

Current MOU

Agreement Number: 04-73-06-0252-MU

MEMORANDUM OF UNDERSTANDING (MOU)
Between
COUNTY OF EL DORADO (Cooperator)
And
U.S. DEPARTMENT OF AGRICULTURE
ANIMAL & PLANT HEALTH INSPECTION SERVICE
WILDLIFE SERVICES (WS)

ARTICLE 1

The purpose of this MOU is to undertake a program for the control of damaging birds and mammals within the County of El Dorado, State of California. The efforts of the WS Specialist(s) assigned to El Dorado County will be directed to reduce, terminate, and/or prevent predation and damage to livestock, crops, and property within the county.

ARTICLE 2

Authority exists under the Animal Damage Control Act of March 2, 1931 (7 U.S.C. 426-426c) and the Rural Development, Agriculture, and Related Agencies Appropriations Act of 1988 (PL 100-202) for WS to cooperate with states, individuals, public and private agencies, organizations, and institutions in the management of predatory animals injurious to agriculture, animal husbandry, and wild game animals; and to suppress wildlife diseases such as rabies and to control nuisance mammals and bird species that are reservoirs for zoonotic diseases.

ARTICLE 3

Cooperator and WS agree:

To maintain an ongoing wildlife damage management program that addresses the needs for managing conflicts caused by vertebrate pests to the agricultural industry and others. Efforts will be made by assigned personnel of the cooperator and WS to reduce, terminate, and prevent predation and damage to livestock, crops, and other property caused by damaging birds and mammals.

ARTICLE 4

Cooperator agrees:

The employee(s) selected and appointed hereunder shall be deemed to be the employees of the cooperator and shall be covered by its Workman's Compensation and other insurance and included in retirement benefits; but the day-to-day supervision and direction of these employees is delegated to WS.

ARTICLE 5

WS agrees:

- a. To provide all supervision and support costs necessary to accomplish the above work.
- b. To provide an annual accomplishment report to the cooperator.
- c. That the WS District Supervisor, as program representative of the State Director, will confer frequently with representatives of the cooperator on details of operating the program.

ARTICLE 6

Nothing in this memorandum of understanding will prevent any other state, agency, organization, or individual from entering into separate agreements with WS for the purpose of animal damage control.

ARTICLE 7

All animal damage control activities will be conducted in accordance with applicable Federal, state, and local laws and regulations.

ARTICLE 8

No person in the United States shall, on the grounds of race, color, national origin, sex, age, religion, or political beliefs, or disability, be excluded from participation in, be denied benefits of, or be otherwise subject to discrimination under any program or activity for which the recipient receives Federal financial assistance. Not all prohibited bases apply to all programs.

ARTICLE 9


WS will hold the Cooperator harmless from any liability arising from the negligent act or omission of a government officer or employee acting within the scope of his or her employment to the extent compensation is available pursuant to the Federal Tort Claims Act (FTCA), 28 U.S.C. 2761 et seq., except to the extent that aforesaid liability arises from the negligent acts or omissions of the cooperator, their employees or subcontractor(s). Such relief against WS shall be provided pursuant to the procedures set forth in the FTCA and applicable regulations.

ARTICLE 10

This MOU will become effective upon date of signature and shall continue indefinitely. This MOU may amended at any time by mutual agreement of the parties in writing. It may be terminated by either party up 90 days written notice to the other party.

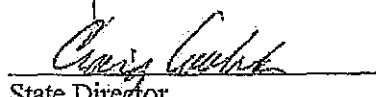
AUTHORIZATIONS:

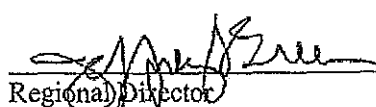
Chairman, Board of Supervisors
County of El Dorado
311 Fair Lane
Placerville, CA 95667
Phone: (530) 621-5520
Fax: (530) 626-4756


Cooperator's Signature 9/19/03
Date
HELEN K. BAUMANN

ATTEST: DIXIE L. FODDE, Clerk
of the Board of Supervisors
By Mary Kate Moody
DEPUTY 9/19/03

USDA, APHIS, Wildlife Services
Attn: Craig C. Coolahan,
California State Office
P.O. Box 255348
Sacramento, CA 95865-5348
Phone: (916) 979-2675
Fax: (916) 979-2680


State Director 9-24-03
Date


Regional Director 10/8/03
Date