

1 UNITED STATES
2 DEPARTMENT OF THE INTERIOR
3 BUREAU OF RECLAMATION
4 Central Valley Project, California

5 INTERIM RENEWAL CONTRACT BETWEEN THE UNITED STATES
6 AND
7 SACRAMENTO COUNTY WATER AGENCY
8 PROVIDING FOR PROJECT WATER SERVICE
9 FROM THE AMERICAN RIVER DIVISION

10 THIS CONTRACT, made this 26th day of February, 2015,
11 in pursuance generally of the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or
12 supplementary thereto, including, but not limited to, the Acts of August 26, 1937 (50 Stat. 844),
13 as amended and supplemented, August 4, 1939 (53 Stat. 1187), as amended and supplemented,
14 June 21, 1963 (77 Stat. 68), October 12, 1982 (96 Stat. 1263), October 27, 1986 (100 Stat. 3050),
15 as amended, November 5, 1990 (104 Stat. 2074), and Title XXXIV of the Act of
16 October 30, 1992 (106 Stat. 4706), all collectively hereinafter referred to as Federal
17 Reclamation law, between the UNITED STATES OF AMERICA, hereinafter referred to as
18 the United States, and the SACRAMENTO COUNTY WATER AGENCY, hereinafter
19 referred to as the Contractor, a public agency of the State of California, duly organized,
20 existing, and acting pursuant to the laws thereof;

21 WITNESSETH, That:

22 EXPLANATORY RECITALS

23 WHEREAS, the United States and the Contractor entered into the interim
24 renewal contract identified as Contract No. 14-06-200-5198B-IR1, hereinafter referred to as

25 IR1, which provided for the continued water service to the Contractor effective from
26 January 1, 2013, through February 28, 2015; and

27 WHEREAS, the United States and the Contractor have made significant progress
28 in their negotiations of a long-term renewal contract, believe that further negotiations on the
29 long-term renewal contract would be beneficial, and mutually commit to continue to negotiate to
30 seek to reach agreement, but anticipate that the environmental documentation necessary for
31 execution of any long-term renewal contract may be delayed for reasons beyond the control of
32 the parties; and

33 WHEREAS, the Contractor has requested a subsequent interim renewal contract
34 pursuant to Article 2 of IR1; and

35 WHEREAS, the United States has determined that the Contractor has to date
36 fulfilled all of its obligations under IR1; and

37 WHEREAS, the United States is willing to renew IR1 pursuant to the terms and
38 conditions set forth below;

39 NOW, THEREFORE, in consideration of the mutual and dependent covenants
40 herein contained, it is hereby mutually agreed by the parties hereto as follows:

41 RENEWAL AND REVISION OF
42 CONTRACT NO. 14-06-200-5198B-IR1

43 1. Except as specifically modified by this contract, all provisions of IR1 are renewed
44 with the same force and effect as if they were included in full text with the exception of Article 2
45 of IR1 thereof, which is revised as follows:

46 (a) The first sentence in subdivision (a) of Article 2 of IR1 is modified as
47 follows: "This Contract shall be effective from March 1, 2015, and shall remain in effect
48 through February 28, 2017, and thereafter will be renewed as described in Article 2 of IR1 if a

49 long-term renewal contract has not been executed with an effective commencement date of
50 March 1, 2017.”

51 (b) Subdivision (b) of Article 2 of IR1 is amended by deleting the date
52 “February 28, 2015,” and replacing same with the date “February 28, 2017.”

53 IN WITNESS WHEREOF, the parties hereto have executed this Contract as of
54 the day and year first above written.

55 APPROVED AS TO LEGAL
FORM AND SUFFICIENCY
Steph R. Kahn
OFFICE OF REGIONAL SOLICITOR
DEPARTMENT OF THE INTERIOR

UNITED STATES OF AMERICA

56 By: *Jim Platts*

57 Regional Director, Mid-Pacific Region
58 Bureau of Reclamation

ACTING FOR

59 (SEAL)

60 SACRAMENTO COUNTY WATER AGENCY

61 By: *Chris Lee*

62 Director, Sacramento County Water Resources

63 Attest:

64 By: *Cyndi Lee*

65 Secretary of the Board of Directors

SACRAMENTO COUNTY WATER AGENCY

RESOLUTION NO. WA-2886

RESOLUTION AUTHORIZING THE AGENCY ENGINEER OF THE SACRAMENTO COUNTY WATER AGENCY TO EXECUTE AN INTERIM RENEWAL CONTRACT WITH THE UNITED STATES BUREAU OF RECLAMATION

BE IT RESOLVED AND ORDERED that the Director of Water Resources, acting as Agency Engineer, be and is hereby authorized and directed to execute the second *Interim Renewal Contract between the United States and Sacramento County Water Agency for Providing Project Water Service from the American River* in the form hereto attached, on behalf of the SACRAMENTO COUNTY WATER AGENCY (hereinafter referred to as "SCWA"), a statutorily created district operating under the authority of and pursuant to the provisions of the Sacramento County Water Agency Act (California Water Code-Appendix, chapter 66, commencing at section 66-1 et seq.), and to do and perform everything necessary to carry out the purpose of this Resolution.

On a motion by Director Nottoli, and seconded by Director Serna, the foregoing resolution was passed and adopted by the Board of Directors of SCWA, State of California, this 21st day of October, 2014, by the following vote, to wit:

AYES: Directors, MacGlashan, Nottoli, Serna, Peters, Yee

NOES: Directors, None

ABSENT: Directors, None



Jeannette R. Yee

Chair of the Board of Directors of the Sacramento
County Water Agency, California

In accordance with Section 25103 of the Government Code
of the State of California a copy of the document has been
delivered to the Chairman on 10/21/14.

ATTEST: *Florence Evans*
Clerk of the Board of Supervisors of
Sacramento County, California; and
Ex officio Secretary of the Board of

By: *J. Bolger*
The foregoing is a correct copy of a
Resolution adopted by the Board of
Directors, Sacramento County,
California

On 10/21/14

Dated 2/17/15

Clerk of Said Board
of Directors

By: *J. Bolger*
Deputy Clerk

FILED
BOARD OF DIRECTORS

OCT 21 2014

BY: *Clayton Lee*
CLERK OF THE BOARD

SCWA-17

By _____
 Clerk of Directors
 Date _____
 On _____
 Information
 Sacramento County
 Board of Directors
 is hereby adopted as a board copy of a



United States Department of the Interior

BUREAU OF RECLAMATION
Mid-Pacific Regional Office
2800 Cottage Way
Sacramento, CA 95825-1898

IN REPLY REFER TO:

MP-440
WTR-4.00

FEB 26 2015

Mr. Michael Peterson
Manager
Sacramento County Water Agency
827 7th Street, Room 301
Sacramento, CA 95814

Subject: Interim Renewal Contract No. 14-06-200-5198B-IR2 Between the United States and the Sacramento County Water Agency Providing for Project Water Service – Central Valley Project, California

Dear Mr. Peterson:

Enclosed is an executed original of the subject contract for your records. The Bureau of Reclamation appreciates the effort expended by the Sacramento County Water Agency and its representatives relative to this contract.

If you have any questions, please contact Ms. Patty Stewart, Repayment Specialist, Contracts and Water Rights Branch, at 916-978-5244, or e-mail pastewart@usbr.gov.

Sincerely,

FOR



David G. Murillo
Regional Director

Enclosure

cc: Mr. Dave Underwood, P.E.
Senior Engineer
Sacramento County Water Agency
10151 Florin Road
Sacramento, CA 95829
(w/copy of encl)

Contract No. 14-06-200-5198B-IR2

2

bc: Assistant Solicitor, Water and Power Branch, Washington, DC
Director, Office of Policy and Administration, Denver, CO
Attention: 84-55000 (MKelly)
MP-440 (KHall), MP-3400, CCAO-406 (LBillingsley)
(w/copy of encl sent via e-mail to each)
MP-3600 (w/original contract)

WBR:PStewart:KHall:2/18/2015:916-978-5244

K:\CONTRACTS\Water Service Contracts\Interim Renewal Contracts\American River\2015
All\IRC2015 ExecutedContractTrans_SCWA_5198B-IR2.18.2015.doc

Surname: MP-440(2), MP-400, 1150(SP), MP-110, MP-115, MP-103, MP-105, MP-100