

9. Review and Recommendation on Little Papio Channel Project (Center St. to Mercy Rd) Left Bank – Douglas County Request for Right of Way Release – Martin Cleveland

10. Review and Recommendation on Papio Creek Structures (Rehab Project) S-27, S-31 and S-32 Right of Way Purchase Agreements [*Executive Session, if needed*] – Martin Cleveland and Chris Pawloski, Midwest ROW Services
 - a. Purchase Agreements for S-27, S-31 and S-32:

Structure S-27:
Raymond and Dean Fornoff
James and Melinda Winterschild
Dennis and Kathleen Hynes
Paul and Karen Nowak

Structure S-31:
Greater Omaha Investment Co.
Darlene Miller

Structure S-32:
Mark and Elizabeth Dietz
Scott and Judith Dobbs

 - b. Structure 31 - Moore (Tract #1)

11. Review and Recommendation on Right of Way Acquisition at Papio Detention Basin Site WP-RB5 – Pink Family Investments Parcel - [*Executive Session, if needed*] – Paul Woodward and Paul Peters

12. Adjourn

MEMORANDUM

TO: Finance, Expenditure and Legal Subcommittee

SUBJECT: FY 2008 Budget – 1st Draft

DATE: June 8, 2007

FROM: John Winkler, General Manager

Attached is a copy of the first draft of the P-MRNRD FY 2008 budget. As you are aware, a budget document is a guide or working plan for each fiscal year. The following are some items I would like you to consider when reviewing the attached draft FY 2008 budget:

Draft Budget Assumptions:

- ★ 5% increase in valuations has been used to calculate the tax levy. This is an estimated figure. Final valuation from the counties will not be available until mid August. Last year's valuation increase was 7.34%.
- ★ \$500,000 has been budgeted for Necessary Cash Reserve. This is less than one month of operations for the District.
- ★ \$11,000,000 has been estimated for General Cash on Hand as of June 30, 2007.
- ★ The expense and revenue figures used are as of May 31, 2007 or 11 months of expenditures. Please note the figures in the column titled "MGR Proj" (Manager's Projection). These figures have been calculated to show the end of year total expenditure based on the percentage of budget that has been spent or the project manager's estimated expenditure figures for the end of the fiscal year. This column will drop out of the report when we have final figures.

As noted above there are still several unknowns, i.e., final revenues/expenditures, cash on hand, Treasurer's balance, valuations, etc. The budget figures shown in the first draft hopefully will get us in the ball park for compliance with state statutes.

Attached is a Fact Sheet regarding the FY 2008 P-MRNRD draft budget and the budget worksheets for your review.

Memorandum

To: Finance, Expenditure & Legal

Re: MOU by NDOR, Hawkins Construction, Nebraska Land Trust and Papio-Missouri River NRD

Date: June 8, 2007

From: John Winkler, General Manager

Hawkins Construction Company and the Nebraska Department of Roads (NDOR) has recently entered into a settlement agreement with the Environmental Protection Agency (EPA) which resolved certain environmental allegations made by EPA concerning construction of the I-80 bridge crossing the Platte River near Mahoney State Park.

A significant component of the settlement is the acquisition by Hawkins and NDOR (through the Nebraska Land Trust) of certain conservation easements along the Platte River, specifically, in the Schramm Park area. Because the Papio Missouri-River NRD has expressed a common interest and the proposed project area lies within the District the attached MOU allows the NRD to participate directly in this effort.

A Memorandum of Understanding has been prepared and is attached for the subcommittee's review and recommendation. The parties to this MOU believe it represents a means by which to jump-start a program of conservations in the vicinity of the Platte River (see attached memo from LPRCA) that will benefit all landowners in the Lower Platte Basin. In addition, the MOU holds minimal to no risk to the District and allows the District to recover any administrative expenses from participating in the project from settlement funds.

Management recommends that the subcommittee recommend to the Board that the General Manager be authorized to execute the MOU to participate in the project as outlined in the MOU agreement.

Memorandum

TO: Finance, Legal and Expenditure Subcommittee

FROM: Martin Cleveland

SUBJECT: Account over 110% - #01-01-00-4052
Vehicle and Equipment – Repair and Parts

DATE: June 5, 2007

The budgeted amount for account #01-01-00-4052 for Fiscal Year 2007 is \$110,000. The current expenditure for this account is \$120,207 or 109.8% of the budget. This account is used for all District vehicles/equipment repair and parts, such as tires, batteries, belts, etc. The primary reason for the overage is that the District purchased 4 new tires at a cost of \$23,290.48 (\$5,822.62 per tire) for a 1993 Caterpillar 615c Scraper. This is the first set of replacement tires for this scraper. The purchase was made in Fiscal Year 2006, but the invoice was not received until Fiscal Year 2007, so this \$23,290.48 expense dramatically impacted the FY2007 budget.

It is Management's recommendation that the Subcommittee recommend to the Board that account #01-01-00-4052 Vehicles/Equipment – Repair and Parts be allowed to exceed 110% of budgeted amount of \$110,000.

MEMORANDUM

TO: Finance, Expenditure and Legal Subcommittee

FROM: Martin P. Cleveland

SUBJECT: Little Papio Channel Project (West Center Road to Spring Street) – Left Bank
Douglas County Request for Right-of-Way Release

DATE: May 31, 2007

The Douglas County Attorney's office has contacted the NRD regarding an apparent deed error when the County transferred the Little Papio Channel Project ROW to the NRD in 1997. The parcel in question, located near 66th Street and West Center Road, apparently includes Little Papio Creek ROW, but also includes land appurtenant to the Douglas County Parks Maintenance Building that was erroneously deeded to the NRD (see enclosed map and ground photograph).

The County desires to sell the before mentioned building and appurtenant land to the University of Nebraska Foundation, so they need to clean-up their deed error.

The County's Consultant, Thompson Dreessen and Dorner (TD²) has prepared deed and access corridor legal descriptions (see enclosure). NRD staff has reviewed proposed right-of-way boundary (see enclosed photo) and finds it to be acceptable.

Management recommends that the Subcommittee recommend to the Board that the General Manager be authorized to execute such deeds and/or other conveyance instruments as he determines necessary and Legal Counsel approves as to form, in order to convey back to the County of Douglas that portion of the land (located near 66th Street and West Center Road) that the County erroneously conveyed to the NRD in 1997 and that exceeds the NRD's needs for Little Papio Creek Channel Project operation and maintenance.

Memo(s) for the following agenda items are posted under “Confidential”.

10. Review and Recommendation on Papio Creek Structures (Rehab Project) S-27, S-31 and S-32 Right of Way Purchase Agreements *[Executive Session, if needed]* – Martin Cleveland and Chris Pawloski, Midwest ROW Services

a. Purchase Agreements for S-27, S-31 and S-32:

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b. Structure 31 - Moore (Tract #1)

Memo for the following agenda item will be posted under “Confidential” as soon as available.

11. Review and Recommendation on Right of Way Acquisition at Papio Detention Basin Site WP-RB5 – Pink Family Investments Parcel - *[Executive Session, if needed]* – Paul Woodward and Paul Peters