

26030(08)

DEVIATION FROM CONTRACTUAL SERVICES CONTRACT PROCESS

Agency: Department of Natural Resources Date: July 20, 2005

Contract Number: _____ (please attach **DRAFT** contract)
Service To Be Provided: _____

The consultant will assist the Department of Natural Resources in developing ground water – surface water models, developing a modeling program, and running model scenarios in support of the agency's integrated water management planning efforts. The information developed will be used both to support the agency's statutorily required annual evaluations of the availability of hydrologically connected water supplies, and to assist in developing and implementing joint integrated management plans with local natural resources districts. The consultant has been heavily involved in the development and use of the Platte River Cooperative Hydrology study model and should be able to assist and advise staff with appropriate use of that model and apply that experience to other modeling efforts. The consultant also has experience in examining the complexities of the Central Platte / Tri-Basin area ground water mound, which should assist in some portions of the planned work.

Are Commodities Involved? Yes _____ No x

COPY sent to Purch 7-24-05

Reason for Request of Waiver:

- x 1. Sole Source – Sole availability at location
- _____ 2. Sole Source – Uniqueness of service
- _____ 3. Emergency

Justification: Justification: L.B. 1226, recently operative, adds a new requirement to the Groundwater Management and Protection Act for documentation of the scientific reliability of methodologies and conclusions of the Department's annual report on hydrologically connected surface and ground water, Neb. Rev. Stat. § 46- 713 (1) (d) This requirement is best met through an independent scientific peer review or expert consultation, one objective of this service contract. The consultant has been instrumental in development and implementation of the Platte River Cooperative Hydrology Study model and is highly familiar with both Nebraska geology and the concepts and practicalities of ground water modeling. His long term experience with the U.S. Geological Survey in Nebraska and the high plains uniquely prepares him to provide the type of ground water modeling advice and project assistance needed by the Department as it implements the provisions of the Groundwater Management and Protection Act.

TYPE JUSTIFICATION HERE - THIS CELL WILL AUTOMATICALLY EXPAND TO FIT

Funding: (Indicate Percentage)

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

Estimated Dollar Amount of Contract: \$ \$50,000 in FY 06-07 and up to \$200,000 through FY09-10

**DEVIATION FROM CONTRACTUAL
SERVICES CONTRACT PROCESS**

Signature of Requesting Agency Director: Ann Bleed

Reviewed

Date: _____ DAS Director: _____

**AMENDMENT TO TASK AUTHORIZATION NUMBER 1 – MEMORANDUM
OF UNDERSTANDING BETWEEN THE DEPARTMENT OF NATURAL
RESOURCES AND HIGH PLAINS HYDROLOGY LLC FOR SERVICES OF
SENIOR GROUNDWATER MODELER**

Paragraph #1 of ARTICLE IV COMPENSATION is hereby amended to read:

“The budgeted total cost of services provided for herein is \$100,000 through June 30, 2008. This amount will be charged at the rates noted in the Memorandum of Understanding. This amount may be adjusted upward or downward by mutual written agreement. Billings shall reflect whether the services provided were for Item #1 or Item #2 under ARTICLE II SCOPE OF WORK.”

Accepted and Agreed to:

Nebraska Department of Natural Resources

Ann Bleed
Ann Bleed, Director

Date: 6/7/07

APPROVED

AS TO FORM & CONTENT
BY NDNR LEGAL COUNSEL

JE A DATE 6/7/07

High Plains Hydrology LLC

Richard R. Luckey
Richard R. Luckey, Senior Hydrologist

Date: 06/15/2007

High Plains Hydrology LLC
7956 S. Shawnee St.
Aurora, CO 80016-7206
(303) 693-0299



June 15, 2007

Steve Gaul
Supervisor, Planning and Assistance Division
Nebraska Department of Natural Resources
P.O. Box 94676
Lincoln, NE 68509-4676

RECEIVED

JUN 20 2007

DEPARTMENT OF
NATURAL RESOURCES

Dear Steve:

Enclosed please find one copy of a signed amendment to Task Authorization #1 for our Memorandum of Understanding for Services of a Senior Groundwater Modeler. Thank you.

Sincerely,

Richard R. Luckey
Senior Hydrologist