

**CONSIDERATION OF A RESOLUTION AUTHORIZING THE DIRECTOR,
OR DESIGNEE, TO SIGN ACCEPTANCE OF ASSIGNMENT OF
CONTRACT NO. 4600002127 WITH THE DEPARTMENT OF CONSERVATION
FROM THE DEPARTMENT OF WATER RESOURCES
FOR TECHNICAL SERVICES AND FIELD INVESTIGATIONS
RELATED TO ABANDONED MINES
Agenda Item: 10**

Meeting Date: 8-14-03

Summary: This resolution would authorize the Director, or designee, to sign an acceptance of Assignment of Interagency Agreement to further the ecosystem water quality and drinking water quality objectives in the Ecosystem Restoration Program and Drinking Water Quality Program related to abandoned mines.

Recommended Action: Adopt Resolution 03-08-30.

Staff Recommendation: Staff recommends that the Authority adopt the attached resolution authorizing acceptance of assignment of this Interagency Agreement with Department of Conservation from the Department of Water Resources.

Background

The CALFED Programmatic Record of Decision and the Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Act (Prop. 13) propose actions that require source control and/or remediation of mine sites that release metals into surface and groundwater. The Department of Water Resources/CALFED Bay-Delta Program entered into this agreement in May 2002 to obtain the services of the Department of Conservation to provide technical services and perform preliminary field investigations of abandoned mines in the Middle Yuba River watershed and other watersheds relevant to the California Bay-Delta Plan in the CALFED Programmatic Record of Decision. The Department of Water Resources concurs in assigning this contract to the Authority.

Acceptance of assignment of this contract from DWR is consistent with the Authority's duty to coordinate and assist with integration of the Bay-Delta Program and other related programs.

Fiscal Information

Funding Source: DWR Prop. 13
Term: May 1, 2002 through September 30, 2004
Total Amount: \$400,000.00

List of Attachments

1. Proposed Form of Assignment for Contract No. 4600002127

Contact

Name: Dan Castleberry

Phone: (916) 445-0769

CALIFORNIA BAY-DELTA AUTHORITY
RESOLUTION NO. 03-08-30

CONSIDERATION OF A RESOLUTION AUTHORIZING THE DIRECTOR, OR DESIGNEE, TO SIGN ACCEPTANCE OF ASSIGNMENT OF CONTRACT NO. 4600002127 WITH THE DEPARTMENT OF CONSERVATION FROM THE DEPARTMENT OF WATER RESOURCES FOR TECHNICAL SERVICES AND FIELD INVESTIGATIONS RELATED TO ABANDONED MINES

WHEREAS, the Department of Water Resources/CALFED Bay-Delta Program entered into interagency agreement No. 4600002127 with the Department of Conservation with a term of May 1, 2002, through September 30, 2004; and

WHEREAS, interagency agreement No. 4600002127 is necessary to provide the technical services of the Department of Conservation related to planning for actions on abandoned mines for the Ecosystem Restoration Program and the Water Quality Program; and

WHEREAS, assignment of interagency agreement No. 4600002127 from the Department of Water Resources to the Authority will allow for the Department of Conservation's services to continue in close coordination with Authority staff, and will effectuate the transition of the oversight and coordination role out of the Department of Water Resources and into the Authority;

NOW, THEREFORE, BE IT RESOLVED, that the Authority authorizes the Director, or his designee, to sign acceptance of the assignment of interagency agreement No. 4600002127 with the Department of Conservation from the Department of Water Resources as generally described in the attached proposed form of assignment, and to perform all obligations thereunder, subject to appropriation of adequate funds.

CERTIFICATION

The undersigned Assistant to the California Bay-Delta Authority does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the California Bay-Delta Authority held on August 14, 2003.

Dated:

Heidi Rooks
Assistant to the California Bay-Delta Authority

STANDARD AGREEMENT ASSIGNMENT

Adapted from STD. 213 A (Rev 9/01)

<input type="checkbox"/>	CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED	Pages	_____	AGREEMENT NUMBER
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1. Agreement No. 4600002127 was entered into between the State Agencies named below:

STATE AGENCY'S NAME

Department of Water Resources/CALFED Bay-Delta Program

CONTRACTOR'S NAME

Department of Conservation

2. The term of this




Agreement is 05/01/02 through 09/30/043. The maximum amount of this \$400,000.00Agreement after this amendment is: Four Hundred Thousand Dollars

4. The parties mutually agree as follows: All actions noted below are by this reference made a part of the Agreement and incorporated herein:

The Department of Water Resources hereby assigns this Agreement to the California Bay-Delta Authority. The California Bay-Delta Authority accepts assignment of this Agreement, and to undertake all State of California responsibilities including those stated in the Agreement. Contractor consents to the assignment of this Agreement from the Department of Water Resources to the California Bay-Delta Authority. The California Bay-Delta Authority is authorized to undertake the activities and responsibilities in this Agreement pursuant to the California Bay-Delta Authority Act, Water Code section 79400 et seq. Contractor has previously consented to the assignment of Agreement No. 4600001938 from the Department of Water Resources to the California Bay-Delta Authority pursuant to Exhibit D of the Agreement. This assignment shall be effective July 1, 2003.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Assignment has been executed by the parties hereto.

CONTRACTOR		Department of General Services Legal Office Use Only
CONTRACTOR'S NAME <i>(If other than an individual, state whether a corporation, partnership, etc.)</i>		
<u>Department of Conservation</u>		
BY <i>(Authorized Signature)</i>	DATE SIGNED <i>(Do not type)</i>	
		
PRINTED NAME AND TITLE OF PERSON SIGNING		Department of Water Resources Legal Office
ADDRESS		
STATE OF CALIFORNIA		
AGENCY NAME		
<u>Department of Water Resources</u>		
BY <i>(Authorized Signature)</i>	DATE SIGNED <i>(Do not type)</i>	CALIFORNIA Attorney General's Office Use Only
		
PRINTED NAME AND TITLE OF PERSON SIGNING		
ADDRESS		
<u>1416 Ninth Street, 11th Floor, Sacramento, CA 95814</u>		
STATE OF CALIFORNIA		CALIFORNIA Attorney General's Office Use Only
AGENCY NAME		
<u>California Bay-Delta Authority</u>		
BY <i>(Authorized Signature)</i>		
		
PRINTED NAME AND TITLE OF PERSON SIGNING		CALIFORNIA Attorney General's Office Use Only
ADDRESS		
<u>650 Capitol Mall, 5th Floor, Sacramento, CA 95814</u>		

