

EMERGENCY FACILITIES & LAND USE AGREEMENT

rev. 05/2015

INCIDENT AGENCY (name, address, phone number) Forest Service Tahoe National Forest 631 Coyote St. Nevada City, CA 95959 (530) 265-4531	AGREEMENT NUMBER MUST APPEAR ON ALL PAPERS RELATING TO THIS AGREEMENT AGREEMENT NUMBER: 12915822K4077
EFFECTIVE DATES a. beginning: 09/14/2022 b. ending: 9/27/22	

OWNER (name, address, phone number-include day/night/cell) COUNTY OF EL DORADO 330 FAIR LN PLACERVILLE, CA 95667 POINT OF CONTACT (if applicable): Kevin Gilliland, Facilities Program Manager PHONE: (530) 621-5833 EMAIL: kevin.gilliland@edcgov.us PAYMENT ADDRESS: X Same as above, or _____ UEI: UJSDBFWMWTS4 REGISTERED IN SAM.GOV: <u>X</u> Yes or <u> </u> No Information Worksheet attached N/A County: El Dorado State: CA Township: Range: Section:	INCIDENT NAME: <u> Mosquito Fire </u> INCIDENT NUMBER: <u> CA-TNF-001371 </u> RESOURCE ORDER NUMBER: <u> S-11068 </u> MODIFICATION No/DATE: _____ MODIFICATION CO Initials: _____
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TYPE OF CONTRACTOR ("X" APPROPRIATE BOXES):
 SMALL BUSINESS LARGE BUSINESS SMALL DISADVANTAGED OWNED WOMEN OWNED HUBZONE
 SERVICE DISABLED VETERAN PUBLIC ENTITY X GOVERNMENT OTHER

The owner of the property described herein, or the duly appointed representative of the owner, agrees to furnish the land/facilities for use as a overflow parking.

DESCRIPTION OF LAND/FACILITIES: Address or specific location. If street or highway address is unavailable, use distance from nearest city, crossroads, or other significant landmark. The local description of how to get to the land/facilities is also acceptable. (attach separate sheet if more space is necessary)

Physical Location: Veterans Memorial Building, 130 Placerville Dr., Placerville, CA 95667.

Parking Lot to be used for overflow parking for El Dorado Camp in Placerville.

RATE: For each day that the land/facilities are used, the Government will pay the rate of \$100.00 a day for each day used. Ordinary wear and tear is included in the rate. The minimum amount guaranteed to be paid under this agreement shall be \$N/A, regardless of the length of use. The maximum amount to be paid under this agreement shall not exceed \$N/A. Payment shall be in accordance with the incident Agency payment procedures.

RATE BREAKDOWN: N/A

UTILITIES AND SERVICES:
 The above rate includes utility charges for the following: DIESEL GAS ELECTRICITY WATER TOILET SUPPLIES JANITORIAL SERVICES & SUPPLIES TRASH REMOVAL SEPTIC SERVICE EXISTING TELECOMMUNICATIONS
 The above rate excludes utility charges. The Government will pay to the owner the sum determined due by the Contracting Officer based on: N/A
 X Property does not have any utilities.

#6988

RESTORATION: Restoration beyond ordinary wear and tear. (check only one)

The above sum includes Government restoration of land/facilities. Restoration shall be performed to the extent reasonably practical. Restoration work includes: N/A.

The above sum excludes restoration of land/facilities. Reasonable costs incurred by the owner (beyond ordinary wear and tear) in restoring land/facilities to their prior condition shall be submitted, in writing, to the Contracting Officer.

ALTERATIONS: The Government may make alterations, attach fixtures or signs, erect temporary structures in or upon the land/facilities, install temporary culverts, trenching for utilities, which shall be the property of the Government. Alterations will be removed by the Government after the termination of the emergency use, unless otherwise agreed.

ORAL STATEMENTS: Oral statements or commitments supplementary or contrary to any provisions of this Agreement shall not be considered as modifying or affecting the provisions of this Agreement.

ORDINARY WEAR AND TEAR: Ordinary wear and tear is based on the customary use of the land/facilities, and not the use resulting from the incident.

CONDITION REPORTS: A joint pre and post-use physical inspection report of the land/facilities shall be made and signed by the parties; the purpose of the inspections shall be to reflect the existing site condition.

OTHER: Contract Administrator: The Owner Officer or employee with responsibility for administering this Agreement is Charles Harrell, Facilities Division Manager, Chief Administrative Office, or successor.

TERMS AND CONDITIONS: See attachment.

INSURANCE/ INDEMINIFCATION: The United States Federal Government is self-insured and does not have the authority to indemnify and hold harmless the contractor, from any and all claims, liabilities, losses, damages, charges, etc. The contractor does not have the authority to indemnify and hold harmless the United States Federal Government from any and all claims, liabilities, losses, damages, charges etc. The contractor will be responsible for errors, omissions and negligence of its employees. The United States Federal Government will be responsible for errors, omissions and negligence of its employees to the extent provided by Congress under the Federal Tort Claims Act [28 U.S.C. 1346(b), 2401(b), 2671-2680, as amended by P.L. 89-506, 80-Stat. 306].

CHECKLIST(s): See attachment. Fill in the following drawing showing the land/facilities under agreement. Include buildings, roads, paved areas, utility lines, fences, ditches, landscaping and any other physical features which help describe the area.

FEDERAL ACQUISITION REGULATION CLAUSES:

FAR 52.252-2 Clauses Incorporated by Reference (FEB 1998)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es): www.arnet.gov/far/ or www.usda.gov/procurement/policy/agar.html

FAR 52.213-4 Terms and Conditions -- Simplified Acquisitions (Other Than Commercial Items) (NOV 2021)

FAR 52.222-3 Convict Labor (June 2003)

FAR 52.232-1 Payments (APR 1984)

FAR 52.232-11 Extras (APR 1984)

FAR 52.232-17 Interest (MAY 2014)

FAR 52.232-25 Prompt Payment (JAN 2017)


FAR 52-233-1 Disputes (MAY 2014) ALT I (DEC 1991)

FAR 52.243-1 Changes—Fixed Price (AUG 1987)ALT I(APR 1984)

FAR 52.249-4 Termination for the Convenience of the Government (Services)(Short Form)(APR 1984)

FAR 52.249-8 Termination for Default (Fixed-Price Supply and Service)(APR 1984)

Loss, Damage or Destruction: The Government will assume liability for the loss, damage, or destruction of facilities furnished under this Agreement, provided that no reimbursement will be made for loss, damage, or destruction when due to (1) ordinary wear and tear, or (2) the fault or negligence of the owner or the owner's agent(s).

OWNER / OWNER'S AGENT SIGNATURE:  <small>Donald Ashton (Nov 2, 2022 12:14:50)</small>	DATE: 11/02/2022	CONTRACTING OFFICER'S SIGNATURE: JOCELYN LITTLECHIEF <small>Digitally signed by JOCELYN LITTLECHIEF Date: 2022.11.02 15:03:56 -05'00'</small>	DATE: 05'00'
PRINT NAME AND TITLE: Donald Ashton Chief Administrative Officer	PHONE NUMBER: EMAIL:	PRINT NAME AND TITLE: JOCELYN LITTLECHIEF CONTRACTING OFFICER PHONE NUMBER: 580.450.5740 EMAIL: Jocelyn.littlechief@bia.gov	

ATTACHMENT 1

PRE-USE INSPECTION: Description or photos/ condition immediately prior the Government's occupancy. Refer to attached checklist.

Photos attached.

OWNER / OWNER'S AGENT SIGNATURE: <i>Donald Ashton</i> <small>Donald Ashton (Nov 2, 2022 12:14 PDT)</small>	DATE: 11/02/2022	GOVERNMENT AGENT/ EMPLOYEE'S SIGNATURE: JOCELYN LITTLECHIEF <small>Digitally signed by JOCELYN LITTLECHIEF Date: 2022.11.02 15:04:39 -05'00'</small>	DATE: <small>Digitally signed by JOCELYN LITTLECHIEF Date: 2022.11.02 15:04:39 -05'00'</small>
PRINT NAME AND TITLE: Donald Ashton Chief Administrative Officer		PRINT NAME AND TITLE:	

POST-USE INSPECTION: Description of photos/ condition immediately following the Government's occupancy.

X NO DAMAGE NO CLAIMS

TOTAL AMOUNT DUE \$1,400.00

RELEASE OF CLAIMS STATEMENT: Contract release for and in consideration of receipt of payment in the amount shown in 'total amount due'. Contractor hereby releases the Government from any and all claims arising under this agreement except as reserved in remarks.

REMARKS:

OWNER / OWNER'S AGENT SIGNATURE: <i>Donald Ashton</i> <small>Donald Ashton (Nov 2, 2022 12:14 PDT)</small>	DATE: 11/02/2022	GOVERNMENT AGENT/ EMPLOYEE'S SIGNATURE: JOCELYN LITTLECHIEF <small>Digitally signed by JOCELYN LITTLECHIEF Date: 2022.11.02 15:05:14 -05'00'</small>	DATE: <small>Digitally signed by JOCELYN LITTLECHIEF Date: 2022.11.02 15:05:14 -05'00'</small>
PRINT NAME AND TITLE: Donald Ashton Chief Administrative Officer		PRINT NAME AND TITLE:	



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RESOURCE ORDER		Initial Date/Time		2. Incident / Project Name				3. Incident / Project		Financial Codes	
SUPPLY		09-06-2022 1827 PST		MOSQUITO				CA-TNF-001371		CFMA Sub-GEO Agreement 73237099 P5 P1W8 (0517) [P] CFAA - CA FIRE ASSIST AGR	
5. Descriptive Location		6. TWN		RNG		SEC		8. Incident Base / Phone Number		9. Jurisdiction / Agency	
MOSQUITO CA-TNF-001371		13N		11E		SN04		Main Incoming (530) 477-5203 24 Hour Phone 530-477-0641 X 7 Office Phone 530-477-7237 Federal Mosquito Expanded 530-477-0641 ext. 290 Main Incoming neu.ecc@fire.ca.gov Main Incoming (530) 477-7237		Tahoe National Forest	
		LAT. 39° 0' 21" N								10. Ordering Office	
		LONG. 120° 44' 40" W								Grass Valley Interagency Emergency Command Center	

11. Aircraft Information										
Bearing	Distance	VOR	Contact Name	Frequency Type	Assigned Frequency	Reload Base	Other Aircraft / Hazards			
NaN°	17	HNW	Air to Air FM	AirToAir	126.6750					
NaN°	24	SWR	Air to Air FM	AirToAir	167.5500					
NaN°	33	BAB		AirToGround	169.1500					
				Command	TNF Fire Net: RX 170.6000 TX:164.9375 4					
				Tactical	168.200 NIFC Tac 2					
				Tactical	R5 tac 5 167.1125					
				Tactical	VFire 24 154.2725 6					

12. Request Number	Ordered Date/Time	From	To	Qty	Resource Requested	Needed Date/Time	Deliver To	From Unit	To Unit	Assigned Date/Time	Resource Assigned Unit ID	Resource Assigned	M/D Ind	Estimated Time Of Departure	Estimated Time Of Arrival	Released Date	Released To
S-11068	2022-09-28 1246 PDT	Josh Wilcox - ORDM 760-458-6112	CA-GVCC	1	Service - Land Rental	2022-09-14 1530 PDT	MOSQUITO CA-TNF-0013 71	CA-GVCC	CA-GVCC	Invalid date 9/14/22		Pending		COUNTY OF EL DORADO AGREEMENT # 12915822N4077		9/27/22	
Travel Mode	Financial Code P5 P1W8 (0517)	Named Request		Special Needs GM# 2266 & 2231 PER BUYING TEAM - THIS LUA WAS NOT ASSIGNED AN S# SEE ATTACHED GM FOR ORIGINAL DOCUMENTATION		Navigation/Reporting Instructions Incident Jetport(s): SMF*, RNO											

13. User Documentation	
Req. No.	Entered By

Federal Land Use Agreement (LUA) Intake Form

Intent: Logistics, Facilities, PROC, Lead EQTR, FSC etc. to gather the below information and submit to Buying Team CO, AIMS CO or Federal PROC/COPA to initiate LUA on incidents both Federal and State

Incident Name	MOSQUITO FIRE CA-TNF-001371
Resource Order S#	<input type="checkbox"/> Yes, S# _____ <input checked="" type="checkbox"/> S# has been requested through ordering/dispatch
Purpose <small>(e.g., ICP, Staging, Dip Site)</small>	OVERFLOW PARKING FOR EL DORADO CAMP (PLACERVILLE)
Owners Name	COUNTY OF EL DORADO
Owner Address <small>(Physical & Mailing)</small>	330 FAIR LANE PLACERVILLE, CA 95667
Owner Phone <small>(Home & Cell)</small>	530 621-5833
Owner Email	KEVIN.GILLILAND@EDCGOV.US
Active registration in SAM.gov	<input type="checkbox"/> Yes, Unique Entity Identifier No: _____ <input type="checkbox"/> No, provide vendor code worksheet (One-Time Payment ONLY)
Description of Land/ Facility <small>(Address, physical location, local description, etc.)</small>	130 PLACERVILLE DR PLACERVILLE, CA 95667 VETERANS MEMORIAL BUILDING
Proposed Start Date	9/16/2022
Utilities and Services Utilized	LOWER PARKING AREA ONLY USED FOR ADMIN PARKING OVERFLOW
IMT Point of Contact <small>(Name, Phone Number & Email)</small>	DAVID ROBERTS 916 276-5760 NET DROBERTS8500@COX.COM
Other Important Items to note	


Notes:

- Attach pictures and maps of facility / land.
- Please do NOT discuss pricing or rates with landowner.

Revision: 05/22

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GENERAL MESSAGE (ICS 213)



1. Incident Name (Optional): MOSQUITO FIRE - CA-TNF-001371		
2. To (Name and Position): MOSQUITO ORDERING		
3. From (Name and Position): DAVID ROBERTS CIIMT-5 FACI Mobile # 916 276-5760		
4. Subject: LUA for Veterans Memorial Parking Lot	5. Date: 9/14/2022	6. Time 15:30
7. Message: Please see attached Federal LUA Intake Form, and associated documentation and pictures for using the Veterans Memorial Building Lower Parking Lot for El Dorado Base Camp Admin Overflow Parking. Assign S# as required. Thank You!		
		
8. Approved by: Name: <u>David C Roberts</u> Signature: <u><i>David C Roberts</i></u> Position/Title: <u>FACI</u>		
9. Reply:		
10. Replied by: Name: _____ Position/Title: _____ Signature: _____ Date/Time: _____		
ICS 213		

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GN2231

GENERAL MESSAGE (ICS 213)

Fed

1. Incident Name (Optional): Mosquito Fire- Eldorado Base Camp		
2. To (Name and Position): Demob, Ordering, or Buying Team.		
3. From (Name and Position): Jim Eckroth, LSC1 661-747-2292 jim_eckroth@firenet.gov		
4. Subject: Closing out a Land Use Agreement	5. Date: 09-27-2022	6. Time 1400
7. Message: To whom needs to receive; The LUA, submitted 09-14-2022, for use of the VFW parking lot adjacent to the Eldorado County Fairgrounds needs to be closed out. We have not received a copy of the agreement at this time nor even have an tracking number. I performed a walk through with Steve Perlo, with the Eldorado County Facilities Department and he has witnessed that there will be no claim and the only issue is a small amount of mud left due to the rains. We are washing it down this afternoon, Date/time needed; closed as of 9-27-2022. Attached is a copy of the Intake Form  ATTACHED DOCS FOR REFERENCE		
8. Approved by: Name: Jim Eckroth Signature:  Position/Title: LSC1		
9. Reply: <p style="text-align: center;">EMAILED SEP 27 2022 BY: <u>CN</u></p> <div style="border: 1px solid black; width: 150px; height: 80px; margin-left: auto; margin-right: auto; text-align: center; padding: 5px;">CN 9/27/2022</div>		
10. Replied by: Name: _____ Position/Title: _____ Signature: _____		
ICS 213	Date/Time: _____	

GM 2266

AUBURN


GENERAL MESSAGE (ICS 213)

FED MISSOURI

1. Incident Name (Optional): <u>MCSQUIT FIRE</u>		
2. To (Name and Position): <u>EXPANDED</u>		
3. From (Name and Position): <u>OPERATIONS / FACILITIES</u>		
4. Subject: <u>LUA S# ASSIGNMENT</u>	5. Date: <u>9/28/22</u>	6. Time: <u>1100</u>

7. Message:

PER BUY TEAM, THIS LUA WAS NOT ASSIGNED AN S#. THERE IS AN ORIGINAL GM/213 WITH A REQUEST. UNKNOWN IF THIS MESSAGE WAS PRODUCED
 → PLEASE ASSIGN AN S# AND SEND TO CONTRACTING OFFICER TO PROCESS.
 ATTACHED ARE SUPPORTING DOCUMENTS INCLUDING ORIGINAL GM AND ANOTHER GM 2231 WITH A REQUEST TO CLOSE.
 THIS GM HAS BEEN CREATED ON BEHALF OF STEPHEN MCNAUGHTEN FALL CIIMT2

8. Approved by: Name: WILCOX Signature:  Position/Title: OPDM

9. Reply:
LUA FROM 9/14/22 @ 1530 UNTIL 9/27/22 @ 1400

Received
 of Wilcox OPDM
 9/28/22 102

10. Replied by: Name: _____ Position/Title: _____ Signature: _____

ICS 213 (1/14) Date/Time: _____