

Updated: April 9, 2004

**Finance, Expenditure & Legal
Subcommittee Meeting
April 13, 2004
7:00 p.m.
Agenda**

Finance, Expenditure & Legal Subcommittee Members:

Melissa Gardner, Chairperson
Dick Connealy, Vice-Chairperson
John Conley
Barb Nichols
Jim Thompson

Alternate Members: Joe Neary
Pete Rubin

Staff Liaison: Jim Becic
Martin Cleveland
Jack Lawless
Dick Sklenar
Trent Heiser *

1. Meeting Called to Order – Chairperson Gardner
2. Quorum Call
3. Adoption of Agenda
4. Proof of Publication of Meeting Notice
5. Review and Recommendation on Request for Payment from SID 425 (Newport Landing) – Steve Oltmans and Paul Woodward
6. Review and Recommendation on Water Tower Property Acquisition for Washington County Rural Water Project #2 [*Executive Session Recommended*]– Dick Sklenar
7. Other Items of Interest
8. Adjourn

Memorandum

To: PPO Subcommittee

From: Paul Woodward, Water Resources Engineer

Date: April 5, 2004

Re: Final Payment to Horgan Development Company

On June 12, 2003, the Board approved the enclosed Third Amendment to the Amended Agreement with Horgan Development Company (HDC) and Sanitary and Improvement District No. 425 (SID 425). According to this agreement, the District is to pay HDC their final payment of \$345,600 within 60 days after letting a contract to construct the Trail System and Fishing Facilities at Newport Landing/Bennington Lake (Dam Site 6). Funds for this payment were not included in the District's FY 04 budget because it was not anticipated that construction for these public facilities would begin until 2005.

However, the District received the enclosed request for final payment from HDC on March 11, 2004 stating that contracts had been let for both the trail and fishing pier construction. District staff has considered this request with respect to our current budget. Upon investigation, sufficient funds for this payment previously set aside for a new public/private partnership at another Papio Dam site would be available.

In summary, HDC has requested the final payment of \$345,600 from the District for public improvements made at Newport Landing/Bennington Lake in accordance with the amended agreement. This final payment would raise the total NRD dollars spent on Dam Site 6 to \$2,845,600.

Management recommends that the Subcommittee recommend to the Board that the General Manager be authorized to release the final payment of \$345,600 to Horgan Development Company for the completion of public improvements at Dam Site 6 previously agreed upon.

Memo regarding Water Tower Property Acquisition for Washington County Rural Water Project #2 will be posted as soon as it is available.