

## 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>	R12AS20010
<b>Project Title</b>	Trinity County Trinity Management Council (TMC) & Technical Assistance
<b>Recipient</b>	County of Trinity, Planning Office
<b>Principal Investigator / Program Manager</b>	
<b>Anticipated Federal Amount</b>	\$375,000
<b>Cost Share</b>	None
<b>Total Anticipated Award Amount</b>	\$75,000
<b>New Award or Continuation?</b>	New Award
<b>Anticipated Period of Performance</b>	Date of execution through June 30, 2016
<b>Award Instrument</b>	R12AP20017
<b>Statutory Authority</b>	Public Law 102-575, Section 3406(b)(1)
<b>CFDA # and Title</b>	15.532 - Central Valley Project, Trinity River Division, Trinity River Fish and Wildlife Management
<b>Single Source Justification Criteria Cited</b>	(2) Continuation (4) Unique Qualifications
<b>Reclamation Point of Contact</b>	David Bandrowski

## OVERVIEW

On December 19, 2000, former Secretary of the Interior, Bruce Babbitt, signed the Record of Decision (ROD) (<http://odp.trrp.net/Library/Details.aspx?document=227>), for the Trinity River Mainstem Fishery Restoration Final Environmental Impact Statement/Environmental Impact Report (EIS/EIR) (<http://odp.trrp.net/Library/Details.aspx?document=1238>). This is the formal decision by the Secretary of the Interior that formed the current Trinity River Restoration Program (TRRP), with its guidance by the TMC and the Trinity Adaptive Management Working Group (TAMWG). The document establishes TRRP as an adaptive

management program within the assigned implementation fields of infrastructure (e.g. bridges), channel rehabilitation, gravel augmentation, and watershed restoration.

The ROD Preferred Alternative contains seven implementation actions aimed at improving geomorphic characteristics of the mainstem Trinity River and its associated anadromous fish habitat, with the ultimate goal of increasing and restoring anadromous fish populations within the mainstem and its numerous tributaries.

The purpose of TMC is to provide overall guidance and direction to the Trinity River Restoration Program in order to restore, enhance, and conserve natural production of anadromous fisheries, native plant communities, and associated wildlife resources to the Trinity River basin in sufficient quantity and quality to ensure long-term sustainability. County of Trinity is identified as one of eight entities entitled to formally participate in all administrative functions of the Program, including voting obligations of the TMC. Participation and voting are identified via Agreement Program charter and bylaws.

One of the seven implementation actions listed under the ROD is channel rehabilitation (mechanical rehabilitation). During channel rehabilitation projects, elevated terrace areas are excavated to reduce their elevation so that they are inundated more frequently. Physical structures are then added or created in order to provide additional juvenile fish rearing habitat and more naturally functioning riverine conditions. Riverine processes will interact with the floodplain and create and maintain beneficial fish and wildlife habitat. County of Trinity continues to work cooperatively with Reclamation in this river restoration effort.

The purpose of the project is to provide guidance and direction to the Trinity River Restoration Program in order to restore, enhance, and conserve natural production of anadromous fisheries, native plant communities, and associated wildlife resources to the Trinity River basin.

## **RECIPIENT INVOLVEMENT**

County of Trinity, Planning Office agrees to:

Attend regularly scheduled TMC meetings and provide technical and policy advice through the TMC designated representative.

Participate in work groups and discussions with the TRRP to develop best management practices for natural resource rehabilitation or enhancement within the Trinity River corridor.

Work with TRRP in project planning and design development to implement mutually agreeable projects within the Trinity River management corridor.

Work with the TRRP in development of environmental documents required by National Environmental Policy Act to disclose potent environmental impacts resulting from implementation of channel rehabilitation projects on the Trinity River.

Develop documents, as needed, including, but not limited to permits and rights-of-way, to permit timely use of resources (e.g., infrastructures within the Trinity River floodplain), or County of Trinity managed lands.

## RECLAMATION INVOLVEMENT

No substantial involvement on the part of Reclamation is anticipated for the successful completion of the objectives to be funded by this award. It is anticipated that Reclamation's involvement will consist of standard federal stewardship responsibilities such as monitoring project performance, technical assistance at the request of the recipient, etc.

## 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:

**(2) Continuation and (4) Unique Qualifications**

**Single Source Justification Description:**

County of Trinity is identified as one of eight entities entitled to formally participate in all administrative functions of the Program, including voting obligations of the Trinity Management Council. In the previous cooperative agreement between County of Trinity and Reclamation, the scope of the project provided guidance and direction to the Trinity River Restoration Program in order to restore, enhance, and conserve natural production of anadromous fisheries, native plant communities, and associated wildlife resources to the Trinity River basin in sufficient quantity and quality to ensure long-term sustainability.

County of Trinity has addressed river restoration objectives, expected impacts, and minimization/mitigation measures. They are uniquely qualified to perform the activity based upon a variety of demonstrable factors such as location, property ownership, and voluntary support capacity. This project is a continuing effort on the part of County of Trinity, and they continue to work cooperatively with Reclamation, and have done so in previous agreements, on this river restoration effort.

**STATUTORY AUTHORITY**

**Public Law 102-575, Section 3406. FISH, WILDLIFE AND HABITAT RESTORATION.**

(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. 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:

(1) develop within three years of enactment and implement a program which makes all reasonable efforts to ensure that, by the year 2002, natural production of anadromous fish in Central Valley rivers and streams will be sustainable, on a long-term basis, at levels not less than twice the average levels attained during the period of 1967-1991; *Provided*, That this goal shall not apply to the San Joaquin River between Friant Dam and the Mendota Pool, for which a separate program is authorized under subsection 3406(c) of this title; *Provided further*, That the programs and activities authorized by this section shall, when fully implemented, be deemed to meet the mitigation, protection, restoration, and enhancement purposes established by subsection 3406(a) of this title; *And provided further*, That in the course of developing and implementing this program the Secretary shall make all reasonable efforts consistent with the requirements of this section to address other identified adverse environmental impacts of the Central Valley Project not specifically enumerated in this section.

Title 34 of CVPIA, provides the legal authority for projects that restore the fishery resources of the Trinity River. Specifically, Section 3406(b)(1) states in part, "That in the course of developing and implementing this program, the Secretary shall make all reasonable efforts

consistent with the requirements of this section to address other identified adverse environmental impacts of the Central Valley Project (CVP) not specifically enumerated in this section.” Actions identified in the ROD are for the purpose of addressing the “significant declines [in anadromous fish runs] following the construction and operation of the Central Valley Project’s Trinity River Division in the early 1960s.” The Solicitor’s Opinion to the Secretary of the Interior dated May 22, 1998 clarifies this relation of adverse impacts of the CVP to specific actions of the Trinity River Restoration Program when it states “to the extent activities are designed to address adverse environmental impacts of the Project they are authorized by section 3406(b)(1).”