



Tooele County Council Agenda Item Summary

Department Making Request:

Sheriff

Meeting Date:

Ratification 2/15

Mark Options That Apply:

Grant
1 time

Contract
1 yr. or less

Purchase

Exp date: _____

Grant
With County Match

Contract
More than 1 yr.

Exp date: _____

Budget Impact:

In Budget

Over Budget

Requested Amount: \$ _____

Item Title:

Please answer the who? what? when? why?

This is the annual modification to our agreement with the Forest Service that allows us to bill them for patrols we conduct in forest service areas of the county. The agreement is modified annually. The original agreement runs from October 1, 2020 to September 30, 2025.

List who needs copies when approved: Sheriff, Chief Deputy White, Clerk's Office



FS Agreement No. 21-LE-11041914-010
Cooperator Agreement No. _____

**MODIFICATION #001
EXHIBIT A
COOPERATIVE LAW ENFORCEMENT
ANNUAL OPERATING PLAN & FINANCIAL PLAN
Between The
COUNTY OF TOOELE
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 the County of Tooele, hereinafter referred to as “the Cooperator,” and the USDA, Forest Service, Intermountain Region, Uinta-Wasatch-Cache National Forest, hereinafter referred to as the “U.S. Forest Service,” under the provisions of Cooperative Law Enforcement Agreement #21-LE-11041914-010 executed on **October 1, 2020**. 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: \$21,960.00 (**Unbilled FY 2021 Amount as of 09/09/2021.**)
Current FY 2022 Year Obligation: \$10,000.00
FY 2022 Total Annual Operating Plan: \$10,000.00

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 #1</u>
Paul J. Wimmer Sheriff Tooele County Sheriff's Office 1960 South Main Street Tooele, Utah 84074-2148 Telephone: (435) 882-5600 FAX: NA Email: paul.wimmer@tooeleco.org	Brian White Chief Deputy Tooele County Sheriff's Office 1960 South Main Street Tooele, Utah 84074-2148 Telephone: (435) 882-5600 FAX: NA Email: brian.white@tooeleco.org



<u>Cooperator</u> <u>Administrative Contact #2</u>
Eli Wayman Patrol Lieutenant Tooele County Sheriff's Office 1960 South Main Street Tooele, Utah 84074-2148 Telephone: (435) 241-0066 FAX: NA Email: eli.wayman@tooeleco.org

Principal U.S. Forest Service Contacts:

<u>U.S. Forest Service</u> <u>Program Manager Contact</u>	<u>U.S. Forest Service</u> <u>Administrative Contact</u>
Tucker D. Wood Law Enforcement Officer U. S. Forest Service Uinta-Wasatch-Cache National Forest Salt Lake Ranger District 6944 South 3000 East Salt Lake City, Utah 84121-3420 Phone: (928) 607-2511 (cell) FAX: (801) 733-2684 Email: tucker.wood@usda.gov	Marci Bodell Grants Management Specialist U.S. 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 **\$55.00/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 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.

1. Patrol on following U.S. Forest Service roads:

The remainder of the Vernon Unit including, but not limited to Benion Creek, Harker Creek, N. Oak Brush Creek, Sabie Mountain, East Government Creek, and the South side of the Sheep Rock Mountains.

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

Little Valley Campground
Vernon Reservoir Recreation Area
Benmore Guard Station and Administrative Site

Total reimbursement for this category shall not exceed the amount of: \$10,000.00.

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 U.S. Forest Service designated representative listed in Item I-A of this Annual Operating Plan. The designated



representative will then notify **Error! Reference source not found.** 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 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 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 U.S. Forest Service. Any questions or clarifications necessary concerning incident/fire emergencies should be directed to the Grants Management Specialist listed under the U.S. 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 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.

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	\$10,000.00	
Training		
Equipment		
Special Enforcement Situations		
Total	\$10,000.00	

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.


 PAUL J. WIMMER
 Sheriff
 Tooele County Sheriff's Office


 Date


 ANDY WELCH
 County Manager
 Tooele County


 Date

APPROVED AS TO FORM:


 Colin R. Winchester
 Deputy Tooele County Attorney



DAVID WHITTEKIEND
Forest Supervisor
U.S. Forest Service
Intermountain Region
Uinta-Wasatch-Cache National Forest

Date

SCOTT HARRIS
Special Agent in Charge
U.S. Forest Service
Intermountain Region

Date

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

MARCI BODELL

Digitally signed by MARCI
BODELL

Date: 2022.01.28 14:53:16 -07'00' 01/28/2022

MARCI BODELL
U.S. 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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