

Agenda Item: 6.

MEMORANDUM

TO: Finance, Expenditures and Legal Subcommittee

FROM: Eric Williams, Natural Resources Planner

SUBJECT: Elkhorn River/240th Street Streambank Stabilization Project
Account Over 110% (01-03-547-4392)
Attorney Fees & Legal Costs

DATE: May 6, 2015

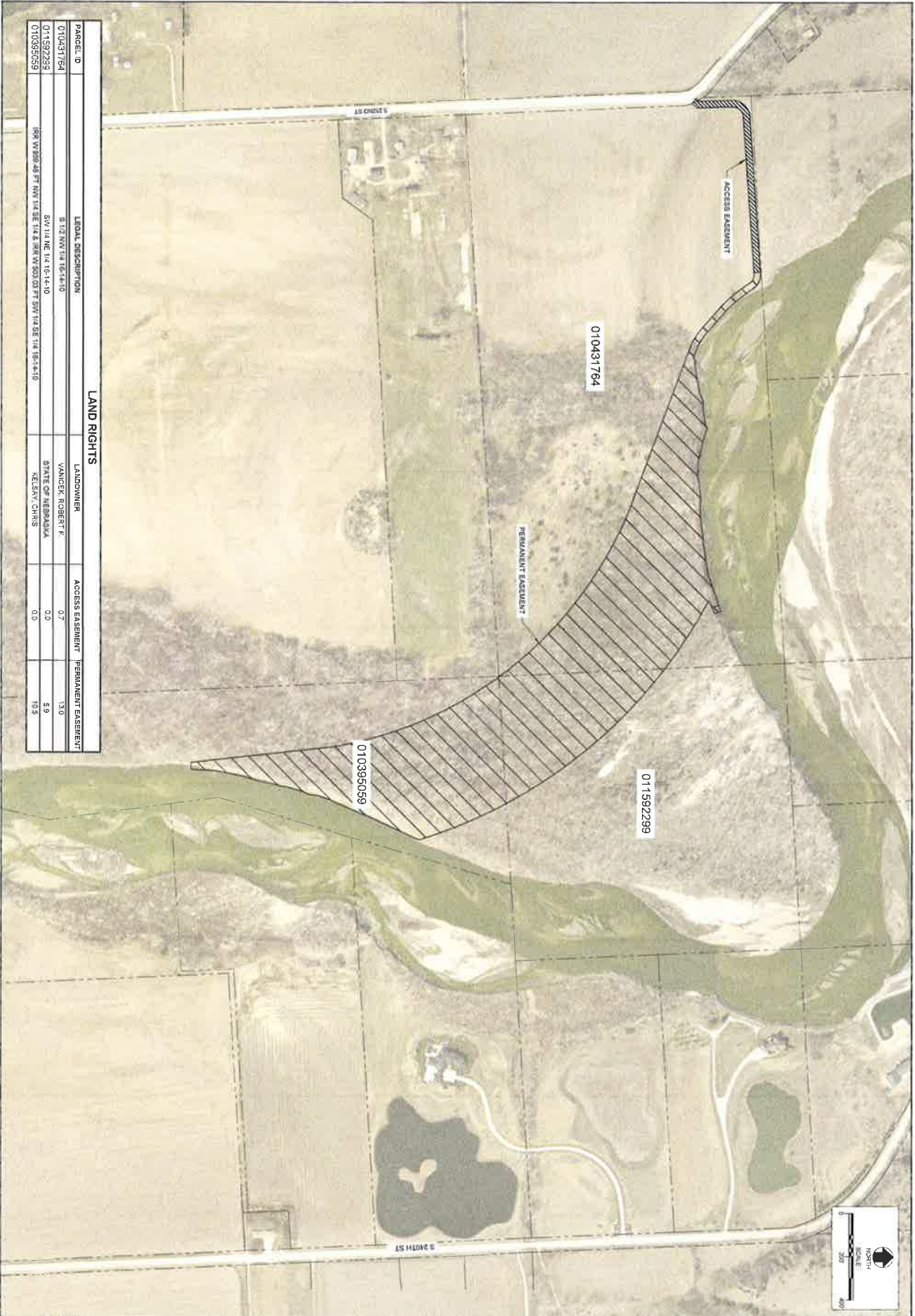
The Papio-Missouri River NRD and Sarpy County are proposing stream bank stabilization work along the Elkhorn River in order to prevent a portion of 240th Street from being threatened and/or lost to foreseeable and continued Elkhorn River Bank Erosion. This project is generally located along the Elkhorn River southwest of 240th Street and Harrison Street, Sarpy County, Nebraska.

Due to a sharp bend in the Elkhorn River, this area of the river is determined to be unstable and continued erosion or channel migration is expected. Based on the radius of the curve and the channel width, it is expected that this section will naturally form a cutoff in the future if no corrective action is taken. To help control this event and to protect 240th Street, a pilot channel with bank stabilization has been designed.

Attorney Fees & Legal Costs for this project were budgeted at \$10,000 and to date have been \$12,570.

Environmental agency coordination and land acquisition efforts have exceeded expectations for staff and legal counsel. When budgeted for FY 2015, costs were based on an expectation of limited time spent on these two issues. If the project proceeds rapidly before July 2015, the total for this account could increase to an estimated \$18,000.

It recommended by Management that the FEL Subcommittee recommend to the Board of Directors, that Account No. 01-03-547-4392 Streambank Stabilization, Attorney Fees & Legal Costs be allowed to exceed 110% of the budgeted amount.



LAND RIGHTS				
PARCEL ID	LEGAL DESCRIPTION	LANDOWNER	ACCESS EASEMENT	PERMANENT EASEMENT
010431764	S 1/2 NW 1/4 16-14-10	VANIGER, ROBERT F.	0.7	13.0
011592299	S 1/4 NE 1/4 16-14-10	STATE OF NEBRASKA	0.0	5.9
010399059	1/4 NW 20th ST RWY 1/4 SE 1/4 8 SW 1/4 20th ST SW 1/4 SE 1/4 16-14-10	NELSON, CHRIS	0.0	10.2

LAND EASEMENT MAP		REV.	REVISIONS	BY	DATE	ENGINEER'S SEAL
PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT ELKHORN RIVER 240TH STREET BANK STABILIZATION						
SARPY COUNTY, NEBRASKA		2014				

