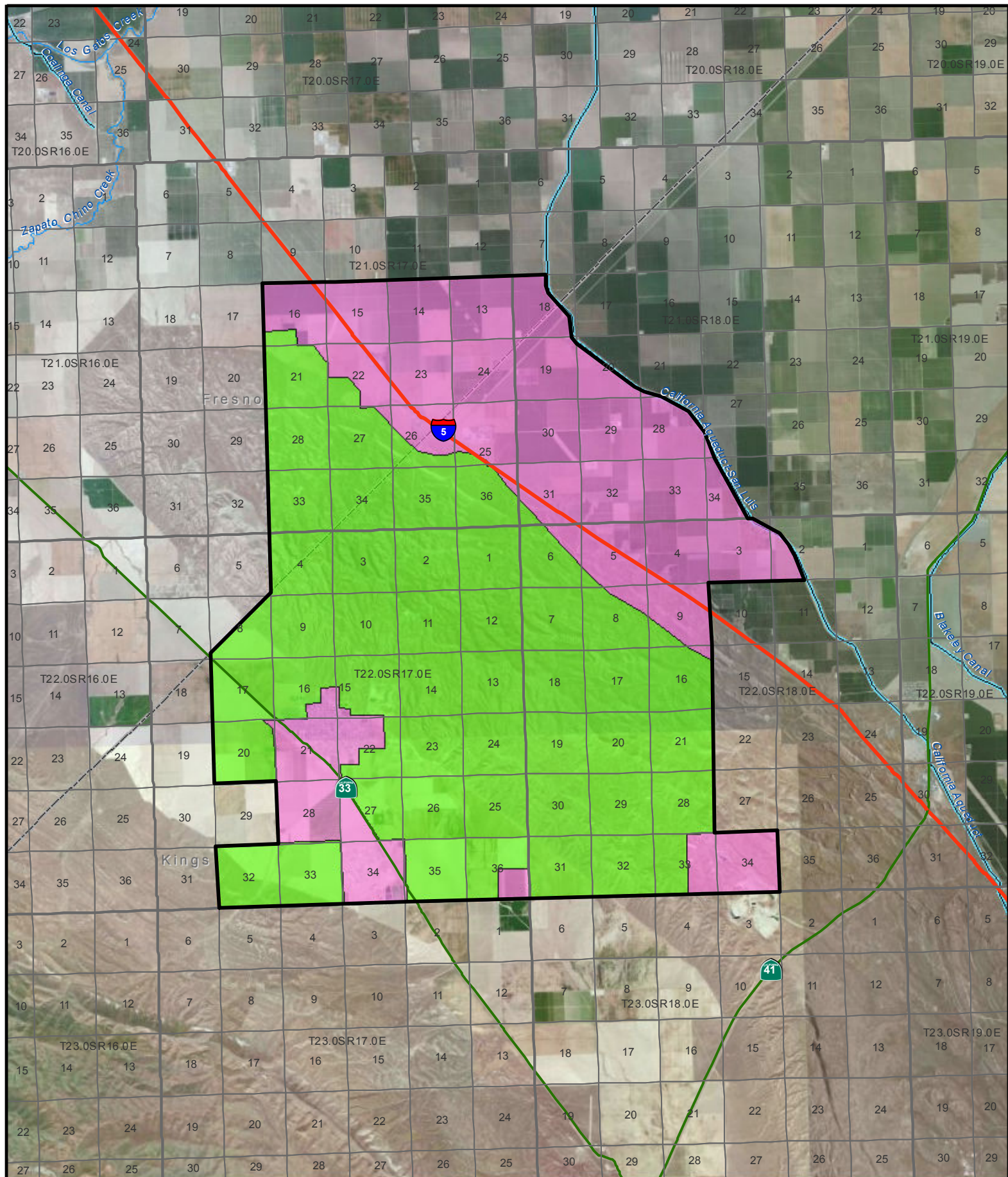


Appendix A

Contractor's CVP Service Area Maps

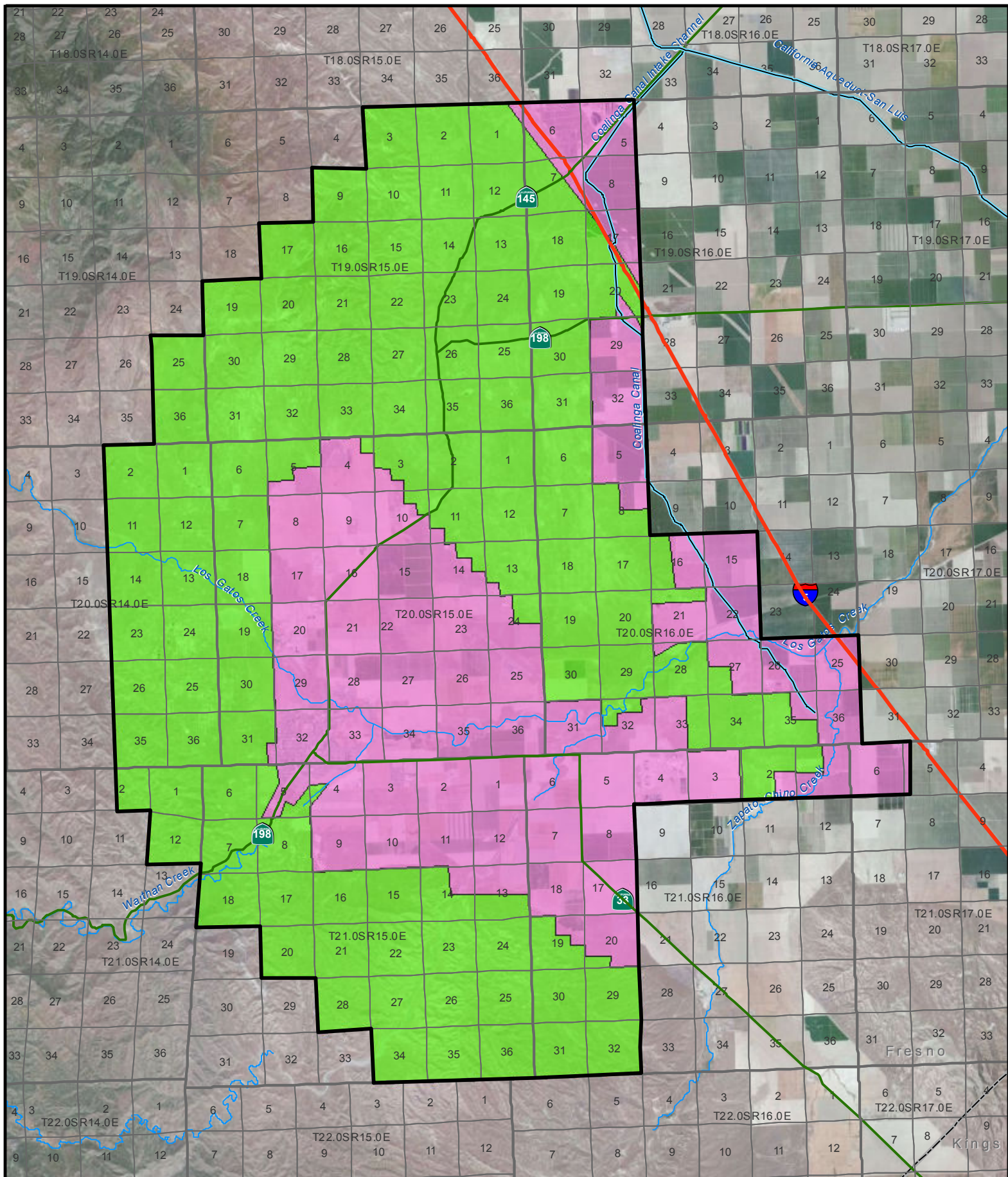


- City Boundary
- Lands Eligible to Receive CVP Water
- Lands Ineligible to Receive CVP Water

City of Avenal



1 0.5 0 1 2 3 Miles



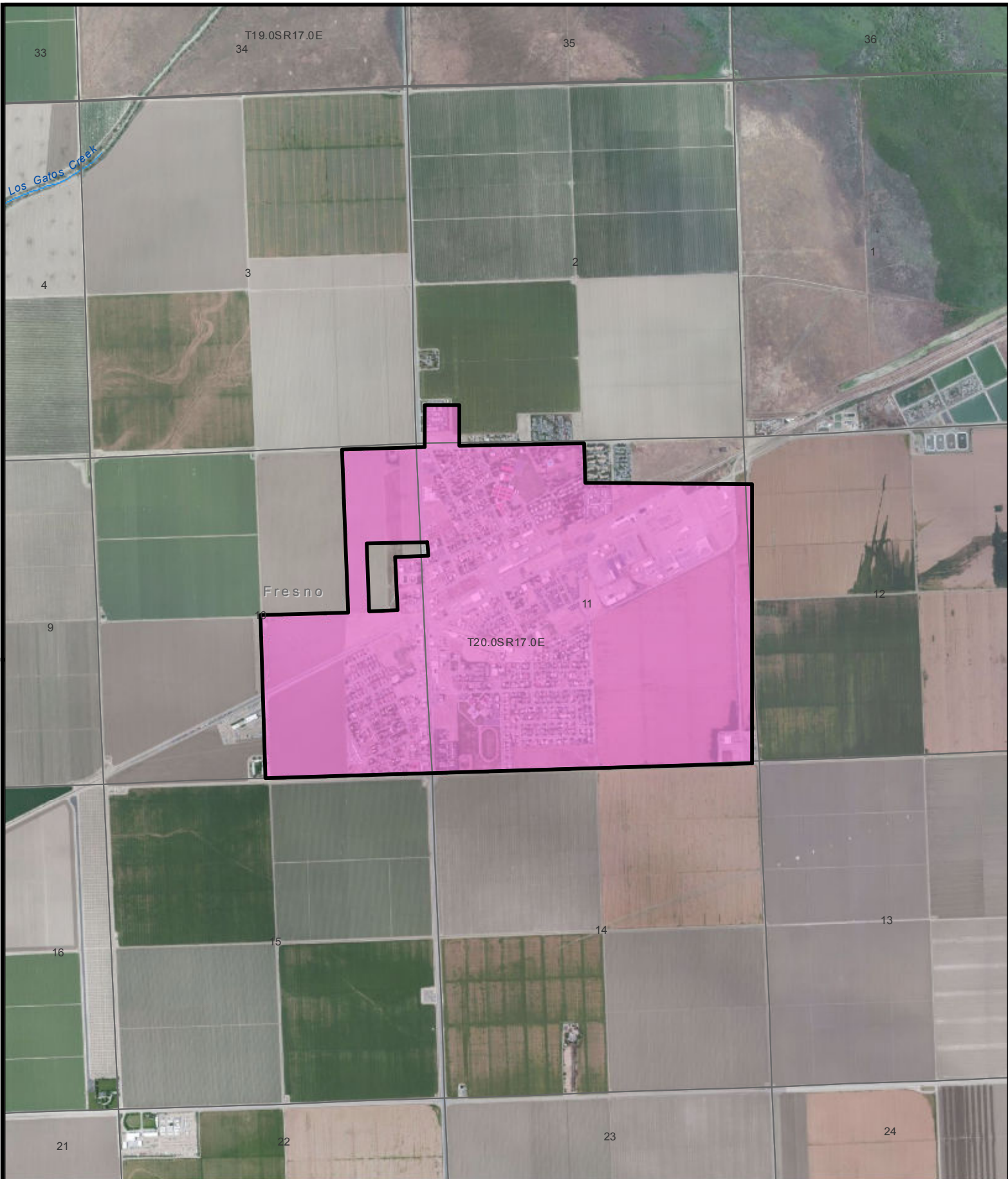
- City Boundary
- Lands Eligible to Receive CVP Water
- Lands Ineligible to Receive CVP Water



City of Coalinga

T22.0SR16.0E

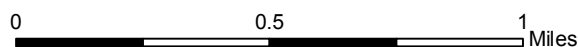


1 0.5 0 1 2 3 4 Miles



-  City Boundary
-  Lands Eligible to Receive CVP Water

City of Huron



Appendix B

Letters from the Cities of Avenal, Coalinga, and Huron

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BUREAU OF RECLAMATION
SCCAO, FRESNO, CA



155 W. Durian Avenue
Coalinga, CA 93210

Phone (559) 935-1533
FAX (559) 935-5912
www.coalinga.com

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[illegible]

August 19, 2014

Ms. Erma Leal
Department of Interior
Bureau of Reclamation
South-Central California Area Office
1243 "N" Street
Fresno, CA 93721-1813

RE: Interim Renewal Contract

Dear. Ms. Leal,

The City of Coalinga would like to renew interim renewal contract 14-06-200-4173A-IR3. In addition, the City of Coalinga will not deliver Central Valley Project Water to developed or converted habitat lands without confirmation from Reclamation or other evidence that compliance with the Endangered Species Act (U.S.C. 16 Section 1531 et seq.) has occurred with respect to the subject land either through Section 7 or Section 10 of the Endangered Species Act.

Respectfully,

Rene A. Ramirez
City Manager

Enclosures



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BUREAU OF RECLAMATION
SCCAO, FRESNO, CA

City of Huron/P.O Box 339/36311 Lassen Ave., Huron, CA. 93234-0339 • Phone (559) 945-2241 • Fax (559) 945-2609

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August 15, 2014

Erma Leal, Repayment Specialist
Dept. of Interior | Bureau of Reclamation
South-Central California Area Office
SCCAO - 445 | 1243 N. Street | Fresno, CA 93721-1813

Re: Renewal Interim Contract No. 14-06-200-7081A – IR3

CODE	ACTION	SURNAME & DATE
445		
440		
DATE ACTION TAKEN		
COPIES TO		
Classification	WTR-4.00	
Project	CVP - Huron	
Control No.	14028522	
Folder I.D.	1273583	
Date Input & Initials	AUG 19 2014 6M	

The city of Huron would like to renew its interim renewal contract 14-06-200-7081A-IR3. In addition, the City of Huron will not deliver Central Valley Project Water to developed or converted habitat without confirmation from Reclamation or other evidence that compliance with the Endangered Species Act (U.S.C. 16 Section 1531 et seq.) has occurred with respect to the subject land either through Section 7 or Section 10 of the Act.

Sincerely,

Jack Castro
Finance Director

"Together We Can"

CITY COUNCIL/HOUSING AUTHORITY/PUBLIC FINANCING AUTHORITY

DATE: July 2, 2014

TIME: 6:00 p.m.

Regular Meeting Minutes

I. CALL TO ORDER/WELCOME:

Mayor Chavez called the meeting to order at 6:00 p.m. Roll call was answered by Mayor Chavez, Mayor Pro-Tem Plasencia, Councilmember Rodriguez, and Councilmember Morales. Councilmember Pimentel was excused. Flag salute led by Mayor Chavez.

II. REPORT FROM EXECUTIVE SESSION: None

III. CONFIRMATION OF AGENDA:

Mayor Chavez announced item II.a Presentations: would be added to the agenda.

MOTION: To confirm the agenda with the addition of item II.a. Presentations by Councilmember Morales, seconded by Councilmember Plasencia.

VOTE: Ayes: Morales, Plasencia, Rodriguez, Chavez

Noes: None

Absent: Pimentel

II.a. PRESENTATIONS:

Daniel Wells, Valley Leap, Sr. Fellow Consultant, announced a grant application for USDA funding in the amount of \$100,000 was submitted to be used for technical assistance to implement a Farmers Market/Co-Op. Valley Leap would request a letter of interest at a later date.

IV. CONSENT CALENDAR:

1. Approval of Minutes of Regular Meeting of 6/18/14

MOTION: To approve the minutes of the regular meeting of 6/18/14 by Councilmember Plasencia, seconded by Councilmember Morales.

VOTE: Ayes: Plasencia, Morales, Rodriguez, Chavez

Noes: None

Absent: Pimentel

V. ADMINISTRATION:

- A. *Subject: Consideration and Necessary Action on Interim Renewal of Agreement between the City of Huron and the U.S. Department of Interior Bureau of Reclamation for the Provision of Water – **Jack Castro, Finance Director/Neal Costanzo, City Attorney**

Finance Director Castro reported the agreement would expire February, 2015 and had to be renewed for another two-year period.

MOTION: Council to authorize execution of the Agreement between the City and the U.S. Department of Interior Bureau of Reclamation for a two-year period commencing March, 2015 – February, 2017 by Councilmember Plasencia, seconded by Councilmember Morales.

VOTE: Ayes: Plasencia, Morales, Rodriguez, Chavez
Noes: None
Absent: Pimentel

- B. *Subject: Consideration and Necessary Action on Resolution Approving and Authorizing Execution of Memorandum of Understanding (MOU) Between Fresno COG and City for Preparation of Multi-Jurisdictional Housing Element - **Jack Castro, Finance Director/Neal Costanzo, City Attorney**

This item was tabled because Fresno COG's concern regarding the contractor but had been cleared. The amount to be paid by the city is \$20,443.

MOTION: To adopt Resolution No. 1838 and execute the Memorandum of Understanding (MOU) Between Fresno COG and City for Preparation of Multi-Jurisdictional Housing Element with a fiscal impact of \$20,443 to the city by Councilmember Plasencia, seconded by Councilmember Morales.

VOTE: Ayes: Plasencia, Morales, Rodriguez, Chavez
Noes: None
Absent: Pimentel

- C. *Subject: Consideration and Necessary Action on Authorization to Solicit Competitive Bids for City Overlay Project – **Jack Castro, Finance Director/Neal Costanzo, City Attorney**

Dan Jauragi, Tri-City Engineering, City Engineer, submitted the list of streets recommended for the Street Overlay Project for Fiscal Year 2014/2015 and requested authorization to

solicit bids. Finance Director Castro reported this was part of the Measure "C" Impairment status.

MOTION: Council to authorize solicitation of competitive bids for the Street Overlay Project for Fiscal Year 2014/2015 by Councilmember Plasencia, seconded by Councilmember Morales.

VOTE: Ayes: Plasencia, Morales, Rodriguez, Chavez
Noes: None
Absent: Pimentel

VI. PUBLIC PRESENTATIONS:

Anna Rosco, Aide for Senator Vidack, introduced herself as the contact person for Hanford office.

VII. CHIEF OF POLICE'S REPORT: Chief Turegano submitted June's report.

VIII. PUBLIC WORKS' DEPARTMENT REPORT: None

IX. SENIOR COORDINATOR'S REPORT: Written report submitted for June.

X. FINANCE DIRECTOR'S REPORT: Finance Director Castro reported: 1) Sheppard's Plaza's escrow closed and is working with new owner and Caltrans regarding encroachment permits; 2) List of Grants in Progress provided by CA Consultants; and 3) Status of the Dan Pike's project. Councilmember Morales asked Mr. Castro to look into grant monies for a recreation soccer field for local children. Mr. Castro reported he is also working on a grant to place cameras throughout the city for security purposes.

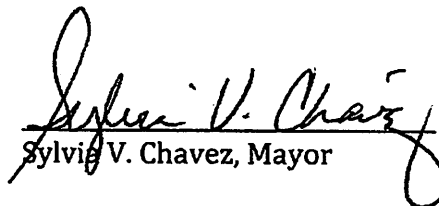
XI. CITY ATTORNEY'S REPORT: None

XII. CITY COUNCIL COMMUNICATIONS/COMMENTS: Councilmember Morales asked everyone to support Huron Aggies' Fireworks Stand. Councilmember Plasencia concurred.

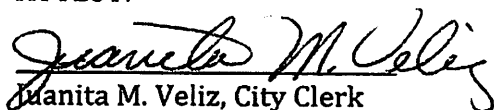
XIII. ADJOURNMENT:

MOTION: To adjourn meeting by Councilmember Rodriguez, seconded by Councilmember Morales.

VOTE: Ayes: Rodriguez, Morales, Plasencia, Chavez
Noes: None
Absent: Pimentel


Sylvia V. Chavez, Mayor

ATTEST:


Juanita M. Veliz, City Clerk

Appendix C

Reclamation's Cultural Resources Determination

CULTURAL RESOURCE COMPLIANCE
Mid-Pacific Region
Division of Environmental Affairs
Cultural Resources Branch

MP-153 Tracking Number: 14-SCAO-301

Project Name: CVP Interim Renew Contracts Avenal, Coalinga, Huron and DFG 2015-17

NEPA Document: EA-14-008

MP 153 Cultural Resources Reviewer: Scott Williams



Date: September 25, 2014

The proposed undertaking by Reclamation is to continue four existing interim renewal contracts, with only minor, administrative changes to the contract provisions to update the previous interim renewal contracts for the new contract period, with no changes to the service area, no construction, and no ground disturbing activities. This is the type of undertaking that does not have the potential to cause effects to historic properties, should such properties be present, pursuant to the NHPA Section 106 regulations codified at 36 CFR § 800.3(a)(1). Reclamation has no further obligations under NHPA Section 106, pursuant to 36 CFR § 800.3(a)(1).

In the event a new long-term water service contract is executed, the interim renewal contract then-in-effect would be superseded by the long-term water service contract. No changes to the contractors' service areas or water deliveries are part of the Proposed Action. CVP water deliveries under the four proposed interim renewal contracts can only be used within each designated contract service area (see EA-14-008; Figure 2-1). The contract service area for the proposed interim renewal contracts have not changed from the existing interim renewal contracts. If the contractor proposes to change the designated contract service area separate environmental documentation and approval will be required.

This document is intended to convey the completion of the NHPA Section 106 process for this undertaking. Please retain a copy in the administrative record for this action. Should changes be made to this project, additional NHPA Section 106 review, possibly including consultation with the State Historic Preservation Officer, may be necessary. Thank you for providing the opportunity to comment.

Appendix D

Reclamation's Indian Trust Assets Determination



Emerson, Rain <remerson@usbr.gov>

Re: Project Description for Review (EA-14-008)

RIVERA, PATRICIA <privera@usbr.gov>

Mon, Sep 29, 2014 at 10:48 AM

To: "Emerson, Rain" <remerson@usbr.gov>

Cc: Kristi Seabrook <kseabrook@usbr.gov>, "Williams, Mary D (Diane)" <marywilliams@usbr.gov>

Rain,

I reviewed the proposed action to execute four San Luis Unit interim renewal contracts for the Cities of Avenal, Coalinga, Huron and the California Department of Fish and Game (DFG[1]). The four interim renewal contracts would be renewed for a two-year period from March 1, 2015 through February 28, 2017. In the event a new long-term water service contract is executed, the interim renewal contract then-in-effect would be superseded by the long-term water service contract.

The proposed action does not have a potential to impact Indian Trust Assets.

Patricia Rivera
Native American Affairs Program Manager
US Bureau of Reclamation
Mid-Pacific Region
2800 Sacramento, California 95825
(916) 978-5194

Appendix E

Concurrence Memo from U.S. Fish and Wildlife Service



United States Department of the Interior




In Reply Refer to:
08ESMF00-
2014-I-0585

FISH AND WILDLIFE SERVICE
Sacramento Fish and Wildlife Office
2800 Cottage Way, Suite W-2605
Sacramento, California 95825-1846

NOV 10 2014

Memorandum

To: David Hyatt, Supervisory Biologist, U.S. Bureau of Reclamation, South Central California Area Office, Fresno, California

From: Thomas Leeman, Chief, San Joaquin Valley Division, Endangered Species Program, Sacramento Fish and Wildlife Office, Sacramento California 

Subject: Consultation on the Interim Renewal of Central Valley Project Water Service Contracts for the Cities of Avenal, Coalinga, Huron, and the California Department of Fish and Wildlife, 2015-2017

This memorandum transmits the U.S. Fish and Wildlife Service's (Service) concurrence with the U.S. Bureau of Reclamation's (Reclamation) determination that the issuance of four Central Valley Project (CVP) Municipal and Industrial (M&I) Interim Renewal Contracts (IRCs), for the Cities of Avenal, Coalinga, and Huron (SLU Cities), and the California Department Fish and Wildlife (CDFW), for a period of 24 months, beginning March 1, 2015 and going through February 28, 2017, may affect, but is not likely to adversely affect (NLAA) the federally-listed as endangered blunt-nosed leopard lizard (*Gambelia sila*), California jewelflower (*Caulanthus californicus*), San Joaquin kit fox (*Vulpes macrotis mutica*), and San Joaquin wooly-threads (*Mololopia congonii*). This response is provided pursuant to section 7(a)(2) of the Endangered Species Act of 1973 (Act)(16 U.S.C. 1531 *et seq*) and in accordance with the regulations governing interagency consultations (50 CFR §402). We received your August 22, 2014 memorandum (Memo) requesting concurrence with NLAA for the proposed action in Service's Sacramento Fish and Wildlife Office on August 25, 2014.

The Service has reviewed your Memo, the Biological Evaluation (BE) Titled, "2015-2017 Interim Renewal Contracts for the Cities of Avenal, Coalinga, Huron and the California Department of Fish and Wildlife" dated July 2014, information provided for the San Luis Unit (SLU) long-term contract renewal consultation including the 2004 Biological Assessment (SLU) and draft Environmental Impact Statement and Supplement, responses to insufficiency memoranda, and additional information generated by the Endangered Species Recovery Program; the City of Coalinga's General Plan Update 2005-2025 dated June 2009; the Kings County Housing Element 2009-2014 dated June 2010; the Local Area Formation Commission of Kings County City and Community District Sphere of Influence Update dated September 2007; CEQAnet (the online searchable environmental database of the State Clearinghouse within the Office of Planning and Research) searches for each of the Contractors considered in this consultation; e-mails providing additional information on the

acreages of the SLU Cities; and additional sources of information in our files. Although the City of Coalinga's General Plan Update identifies foreseeable development with the existing City limits and possible future development outside the existing City limits (on page 2-13), CEQAnet searches for each of the Contractors, and current information in the BE regarding urban development between July 2012 and July 2014, revealed that a handful of development projects were approved during that time (two in Huron in 2013 and 2014, and one in 2012 and two in 2014 in Coalinga). As identified in the BE, these approved projects appeared to have little or no impact on natural lands. It is not likely that future development projects in the SLU Cities would be permitted and groundbreaking to commence during the IRC contract period under consideration.

The Service's concurrence with a NLAA determination for this action is also based in part on a land conversion commitment provided in letters from the SLU Cities (Appendix A) stipulating that use of CVP water for new municipal and industrial uses will not occur until compliance with the Act has been confirmed. Such confirmation shall be consistent with a process elaborated in the Final Environmental Assessment/Initial Study for the 25-Year Transfer and Groundwater Pumping Project of the San Joaquin Exchange Contractors and Reclamation, pages F-29 through F-30 (Appendix B).

Reclamation has requested concurrence with a NLAA determination for the blunt-nosed leopard lizard, California jewelflower, San Joaquin kit fox, and San Joaquin woolly-threads. The information provided for this consultation, as well as the short duration of this project and land conversion commitment in the BE and in letters from SLU Cities, provides the basis for the Service to concur with Reclamation's determination that the SLU Cities IRCs are NLAA the blunt-nosed leopard lizard, San Joaquin kit fox, or San Joaquin woolly-threads. No critical habitat for Federally-listed species has been designated or proposed within areas considered in this IRC consultation.

The Service's concurrence with NLAA for the blunt-nosed leopard lizard, California jewelflower, San Joaquin kit fox, and San Joaquin woolly-threads relies on Reclamation's conclusion that CVP contract deliveries do not result in land use changes that would adversely affect Federally-listed species or critical habitat. The Service requests that prior to the next renewal of these IRCs or long term contract renewals (LTCRs), whichever comes first, Reclamation revises and updates the Central Valley Project Improvement Act (CVPIA) Comprehensive Mapping Program (described below) to validate the key commitment in the BE for this project. The Service specifically requests validation that districts that receive this IRC water will not use the water to convert native lands to other uses, thereby validating Reclamation's conclusion that CVP contract deliveries do not result in land use changes that would adversely affect Federally-listed species.

Background and Related Consultations

In 2004, Reclamation requested initiation of formal consultation under the Act for SLU long term contract renewals, including SLU Cities and CDFW. Consultation on SLU long term contract renewals was suspended to allow completion of the consultation for the coordinated operations of the CVP and State Water Project Operations Criteria and Plan (aka OCAP). In accordance with, and as required by, Section 3404(c) of the CVPIA of 1992 (Public Law 102-575), IRCs are undertaken to provide a bridge between the expiration of the original long-term water service contracts and long-term renewal of those contracts. In 2007, Reclamation executed IRCs for the SLU covering a 26-month contract period for the SLU Cities and CDFW of January 1, 2009 – February 28, 2011. The Service issued a Biological Opinion for the Five SLU IRCs on December 18, 2007 (Westlands Water District, CDFW, and the SLU Cities) (Service File No. 2008-F-0538). In

2010, Reclamation executed 2-year IRCs for the SLU Cities and CDFW covering the contract period from March 1, 2011 – February 28, 2013. The Service issued a Biological Opinion on February 26, 2010 for the five SLU IRCs and the 3-way Partial Assignment of CVP water from Mercy Springs Water District to Pajaro Valley Water Management Area, Santa Clara Valley Water District, and Westlands Water District (Service File No. 2008-F-0538-3). In 2013, Reclamation executed 2-year IRCs for the SLU Cities and CDFW covering the contract period from March 1, 2013 to February 28, 2015. The Service completed informal consultation under the Act and concurred with Reclamation that the IRCs for this 2-year renewal period were NLAA federally listed species (Service File No. 2012-I-0652). These previous consultations on the SLU Cities IRCs are incorporated here by reference.

Proposed Action

The proposed action is the execution of IRCs for SLU Cities and CDFW from March 1, 2015 to February 28, 2017 in the amounts and purposes specified in Table 1, and the acreages identified in the description for each Contractor below. The IRCs provide delivery of “a maximum quantity of water subject to hydrological and regulatory constraints for up to the full contract amounts,” as described in Reclamation’s Memorandum and attachments on SLU long term contract renewals dated September 27, 2005. The effects of IRCs considered in this NLAA concurrence memo are related solely to the delivery of water and associated land use impacts.

Table 1. CVP Interim Water Service Contracts for SLU Cities and CDFW’s Mendota Wildlife Area

Contractor	Water Service Contract		Contract Period
	Amount (acre-feet)	Primary Contract Use	
City of Avenal	3,500	M&I ¹	03/01/15-02/28/17
City of Coalinga	10,000	M&I ¹	03/01/15-02/28/17
City of Huron	3,000	M&I ¹	03/01/15-02/28/17
CDFW (Mendota Wildlife Management Area)	10	M&I ¹	03/01/15-02/28/17

¹Municipal and Industrial

No changes to the contractors’ service areas or water delivery amounts are part of the Proposed Action. Water deliveries under the four proposed IRCs can only be used within each designated contract service area (Figures 1 through 3; only the three cities are shown, DFW only uses water at their management headquarters at Mendota Wildlife Area). The CVP IRC water can only be delivered in the pink areas shown on Figures 1 through 3, the other portions of the Cities of Avenal and Coalinga cannot receive CVP water. Water from these IRCs can be delivered in quantities up to the contract total, although it is likely that deliveries will be less than the contract total.

Figure 1. CVP Contract Service Area Boundary for the City of Avenal

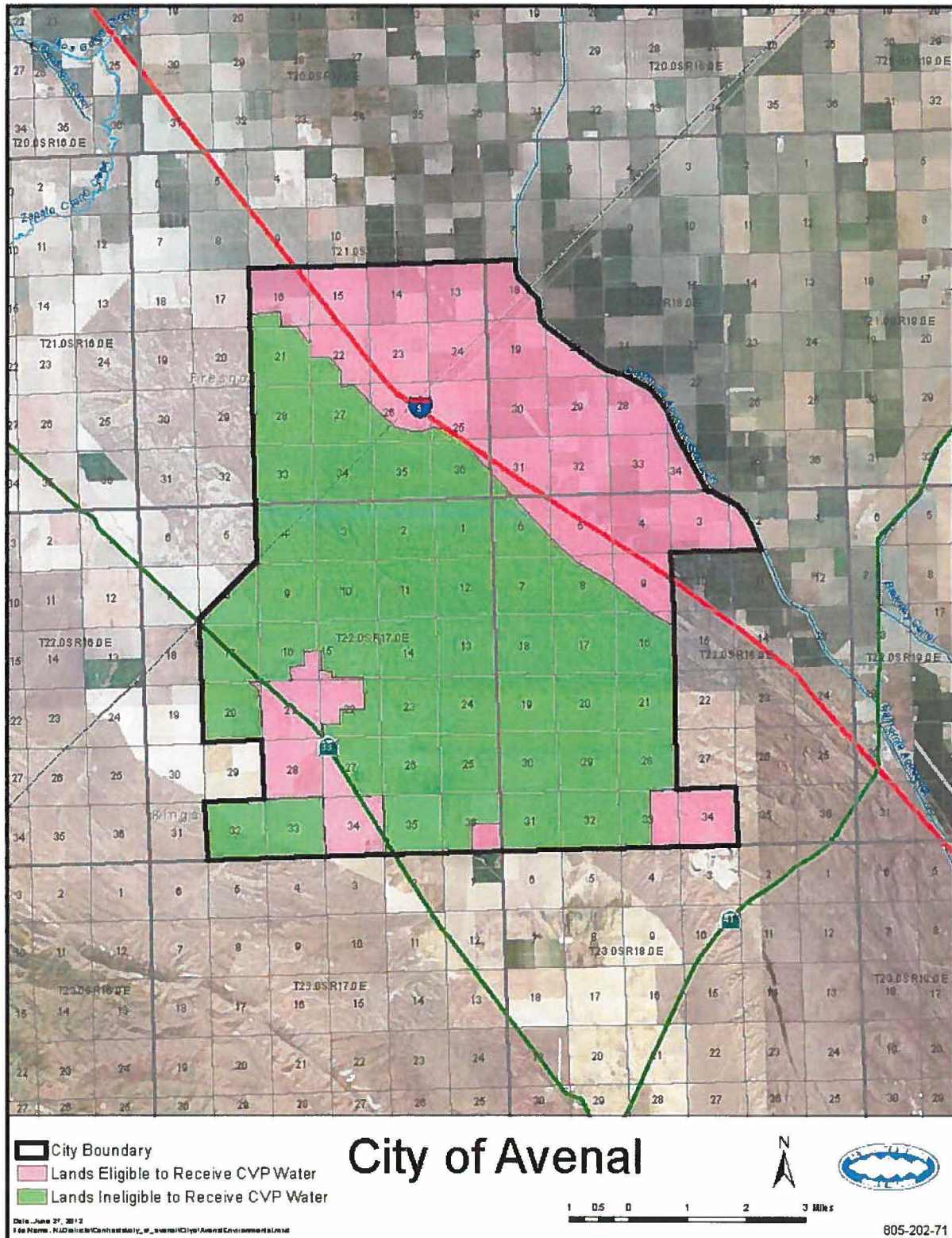


Figure 2. Map of lands eligible and ineligible to receive City of Coalinga

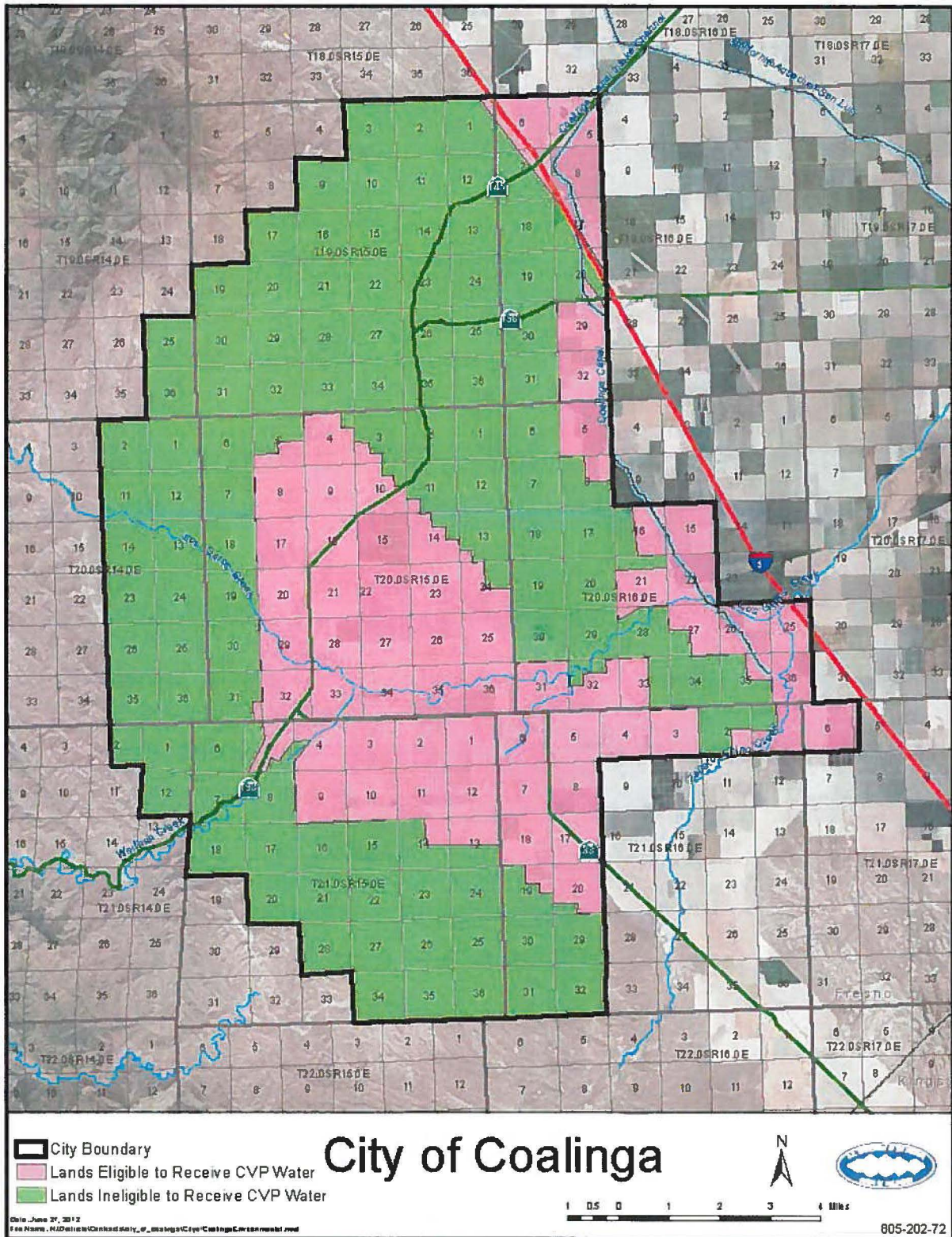
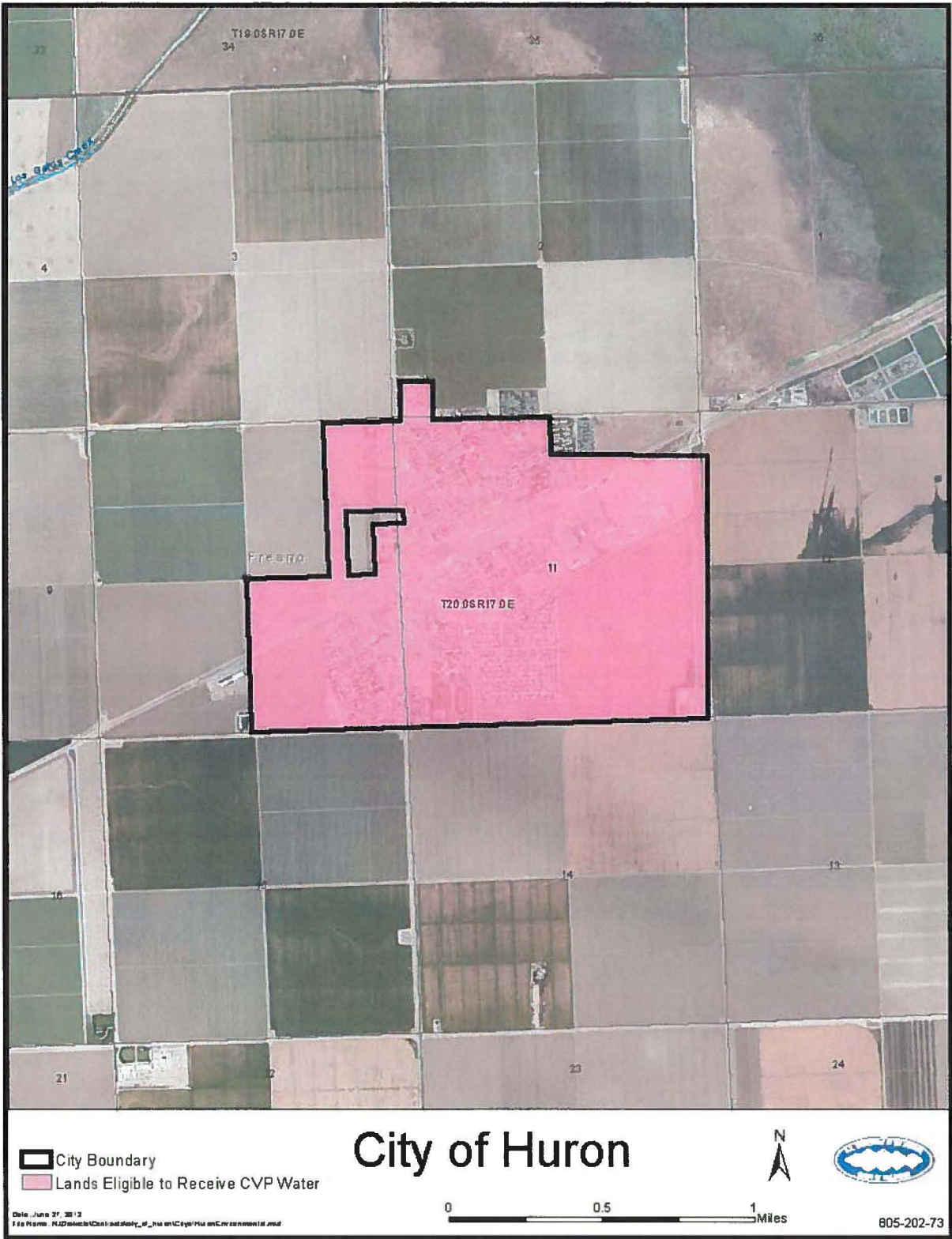


Figure 3. CVP Contract Service Area Boundary for the City of Huron



Conservation Measure

As denoted on page 19 of the BE for these IRCs, “The three Cities have agreed (refer to attached letters) not to deliver their CVP water to undeveloped lands without evidence of compliance with the ESA.” Letters from each SLU city committing to this conservation measure are provided in Appendix A.

Based on telephone conversations with and e-mails from Reclamation for the previous IRCs, we understand the following regarding the acreages of the Contractors for this consultation:

City of Coalinga: IRC water will be delivered through existing infrastructure to existing M&I development. IRC water will be applied only to those lands identified in the 2012 BE as eligible to receive CVP water within the City’s Sphere of Influence (SOI) as depicted in the City of Coalinga General Plan Update (dated June 2009) and to the existing rural M&I users. The acreage of the SOI is 6,170 acres (from the 2009 General Plan Update). We understand from Reclamation that a small area within the SOI is outside the area eligible to receive CVP water, and that the difference in acreage between the 5,248 acre SOI identified in the 2004 SLU LTCR BA and the 6,170 acre SOI in the 2009 General Plan Update, comprising 922 acres, is the small area (identified by Reclamation in an e-mail dated January 30, 2012) outside of the area that is eligible to receive CVP water. We therefore understand the acreage to be considered in this consultation for the City of Coalinga IRC is 5,248 acres.

City of Avenal: IRC water will be delivered through existing infrastructure to existing M&I development. IRC water will be applied only to those lands identified in the BE as eligible to receive CVP water (17,423 acres). The area in the City’s SOI that is outside of the area identified in the BE as eligible to receive CVP water is not part of the proposed action and not considered in this consultation.

City of Huron: IRC water will be delivered through existing infrastructure to existing M&I development. IRC water will be applied only to those lands identified in the BE as eligible to receive CVP water (830 acres).

CDFW: IRC water (10 acre-feet/year) will be delivered to CDFW for domestic use at the headquarters of the Mendota Wildlife Management Area. The CVP supply is the CDFW’s only long-term water supply used at this facility.

Needs for Future Interim or Long Term Contract Renewals

In order to facilitate future consultations on CVP IRCs or Long Term Contract Renewals the Service asks that the following be included with Reclamation’s materials provided for initiation of those consultations under the Act:

Applicant Status or Change to Contract Language

Article 3(e) of the IRC contracts for the City of Avenal (Contract No. 14-06-200-4619A-IR1), the City of Coalinga (14-06-200-4173A-IR1), and the city of Huron (14-06-200-7081A-IR1) includes the following language with respect to consultation under the Act:

“The Contractor shall comply with requirements applicable to the Contractor in biological opinion(s) prepared as a result of a consultation regarding the execution of this Contract undertaken pursuant to Section 7 of the

Endangered Species Act of 1973 (ESA), as amended, that are within the Contractor's legal authority to implement."

Because the contract includes language relevant to the Contractors' compliance with the Act in their use of the CVP water authorized by these IRCs, the Service recommends that prior to the next IRC or Long Term Contract Renewal, Reclamation will complete one of the following:

- ensure Applicant status from the Contractors involved, or,
- amend the language in Article 3(e) of the CVP contract to include, "the Contractor shall notify the Service prior to delivery of Project Water to undeveloped land and verify compliance with the Endangered Species Act."

Comprehensive Mapping Commitment from CVPIA BO

In the CVPIA Programmatic biological opinion, dated November 2000 (Service File No. 98-F-0124), Reclamation and the Service committed to develop a Comprehensive Mapping Program to identify remaining natural habitats and cropping patterns within CVP Service Areas, and identify any changes within those habitats that have occurred from 1993 to 1999, and then every 5 years thereafter (pages 2-62 and 2-63). Reclamation completed a mapping assessment of habitat changes from 1993 to 1999 and 2005. The most recent habitat/crop mapping efforts for CVP Service Areas completed by Reclamation were completed on 2005 imagery. The Service therefore requests that prior to the next IRC or Long Term Contract Renewal, this comprehensive mapping effort be updated with current imagery and compared with the previous mapping efforts to update the environmental baseline and to verify assumptions by Reclamation that the IRCs do not result in land use changes that would affect federally listed species. Reclamation has informed the Service of the intent to redo this mapping effort in 2015 (pers. comm., R. Grimes, USBR Mid-Pacific Regional Office, October 1, 2014).

Conclusion

The information and assumptions Reclamation provided for this consultation, including the written commitments from the SLU Cities in Appendix A, and the short duration of this project provides a sufficient biological basis for the Service to concur with Reclamation's determination that the IRCs for the SLU Cities and CDFW are NLAA the San Joaquin kit fox, blunt-nosed leopard lizard, California jewelflower and San Joaquin woolly-threads. For future consultations on CVP IRCs or Long Term Contract Renewals, however, in order to test assumptions made for past IRC consultations, the Service asks that the additional information specified above be provided when Reclamation initiates these consultations under the Act.

Our concurrence with your NLAA determination concludes this consultation for this action. Therefore, unless new information reveals effects of the proposed action that may affect listed species in a manner or to an extent not considered, or a new species or critical habitat is designated that may be affected by the proposed action, no further action pursuant to the Act is necessary. If you have questions regarding this consultation, please contact Thomas Leeman, Chief, San Joaquin Valley Division, or Joy Winckel, Senior Fish and Wildlife Biologist at the letterhead address or at (916) 414-6600.

2014 AUG 18 AM 10 45
BUREAU OF RECLAMATION
SCCAO, FRESNO, CA

919 Skyline Blvd.
Avenal, CA 93204
Phone (559) 386-5766
Fax (559) 386-0629

mgw/

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CODE	ACTION	SURNAME & DATE
445		
440		
DATE ACTION TAKEN		
COPIES TO		
Classification	WTR - 4.00	
Project	CVP - Avma	
Control No.	14028679	
Folder I.D.	1273554	
Date Input & Initials	AUG 27 2014 GW	

BUREAU OF RECLAMATION
SCCAO, FRESNO, CA



◆◆◆◆◆

Phone (559) 935-1533
FAX (559) 935-5912
www.cooling.com

[illegible]

Enclosure

Rene A. Ramirez
City Manager

BUREAU OF RECLAMATION
SCCAO, FRESNO, CA

City of Huron/P.O Box 339/36311 Lassen Ave., Huron, CA. 93234-0339 • Phone (559) 945-2241 • Fax (559) 945-2609

OFFICIAL FILE COPY

August 15, 2014

Erma Leal, Repayment Specialist
Dept. of Interior | Bureau of Reclamation
South-Central California Area Office
SCCAO - 445 | 1243 N. Street | Fresno, CA 93721-1813

Re: Renewal Interim Contract No. 14-06-200-7081A – IR3

CODE	ACTION	SURNAME & DATE
445		
440		
DATE ACTION TAKEN		
COPIES TO		
Classification	WTR-400	
Project	CVP - Huron	
Control No.	14028522	
Folder I.D.	1273583	
Date Input & Initials	AUG 19 2014 GA	

The city of Huron would like to renew its interim renewal contract 14-06-200-7081A-IR3. In addition, the City of Huron will not deliver Central Valley Project Water to developed or converted habitat without confirmation from Reclamation or other evidence that compliance with the Endangered Species Act (U.S.C. 16 Section 1531 et seq.) has occurred with respect to the subject land either through Section 7 or Section 10 of the Act.

Sincerely,


Jack Castro
Finance Director

"Together We Can"

Appendix B. Pages F-29 through F-30 from the Final Environmental Assessment/Initial Study

Excerpt from the Final Environmental Assessment/Initial Study for the 25-Year Transfer and Groundwater Pumping Project of the San Joaquin Exchange Contractors and U.S. Bureau of Reclamation, pages 2-17 through 2-18 and copied for reference below:

Use of transferred water for new M&I uses will not occur until (1) compliance with CESA and with CEQA, including analysis and mitigation for other sensitive biological resources, has been confirmed with the DFG and (2) ESA compliance for such M&I uses has been demonstrated by one of the following methods:

1. A letter or memo from the Service stating that the use will not result in adverse effects on listed or proposed species or proposed or designated critical habitat.
2. An incidental take permit for the M&I use issued by the Service pursuant to section 10(a)(1)(B) of the ESA.
3. A non-jeopardy, non-adverse modification or destruction biological opinion, or a biological opinion with a reasonable and prudent alternative, or a memo/letter concurring with a “not likely to adversely affect” determination issued by the Service to the lead Federal agency having jurisdiction over the project(s) using the transferred water for M&I use.

A properly documented “no effect” determination made by the Federal agency(ies) having jurisdiction over the project(s) using the transferred water for M&I use. Commitment 8 on page 2-70 of the CVPIA Programmatic Biological Opinion requires Reclamation to “provide necessary information to the Service’s SFWO Endangered Species Division” on CVP actions “where a determination of no effect has been made, sufficiently in advance, to enable the Service’s review”. Reclamation would accomplish this via the current SCCAO practice of immediately notifying Service of the availability of NEPA documents for public review and comment. Because any significant impacts from M&I use would be mitigated by the M&I projects before a water transfer is approved and water is actually provided, the proposed project has no significant impacts on the environment that are related to such transfers.