

EXHIBIT A
2009
FINANCIAL AND OPERATING PLAN
between
MULTNOMAH COUNTY SHERIFF'S OFFICE
PORTLAND, OREGON
and
USDA FOREST SERVICE, MT. HOOD NATIONAL FOREST
SANDY, OREGON
USDA FOREST SERVICE, COLUMBIA RIVER GORGE NATIONAL SCENIC AREA
HOOD RIVER, OREGON

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, Columbia River Gorge National Scenic Area and the Mt. Hood National Forest, herein after referred to as Forest Service, under the provisions of Cooperative Agreement # 06-LE-11060600-775 executed on July 25, 2006.

This Operating Plan is made and agreed to as of the last date signed below and is for the period beginning March 1, 2009 and ending February 28, 2010.

I. GENERAL:

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

Both the Cooperator and the Forest Service approve the Deputy assigned to work under the provisions of this Agreement.

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:

Designated Representatives:

Brett Elliot
Captain
Multnomah County
12240 NE Glisan St.
Portland, OR 97230
(503) 251-2410

Andrew Coriell
Patrol Captain
Mt. Hood National Forest
16400 Champion Way
Sandy, OR 97055
(503) 668-1789

Alternate Representatives:

*Jason Gates, Lieutenant
Multnomah County
12240 NE Glisan St.
Portland, OR 97230
(503) 255-3600*

*Maria Grevstad, Administrative and Legal Assistant
Law Enforcement and Investigations
16400 Champion Way
Sandy, OR 97055
(503) 668-1625*

B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise: \$68.41 per hours, with an overtime rate of \$88.02.

C. The total amount to be paid under the terms of this operating plan cannot exceed \$34,500.00.

Any remaining funds not expended from the 2008 Operating Plan will remain available until February 28, 2010. After February 28, 2010, any remaining funds from the 2008 Financial and Operating Plan will become unavailable and will be deobligated by the Forest Service.

II. PATROL ACTIVITIES:

Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs of both the Cooperator and the 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 NFS lands should be provided to the Forest Service as soon as possible.

The primary patrol activities will be during the summer months of May 22, 2009 through September 9, 2009; the tour of duty will be ten hours per day on Friday, Saturday and Sunday, and include the national holidays of May 25, 2009, July 4, 2009 and September 7, 2009. 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 Forest Service.

Each tour of duty should begin between 12:00 PM and 4:00 PM. However, work hours may be varied after mutual agreement between the Cooperator's and the Forest Service's representatives.

The assigned Deputy will check in, as practical, with the Multnomah Falls Visitor Center on which they begin their tour of duty, in person, by radio or telephone.

The assigned Deputy would be available for other support and assistance as requested by the 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 on following Forest Service roads:

The patrol will begin near Troutdale, Oregon and will include National Forest lands and roads, north and south of Scenic Hwy. and I-84, and east of the Forest Service 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 Deputy 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. EQUIPMENT:

Excess funds may be used for equipment purchases as agreed to between the Cooperator and Forest Service. See Cooperative Agreement 06-LE-11060600-775 provisions IV-J, IV-K and IV-L for additional information.

IV. 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 Forest Service designated representative listed in Item I of this Operating Plan, except as noted in Section IV-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. Reimbursement shall be made at the rates specified in Section V-C. Deputies assigned to the incident will coordinate all of their activities with the designated officer in charge of the incident.

2. Fire Emergency:

During emergency fire suppression situations and upon request by the Forest Service pursuant to an incident resource order, the Cooperator agrees to provide special services beyond those provided under Section II, 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; the 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 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 Forest Service representative listed in Section I for requested services of this nature, reimbursement shall be made at the rates specified in Section V-C. Deputies assigned to this type of incident will normally coordinate their activities with the designated officer in charge of the incident.

C. Rates

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

D. 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 V-C, original documentation will be maintained by the Forest Service in the appropriate fire documentation boxes or appropriate incident management personnel; the Cooperator will maintain copies of all such documentation.

V. BILLING:

A. The Cooperator will submit invoices for reimbursement of services provided under Section II of this agreement monthly or quarterly, at the discretion of the Cooperator.

USDA 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:

USDA 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 Forest Service to verify expenditures authorized under Sections II and III. 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 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 IV-B-1 and IV-B-3 of this agreement, billing instructions will be specified in the revised Operating Plan.

C. For reimbursement of services provided under Section IV-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 Forest Service of any changes of their applicable account numbers or banking information to help ensure prompt payment.

The authority and format of this Operating Plan have been reviewed and approved as to form.

/s/ Judith M. Lang

Judith M. Lang
Grants and Agreements Specialist

February 26, 2009

Date

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

Bob Skipper by to

BOB SKIPPER, Sheriff
Multnomah County

3/25/09

Date

County Counsel for Multnomah County

Date

County Chair, Multnomah County

Date

Kathleen J. Larsen for

GARY L. LARSEN, Forest Supervisor
Mt. Hood National Forest

3/13/09

Date

Daniel T. Harkenrider

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

3/18/09

Date

Thomas J. Lyons

THOMAS J. LYONS, Special Agent in Charge
Pacific Northwest Region

3/11/09

Date

JOB CODE: 1360 NFLE0609; \$34,500