



FS Agreement No. 21-LE-11041914-005
Cooperator Agreement No. _____

MODIFICATION #001

EXHIBIT A

**COOPERATIVE LAW ENFORCEMENT
ANNUAL OPERATING PLAN & FINANCIAL PLAN
Between
BOX ELDER, COUNTY OF
And the
USDA, FOREST SERVICE
INTERMOUNTAIN REGION
UINTA-WASATCH-CACHE NATIONAL FOREST**

FY 2022 ANNUAL OPERATING AND FINANCIAL PLAN

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between Box Elder, County of, hereinafter referred to as “the Cooperator,” and the USDA, Forest Service, Intermountain Region, Uinta-Wasatch-Cache National Forest, hereinafter referred to as the “USDA Forest Service,” under the provisions of Cooperative Law Enforcement Agreement #**21-LE-11041914-005** executed on 01 February 2021. This Annual Operating Plan is made and agreed to as of the last date of signature and is for the estimated period ending September 30, 2025.

Previous Year Carry-over: \$6,000.00 (**Unbilled FY 2021 Amount as of 09/09/2021.**)
Current FY 2022 Year Obligation: \$6,000.00
FY 2022 Total Annual Operating Plan: \$6,000.00

I. GENERAL:

- A. 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>Cooperator Program Contact</u>	<u>Cooperator Administrative Contact</u>
Kevin Potter Sheriff Box Elder County Sheriff's Office 52 South 1000 West P.O. Box 888 Brigham City, Utah 84302-0888 Telephone: (435) 734-3818 FAX: (435) 695-2518 Email: kbpotter@boxeldercounty.org	Cade Palmer Chief Deputy Box Elder County Sheriff's Office 52 South 1000 West P.O. Box 888 Brigham City, Utah 84302-0888 Telephone: (435) 734-3805 (office) (435) 279-7464 (cell) FAX: (435) 695-2518 Email: cpalmer@boxeldercounty.org

Principal U.S. Forest Service Contacts:

<u>USDA Forest Service Program Manager Contact</u>	<u>USDA Forest Service Administrative Contact</u>
Tawny Myers Law Enforcement Officer USDA Forest Service Ogden Ranger District 507 25 th Street, Suite 103 Ogden, Utah 84401-2485 Telephone: (801) 625-5835 FAX: (801) 625-5914 Email: tawnylynn.myers@usda.gov	Marci Bodell Grants Management Specialist USDA Forest Service Uinta-Wasatch-Cache National Forest 857 West South Jordan Parkway South Jordan, Utah 84095-8594 Telephone: (801) 999-2122 FAX: (801) 253-8118 Email: marci.bodell@usda.gov

B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise:

\$0.00/mile patrolled
 Per diem rate is \$0.00/day
 Wages at the prevailing rate of **\$65.00/hour** that includes fringe benefits for the individual officer.

Please send an invoice that displays actual expenditures to date of the invoice, displayed by separate costs elements, with documentation to support the number of hours worked along with patrol logs or other supporting information.



II. PATROL ACTIVITIES:

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

Efforts will be made to schedule patrols according to the following priority: Holidays and Holiday weekends, Friday through Monday beginning Memorial Day Weekend. Weekends – Friday through Sunday from May 15 to September 30. Summer weekdays. Spring/Fall weekdays including deer hunt.

1. Patrol on following USDA Forest Service roads:

Patrol areas on the Uinta-Wasatch-Cache National Forest within Box Elder County with emphasis on Box Elder Canyon, Willard Basin/Dock Flat area and the Wasatch Front area between Deweyville and Willard.

Patrol areas on the Sawtooth National Forest within Box Elder County with emphasis on Clear Creek and One Mile camping and recreation areas in the Raft River Division of the Forest

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

All campground and developed sites, and dispersed areas in the Uinta-Wasatch-Cache and Sawtooth National Forest areas within Box Elder County.

Total reimbursement for this category shall not exceed the amount of: \$6,000.00.

III. TRAINING:

See Cooperative Law Enforcement Agreement Provision IV-K for additional information.

Total reimbursement for this category shall not exceed the amount of: \$0.00.

IV. EQUIPMENT:

See Cooperative Law Enforcement Agreement Provisions IV-K, IV-L, and IV-M for additional information.

Total reimbursement for this category shall not exceed the amount of: \$0.00.



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 USDA Forest Service designated representative listed in Item I-A of this Annual Operating Plan. The designated representative will then notify whether funds will be authorized for reimbursement. If funds are authorized, the parties will then jointly prepare a revised Annual 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 I-B. 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 USDA 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 USDA 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 managing the incident, Cooperator personnel assigned to an incident where meals are provided will be entitled to such meals.

Addendum A (attached) provides the specific information on the procedures and requirements for requesting Fire Reimbursements from the USDA Forest Service. Any questions or clarifications necessary concerning incident/fire emergencies should be directed to the Grants Management Specialist listed under the USDA Forest Service Administrative Contacts.

3. Group Gatherings: This includes but is not limited to situations which are normally unanticipated, or which typically include very short notices, large group gatherings such as rock concerts, demonstrations, and organization rendezvous. Upon authorization by a USDA 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.



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.

VI. BILLING FREQUENCY:

See Cooperative Law Enforcement Agreement Provisions II-H and III-B for additional information.

- A. The following is a breakdown of the total estimated costs associated with this Annual Operating Plan.

Category	Estimated Costs	Not to Exceed by %
Patrol Activities	\$6,000.00	
Training		
Equipment		
Special Enforcement Situations		
Total	\$6,000.00	

- B. Any remaining funding in this Annual Operating Plan may be carried forward to the next fiscal year and will be available to spend through the term of the Cooperative Law Enforcement Agreement, or de-obligated at the request of the U.S. Forest Service. *See Cooperative Law Enforcement Agreement Provision IV-D.*
- C. By signature below, each party certifies that the individuals listed in this document as representatives of the individual parties are authorized to act in their respective areas for matters related to this agreement.

In witness whereof, the parties hereto have executed this **FY 2022 Annual Operating Plan** as of the last date written below.

Kevin Potter

Digitally signed by Kevin Potter
Date: 2022.02.08 16:22:51 -07'00'

KEVIN POTTER
Sheriff
Box Elder County Sheriff's Office

Date

2/9/2022

JEFF SCOTT
County Commissioner
Box Elder County

Date



DAVID WHITTEKIEND
Forest Supervisor
USDA Forest Service
Intermountain Region
Uinta-Wasatch-Cache National Forest

Date

SCOTT HARRIS
Special Agent in Charge
USDA Forest Service
Intermountain Region

Date

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

MARCI BODELL
USDA Forest Service
Grants Management 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 3 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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