

Agenda Item: 9.C.

MEMORANDUM

TO: Finance, Expenditure and Legal Subcommittee

FROM: Martin P. Cleveland, P.E., Construction Engineer

SUBJECT: Account Over 110%
Account #01-03-590-4392
Maintenance, Dams – Attorney Fees

DATE: November 30, 2015

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.”

The referenced account is submitted for review:

1. Account #01-03-590-4392 (Maintenance, Dams –attorney fees)
2. Budget: \$20,000
3. Anticipated Account Status with October expense: \$22,115.61 (110.6%)

District counsel has spent considerable time since July 1, 2015 on Papio Creek Watershed PL566 W-3 Structure- John F. Camden Family Trust right-of-way activities, such as preparing and filing eminent domain for easements, Board of Appraisers presentation preparation and attendance at the hearing, landowner meeting, etc. This work has accounted for most of \$22,115.61 in expenses.

It is recommended by Management that the Subcommittee recommend to the Board of Directors that the following account be allowed to exceed 110% of the budgeted amount: #01-03-590-4392, Maintenance, Dams – Attorney Fees.