



**RESOURCE  
MANAGEMENT AGENCY  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

ALLEN ISHIDA  
District One  
CONNIE CONWAY  
District Two  
PHILLIP A. COX  
District Three  
J. STEVEN WORTHLEY  
District Four  
MIKE ENNIS  
District Five

**AGENDA DATE:** February 12, 2008

Public Hearing Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)						
	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Celeste Perez    PHONE: 559-733-6291						

**SUBJECT:** Bureau of Reclamation Interim Renewal Contract No. 12

**REQUEST(S):**

That the Board of Supervisors:

1. Approve Bureau of Reclamation Interim Renewal Contract No. 14-06-200-8293A-IR12 to allow the County of Tulare water services from the Central Valley Project to the Cross Valley Canal;
2. Authorize the Chairman to sign Bureau of Reclamation Interim Renewal Contract No. 14-06-200-8293A-IR12;
3. Reaffirm that the project is exempt from the California Environmental Quality Act (CEQA) requirements;
4. Authorize the Resource Management Agency and Dennis R. Keller, Keller and Wegley, Consulting Engineers, to do all things necessary and proper to comply with the interim renewal process; and
5. Direct the Clerk of the Board to transmit a certified copy of this Resolution to the Bureau of Reclamation.

**SUMMARY:**

On February 6, 2007, the Board approved (Resolution 2007-0065, Agreement No. 23026) the current Interim Renewal Contract which expires on February 29, 2008. The long-term contract negotiations are not yet complete. It is therefore necessary to enter into another interim renewal contract.

This is the twelfth interim renewal of the County's contract for Central Valley Project

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water pending the completion of negotiations for long term contracts. This interim renewal contract is for two (2) years and will be in effect from March 1, 2008 through February 28, 2010.

On November 10, 1975, the County of Tulare entered into a "Contract between the United States, State of California and the County of Tulare, providing for water service from the Central Valley Project." This contract expired on December 31, 1995, and was initially extended for two months under an Amendatory Contract. Upon the expiration of the Amendatory Contract, the County entered into a series of interim renewal agreements, which extended water service from the Central Valley Project (CVP). The purpose of these agreements is to allow the County to receive CVP water, in its role as Cross Valley Canal Contractor, on behalf of County subcontractors. The County is intended to be a pass-through agency for these subcontractors.

All costs and expenses associated with this water service are to be paid by the subcontractors based on their individual agreements with the County. The individual subcontractors to the County include Alpaugh Irrigation District, Atwell Island Water District, City of Lindsay, City of Visalia, Hills Valley Irrigation District, Sausalito Irrigation District, Frasinetto Farms, Stone Corral Irrigation District, Strathmore Public Utility District and Styro Tek Incorporated.

**FISCAL IMPACT/FINANCING:**

There are no net County costs. All expenses for administration of the Cross Valley Canal contract incurred by County staff or consultant are recoverable through the billing of the water charges to various subcontractors that eventually receive 100 percent of the water that is allocated to Tulare County.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

Economic Well Being. The approval of this interim renewal agreement, providing access to Central Valley Project water will promote economic development opportunities in the County.

**ALTERNATIVES:**

There are no alternatives. If the interim renewal contract is not approved and executed the County and its subcontractors will lose access to water services from the Central Valley Project to the Cross Valley Canal.


**INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:**

County Counsel has reviewed the agreement and approved the agreement as to form.

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**DATE:** February 12, 2009~~8~~

**ADMINISTRATIVE SIGN-OFF:**

 1/29/08  
\_\_\_\_\_  
Britt L. Fussel, P.E.  
Assistant Director--Engineering  
County Surveyor

  
\_\_\_\_\_  
Henry Hash  
Director

cc: Auditor/Controller  
County Counsel  
County Administrative Office (2)

Attachment(s) Interim Renewal Contract

BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF BUREAU OF RECLAMATION ) RESOLUTION NO.  
INTERIM RENEWAL CONTRACT NO. 12 ) AGREEMENT NO.

WHEREAS, this County entered into a "Contract between the County of Tulare (County) the State of California (State) and the United States, providing for water service from the Central Valley Project", dated November 10, 1975, Contract 14-06-200-8293A; and

WHEREAS, said Contract expired on December 31, 1995; and

WHEREAS, the County executed the Amendatory Contract to extend its term by two months in order to provide for this County to be on a "water year" basis, as are most Central Valley Project contractors, in order to provide for ease of administration; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR1, which provided for the continued water service to County from March 1, 1996, through February 28, 1998; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR2, which provided for the continued water service from March 1, 1998 through February 29, 2000; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR3, which provided for the continued water service from March 1, 2000 through November 30, 2000; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR4, which provided for the continued water service from November 30, 2000 through February 28, 2001; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR5, which provided for the continued water service from March 1, 2001 through February 28, 2002; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR6, which provided for the continued water service from March 1, 2002 through February 28, 2003; and

WHEREAS, the County, the State and the United States entered into Contract No. 14-06-200-8293A-IR7, which provided for the continued water service from March 1, 2003 through February 29, 2004; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR8, hereinafter referred to as the Existing Interim Renewal Contract, which provided for the continued water service from March 1, 2004 through February 28, 2005; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR9, hereinafter referred to as the Existing Interim Renewal Contract, which provided for the continued water service from March 1, 2005 through February 28, 2006; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR10, hereinafter referred to as the Existing Interim Renewal Contract, which provided for the continued water service from March 1, 2006 through February 28, 2007; and

WHEREAS, the County, the State, and the United States entered into Contract No. 14-06-200-8293A-IR11, hereinafter referred to as the Existing Interim Renewal Contract, which provided for the continued water service from March 1, 2007 through February 28, 2008; and

WHEREAS, the County has requested a subsequent interim renewal contract pursuant to the Existing Interim Renewal Contract, Federal Reclamation law and the laws of the State of California, for water service from the Central Valley Project; and

WHEREAS, the Bureau of Reclamation of the Department of Interior of the United States of America has submitted a contract to the County entitled "Interim Renewal Contract between the United States, the Department of Water Resources of the State of California and the County of Tulare providing for Project Water Service"; and

WHEREAS, the State has indicated that it is willing to execute said Contract; and

WHEREAS, the County has verified the terms and conditions of this Interim Renewal Contract and finds it to be acceptable to the County.

NOW, THEREFORE, BE IT RESOLVED, by this Board of Supervisors the following:

1. Approved Bureau of Reclamation Interim Renewal Contract No. 14-06-200-8293A-IR12 to allow the county of Tulare water services from the Central Valley Project to the Cross Valley Canal ;
2. Authorized the Chairman to sign Bureau of Reclamation Interim Renewal Contract No. 14-06-200-8293A-IR12;
3. Reaffirmed that the project is exempt from the California Environmental Quality Act (CEQA) requirements;
4. Authorize the Resource Management Agency and Dennis R. Keller, Keller and Wegley, Consulting Engineers, to do all things necessary and proper to comply with the interim renewal process; and
5. Directed the Clerk of the Board to transmit a certified copy of this Resolution to the Bureau of Reclamation.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, the foregoing Resolution was adopted by the Board of Supervisors, at an official meeting held February 12, 2008, by the following vote.

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JEAN ROUSSEAU  
County Administrative Officer  
Clerk of the Board of Supervisors

By \_\_\_\_\_