




LOWER PLATTE SOUTH natural resources district

3125 Portia Street | P.O. Box 83581 • Lincoln, Nebraska 68501-3581 | P: 402.476.2729 • F: 402.476.6454 | www.lpsnrd.org

Memorandum

Date: April 11, 2019
To: Directors
From: David Potter, Assistant General Manager 
Subject: Information for the Platte River Subcommittee meeting

The Platte River Subcommittee will meet on Wednesday, April 17th, 2019 at 6:30 p.m. at the Lower Platte South NRD just prior to the Board meeting. Agenda items include:

Consideration of Omaha Fish & Wildlife's request for the NRD to submit a request for USACE Assistance (Public Law/PL 84-99) restoring the damaged levee. (ACTION)

The District has received a request from the Omaha Fish & Wildlife Club for us to again submit a request for Corps Assistance (Public Law/PL 84-99) to restore their levee that was damaged during the March flood. The NRD is the official sponsor for their levee (sponsor must be a political subdivision). They are requesting we apply for the assistance with the understanding that Omaha Fish & Wildlife Club will be responsible for all landrights and costs of the sponsor. A copy of the request from the Omaha Fish & Wildlife Club, information on the levee, an aerial photo of the levee, notice to sponsors, and the USACE request form is attached for your review.

Staff recommendation is to recommend the LPSNRD Board of Directors approve the request from Omaha Fish & Wildlife Club and authorize the General Manager to sign the request for U.S. Army Corps of Engineers Rehabilitation Assistance (Public Law/PL 84-99) to restore the damaged levee.

Update on the Western Sarpy Clear Creek project and the PL84-99 application for the project sponsors (PMRNRD, LPNNRD & LPSNRD). (DISCUSSION)

The March storms and flooding have created many issues and challenges for much of the state. The Western Sarpy Clear Creek Levee was also compromised during the flooding. We had participated in the levee project and are jointly responsible for maintenance of the fuse plug near the Nebraska National Guard Camp at Ashland. Staff will provide an update to the subcommittee on the Western Sarpy Clear Creek project and the PL84-99 application for the project sponsors (PMRNRD, LPNNRD & LPSNRD). Photos of the project during the flood event are attached.

DP/dp

Encl: (10)

February 8, 2019

Paul Zillig, General Manager
Lower Platte South NRD
P.O. Box 83581
Lincoln, NE 68501-6454

COPY

RE: Cedar Creek Omaha – Platte RB Project Flood Damage Reduction Project

Dear Paul:

The Omaha Fish & Wildlife Club owns property along the south bank of the Platte River in Cass County between Cedar Creek and Plattsmouth. The property includes a levee project that is enrolled in the US Army Corps of Engineer's Public Law (PL)84-99 Program, this project, "Cedar Creek Omaha (F&W) – Platte RB (NF)) became eligible for the PL84-99 Program when the NRD agreed to serve as sponsor many years ago. A condition of the NRD sponsoring the project for OF&WC was that we would fulfill all of the NRD's responsibilities as Project Sponsor, which we have done and will continue to do.

The recent flooding has damaged a portion of the project and the Omaha Fish & Wildlife Club is requesting the NRD submit a request for Rehabilitation Assistance from the US Army Corps of Engineers under PL84-99. We understand that upon inspection by the Corps all eligible repairs will be included in a Cooperative Agreement with the Corps of Engineers. We will then request the NRD approve the Cooperative Agreement, contingent upon the OF&WC agreeing to fulfill the NRD's responsibilities as Project Sponsor. These responsibilities will again likely include providing right-of-way, borrow, disposal areas, the Sponsor's share of the cost and to continue to operate and maintain the Project.

We are requesting the NRD submit to the US Army Corps of Engineers the PL84-99 request for Rehabilitation Assistance of the Project.

Sincerely,



Tom Ourada
President OFWC

Cedar Creek (Omaha Fish + Wildlife) Levee, Cass County



NOTICE TO PUBLIC SPONSORS



**US Army Corps
of Engineers** ®
Omaha District

REPLY TO:
USACE, OMAHA DISTRICT
Readiness Branch
1616 Capitol Avenue, OD-E
Omaha, NE 68102

March 25, 2019

COPY

APPLICATION PERIOD EXPIRES: May 8, 2019

REHABILITATION ASSISTANCE FOR FLOOD-DAMAGED FLOOD CONTROL WORKS

Greetings:

As a public sponsor of a flood control works (FCW) that may have sustained damages from the recent high water event, we want to inform you of the rehabilitation process request, including Nonstructural Alternatives.

FCW Rehabilitation:

Under Public Law (P.L.) 84-99, the U.S. Army Corps of Engineers (USACE) has authority to supplement local efforts in the repair of both Federal (USACE-constructed, locally operated and maintained) and Non-Federal (constructed by non-Federal interests, locally-operated and maintained) flood control works damaged by high water. Rehabilitation assistance will be provided by USACE when the sustained damage is a result of the recent high water event.

Rehabilitation assistance for a Federal project is 100 percent Federal funding. Rehabilitation assistance for a Non-Federal project is cost-shared between USACE and the public sponsor; USACE covers 80 percent of the eligible costs and the public sponsor provides 20 percent of the costs. Non-Federal flood control projects must have been inspected, evaluated, and accepted into the USACE P.L. 84-99 Rehabilitation Program, prior to the onset of the flood.

Request Assistance:

If the public sponsor believes that their FCW is damaged from the recent high water event, a written request must be submitted to USACE at the address below. The request must be received prior to May 8, 2019. A request form is enclosed for your convenience. An officer or legally responsible official of the public sponsor must sign the request. Please also include a signed copy of the attached Nonstructural Alternative form. Upon receipt of the public sponsor's request, USACE will schedule a damage inspection with the public sponsor to determine eligibility and discuss path forward.

If you have questions or require additional information, please contact:

Readiness Branch - Omaha District
U.S. Army Corps of Engineers
1616 Capitol Avenue
Omaha, NE 68102
402-995-2448
cenwo-eoc@usace.army.mil

Sincerely,

A blue ink signature of John L. Hudson, written in a cursive style.

John L. Hudson
Colonel, Corps of Engineers
District Commander

Enclosures (2)

U.S. Army Corps of Engineers, Omaha District
Attention: Readiness Branch
1616 Capitol Avenue, OD-E
Omaha, Nebraska 68102

DATE:

COPY

Dear Sir/Madam:

The purpose of this letter is to request Rehabilitation Assistance from the U.S. Army Corps of Engineers (USACE) under Public Law (PL) 84-99 for the repair of the Cedar Creek Omaha (F&W) – Platte RB (NF) Flood Damage Reduction Project (FDRP) that was damaged by (flood)(high waters) during March, 2019. The project is Active in the Rehabilitation and Inspection Program (RIP), and was last inspected by the USACE on August 11, 2017. The location of the levee and a brief description of the damage are as follows:

Project Identification Number (Office USE)

River or Stream Platte River

Bank (circle): Left (Right) Both

Detailed Description of Damage & Location (Stationing) _____

Attached is a map where flood damage occurred.

City: _____ County Cass State Nebraska

Section 27 Township 13N Range 12E

Public Sponsor Point of Contact:

Name Al Langdale

Address 3125 Portia Street, Lincoln, NE. 68521

Telephone (C) (402) 432-6839 (O) (402) 476-2729 (H) (402) 223-9154

If this project is eligible for PL 84-99 Rehabilitation Assistance, I further request that the USACE take all necessary steps to accomplish the appropriate repairs. It is agreed that the required items of local cooperation will be provided should the flood control project be eligible for Rehabilitation Assistance under PL 84-99 and the repair work is accomplished by the USACE.

I hereby certify that the right-of-way which is required for any authorized repair work is presently available, and this letter constitutes permission for the Government and its agents to enter and use said right-of-way in undertaking authorized repair work.

Sincerely,

COPY

**NON-STRUCTURAL ALTERNATIVES TO
REHABILITATION OF FLOOD CONTROL WORKS**

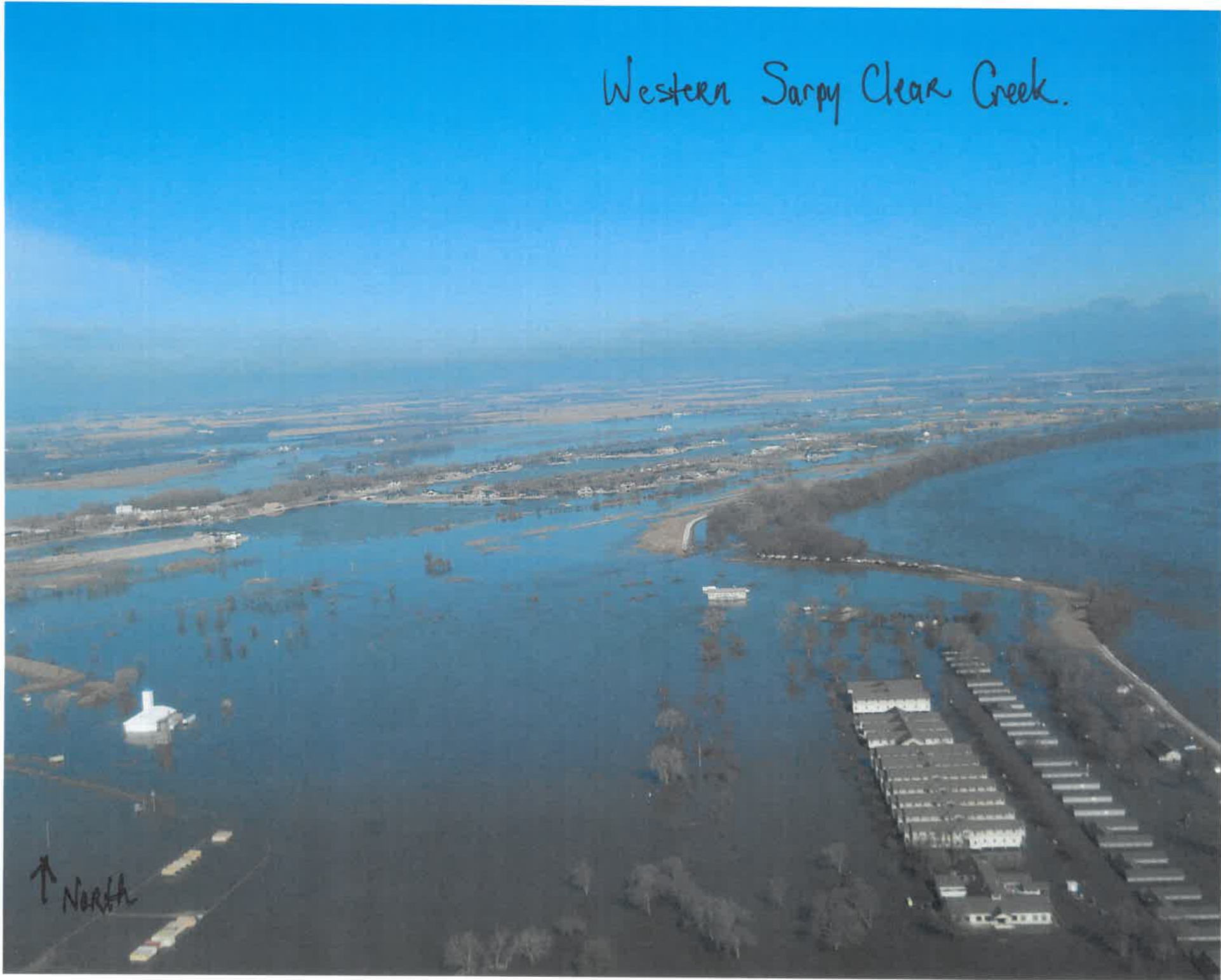
Authority. Under Public Law 84-99, the Chief of Engineers is authorized, when requested by the non-Federal sponsor, to implement non-structural alternatives (NSA's) to the rehabilitation, repair, or restoration of flood control works damaged by floods or coastal storms.

I, Paul Zillig (name), General Manager (title) representing the Lower Platte South Natural Resources District (local sponsor), have been provided with information indicating that the option of pursuing a Non-Structural Alternative Project has been made available to the public entity that I represent.

The Lower Platte South Natural Resources District (local sponsor), does ~~does not~~ (circle one) wish to pursue the option of a Non-structural Alternative Project.

<hr/>	Lower Platte South Natural Resources District
Corps of Engineers Representative Providing Information on NSA	Name of Local Sponsor
<hr/>	<hr/>
Date Information Provided	Signature
	Paul Zillig
	Name (Printed)
	General Manager
	Title
	<hr/>
	Date

Western Sarpy Clear Creek.



↑ North



↑ North





