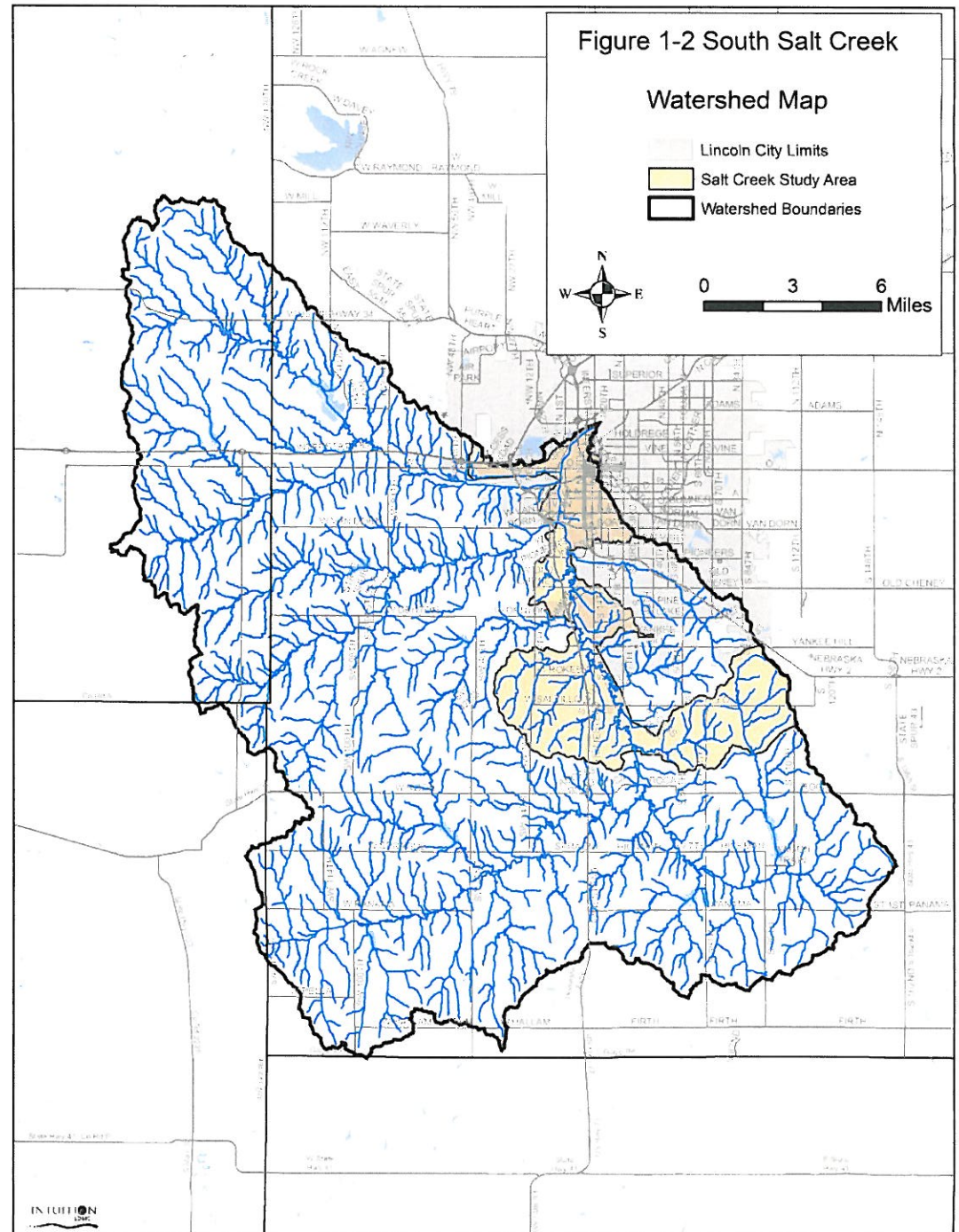


Middle Creek Capital Improvement Projects

Project Name	Project Type	Priority Score	Project Ranking	Project Cost
MC 1	Grade Control	220	2	\$ 146,000
MC 2	Grade Control	195	7	\$ 87,000
MC 3	Pipe Outfall Erosion Control	220	4	\$ 129,000
MC 4	Bank Stabilization	250	3	\$ 175,000
MC 5	Grade Control	210	5	\$ 590,000
MC 6	Stilling Basin	200	6	\$ 287,000
MC 7	Grade Control	240	1	\$ 297,000
			Total	\$ 1,711,000

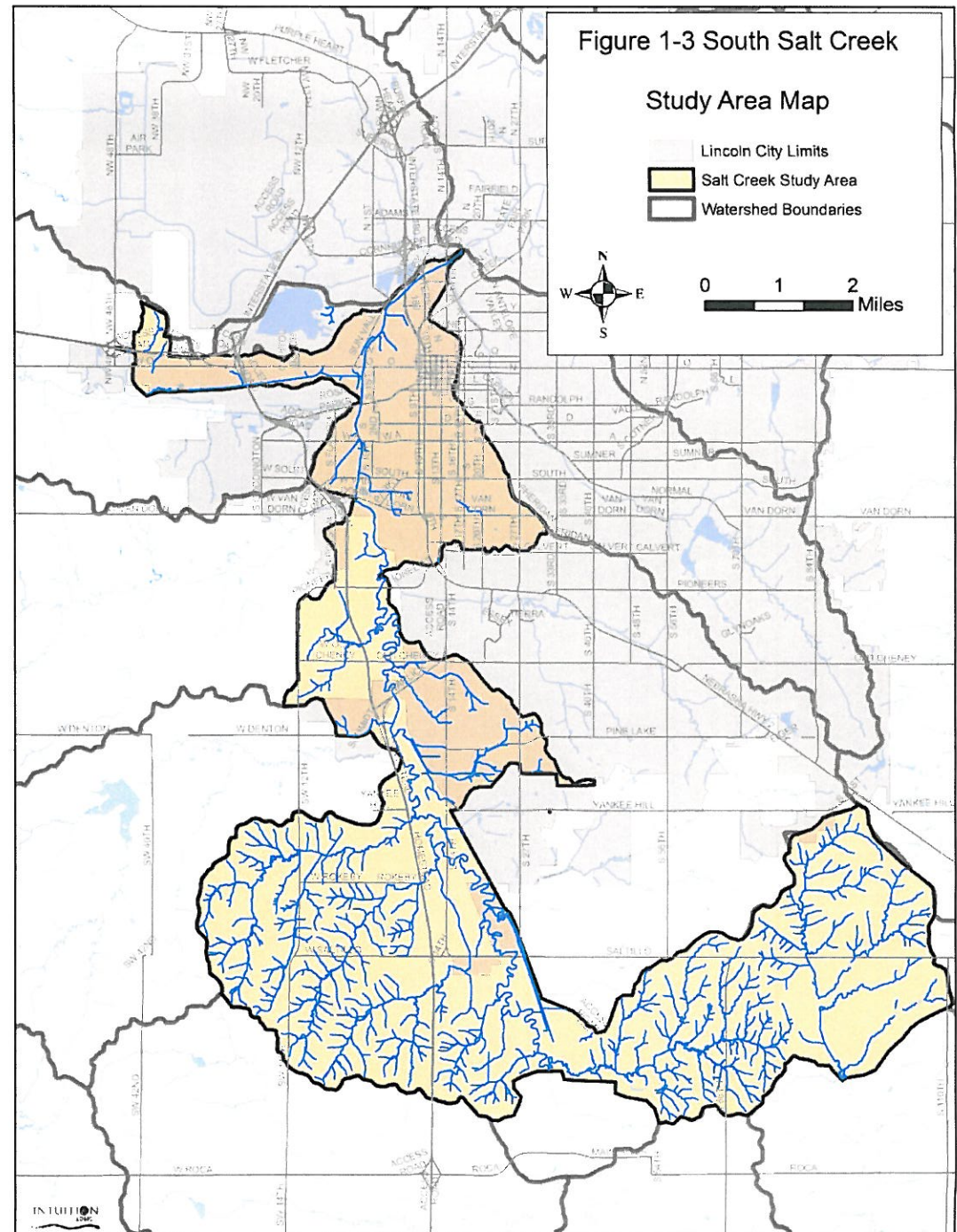
South Salt Creek Watershed Study Area

- 411 Square Miles Watershed
- 53 Square Miles Study Area



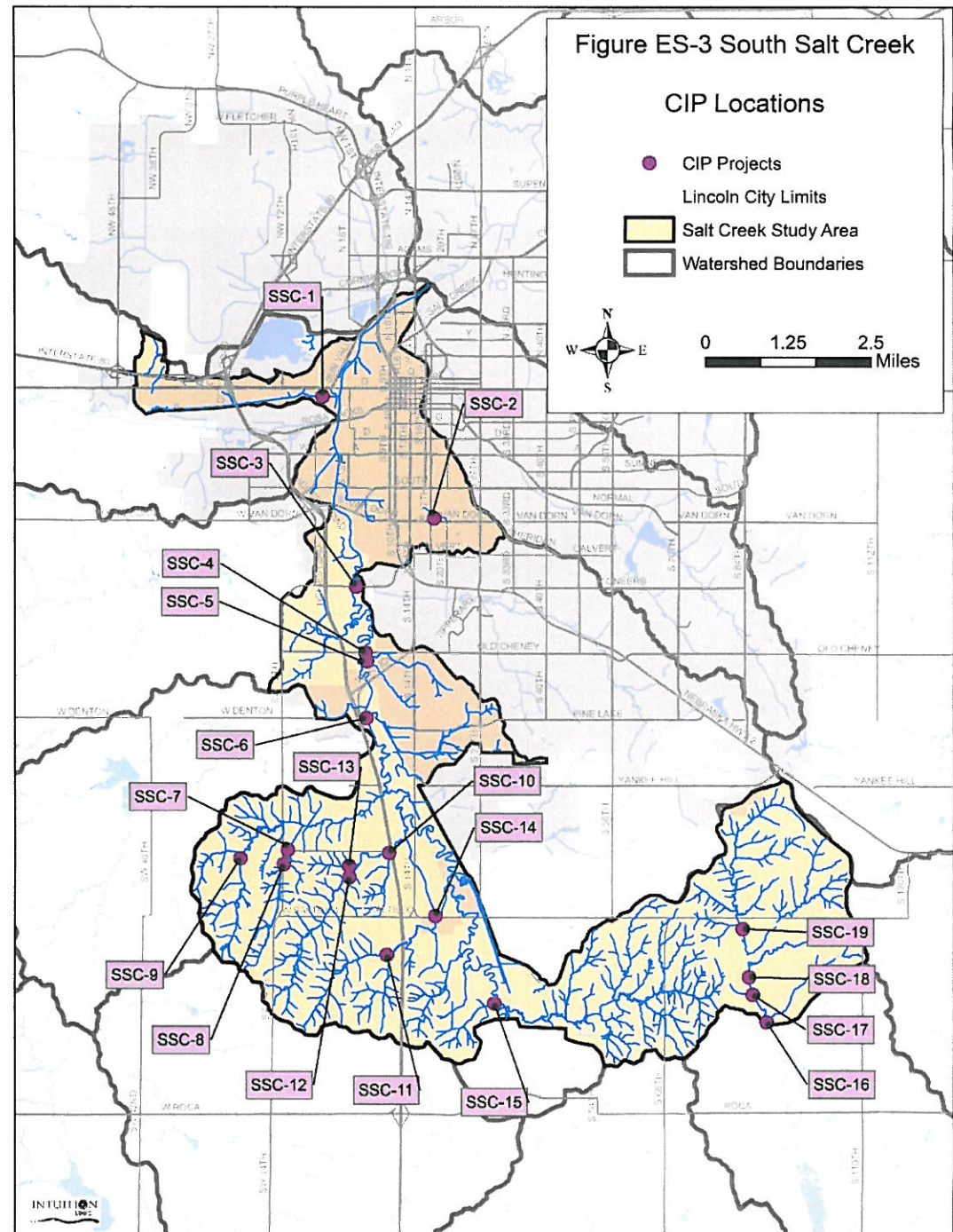
South Salt Creek Study Area Characteristics

- 53 Square Miles Study Area
- Over 90 Miles of Stream
- The Study Area extends from the upper study limits at W Roca Rd to its' confluence with Oak Creek located just to the southeast of the Cornhusker Highway and I-180 Interchange.
- The limits of the study area were determined based upon the limits of the current Extraterritorial Jurisdiction (ETJ).



South Salt Creek Capital Improvement Projects

- 19 Stream Stability Projects
 - 13 Grade Control Projects
 - 5 Stilling Basin Projects
 - 1 Bank Stabilization



South Salt Creek Capital Improvement Projects

Project ID	Project Description	Priority Score	Project Ranking	Project Cost
SSC-1	Grade Control	200	9	\$239,000
SSC-2	Bank Stabilization and Grade Control	230	4	\$370,000
SSC-3		230	6	\$482,000
SSC-4	Grade Control	230	5	\$437,000
SSC-5	Grade Control	330	1	\$325,000
SSC-6	Grade Control	290	3	\$468,000
SSC-7	Stilling Basin	190	15	\$190,000
SSC-8	Stilling Basin	200	10	\$162,000
SSC-9	Grade Control	190	16	\$105,000
SSC-10	Grade Control	190	18	\$107,000
SSC-11	Grade Control	200	11	\$201,000
SSC-12	Stilling Basin	200	12	\$197,000
SSC-13	Stilling Basin	200	13	\$156,000
SSC-14	Stilling Basin	210	7	\$137,000
SSC-15	Grade Control	195	14	\$129,000
SSC-16	Grade Control	310	2	\$273,000
SSC-17	Grade Control	190	19	\$136,000
SSC-18	Grade Control	210	8	\$78,000
SSC-19	Grade Control	190	17	\$85,000
Total				\$6,698,000

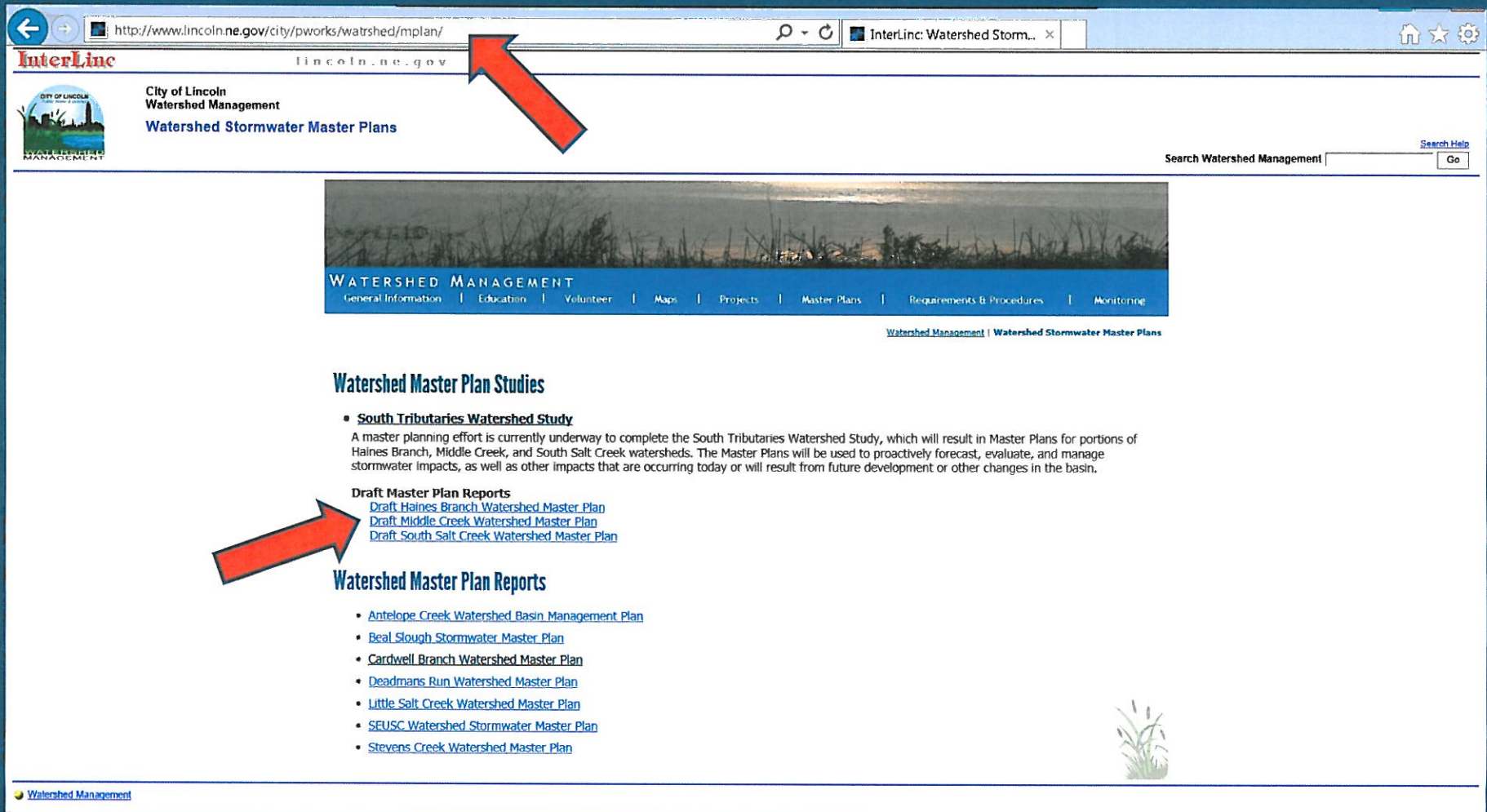
Other Improvement Recommendations

- Monitoring of potential problem areas
- Culvert Analysis
- Private Projects – relating to privately owned structures
- Utilities – pipelines and other utility infrastructure



Salt Creek South Tributaries Watershed Master Plans *Project Websites*

<http://www.lincoln.ne.gov/city/pworks/watershed/mplan>



InterLine
lincoln.ne.gov

City of Lincoln
Watershed Management
Watershed Stormwater Master Plans

Search Watershed Management [Search Help](#)

WATERSHED MANAGEMENT
General Information | Education | Volunteer | Maps | Projects | Master Plans | Requirements & Procedures | Monitoring

[Watershed Management](#) | [Watershed Stormwater Master Plans](#)

Watershed Master Plan Studies

- **South Tributaries Watershed Study**
A master planning effort is currently underway to complete the South Tributaries Watershed Study, which will result in Master Plans for portions of Haines Branch, Middle Creek, and South Salt Creek watersheds. The Master Plans will be used to proactively forecast, evaluate, and manage stormwater impacts, as well as other impacts that are occurring today or will result from future development or other changes in the basin.

Draft Master Plan Reports
[Draft Haines Branch Watershed Master Plan](#)
[Draft Middle Creek Watershed Master Plan](#)
[Draft South Salt Creek Watershed Master Plan](#)

Watershed Master Plan Reports

- [Antelope Creek Watershed Basin Management Plan](#)
- [Beal Slough Stormwater Master Plan](#)
- [Cardwell Branch Watershed Master Plan](#)
- [Deadmans Run Watershed Master Plan](#)
- [Little Salt Creek Watershed Master Plan](#)
- [SEUSC Watershed Stormwater Master Plan](#)
- [Stevens Creek Watershed Master Plan](#)

[Watershed Management](#)

Health Insurance Changes to Include Same Sex Legally Married Couples in Other States

Requires a simple administrative amendment to eligibility using the wording, “any legal marriage”. Is treated similarly to any change in status from single to married. Does however, require 1099 reporting. Requires email notice to go out and perhaps extending the enrollment period by one week, if necessary. Increase in enrollment will be negligible based on City of Lincoln numbers.

Here is a partial list of companies that have already enacted this change.

Omaha – most major employers have adopted this language of extending health insurance to same sex married couples

Public Sector

City of Omaha
Douglas County
Omaha Public Schools
Elkhorn Public Schools

Private Sector

ConAgra
Union Pacific
First National Bank
Woodmen of the World
Creighton University

Lincoln – most major employers have adopted this language of extending health insurance to same sex married couples

Public Sector

City of Lincoln
Lincoln Public Schools
University of Nebraska (+ 1 plan)

Private Sector

Most companies in Lincoln including ours

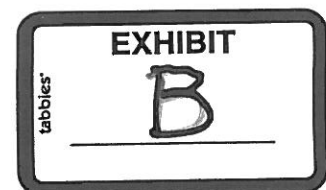
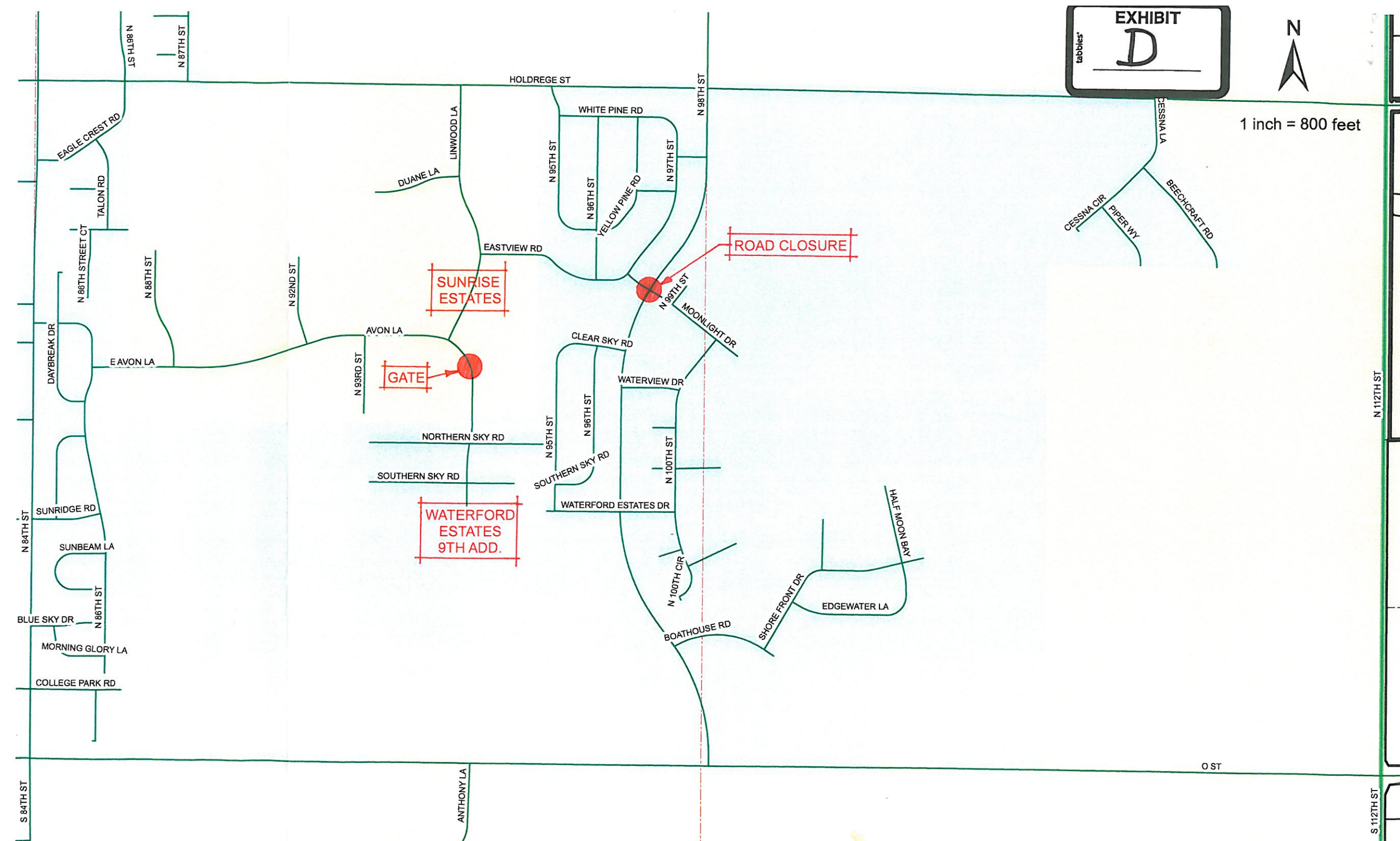


EXHIBIT
D



1 inch = 800 feet





1 inch = 300 feet

Sunrise Estates

Gate

*vacated Sunny Slope Rd
(Pavement removed)*

*Waterford Estates
9th Add.*

N 92ND ST

N 93RD ST

AVON LA

LINWOOD LA

NORTHERN SKY RD

SOUTHERN SKY RD

SOUTHERN SKY CIR

LINWOOD LA

EASTVIEW RD

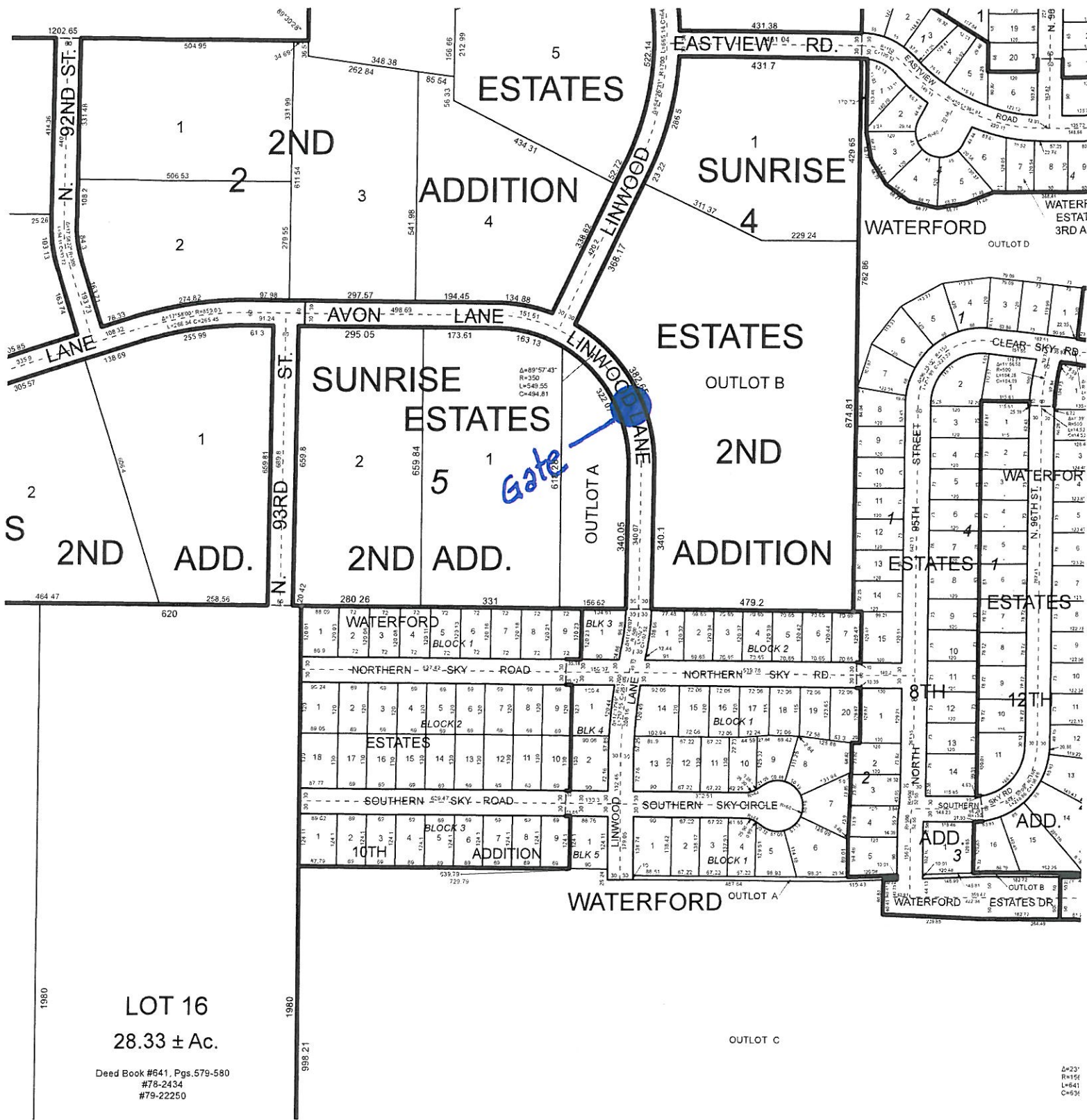
N 96TH ST

CLEAR SKY RD

N 95TH ST

SOUTHERN SKY RD

WATERFORD ESTATES DR



LOT 16
28.33 ± Ac.

Deed Book #641, Pgs. 579-580
#78-2434
#79-22250

Δ=23'
R=156'
L=641'
C=53'

Sunrise Estates



Looking North
Looking South



Looking NW
Looking SE