

EMERGENCY FACILITIES & LAND USE AGREEMENT

INCIDENT AGENCY (name, address, phone number)
USDA Forest Service
At Incident Management Support
1617 Cole Blvd
Lakewood, CO 80401
385-441-2764

Page 1 of 6
AGREEMENT NUMBER MUST APPEAR ON ALL PAPERS RELATING TO THIS AGREEMENT
AGREEMENT NUMBER: 1202RZ24K4087

EFFECTIVE DATES
a. beginning: 07/09/2024 b. ending: End of Incident

OWNER (name, address, phone number-include day/night/cell)
San Bernardino County Regional Parks
777 E. Rialto Ave.
San Bernadino, CA 92145

INCIDENT NAME: Vista
INCIDENT NUMBER: CA-BDF-009908
RESOURCE ORDER NUMBER: S-2, S-17
MODIFICATION No/DATE: _____
MODIFICATION CO Initials: _____

POINT OF CONTACT (if applicable): Beatha Davis, 909-387-2648
EMAIL: Beatha.Davis@parks.sbcounty.gov
PAYMENT ADDRESS: Same as above, or _____
UEI: CESKSLF7WQF9
REGISTERED IN SAM.GOV: Yes or No, Vendor Code
Information Worksheet attached
EIN/SSN (only if not in SAM): _____
County: San Bernadino State: CA Township: _____ Range: _____ Section: _____

TYPE OF CONTRACTOR ("X" APPROPRIATE BOXES):
 SMALL BUSINESS LARGE BUSINESS SMALL DISADVANTAGED OWNED WOMEN OWNED HUBZONE
 SERVICE DISABLED VETERAN PUBLIC ENTITY 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 ICP and staging area.

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)

This land use agreement is for the use of the land at the Glen Helen Regional Park, the Campground Adjacent Area, the South Campground Loop Area, and the Parking lots as indicated by the photos and the maps attached. The agreement will include being able to drive on the turf in the areas marked with a blue star on the map. The portion of land at the Glen Helen Regional Park will be utilized for ICP. The portion of the land adjacent to the Glen Helen Regional Park Campground will be utilized for reefers, sleep trailers, and staging area. The land use agreement will allow the dumping of gray water at the dumping station for not additional cost during incident.

At start of incident area utilized is 31 acres between the "Glen Helen Regional Park" and "Campground Adjacent Area". Areas identified as "South Campground Loop Area" and "Parking Lots" will be not included in the calculated acreage. The rates for these areas are calculated by the rate given in the Rate breakout section below. Government reserves the right to downsize the areas being utilized.

RATE: For each day that the land/facilities are used, the Government will pay the rate of as indicated below. Ordinary wear and tear is included in the rate. The minimum amount guaranteed to be paid under this agreement shall be \$00.00, regardless of the length of use. The maximum amount to be paid under this agreement shall not exceed \$500,000.00. Payment shall be in accordance with the incident Agency payment procedures.

Rate breakout: \$400.00 per acre per day for areas marked on maps labeled "Glen Helen Regional Park" and "Campground Adjacent Area". \$455.00 for area marked on map labeled "South Campground Loop Area". There is no additional charge for area marked on map labeled "Parking Lots" or the dumping of gray water at disposal site. Rate shall be based on actual acreage used.

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.

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: _____.
- 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: Describe in detail: N/A.

TERMS AND CONDITIONS: See attachment.

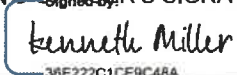
INSURANCE/ INDEMINIFCATION: The United States Federal Government is self-insured and does not have the authority to indemnify and hold harmless the San Bernadino County Regional Parks, from any and all claims, liabilities, losses, damages, charges, etc. The San Bernadino County Regional Parks does not have the authority to indemnify and hold harmless the United States Federal Government from any and all claims, liabilities, losses, damages, charges etc. The San Bernadino County Regional Parks 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.acquisition.gov
- FAR 52.213-4 Terms and Conditions – Simplified Acquisitions (Other Than Commercial Products and Commercial Services) (MAY 2024)
 - 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:	DATE: 9/10/2024	CONTRACTING OFFICER'S SIGNATURE: 	DATE: 8/30/2024
PRINT NAME AND TITLE: Dawn Rowe, Chair, Board of Supervisors		PRINT NAME AND TITLE: Kenneth Miller, Contracting Officer	
PHONE NUMBER: EMAIL:		PHONE NUMBER: 385-441-2764 EMAIL: Kenneth.C.Miller@usda.gov	

ATTACHMENT 1

PRE-USE INSPECTION: Description or photos/ condition immediately prior the Government's occupancy. If applicable refer to attached map and photos.

See attached maps and photos.

OWNER / OWNER'S AGENT SIGNATURE:	DATE:	GOVERNMENT AGENT/ EMPLOYEE'S SIGNATURE:	DATE:
PRINT NAME AND TITLE:		PRINT NAME AND TITLE: Kennth Miller, Contracting Officer	

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

3 sprinkler heads broken. Flagged / marked. Photos sent to government contractor

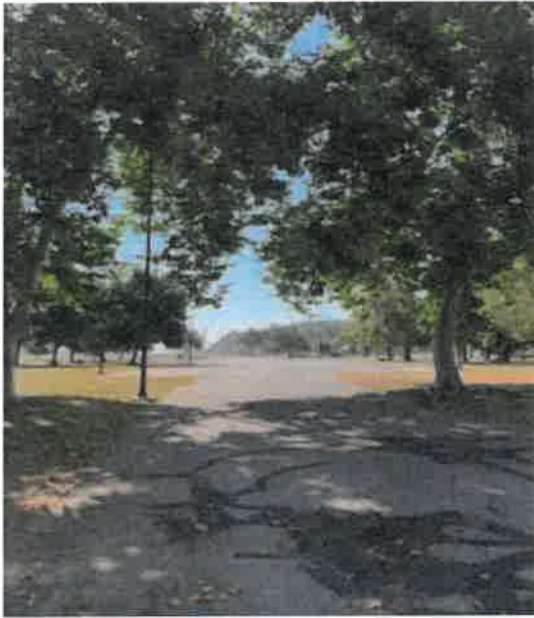
NO DAMAGE NO CLAIMS

TOTAL AMOUNT DUE \$ _____ To BE DETERMINED

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:	DATE:	GOVERNMENT AGENT/ EMPLOYEE'S SIGNATURE:	DATE:
PRINT NAME AND TITLE:		PRINT NAME AND TITLE: LARRY Houser, FACL	







DocuSign Envelope ID: ECCB54A8-FA01-4A10-A2C0-7982F6AF7284

1102R224K4087

South Campground Loop Area



Restaurants

Hotels

Things to do

Transit

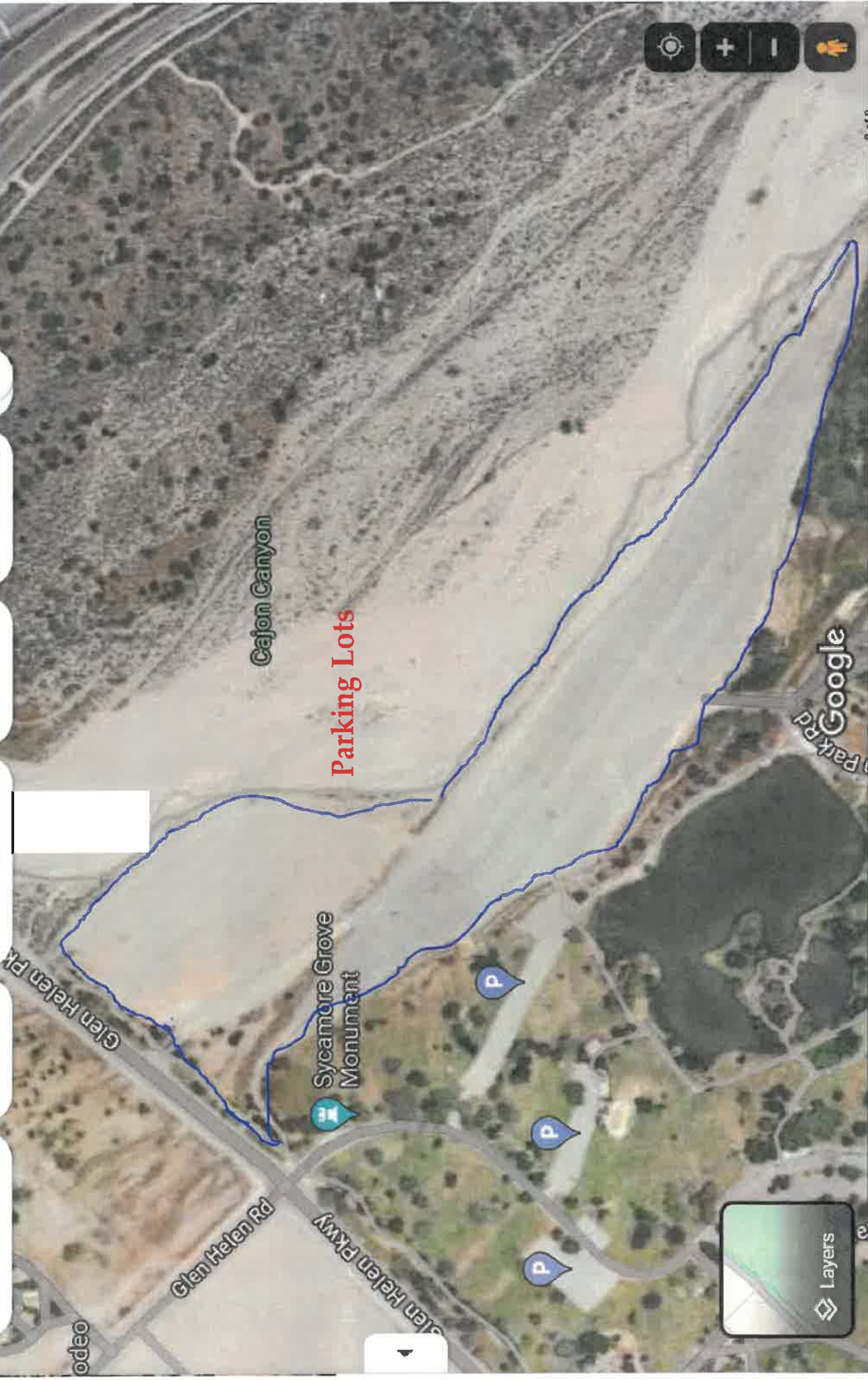
Parking

>

Sign in



Layers



RESOURCE ORDER		Initial Date/Time		2.Incident / Project Name				3. Incident / Project		Financial Codes	
SUPPLY		07-07-2024 0951 PST		VISTA				CA-BDF-009908		R2V] [P]	
5. Descriptive Location ICP -STATION 32 SYCAMORE STATION 3208-3406 Glen Helen Pkwy, San Bernardino, CA 92407		6. TWN		RNG		SEC		Base MDM		9. Jurisdiction / Agency San Bernardino National Forest	
								8. Incident Base / Phone Number Main Incoming (909) 383-5651 Receptionist (909) 383-5587 24 Hour Phone 1-909-383-5654 Main Incoming ficc@fs.fed.us		10. Ordering Office Federal Interagency Emergency Command Center	
		LAT. 34° 18' 07" N									
		LONG. 117° 35' 27" W									

11. Aircraft Information										
Bearing	Distance	VOR	Contact Name	Frequency Type	Assigned Frequency	Reload Base	Other Aircraft / Hazards			
N4N°	3952	NL		AirTactics	169.925					
N4N°	3953	ZYT		AirToAir	118.575					
N4N°	3955	YYT		AirToAir	127.075					
				AirToGround	169.1125					
				AirToGround	169.2					
				Tactical	166.725					
				Tactical	166.775					
				Tactical	168.25					

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	MID Ind	Estimated Time Of Departure	Estimated Time Of Arrival	Released Date	Released To
S-2	2024-07-08 1851 PDT	24 Hour Phone 1-909-383-5654	CA-SBCC	1	Service - Land Rental	2024-07-09 0800 PDT	VISTA CA-BDF-0099 08	CA-SBCC	CA-SBCC	Invalid date		Pending					
												1202RZ24H 4087					
												San Bernardino Regional I rks					
Travel Mode G		Financial Code R2V]			Named Request	Special Needs GM030 GLEN REGIONAL PARK- INCLUDE PAVED PARKING AREAS; POTABLE H2O HYDRANTS, STAGING AREAS (UNPAVED) FOR LARGE EQUIPMENT, TEMPORARY STORAGE REPORT TO : 602 S. TIPPECANOE AVE, SAN BERNARDINO, CA 92408 IC P POC-BRIAN BELLEV, FACLT (916)749-0986 PARKS POC-JOSE CANEDO, DEPT PARKS DIRECTOR (909)665-0367 / OFC: 909-387-2648						Navigation/Reporting Instructions Incident: Jetport(s): ONT* REPORT TO : 602 S. TIPPECANOE AVE, SAN BERNARDINO, CA 92408					

13. User Documentation		Entered By	
Documentation			

RESOURCE ORDER		Initial Date/Time		2. Incident / Project Name				3. Incident / Project		Financial Codes	
SUPPLY		07-07-2024 0951 PST		VISTA				CA-BDF-009908		R2VJ [P] P5R2VJ - 0512 CFAA	
5. Descriptive Location ICP -STATION 32 SYCAMORE STATION 3208-3406 Glen Helen Pkwy, San Bernardino, CA 92407		6. TWN		RNG		SEC		Base MDM		9. Jurisdiction / Agency San Bernardino National Forest	
										10. Ordering Office Federal Interagency Emergency Command Center	
		LAT. 34° 18' 07" N		LONG. 117° 35' 27" W							

II. Aircraft Information											
Bearing	Distance	VOR	Contact Name	Frequency Type	Assigned Frequency	Reload Base	Other Aircraft / Hazards				
NaN°	3952	NL		AirTactics	169.925						
NaN°	3953	ZYT		AirToAir	118.575						
NaN°	3955	YYT		AirToAir	127.075						
				AirToGround	169.1125						
				AirToGround	169.2						
				Tactical	166.725						
				Tactical	166.775						
				Tactical	168.25						

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-17	2024-07-09 1508 PDT	Brian Bellew (fac) (t) 1-916-749-0986	CA-SBCC	1	Service - Grey Water Disposal	2024-07-09 1600 PDT	VISTA CA-BDF-0099 08	CA-SBCC	CA-SBCC	Invalid date		Pending					
												1202RZ24H 4087					
												San Bernardino Regional I rks					
Travel Mode G		Financial Code R2VJ		Named Request	Special Needs GM 053 SEE ATTACHMENT							Navigation/Reporting Instructions Incident Jetport(s): ONT*					

Req. No.		13. User Documentation		Documentation		Entered By	
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