

Memorandum

To: Finance, Expenditures and Legal Subcommittee

From: Martin P. Cleveland

Subject: Account Over 110%, Maintenance, Levees – Attorney Fees
(#01 03 4392-591)

Date: June 17, 2021

District policy 7.5 FEL Subcommittee – Budgetary Oversight states, “If, at any time during the fiscal year, the District expenditures from any budgetary account, for which more than \$10,000 was budgeted for that fiscal year, exceed the amount budgeted by more than 10%, the Chairperson of the FEL Subcommittee may call a meeting of such Subcommittee to consider recommendations to the Board with respect to such accounts.”

Pursuant to this policy the following account is submitted for review:

1. Account #01 03 4392-591 Maintenance, Levees – Attorney Fees
2. Budget: \$28,000
3. Anticipated Account Status with June expense: \$30,965.50 (110.6%)

The Maintenance, Levees – Attorney Fees category is used for any legal services related to levee projects, primarily for existing projects.

There have been a wide variety of legal services required for this budget account in Fiscal Year 2021, such as preparing Interlocal Agreement with City of Omaha for Little Papio Channel Culverts Rehabilitation, updating permit forms for occupation of levee right-of-way (ROW), preparing ROW licenses for culvert rehabilitation, and preparing a new permit form for levee/channel access.

Management recommends that the Subcommittee recommend to the Board that Account #01 03 4392-591 – Maintenance, Levees, Attorney Fees be allowed to exceed 110% of the budgeted amount up to a maximum of \$31,000.00.