

RECLAMATION

Managing Water in the West

U.S. Department of the Interior
Bureau of Reclamation

NOTICE OF INTENT TO AWARD

This Funding Announcement is not a request for applications. This announcement is to provide public notice of the Bureau of Reclamation's intention to fund the following project activities without full and open competition.

ABSTRACT	
Funding Announcement	R14AN20026
Project Title	Sacramento River Joint Intake Project – Construction Modification
Recipient	Reclamation District 2035 (RD 2035)
Principal Investigator / Program Manager	Mr. Gary Reents
Anticipated Federal Amount	\$1,615,108
Cost Share	\$32,740,885
Total Anticipated Award Amount	\$51,063,961
New Award or Continuation?	Continuation
Anticipated Period of Performance	6/30/2012 – 12/31/2015
Award Instrument	Co-operative Agreement
Statutory Authority	Public Law. 102-575 SEC. 3406 (b) (21). Fish, Wildlife, Improved Water Management & Conservation
CFDA # and Title	15.512 Central Valley Project Improvement Act, Title XXXIV
Single Source Justification Criteria Cited	Continuation and Unique Qualifications
Reclamation Point of Contact	Mr. Robert Lowry

OVERVIEW

The proposed additional funds are needed for an increase in construction costs and Pacific Gas and Electric costs. There is no change to the scope of work for this project.

The joint intake and diversion is to be located at approximately River Mile 70.8 on the right bank of the Sacramento River near Woodland, California. The Project consists of a 400-cfs intake and integrally constructed pump station, new discharge pipeline and appurtenant structures, a demolition of the existing facilities. The facility will be used jointly by Reclamation District 2035 and the Agency to divert water from the Sacramento River. RD 2035 has pursued construction of a new diversion since approximately 1998 to comply with the Federal Endangered Species Act, which lists winter-run Chinook salmon as endangered. RD 2035 Completed preliminary design drawings and a Basis of Design Report (RD 2035 Fish Screen Project, September 2010) in 2010 for an intake facility that would meet all current fish screening and floodway protection requirements. Work for this project includes project construction, construction management and inspection, engineering and project management services during construction, legal services, and environmental compliance activities.

RECIPIENT INVOLVEMENT

RD 2035 shall be responsible for complying with all applicable Federal, State, and local laws including requirements of the Federal and California Endangered Species Acts, the National Environmental Policy Act (NEPA) and the California Environmental Quality Act (CEQA).

RD 2035 shall permit the agencies represented on the Anadromous Fish Screen Program (AFSP) Technical Team ingress and egress to the Project area with 24 hour prior notice to conduct monitoring studies and construction.

RD 2035 shall manage the construction of the entire fish screen project.

RD 2035 shall attend AFSP Technical Team meetings to provide project updates and answer questions by AFSP Technical Team members pertaining to the project.

RD 2035 will not be paid by Reclamation for any work, materials and fees which are not in accordance with AFSP guidelines and policies.

RD 2035 shall invite the AFSP Project Manager and AFSP Technical Team to all construction meetings. Meeting notes from the construction meeting shall be forwarded to the AFSP Project Manager and GOTR. All contract modifications, and change orders shall be forwarded to the AFSP Project Manager for review and final approval. Modifications and change in contract proposal shall include cost estimate.

RECLAMATION INVOLVEMENT

Substantial involvement on the part Reclamation is anticipated for the successful completion of the objectives to be funded by this award. In particular, Reclamation will be responsible for the following: The Reclamation AFSP team will review and comment on bid construction documents to assure they are consistent with the approved design and with funding agreement requirements. The AFSP team will review construction meeting notes and provide technical input and agency approval of proposed change orders. The AFSP team will coordinate with the

project applicant regarding applicable environmental compliance and permit requirements during construction. The AFSP will participate in final inspection of the fish screen. The AFSP will review and approve the final fish screen Operations and Maintenance Plan, and the Post-Construction Evaluation and Assessment Plan.

SINGLE-SOURCE JUSTIFICATION

DEPARTMENT OF THE INTERIOR SINGLE SOURCE POLICY REQUIREMENTS
Department of the Interior Policy (505 DM 2) requires a written justification which explains why competition is not practicable for each single-source award. The justification must address one or more of the following criteria as well as discussion of the program legislative history, unique capabilities of the proposed recipient, and cost-sharing contribution offered by the proposed recipient, as applicable.
In order for an assistance award to be made without competition, the award must satisfy one or more of the following criteria: (1) Unsolicited Proposal – The proposed award is the result of an unsolicited assistance application which represents a unique or innovative idea, method, or approach which is not the subject of a current or planned contract or assistance award, but which is deemed advantageous to the program objectives; (2) Continuation – The activity to be funded is necessary to the satisfactory completion of, or is a continuation of an activity presently being funded, and for which competition would have a significant adverse effect on the continuity or completion of the activity; (3) Legislative intent – The language in the applicable authorizing legislation or legislative history clearly indicates Congress’ intent to restrict the award to a particular recipient of purpose; (4) Unique Qualifications – The applicant is uniquely qualified to perform the activity based upon a variety of demonstrable factors such as location, property ownership, voluntary support capacity, cost-sharing ability if applicable, technical expertise, or other such unique qualifications; (5) Emergencies – Program/award where there is insufficient time available (due to a compelling and unusual urgency, or substantial danger to health or safety) for adequate competitive procedures to be followed.

Single Source Justification Description:

Reclamation did not solicit full and open competition for this award based the following criteria:

(2) Continuation:

The work in this project is a continuation of the previous awarded Cooperative Agreement R09AC20047. Cooperative Agreement R09AC20047 was for permitting support and engineering design services for the proposed fish screen.

(4) Unique Qualifications:

Reclamation District 2035 is uniquely qualified do to location, property ownership, cost sharing ability, and technical expertise. Reclamation District 2035 owns the property that this fish screen will be constructed on, and will operate the facilities once they are completed.

STATUTORY AUTHORITY

Public Law. 102-575 SEC. 3406 (b) (21):

Section 3406. Fish, Wildlife, Improved Water Management & Conservation

(b) Fish and Wildlife Restoration Activities.--The Secretary, immediately upon the enactment of this title, shall operate the Central Valley Project to meet all obligations under state and federal law, including but not limited to the federal Endangered Species Act, 16 U.S.C. s 1531, et seq., and all decisions of the California State Water Resources Control Board establishing conditions on applicable licenses and permits for the project. The Secretary, in consultation with other State and Federal agencies, Indian tribes, and affected interests, is further authorized and directed to:

(21) Assist the State of California in efforts to develop and implement measures to avoid losses of juvenile anadromous fish resulting from unscreened or inadequately screened diversions on the Sacramento and San Joaquin rivers, their tributaries, the Sacramento-San Joaquin Delta, and the Suisun Marsh. Such measures shall include but shall not be limited to construction of screens on unscreened diversions, rehabilitation of existing screens, replacement of existing non-functioning screens, and relocation of diversions to less fishery-sensitive areas. The Secretary's share of costs associated with activities authorized under this paragraph shall not exceed 50 percent of the total cost of any such activity.