

DEVIATION FROM CONTRACTUAL SERVICES CONTRACT PROCESS

Agency: Department of Natural Resources Date: July 25, 2003

Contract Number: #DNR 03-04 (please attach **DRAFT** contract)

The consultant will assist the Attorney General's office and the Department of Natural Resources in preparing for implementation of the recently settled litigation over the Republican River Compact. That settlement obligates Nebraska to limit consumptive use of water in that basin. The department and the natural resources districts in the Republican River Basin will have critical roles in implementing regulations and other management techniques that are needed to ensure Nebraska's compliance with the settlement. To calculate the amount of water used by each state and to help the states determine the management methods needed a surface water/groundwater model was developed by the three states involved in the litigation specifically for purposes of the settlement. The consultant was heavily involved, on Nebraska's behalf, in the model development process. The future services to be provided relate to the further refinement and use of that model, including the analysis of alternative management methods to be implemented by the state and the natural resources districts as part of compliance with the settlement. While training in the use of the model is not a specific objective of the contract, DNR and NRD employees, by working with the consultant in the initial implementation process, will become better equipped to use the model in future years.

TYPE SERVICE TO BE PROVIDED HERE - THIS CELL WILL AUTOMATICALLY EXPAND TO FIT

Are Commodities Involved? Yes No

Reason for Request of Waiver:

- X 1. Sole Source
- 2. Emergency
- X 3. Specialized Situation

Justification: This consultant and three others for which deviation from the normal contract process is sought were instrumental in developing the model described above. That model is complex. Its use in implementation of the settlement is essential. Neither the Department of Natural Resources nor the Attorney General's office now have the personnel needed to complete, on their own, the next stage of the settlement process, i.e. its initial implementation. Use of any contractors other than the four for which deviation from the normal contract process is sought would require extensive and lengthy education of the new contractor and would not produce the analysis needed in a timely manner. TYPE JUSTIFICATION HERE - THIS CELL WILL AUTOMATICALLY EXPAND TO FIT

Funding: (Indicate Percentage) Estimated Dollar Amount of Contract: \$ 265,000 (through FY05)

Federal	<u>0%</u>
State	<u>100%</u>

Signature of Requesting Agency Director: 

 Reviewed

DEVIATION FROM CONTRACTUAL SERVICES CONTRACT PROCESS

Agency: Department of Natural Resources

Date: July 25, 2003

Contract Number: #DNR 03-03 (please attach **DRAFT** contract)

The consultant will assist the Attorney General's office and the Department of Natural Resources in preparing for implementation of the recently settled litigation over the Republican River Compact. That settlement obligates Nebraska to limit consumptive use of water in that basin. The department and the natural resources districts in the Republican River Basin will have critical roles in implementing regulations and other management techniques that are needed to ensure Nebraska's compliance with the settlement. To calculate the amount of water used by each state and to help the states determine the management methods needed a surface water/groundwater model was developed by the three states involved in the litigation specifically for purposes of the settlement. The consultant was heavily involved, on Nebraska's behalf, in the model development process. The future services to be provided relate to the further refinement and use of that model, including the analysis of alternative management methods to be implemented by the state and the natural resources districts as part of compliance with the settlement. While training in the use of the model is not a specific objective of the contract, DNR and NRD employees, by working with the consultant in the initial implementation process, will become better equipped to use the model in future years.

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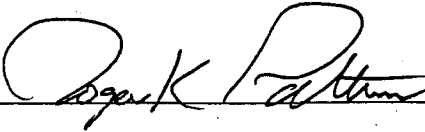
Are Commodities Involved? Yes No

Reason for Request of Waiver:

- X 1. Sole Source
- 2. Emergency
- X 3. Specialized Situation

 Justification: This consultant and three others for which deviation from the normal contract process is sought were instrumental in developing the model described above. That model is complex. Its use in implementation of the settlement is essential. Neither the Department of Natural Resources nor the Attorney General's office now have the personnel needed to complete, on their own, the next stage of the settlement process, i.e. its initial implementation. Use of any contractors other than the four for which deviation from the normal contract process is sought would require extensive and lengthy education of the new contractor and would not produce the analysis needed in a timely manner. TYPE JUSTIFICATION HERE - THIS CELL WILL AUTOMATICALLY EXPAND TO FIT

Funding: (Indicate Percentage)	Estimated Dollar Amount of Contract:	\$ <u>200,000 (through FY05)</u>
Federal <u> 0% </u>		
State <u> 100% </u>		

Signature of Requesting Agency Director: 

 Reviewed

DEVIATION FROM CONTRACTUAL SERVICES CONTRACT PROCESS

Agency: Department of Natural Resources

Date: July 25, 2003

Contract Number: #DNR 03-02 (please attach **DRAFT** contract)

The consultant will assist the Attorney General's office and the Department of Natural Resources in preparing for implementation of the recently settled litigation over the Republican River Compact. That settlement obligates Nebraska to limit consumptive use of water in that basin. The department and the natural resources districts in the Republican River Basin will have critical roles in implementing regulations and other management techniques that are needed to ensure Nebraska's compliance with the settlement. To calculate the amount of water used by each state and to help the states determine the management methods needed a surface water/groundwater model was developed by the three states involved in the litigation specifically for purposes of the settlement. The consultant was heavily involved, on Nebraska's behalf, in the model development process. The future services to be provided relate to the further refinement and use of that model, including the analysis of alternative management methods to be implemented by the state and the natural resources districts as part of compliance with the settlement. While training in the use of the model is not a specific objective of the contract, DNR and NRD employees, by working with the consultant in the initial implementation process, will become better equipped to use the model in future years.

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Are Commodities Involved? Yes No

Reason for Request of Waiver:

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Funding: (Indicate Percentage)	Estimated Dollar Amount of Contract:	\$ <u>135,000 (through FY05)</u>
Federal <u> 0% </u>		
State <u> 100% </u>		

Signature of Requesting Agency Director: 

 Reviewed

DEVIATION FROM CONTRACTUAL SERVICES CONTRACT PROCESS

Agency: Department of Natural Resources

Date: July 25, 2003

Contract Number: #DNR 03-01 (please attach **DRAFT** contract)

The consultant will assist the Attorney General's office and the Department of Natural Resources in preparing for implementation of the recently settled litigation over the Republican River Compact. That settlement obligates Nebraska to limit consumptive use of water in that basin. The department and the natural resources districts in the Republican River Basin will have critical roles in implementing regulations and other management techniques that are needed to ensure Nebraska's compliance with the settlement. To calculate the amount of water used by each state and to help the states determine the management methods needed a surface water/groundwater model was developed by the three states involved in the litigation specifically for purposes of the settlement. The consultant was heavily involved, on Nebraska's behalf, in the model development process. The future services to be provided relate to the further refinement and use of that model, including the analysis of alternative management methods to be implemented by the state and the natural resources districts as part of compliance with the settlement. While training in the use of the model is not a specific objective of the contract, DNR and NRD employees, by working with the consultant in the initial implementation process, will become better equipped to use the model in future years.

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Are Commodities Involved? Yes No

Reason for Request of Waiver:

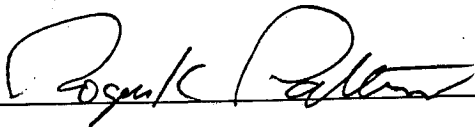
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Funding: (Indicate Percentage) Estimated Dollar Amount of Contract: \$ 25,000 through FY 04 and 05

Federal 0%

State 100%

Signature of Requesting Agency Director: 

 Reviewed