



EXHIBIT A

to

MODIFICATION NO. 5

**COOPERATIVE LAW ENFORCEMENT ANNUAL OPERATING PLAN &
FINANCIAL PLAN**

Between The

MULTNOMAH COUNTY SHERIFF'S DEPARTMENT

and

USDA, FOREST SERVICE, MT. HOOD NATIONAL FOREST

2011 OPERATING AND FINANCIAL PLAN

This Annual Financial and Operating Plan (Operating Plan), is hereby made and entered into by and between the Multnomah County Sheriff's Department, hereinafter referred to as the Cooperator, and the United States Department of Agriculture, Mt. Hood National Forest, hereinafter referred to as the U. S. Forest Service, under the provisions of Cooperative Law Enforcement Agreement No. 06-LE-11060600-775 executed on July 21, 2006.

This Operating Plan is for the period beginning March 1, 2011 and ending September 30, 2011.

I. GENERAL:

- A.** Assign a Deputy Sheriff, fully equipped and with motor vehicle to patrol National Forest System lands within the Columbia River Gorge National Scenic Area and the Zigzag Ranger District. The patrols will concentrate on National Forest day use areas, campgrounds, boat launching locations, vehicle parking areas, trailheads and other more dispersed recreation areas.

The Deputy assigned to work under the provisions of this Agreement will be approved by both the Cooperator and the U.S. Forest Service.

The following individuals shall be the designated and alternate representative(s) of each party, so designated, to make or receive requests for special enforcement activities:

Principal Cooperator Contacts:

U.S. Forest Service Representative

Andrew Coriell, Captain
Mt. Hood National Forest
16400 Champion Way
Sandy, OR 97055
Phone: (503) 668-1789
FAX: (503) 668-1738
E-Mail: acoriell@fs.fed.us

Cooperator Representative

Jason Gates, Chief Deputy
Multnomah County
12240 NE Glisan Street
Portland, OR 97230
Phone: (503) 251-2428
FAX: (503) 261-2812
E-mail: jason.gates@mcsos.us



Alternate Representatives:

U.S. Forest Service Representative

Maria Grevstad
Administrative Assistant
Mt. Hood National Forest
16400 Champion Way
Phone: (503) 668-1625
FAX: (503) 668-1771
E-Mail: mgrevstad@fs.fed.us

Cooperator Representative

Tim Moore, Under Sherriff
Multnomah County
501 SE Hawthorne Blvd., Suite 350
Portland, OR 97220
Phone: (503) 988-4409
FAX: 503-998-4320
Email: timothy.moore@mcsos.us

- B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise:
\$69.43 per hour, with an overtime rate of \$89.43
- C. Total amount to be paid under the terms of this operating plan cannot exceed \$34,500.00. Excess funds used for equipment purchases must be approved in advance (see Part IV).

Any remaining funds not expended from the 2010 Operating Plan will remain available until September 30, 2011. After September 30, 2011, any remaining funds from the 2010 and 2011 Financial and Operating Plan will become unavailable and will be deobligated by the U.S. Forest Service.

II. PATROL ACTIVITIES:

- A. Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs of both the Cooperator and the U.S. Forest Service. Ample time will be spent in each area to make residents and visitors aware that law enforcement officers are in the vicinity.

Timely reports and/or information relating to incidents or crimes that have occurred on National Forest System lands should be provided to the U.S. Forest Service as soon as possible.

The primary patrol activities will be during the summer months of May through September; the tour of duty will be ten hours per day on Friday, Saturday and Sunday, and include the national holidays of May 31, 2010, July 4, 2010 and September 6, 2010. Patrol activities may also occur during the fall and winter months of October through February, as funding permits and as agreed to between the Cooperator and U.S. Forest Service. Patrol dates may be varied to address operational needs after mutual agreement between the Cooperator's and the U.S. Forest Service's representatives.

Each tour of duty should begin between 12:00 PM and 4:00 PM and remaining work hours may be varied as agreed to between the Cooperator and U.S. Forest Service.

The assigned Deputies will check in, as practical with the Ranger District Office or U.S. Forest Service Law Enforcement Officer when they begin their tour of duty, in person, by radio or telephone.

During scheduled vacations the cooperator would, when possible, provide fill in Deputies for patrol.



The assigned Deputies would be available for other support and assistance as requested by the U.S. Forest Service.

There are patrol related activities, which will impact the Cooperating Deputy's time and will cause them to be away from the patrol route (court, reports, or responding to incidents off National Forest). No adjustment to this plan will be required so long as the activities are held to, not more than 5 percent of the Deputy's scheduled time.

- Patrol in the following U.S. Forest Service roads:

The patrol will begin near Troutdale, Oregon and will include National Forest lands and roads, north and south of the Scenic Highway and I-84, and east of the U.S. boundary to Eagle Creek.

- Patrol in the following campgrounds, developed sites, or dispersed areas:

Wahkeena Falls, trailhead and picnic area; Multnomah Falls, vistas and parking areas; Oneonta trailhead and parking area; Horsetail Falls, trailhead and parking area; Eagle Creek Trailhead, picnic area and campground; Larch Mt. parking and picnic area, and Camp "A" Loop; Wahclella Falls Trailhead; dispersed site along Tanner Creek Road; dispersed site in the Sandy River Delta.

Patrol routes may be varied at the discretion of the assigned Deputies in order to effectively deal with incidents at other locations as they occur.

Search and rescue within the National Forest System, within Multnomah County, is the responsibility of the Multnomah County Sheriff. The role of the assigned Deputies assigned to this agreement, is to take initial action on search and rescue incidents and to coordinate subsequent (short term) activities.

III. TRAINING:

See Cooperative Law Enforcement Agreement Provisions IV-J for additional information (06-LE-11060600-775).

IV. EQUIPMENT:

See Cooperative Law Enforcement Agreement Provisions IV-J, IV-K and IV-L for additional information (06-LE-11060600-775)

V. SPECIAL ENFORCEMENT SITUATIONS:

- A. Special Enforcement Situations include but are not limited to: Fire Emergencies, Drug Enforcement, and certain Group Gatherings.



B. Funds available for special enforcement situations vary greatly from year to year and must be specifically requested and approved prior to any reimbursement being authorized. Requests for funds should be made to the U.S. Forest Service designated representative listed in Item I-A of this Operating Plan, except as noted in Section V-B-2. The designated representative will then notify the Cooperator whether funds will be authorized for reimbursement. If funds are authorized for situations other than fire emergencies, the parties will prepare a revised Operating Plan.

1. Drug Enforcement:

This will be handled on a case by case basis. The request will normally come from the Patrol Captain; however it may come from the Special Agent in Charge or their designated representative. Deputies assigned to the incident will coordinate all of their activities with the designated officer in charge of the incident.

Authorized activities associated with Drug Enforcement will be identified separately on billings supplied by the Cooperator. Reimbursement shall be made at the rates specified in Section I-B.

2. Fire Emergency:

During emergency fire suppression situations and upon request by the U.S. Forest Service pursuant to an incident resource order, the Cooperator agrees to provide special services beyond those provided under Section II-A, within the Cooperator's resource capabilities, for the enforcement of State and local laws related to the protection of persons and their property. The Cooperator will be compensated at the rate specified in Section I-B; the U.S. Forest Service will specify times and schedules. Upon concurrence of the local Patrol Captain or their designated representative, an official from the Incident Management Team assigned to the fire may make such a request and specify such times and schedules. Upon approval by the U.S. Forest Service or Incident Management Team managing the incident, Cooperator personnel assigned to an incident where meals are provided will be entitled to such meals.

3. Group Gatherings/Other Situations:

This includes but is not limited to situations which are normally unanticipated or which typically include very short notice, large group gatherings such as rock concerts, demonstrations, and organizational rendezvous. Upon authorization by a U.S. Forest Service representative listed in Section I-A for requested services of this nature, reimbursement shall be made at the rates specified in Section I-B. Deputies assigned to this type of incident will normally coordinate their activities with the designated officer in charge of the incident.

C. Mutual Assistance

When requested by the U.S. Forest Service, the Cooperator agrees to dispatch additional available deputies within the Cooperator's staffing capabilities and priorities to emergency situations or to support U.S. Forest Service Officers in their official capacities. When requested by the Cooperator, the U.S. Forest Service agrees to dispatch additional available law enforcement personnel within the U.S. Forest Service's staffing capabilities and priorities to emergency situations or to support Cooperator deputies on



incidents that fall within the officers' federal or state authorities. The U.S. Forest Service agrees to assist the Cooperator as authorized by 16 USC.551a and ORS 133.245.

D. Rates

The rates of reimbursement for fire emergencies are specified in Section I-B.

E. Billing Documentation:

The billing for each incident shall include individual employee times and their agreement rate. Such times will be documented on Crew Time Reports, shift tickets or other agreed upon form, and must be approved by incident management personnel.

For billing done using procedures specified in Section VI-C, original documentation will be maintained by the U.S. Forest Service in the appropriate fire documentation boxes or appropriate incident management personnel; the Cooperator will maintain copies of all such documentation.

VI. BILLING:

- A.** The Cooperator will submit invoices for reimbursement of services provided under Cooperative Law Enforcement Agreement Provisions II-H and III-B monthly or quarterly, at the discretion of the Cooperator.

U.S. Forest Service
Albuquerque Service Center
Payments-Grants and Agreements
101B Sun Ave NE
Albuquerque, NM 87109

Invoices may also be faxed to:

1-877-687-4894
FAX coversheet should be addressed to:
U.S. Forest Service
ASC – Payments-Grants and Agreements

The Cooperator will prepare an itemized statement for each invoice submitted to the Albuquerque Service Center. The statement will be in sufficient detail to allow the U.S. Forest Service to verify expenditures authorized under Sections II and IV. The itemized statement for reimbursement will also include the following information:

1. Applicable Deputy Daily Activity Reports
2. Completed Cooperative Law Enforcement Activity (USFS Form 5300-5, furnished by the U.S. Forest Service)
3. Number of felonies and types (can be listed in remarks column).
4. Copy of the submitted invoice

The statement should be sent to the following address:

USFS Law Enforcement & Investigations
Northern Oregon Zone
ATTN: Captain Andrew Coriell
16400 Champion Way



Sandy, OR 97055

- B. For reimbursement of services provided under Sections V-B-1 and V-B-3 of this agreement, billing instructions will be specified in the revised Operating Plan.
- C. For reimbursement of services provided under Section V-B-2 of this agreement, the following billing procedure will be used.

Incident management personnel will prepare an Emergency Use Invoice and, upon concurrence of the Cooperator, will submit the invoice for payment along with all required documentation using normal incident business procedures.

The designated representative, IMT official, or a designated forest incident business official, will approve the invoice and submit to the Albuquerque Service Center, Incident Finance, for payment along with a copy of the current Operating Plan.

- D. The Cooperator will be listed and maintain currency in the Central Contractor Registration database accessible through the internet at <http://www.ccr.gov>. The Cooperator will notify the U.S. Forest Service of any changes of their applicable account numbers or banking information to help ensure prompt payment.

Total reimbursement shall not exceed the amount of: **\$34,500.00**



In witness whereof, the parties hereto have executed this Operating Plan as of the last date written below.

DANIEL STATON, Sheriff
Multnomah County

Date

County Counsel for Multnomah County

Date

County Chair, Multnomah County

Date

Kathryn J. Silverman

3-21-11

KATHRYN J. SILVERMAN, Acting Forest Supervisor
Mt. Hood National Forest

Date

Daniel T. Harkenrider

4/11/11

DANIEL T. HARKENRIDER, Area Manager
Columbia River Gorge National Scenic Area

Date

Barb Severson

3/11/11

BARB SEVERSON
Special Agent in Charge
Pacific Northwest Region

Date

The authority and format of this instrument have been reviewed and approved for signature.

/s/ Janelle Geddes

3/4/11

JANELLE GEDDES
U.S. Forest Service Grants & Agreements Specialist

Date

Burden Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0217. The time required to complete this information collection is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

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To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call toll free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.

