DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
441 G STREET, NW
WASHINGTON, DC 20314-1000

REPLY TO ATTENTION OF

CECW-MVD

MAR 2 7 2009

MEMORANDUM FOR COMMANDER, Mississippi Valley Division (CEMVD-PD)

SUBJECT: Implementation Guidance for Section 5091 of the Water Resources Development Act (WRDA) of 2007 – CROOKSTON, MINNESOTA

1. Section 5091 directs that a study shall be conducted for emergency streambank protection along the Red Lake River in Crookston, Minnesota. If the Secretary determines that the project is feasible, then the project may be implemented under the authority of Section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r), except that the maximum amount of Federal funds that may be expended on the project is $6,500,000. A copy of Section 5091 is enclosed for your information.

2. Subject to the availability of Section 14 Continuing Authorities Program (CAP) funds, a study shall be completed to determine if emergency streambank protection along the Red Lake River in Crookston, Minnesota is feasible, consistent with existing Section 14 CAP guidance, with the exception of the Federal funding limit. Implementation of the project and execution of the Project Partnership Agreement (PPA) will be subject to identification of a feasible emergency streambank protection project along the Red Lake River in Crookston and availability of Section 14 CAP funds for construction. The maximum amount of Federal funds that may be expended on the project is $6,500,000, instead of the usual $1,500,000 Federal limit that pertains to all other Section 14 projects.

3. The specific deviation to the model PPA to reflect the increase in the Section 14 CAP limit on Federal participation for this project from $1,500,000 to $6,500,000 may be approved by the Commander, Mississippi Valley Division. However, allocation of Section 14 funds for construction is limited to amounts specifically provided for this project.

FOR THE COMMANDER:

Theodore A. Brown

Encl

THEODORE A. BROWN, P.E.
Chief, MVD Regional Integration Team
Directorate of Civil Works

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SEC. 5091. CROOKSTON, MINNESOTA.

The Secretary shall conduct a study for a project for emergency streambank protection along the Red Lake River in Crookston, Minnesota, and, if the Secretary determines that the project is feasible, the Secretary may carry out the project under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r); except that the maximum amount of Federal funds that may be expended for the project shall be $6,500,000.