

# 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                                          |                                                                                                                                                                                             |
|---------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Funding Announcement</b>                       | BOR-GP-18-N004                                                                                                                                                                              |
| <b>Project Title</b>                              | Curation of Museum Property Under Reclamation Jurisdiction                                                                                                                                  |
| <b>Recipient</b>                                  | Center for Archaeological Research<br>University of Texas at San Antonio<br>6900 North Loop 1604 West<br>San Antonio, TX 78249-0658                                                         |
| <b>Principal Investigator / Program Manager</b>   | Dr. Paul Marceaux                                                                                                                                                                           |
| <b>Anticipated Federal Amount</b>                 | \$36,615.00                                                                                                                                                                                 |
| <b>Anticipated Non-Federal Amount</b>             | \$0.00                                                                                                                                                                                      |
| <b>New Award or Continuation?</b>                 | New Award                                                                                                                                                                                   |
| <b>Anticipated Period of Performance</b>          | 10/1/17 – 9/30/22                                                                                                                                                                           |
| <b>Award Instrument</b>                           | Cooperative Agreement                                                                                                                                                                       |
| <b>Statutory Authority</b>                        | Archaeological and Historic Preservation Act of 1974 (P.L. 93-291), as amended                                                                                                              |
| <b>CFDA # and Title</b>                           | 15.511 Cultural Resources Management                                                                                                                                                        |
| <b>Single Source Justification Criteria Cited</b> | (4) Unique Qualifications                                                                                                                                                                   |
| <b>Reclamation Point of Contact</b>               | Jerry L. Fink<br>Great Plains Regional Office<br>2021 4 <sup>th</sup> Avenue North<br>Billings, MT 59101<br>Ph. (406) 247-7660<br>Email. <a href="mailto:jfink@usbr.gov">jfink@usbr.gov</a> |

## **OVERVIEW**

The purpose of this cooperative agreement is to partner with the University of Texas at San Antonio in the updating of data entry and curation of Reclamation-controlled archeological collections at the Center for Archaeological Research at the University of Texas in San Antonio, Texas. The materials originate from Reclamation land or Reclamation sponsored activities.

## **RECIPIENT INVOLVEMENT**

The Recipient shall adhere to Federal, state and local laws, regulations, and codes, as applicable, and shall obtain all required approvals and permits. The recipient will provide secure long term storage, an intern and qualified staff, as well as equipment and housing, for the curation of collections.

Inventorying and cataloging the collections will include packaging and boxing the collections, and data entry of the collections.

The collection may include cultural items defined under NAGPRA. In accordance with NAGPRA and 43 CFR 10, the ownership and right of control of such items shall be as provided in the law and regulations. When a portion of the collection in Reclamation's control is determined to be of religious or cultural importance to an Indian tribe as defined by NAGPRA or its implementing regulations (43 CFR 10), Reclamation, in consultation with CAR, shall place terms and conditions on scientific, educational, or religious uses of or access to that portion of the collection in compliance with relevant law, regulations or policy until final decisions are made with respect to repatriation, disposition, ownership, and right of control. Any items which fall under NAGPRA shall be separated and curated in a manner respectful of their special status. The responsibility to consult and repatriate human remains and funerary objects shall remain with Reclamation.

## **RECLAMATION INVOLVEMENT**

Substantial involvement on the part Reclamation is anticipated for the successful completion of the objectives to be funded by this award. Reclamation will be responsible for the following:

Reclamation will monitor and provide Federal oversight of activities performed under this Agreement. Monitoring and oversight includes review and approval of financial status and performance reports, payment requests, and any other deliverables identified as part of the Agreement. Additional monitoring activities may include site visits, conference calls, and other on-site and off-site monitoring activities. At the recipient's request, Reclamation may also provide technical assistance to the recipient in support of and objectives of this Agreement.

- 1) Providing technical oversight and assistance.
- 2) Conducting all notifications, consultations, and other activities required by the Native American Graves Protection and Repatriation Act (NAGPRA), for human remains, sacred objects, and other items covered under this act, including the documentation of any necessary consultations or permissions.

## 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.

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

#### **(4) UNIQUE QUALIFICATIONS**

### **Single Source Justification Description:**

The recipient is able to provide qualified staff and supplies for the excavation of any discoveries, controlled laboratory inventory, analysis, and research on archeological materials and human remains, which are 1) unexpectedly exposed by erosion, vandalism, or other means on Reclamation Lands, and/or 2) maintained in existing Reclamation curation facilities and requiring assessment. The location of the recipient in proximity to the location for inadvertent discoveries is necessary due to timeliness.

### **STATUTORY AUTHORITY**

Archaeological and Historic Preservation Act of 1974 (P.L. 93-291), as amended, states:

“In the administration of sections 1 to 8 of this Act [16 U.S.C. 469-469c-1], the Secretary may— (1) enter into contracts or make cooperative agreements with any Federal or State agency, any educational or scientific organization, or any institution, corporation, association, or qualified individual; and (2) obtain the services of experts and consultants or organizations thereof in accordance with section 3109 of title 5 [of the United States Code]; and (3) accept and utilize funds made available for salvage archeological purposes by any private person or corporation or transferred to him by any Federal agency.”