



July 8, 2021

Board of County Commissioners
Clackamas County

Members of the Board:

Approval of Federal Financial Assistance Award of
Domestic Grant 21-DG-11060600-006 between
Clackamas County and USDA, Forest Service Mt. Hood National Forest

Purpose/Outcome	The Clackamas County Dump Stoppers program is requesting approval of a federal funding assistance agreement with USDA, Forest Service Mt. Hood National Forest to support program operations.
Dollar Amount and Fiscal Impact	USDA Forest Service has awarded \$19,152 in Secure Rural Schools and Community Self Determination Act of 2000 funds, and the Dump Stoppers program has pledged \$5,745.60 from the FY21-22 budget to pay for staff labor and law enforcement labor for approximately two months of program operations.
Funding Source	Total funding is \$24,897.60 with \$19,152 in USDA Forest Service Secure Rural Schools and Community Self Determination Act of 2000 funds, and \$5,745.60 from the FY 21-22 Dump Stoppers program funding. No general funds are involved.
Duration	Effective upon signature from the USDA Forest Service Acting Forest Supervisor through December 31, 2022.
Previous Board Action/Review	No prior Board action; this is a new agreement.
Strategic Plan Alignment	1. Business and Community Services mission statement as described in its Strategic Business Plan is to “provide essential economic development, public spaces, and community enrichment services”. The Dump Stoppers program is a crucial part of maintaining forest and timber lands located within Clackamas County. 2. Honor, Utilize, Promote, and Invest in our National Resources: This funding will provide staff labor for cleanup and law enforcement related to illegal dumpsite activities on forestlands in Clackamas County.
Counsel Review	1. Date of Counsel review: 6/21/21 2. Initials of County Counsel performing review. ARN
Procurement Review	No, item is a grant.
Contact Person	Tom Riggs, (503) 788-3137

Contract No.	N/A
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BACKGROUND:

The Dump Stoppers program operating within the Forestry division of Business and Community Services has been in operation since 2003. The goals of the program are: 1) to locate and cleanup dumpsites on forested lands in Clackamas County, 2) enforcement of anti-dumping laws and regulations and when evidence is found, pursue, fine, and/or prosecute offenders, and 3) educate the public about the potential consequences of illegal dumping. The program is operated with two part-time staff and one Clackamas County Sheriff Deputy from March through December each year. The funds received through this grant with the USDA Forest Service Mt. Hood National Forest will provide for approximately two months of program operations during FY21-22.

RECOMMENDATION:

Staff respectfully recommends the approval of the new grant agreement with USDA Forest Service Mt. Hood National Forest, and further recommends the Board delegate authority to the Interim Director of Business and Community Services to sign the grant agreement.

ATTACHMENTS:

Federal Financial Assistance Award of Domestic Grant 21-DG-11060600-006 Between Clackamas, County of and the USDA, Forest Service Mt. Hood National Forest funding agreement.

Respectfully Submitted,

Allegra Willhite

Allegra Willhite, Deputy Director
Business & Community Services

**FEDERAL FINANCIAL ASSISTANCE
AWARD OF DOMESTIC GRANT 21-DG-11060600-006
Between
CLACKAMAS, COUNTY OF
And The
USDA, FOREST SERVICE
MT. HOOD NATIONAL FOREST**

Program Title: DUMP STOPPERS: ILLEGAL DUMPING PREVENTION AND CLEAN UP

Upon execution of this document, an award to CLACKAMAS, COUNTY OF, hereinafter referred to as “Clackamas County,” in the amount of **\$19,152**, is made under the authority of Secure Rural Schools and Community Self Determination Act of 2000, Division C, Section 601(a), 16 U.S.C. 7101-7153; 16U.S.C. 500. The Federal Assistance Listing (formerly Catalog of Federal Domestic Assistance - CFDA) number and name are 10.665 Schools and Roads - Grants to States Payments to States. CLACKAMAS, COUNTY OF accepts this award for the purpose described in the application narrative. Your application for Federal financial assistance, dated February 26, 2021, and the attached Forest Service provisions, ‘Forest Service Award Provisions,’ are incorporated into this letter and made a part of this award.

This authority does not require a match, however your organization has agreed to provide a match of \$5,745.60, as shown in the attached application, financial plan and narrative.

This is an award of Federal financial assistance. Prime and sub-recipients to this award are subject to the OMB guidance in subparts A through F of 2 CFR Part 200 as adopted and supplemented by the USDA in 2 CFR Part 400. Adoption by USDA of the OMB guidance in 2 CFR 400 gives regulatory effect to the OMB guidance in 2 CFR 200 where full text may be found.

Electronic copies of the CFRs can be obtained at the following internet site: www.ecfr.gov. If you are unable to retrieve these regulations electronically, please contact your Grants and Agreements Office at jessica.clark@usda.gov.

The following administrative provisions apply to this award:

- A. **LEGAL AUTHORITY**. Clackamas County shall have the legal authority to enter into this award, and the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project, which includes funds sufficient to pay the non-Federal share of project costs, when applicable.
- B. **PRINCIPAL CONTACTS**. Individuals listed below are authorized to act in their respective areas for matters related to this award.



Principal Cooperator Contacts:

Cooperator Program Contact	Cooperator Administrative Contact
Name: Sarah Eckman Address: 150 Beaver Creek Rd., Ste 419 City, State, Zip: Oregon City, OR 97045 Telephone: 503-894-3135 Email: sarahste@clackamas.us	Name: Christina Dannenbring Address: 150 Beaver Creek Rd., Ste 419 City, State, Zip: Oregon City, OR 97045 Telephone: 503-742-4663 Email: cdannenbring@clackamas.us

Principal Forest Service Contacts:

Forest Service Program Manager Contact	Forest Service Administrative Contact
Name: Rachel Lamedica Address: 16400 Champion Way City, State, Zip: Sandy, OR 97055 Telephone: 503-668-1776 Email: Rachel.lamedica@usda.gov	Name: Jessica Clark Gifford Pinchot National Forest Address: 501 E 5 th Street, Building 404 City, State, Zip: Vancouver, WA 98661 Telephone: 360-891-5168 Email: jessica.clark@usda.gov

- C. **SYSTEM FOR AWARD MANAGEMENT REGISTRATION REQUIREMENT (SAM)**. Clackamas County shall maintain current information in the System for Award Management (SAM) until receipt of final payment. This requires review and update to the information at least annually after the initial registration, and more frequently if required by changes in information or award term(s). Additional information about registration procedures may be found at the SAM Internet site at www.sam.gov.

- D. **LIMITATION OF FUNDS**. Forest Service funds in the amount of \$19,152 are currently available for performance of this award through 12/31/2022. The Forest Service’s ability to provide additional funding is contingent upon the availability of appropriated funds from which payment can be made. There is no legal liability on the part of the Forest Service for any payment above this amount until Clackamas County receives notice of availability confirmed in a written modification by the Forest Service.

- E. **REIMBURSABLE PAYMENTS – FINANCIAL ASSISTANCE**. Reimbursable payments are approved under this award. Only costs for those project activities approved in (1) the initial award, or (2) modifications thereto, are allowable. Requests for payment must be submitted on Standard Form 270 (SF-270), Request for Advance or Reimbursement, and must be submitted no more than monthly. In order to approve a Request for Advance Payment or Reimbursement, the Forest Service shall review such requests to ensure advances or payments for reimbursement are in compliance and otherwise consistent with OMB, USDA, and Forest Service regulations.

The Program Manager reserves the right to request additional information prior to approving a payment.

The invoice must be sent by one of three methods:	Send a copy to:
EMAIL (preferred): SM.FS.asc_ga@usda.gov FAX: 877-687-4894 POSTAL: Albuquerque Service Center Payments – Grants & Agreements 101B Sun Ave NE Albuquerque, NM 87109	rachel.lamedica@usda.gov

- F. INDIRECT COST RATES. The Cooperator did not provide an approved indirect cost rate at the time of execution. There were no indirect costs included as part of budget provided by the Cooperator.

As new NICRAs are agreed to between Clackamas County and their cognizant audit agency, the revised provisional or final rate(s) are automatically incorporated into this award, as appropriate, and must specify (1) the agreed upon rates, (2) the bases to which the rates apply, (3) the fiscal year for which the rates apply, and (4) the items treated as direct costs. The award obligation will not increase as a result of indirect cost rate increases. Updates to NICRAs will not affect the total funds available for this award unless documented in a formally executed modification.

If the NICRA is for a provisional rate, Clackamas County shall be reimbursed at the established provisional rate(s), subject to appropriate adjustment when the final rate(s) for the fiscal year are established.

- G. PRIOR WRITTEN APPROVAL. Clackamas County shall obtain prior written approval pursuant to conditions set forth in 2 CFR 200.407.
- H. MODIFICATIONS. Modifications within the scope of this award must be made by mutual consent of the parties, by the issuance of a written modification signed and dated by all properly authorized signatory officials, prior to any changes being performed. Requests for modification should be made, in writing, at least 30 days prior to implementation of the requested change. The Forest Service is not obligated to fund any changes not properly approved in advance.
- I. PERIOD OF PERFORMANCE. This agreement is executed as of the date of the Forest Service signatory official signature. The start date of this award is 04/01/2021. Pre-award costs are authorized pursuant to 2 CFR 200.458. The end date, or expiration date is **12/31/2022**. This instrument may be extended by a properly executed modification. *See Modification Provision above.*

- J. AUTHORIZED REPRESENTATIVES. 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 award. In witness whereof the parties hereto have executed this award.

SARAH ECKMAN, Interim Director Business & Community Svcs
Clackamas County

Date

DUANE BISHOP, Acting Forest Supervisor
USDA Forest Service, Mt. Hood National Forest

Date

The authority and the format of this award (21-DG-11060600-006) have been reviewed and approved for signature.

SANDRA KRZEWSKI
Forest Service Grants Management Specialist

Date

ATTACHMENT A: FOREST SERVICE AWARD PROVISIONS

- A. COLLABORATIVE ARRANGEMENTS. Where permitted by terms of the award and Federal law, Clackamas County may enter into collaborative arrangements with other organizations to jointly carry out activities with Forest Service funds available under this award.
- B. FOREST SERVICE LIABILITY TO THE RECIPIENT. The United States shall not be liable to Clackamas County for any costs, damages, claims, liabilities, and judgments that arise in connection with the performance of work under this award, including damage to any property owned by Clackamas County or any third party.
- C. NOTICES. Any notice given by the Forest Service or Clackamas County will be sufficient only if in writing and delivered in person, mailed, or transmitted electronically by e-mail or fax, as follows:

To the Forest Service Program Manager, at the address specified in the award.

To Clackamas County, at the address shown in the award or such other address designated within the award.

Notices will be effective when delivered in accordance with this provision, or on the effective date of the notice, whichever is later.

- D. SUBAWARDS. Prior approval is required to issue subawards under this grant. The intent to subaward must be identified in the approved budget and scope of work and approved in the initial award or through subsequent modifications. Approval of each individual subaward is not required, however the cooperator must document that each sub-recipient does NOT have active exclusions in the System for Award Management (sam.gov).

The Cooperator must also ensure that they have evaluated each subrecipient's risk in accordance with 2 CFR 200.332 (b).

Any subrecipient under this award must be notified that they are subject to the OMB guidance in subparts A through F of 2 CFR Part 200, as adopted and supplemented by the USDA in 2 CFR Part 400. Any sub-award must follow the regulations found in 2 CFR 200.331 through .333.

All subawards \$30,000 or more must be reported at fsrs.gov in compliance with 2 CFR 170. See Attachment B for full text.

- E. FINANCIAL STATUS REPORTING. A Federal Financial Report, Standard Form SF-425 (and Federal Financial Report Attachment, SF-425A, if required for reporting multiple awards), must be submitted annually. These reports are due 90 days after the reporting period ending December 31. The final SF-425 (and SF-425A, if applicable) must be submitted either with the final payment request or no later than 120 days from

the expiration date of the award. These forms may be found at <https://www.grants.gov/web/grants/forms.html>.

- F. PROGRAM PERFORMANCE REPORTS. The recipient shall perform all actions identified and funded in application/modification narratives within the performance period identified in award.

In accordance with 2 CFR 200.301, reports must relate financial data to performance accomplishments of the federal award.

Clackamas County shall submit annual performance reports. These reports are due 90 days after the reporting period ending December 31. The final performance report shall be submitted either with Clackamas County's final payment request, or separately, but not later than 120 days from the expiration date of the award.

- G. NOTIFICATION. Clackamas County shall immediately notify the Forest Service of developments that have a significant impact on the activities supported under this award. Also, notification must be given in case of problems, delays or adverse conditions that materially impair the ability to meet the objectives of the award. This notification must include a statement of the action taken or contemplated, and any assistance needed to resolve the situation.
- H. CHANGES IN KEY PERSONNEL. Any revision to key personnel identified in this award requires notification of the Forest Service Program Manager by email or letter.
- I. USE OF FOREST SERVICE INSIGNIA. In order for Clackamas County to use the Forest Service insignia on any published media, such as a Web page, printed publication, or audiovisual production, permission must be granted by the Forest Service's Office of Communications (Washington Office). A written request will be submitted by Forest Service, Program Manager, to the Office of Communications Assistant Director, Visual Information and Publishing Services prior to use of the insignia. The Forest Service Program Manager will notify Clackamas County when permission is granted.
- J. FUNDING EQUIPMENT. Federal funding under this award is not available for reimbursement of Clackamas County's purchase of equipment. Equipment is defined as having a fair market value of \$5,000 or more per unit and a useful life of over one year. Supplies are those items that are not equipment.
- K. PUBLIC NOTICES. It is Forest Service's policy to inform the public as fully as possible of its programs and activities. Clackamas County is encouraged to give public notice of the receipt of this award and, from time to time, to announce progress and accomplishments.

Clackamas County may call on Forest Service's Office of Communication for advice regarding public notices. Clackamas County is requested to provide copies of notices

or announcements to the Forest Service Program Manager and to Forest Service's Office Communications as far in advance of release as possible.

- L. FOREST SERVICE ACKNOWLEDGED IN PUBLICATIONS, AUDIOVISUALS, AND ELECTRONIC MEDIA. Clackamas County shall acknowledge Forest Service support in any publications, audiovisuals, and electronic media developed as a result of this award. Follow direction in USDA Supplemental 2 CFR 415.2.
- M. COPYRIGHTING. Clackamas County is/are granted sole and exclusive right to copyright any publications developed as a result of this award. This includes the right to publish and vend throughout the world in any language and in all media and forms, in whole or in part, for the full term of copyright and all renewals thereof in accordance with this award.

No original text or graphics produced and submitted by the Forest Service shall be copyrighted. The Forest Service reserves a royalty-free, nonexclusive, and irrevocable right to reproduce, publish, or otherwise use, and to authorize others to use the work for federal government purposes.

This right shall be transferred to any sub-awards or subcontracts.

This provision includes:

- The copyright in any work developed by Clackamas County under this award.
- Any right of copyright to which Clackamas County purchase(s) ownership with any federal contributions.

- N. NONDISCRIMINATION STATEMENT – PRINTED, ELECTRONIC, OR AUDIOVISUAL MATERIAL. Clackamas County shall include the following statement, in full, in any printed, audiovisual material, or electronic media for public distribution developed or printed with any Federal funding.

In accordance with Federal law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, disability, and reprisal or retaliation for prior civil rights activity. (Not all prohibited bases apply to all programs.)

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotope, and American Sign Language) should contact the responsible State or local Agency that administers the program or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339.

To file a program discrimination complaint, a complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form, which can be obtained

online at <https://www.ocio.usda.gov/document/ad-3027>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by:

- (1) Mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue SW, Washington, D.C. 20250-9410; o*
- (2) Fax: (833) 256-1665 or (202) 690-7442; or*
- (3) Email: program.intake@usda.gov.*

If the material is too small to permit the full Non-Discrimination Statement to be included, the material will, at a minimum, include the alternative statement:
“This institution is an equal opportunity provider.”

O. DISPUTES.

1. Any dispute under this award shall be decided by the Signatory Official. The Signatory Official shall furnish Clackamas County a written copy of the decision.
2. Decisions of the Signatory Official shall be final unless, within 30 days of receipt of the decision of the Signatory Official, Clackamas County appeal(s) the decision to the Forest Service's Director, Office of Grants & Agreements (OGA). Any appeal made under this provision shall be in writing and addressed to the Director OGA, USDA, Forest Service, Washington, DC 20024. A copy of the appeal shall be concurrently furnished to the Signatory Official.
3. In order to facilitate review on the record by the Director, OGA, Clackamas County shall be given an opportunity to submit written evidence in support of its appeal. No hearing will be provided.
4. A decision under this provision by the Director, OGA is final.
5. The final decision by the Director, OGA does not preclude Clackamas County from pursuing remedies available under the law.

P. AWARD CLOSEOUT. Clackamas County must submit, no later than 120 calendar days after the end date of the period of performance, all financial, performance, and other reports as required by the terms and conditions of the Federal award.

Any unobligated balance of cash advanced to Clackamas County must be immediately refunded to the Forest Service, including any interest earned in accordance with 2 CFR 200.344(d).

If this award is closed without audit, the Forest Service reserves the right to disallow

and recover an appropriate amount after fully considering any recommended disallowances resulting from an audit which may be conducted later.

- Q. TERMINATION. This award may be terminated, in whole or part pursuant to 2 CFR 200.340.
- R. DEBARMENT AND SUSPENSION. Clackamas County shall immediately inform the Forest Service if they or any of their principals are presently excluded, debarred, or suspended from entering into covered transactions with the federal government according to the terms of 2 CFR Part 180. Additionally, should Clackamas County or any of their principals receive a transmittal letter or other official federal notice of debarment or suspension, then they shall notify the Forest Service without undue delay. This applies whether the exclusion, debarment, or suspension is voluntary or involuntary. The Recipient shall adhere to 2 CFR Part 180 Subpart C in regards to review of sub-recipients or contracts for debarment and suspension.

All subrecipients and contractors must complete the form AD-1048, Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion, Lower Tier Covered Transactions. Blank forms are available electronically. Completed forms must be kept on file with the primary recipient.

- S. MEMBERS OF CONGRESS. Pursuant to 41 U.S.C. 22, no member of, or delegate to, Congress shall be admitted to any share or part of this award, or benefits that may arise therefrom, either directly or indirectly.

- T. TRAFFICKING IN PERSONS.

1. Provisions applicable to a Recipient that is a private entity.

- a. You as the Recipient, your employees, Subrecipients under this award, and Subrecipients' employees may not:
- (1) Engage in severe forms of trafficking in persons during the period of time that the award is in effect;
 - (2) Procure a commercial sex act during the period of time that the award is in effect; or
 - (3) Use forced labor in the performance of the award or subawards under the award.
- b. We as the Federal awarding agency may unilaterally terminate this award, without penalty, if you or a Subrecipient that is a private entity:
- (1) Is determined to have violated a prohibition in paragraph a.1 of this award term; or
 - (2) Has an employee who is determined by the agency official authorized to terminate the award to have violated a prohibition in paragraph a.1 of this award term through conduct that is either:

- i. Associated with performance under this award; or
 - ii. Imputed to you or the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180, “OMB Guidelines to Agencies on Government wide Debarment and Suspension (Nonprocurement),”.
2. Provision applicable to a Recipient other than a private entity. We as the Federal awarding agency may unilaterally terminate this award, without penalty, if a subrecipient that is a private entity:
 - a. Is determined to have violated an applicable prohibition in paragraph a.1 of this award term; or
 - b. Has an employee who is determined by the agency official authorized to terminate the award to have violated an applicable prohibition in paragraph a.1 of this award term through conduct that is either—
 - (1) Associated with performance under this award; or
 - (2) Imputed to the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180, “OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement),”
3. Provisions applicable to any recipient.
 - a. You must inform us immediately of any information you receive from any source alleging a violation of a prohibition in paragraph a.1 of this award term.
 - b. Our right to terminate unilaterally that is described in paragraph a.2 or b of this section:
 - (1) Implements section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), and
 - (2) Is in addition to all other remedies for noncompliance that are available to us under this award.
 - c. You must include the requirements of paragraph a.1 of this award term in any subaward you make to a private entity.
4. Definitions. For purposes of this award term:
 - a. “Employee” means either:
 - (1) An individual employed by you or a subrecipient who is engaged in the performance of the project or program under this award; or
 - (2) Another person engaged in the performance of the project or program under this award and not compensated by you including, but not limited to, a volunteer or individual whose services are contributed by a third party as an in-kind contribution toward cost sharing or matching requirements.
 - b. “Forced labor” means labor obtained by any of the following methods: the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.
 - c. “Private entity”:

- (1) Means any entity other than a State, local government, Indian tribe, or foreign public entity, as those terms are defined in 2 CFR 175.25.
- (2) Includes:
 - i. A nonprofit organization, including any nonprofit institution of higher education, hospital, or tribal organization other than one included in the definition of Indian tribe at 2 CFR 175.25(b).
 - ii. A for-profit organization.
- d. “Severe forms of trafficking in persons,” “commercial sex act,” and “coercion” have the meanings given at section 103 of the TVPA, as amended (22 U.S.C. 7102).

U. DRUG-FREE WORKPLACE.

1. Clackamas County agree(s) that it will publish a drug-free workplace statement and provide a copy to each employee who will be engaged in the performance of any project/program that receives federal funding. The statement must
 - a. Tell the employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace;
 - b. Specify the actions Clackamas County will take against employees for violating that prohibition; and
 - c. Let each employee know that, as a condition of employment under any award, the employee:
 - (1) Shall abide by the terms of the statement, and
 - (2) Shall notify Clackamas County in writing if they are convicted for a violation of a criminal drug statute occurring in the workplace, and shall do so no more than 5 calendar days after the conviction.
2. Clackamas County agree(s) that it will establish an ongoing drug-free awareness program to inform employees about
 - a. The dangers of drug abuse in the workplace;
 - b. The established policy of maintaining a drug-free workplace;
 - c. Any available drug counseling, rehabilitation and employee assistance programs; and
 - d. The penalties that you may impose upon them for drug abuse violations occurring in the workplace.
3. Without the Program Manager’s expressed written approval, the policy statement and program must be in place as soon as possible, no later than the 30 days after the effective date of this instrument, or the completion date of this award, whichever occurs first.
4. Clackamas County agrees to immediately notify the Program Manager if an employee is convicted of a drug violation in the workplace. The notification must be in writing, identify the employee’s position title, the award number of each award on which the employee worked. The notification must be sent to the

Program Manager within 10 calendar days after Clackamas County learns of the conviction.

5. Within 30 calendar days of learning about an employee's conviction, Clackamas County must either
 - a. Take appropriate personnel action against the employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973 (29 USC 794), as amended, or
 - b. Require the employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for these purposes by a Federal, State or local health, law enforcement, or other appropriate agency.

V. PROHIBITION AGAINST USING FUNDS WITH ENTITIES THAT REQUIRE CERTAIN INTERNAL CONFIDENTIALITY AGREEMENTS.

1. The recipient may not require its employees, contractors, or subrecipients seeking to report fraud, waste, or abuse to sign or comply with internal confidentiality agreements or statements prohibiting or otherwise restricting them from lawfully reporting that waste, fraud, or abuse to a designated investigative or law enforcement representative of a Federal department or agency authorized to receive such information.
2. The recipient must notify its employees, contractors, or subrecipients that the prohibitions and restrictions of any internal confidentiality agreements inconsistent with paragraph (1) of this award provision are no longer in effect.
3. The prohibition in paragraph (1) of this award provision does not contravene requirements applicable to any other form issued by a Federal department or agency governing the nondisclosure of classified information.
4. If the Government determines that the recipient is not in compliance with this award provision, it;
 - a. Will prohibit the recipient's use of funds under this award in accordance with sections 743, 744 of Division E of the Consolidated Appropriations Act, 2016, (Pub. L. 114-113) or any successor provision of law; and
 - b. May pursue other remedies available for the recipient's material failure to comply with award terms and conditions.

W. ELIGIBLE WORKERS. Clackamas County shall ensure that all employees complete the I-9 form to certify that they are eligible for lawful employment under the Immigration and Nationality Act (8 U.S.C. 1324(a)). Clackamas County shall comply with regulations regarding certification and retention of the completed forms. These requirements also apply to any contract or supplemental instruments awarded under this award.

X. FREEDOM OF INFORMATION ACT (FOIA). Public access to award or agreement records must not be limited, except when such records must be kept confidential and would have been exempted from disclosure pursuant to Freedom of Information regulations (5 U.S.C. 552). Requests for research data are subject to 2 CFR 315(e).

Public access to culturally sensitive data and information of Federally-recognized Tribes may also be explicitly limited by P.L. 110-234, Title VIII Subtitle B §8106 (2009 Farm Bill).

- Y. TEXT MESSAGING WHILE DRIVING. In accordance with Executive Order (EO) 13513, “Federal Leadership on Reducing Text Messaging While Driving,” any and all text messaging by Federal employees is banned: a) while driving a Government owned vehicle (GOV) or driving a privately owned vehicle (POV) while on official Government business; or b) using any electronic equipment supplied by the Government when driving any vehicle at any time. All Cooperatives, their Employees, Volunteers, and Contractors are encouraged to adopt and enforce policies that ban text messaging when driving company owned, leased or rented vehicles, POVs or GOVs when driving while on official Government business or when performing any work for or on behalf of the Government.
- Z. PROMOTING FREE SPEECH AND RELIGIOUS FREEDOM. As a recipient of USDA financial assistance, you will comply with the following:
1. Do not discriminate against applicants for sub-grants on the basis of their religious character.
 2. 7 Code of Federal Regulations (CFR) part 16.3(a), Rights of Religious Organizations.
 3. Statutory and National policy requirements, including those prohibiting discrimination and those described in Executive Order 13798 promoting free speech and religious freedom, 2 CFR 200.300.
- AA. PROHIBITION ON CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT. The cooperator (including subrecipients) is responsible for compliance with the prohibition on certain telecommunications and video surveillance services or equipment identified in 2 CFR 200.216. See Public Law 115-232, Section 889 for additional information.

In accordance with 2 CFR 200.216, the grantee (including subrecipients) is prohibited from obligating or expending loan or grant funds for covered telecommunications equipment or services to:

- (1) procure or obtain, extend or renew a contract to procure or obtain;
- (2) enter into a contract (or extend or renew a contract) to procure; or
- (3) obtain the equipment, services or systems.

ATTACHMENT B: 2 CFR PART 170

Appendix A to Part 170—Award Term

I. Reporting Subawards and Executive Compensation

a. *Reporting of first-tier subawards.*

1. *Applicability.* Unless you are exempt as provided in paragraph d. of this award term, you must report each action that equals or exceeds \$30,000 in Federal funds for a subaward to a non-Federal entity or Federal agency (see definitions in paragraph e. of this award term).
2. *Where and when to report.*
 - i. The non-Federal entity or Federal agency must report each obligating action described in paragraph a.1. of this award term to <http://www.fsrs.gov>.
 - ii. For subaward information, report no later than the end of the month following the month in which the obligation was made. (For example, if the obligation was made on November 7, 2010, the obligation must be reported by no later than December 31, 2010.)
3. *What to report.* You must report the information about each obligating action that the submission instructions posted at <http://www.fsrs.gov> specify.

b. *Reporting total compensation of recipient executives for non-Federal entities.*

1. *Applicability and what to report.* You must report total compensation for each of your five most highly compensated executives for the preceding completed fiscal year, if—
 - i. The total Federal funding authorized to date under this Federal award equals or exceeds \$30,000 as defined in 2 CFR 170.320;
 - ii. in the preceding fiscal year, you received—
 - (A) 80 percent or more of your annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards), and
 - (B) \$25,000,000 or more in annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards); and,
 - iii. The public does not have access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>.)
2. *Where and when to report.* You must report executive total compensation described in paragraph b.1. of this award term:
 - i. As part of your registration profile at <https://www.sam.gov>.
 - ii. By the end of the month following the month in which this award is made, and annually thereafter.

c. *Reporting of Total Compensation of Subrecipient Executives.*

1. *Applicability and what to report.* Unless you are exempt as provided in paragraph d. of this award term, for each first-tier non-Federal entity subrecipient under this award, you shall report the names and total compensation of each of the subrecipient's five most

highly compensated executives for the subrecipient's preceding completed fiscal year, if—

- i. in the subrecipient's preceding fiscal year, the subrecipient received—
 - (A) 80 percent or more of its annual gross revenues from Federal procurement contracts (and subcontracts) and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards) and,
 - (B) \$25,000,000 or more in annual gross revenues from Federal procurement contracts (and subcontracts), and Federal financial assistance subject to the Transparency Act (and subawards); and
 - ii. The public does not have access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>.)
2. *Where and when to report.* You must report subrecipient executive total compensation described in paragraph c.1. of this award term:
- i. To the recipient.
 - ii. By the end of the month following the month during which you make the subaward. For example, if a subaward is obligated on any date during the month of October of a given year (*i.e.*, between October 1 and 31), you must report any required compensation information of the subrecipient by November 30 of that year.
- d. *Exemptions.*
If, in the previous tax year, you had gross income, from all sources, under \$300,000, you are exempt from the requirements to report:
- i. Subawards, and
 - ii. The total compensation of the five most highly compensated executives of any subrecipient.
- e. *Definitions.* For purposes of this award term:
1. Federal Agency means a Federal agency as defined at 5 U.S.C. 551(1) and further clarified by 5 U.S.C. 552(f).
 2. Non-Federal *entity* means all of the following, as defined in 2 CFR part 25:
 - i. A Governmental organization, which is a State, local government, or Indian tribe;
 - ii. A foreign public entity;
 - iii. A domestic or foreign nonprofit organization; and,
 - iv. A domestic or foreign for-profit organization
 3. *Executive* means officers, managing partners, or any other employees in management positions.
 4. *Subaward:*
 - i. This term means a legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you as the recipient award to an eligible subrecipient.
 - ii. The term does not include your procurement of property and services needed to carry out the project or program (for further explanation, see 2 CFR 200.331).
 - iii. A subaward may be provided through any legal agreement, including an agreement that you or a subrecipient considers a contract.

5. *Subrecipient* means a non-Federal entity or Federal agency that:
 - i. Receives a subaward from you (the recipient) under this award; and
 - ii. Is accountable to you for the use of the Federal funds provided by the subaward.
6. *Total compensation* means the cash and noncash dollar value earned by the executive during the recipient's or subrecipient's preceding fiscal year and includes the following (for more information see 17 CFR 229.402(c)(2)).

END OF ATTACHMENT B: 2 CFR PART 170

Application for Federal Assistance SF-424

* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>
--	--	--

* 3. Date Received: <input type="text" value="06/02/2021"/>	4. Applicant Identifier: <input type="text"/>
--	--

5a. Federal Entity Identifier: <input type="text"/>	5b. Federal Award Identifier: <input type="text" value="21-DG-11060600-006"/>
--	--

State Use Only:

6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>
---	---

8. APPLICANT INFORMATION:

* a. Legal Name:

* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="93-6002286"/>	* c. Organizational DUNS: <input type="text" value="0969926560000"/>
--	---

d. Address:

* Street1:

Street2:

* City:

County/Parish:

* State:

Province:

* Country:

* Zip / Postal Code:

e. Organizational Unit:

Department Name: <input type="text" value="Business and Community Service"/>	Division Name: <input type="text" value="County Parks & Forest"/>
---	--

f. Name and contact information of person to be contacted on matters involving this application:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

Title:

Organizational Affiliation:

* Telephone Number: Fax Number:

* Email:

Application for Federal Assistance SF-424

*** 9. Type of Applicant 1: Select Applicant Type:**

B: County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

*** 10. Name of Federal Agency:**

USDA - Forest Service

11. Catalog of Federal Domestic Assistance Number:

10.665

CFDA Title:

Secure Rural Schools and Community Self-Determination Act of 2000 - Title II

*** 12. Funding Opportunity Number:**

* Title:

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Areas Affected by Project.docx

Add Attachment

Delete Attachment

View Attachment

*** 15. Descriptive Title of Applicant's Project:**

Dump Stoppers : Illegal Dumping Prevention and Clean Up

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant

* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="19,152.00"/>
* b. Applicant	<input type="text" value="5,745.60"/>
* c. State	<input type="text"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="24,897.60"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

a. This application was made available to the State under the Executive Order 12372 Process for review on

b. Program is subject to E.O. 12372 but has not been selected by the State for review.

c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative:

* Date Signed:

BUDGET INFORMATION - Non-Construction Programs

OMB Number: 4040-0006
Expiration Date: 02/28/2022

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. USFS Title II SRS		\$	\$	\$ 19,152.00	\$	\$ 19,152.00
2. Clackamas County					5,745.60	5,745.60
3.						
4.						
5. Totals		\$	\$	\$ 19,152.00	\$ 5,745.60	\$ 24,897.60

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1) USFS Title II SRS	(2) Clackamas County	(3)	(4)	
a. Personnel	\$ 16,632.00	\$ 4,768.85	\$	\$	\$ 21,400.85
b. Fringe Benefits	2,520.00	976.75			3,496.75
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual					
g. Construction					
h. Other					
i. Total Direct Charges (sum of 6a-6h)	19,152.00	5,745.60			\$ 24,897.60
j. Indirect Charges					\$
k. TOTALS (sum of 6i and 6j)	\$ 19,152.00	\$ 5,745.60	\$	\$	\$ 24,897.60
7. Program Income	\$ 0.00	\$	\$	\$	\$ 0.00

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program		(b) Applicant	(c) State	(d) Other Sources	(e)TOTALS
8.	USFS Title II SRS	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
9.	Clackamas County	<input type="text" value="5,745.60"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="5,745.60"/>
10.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
11.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
12. TOTAL (sum of lines 8-11)		\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text" value="5,745.60"/>

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ <input type="text" value="8,150.00"/>	\$ <input type="text" value="0.00"/>	\$ <input type="text" value="4,075.00"/>	\$ <input type="text" value="4,075.00"/>	\$ <input type="text" value="0.00"/>
14. Non-Federal	\$ <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
15. TOTAL (sum of lines 13 and 14)	\$ <input type="text" value="8,150.00"/>	\$ <input type="text" value="0.00"/>	\$ <input type="text" value="4,075.00"/>	\$ <input type="text" value="4,075.00"/>	\$ <input type="text" value="0.00"/>

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program		FUTURE FUNDING PERIODS (YEARS)			
		(b)First	(c) Second	(d) Third	(e) Fourth
16.	USFS Title II SRS	\$ <input type="text" value="0.00"/>	\$ <input type="text" value="5,501.00"/>	\$ <input type="text" value="5,501.00"/>	\$ <input type="text"/>
17.	Clackamas County	<input type="text"/>	<input type="text" value="2,872.80"/>	<input type="text" value="2,872.80"/>	<input type="text"/>
18.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
19.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
20. TOTAL (sum of lines 16 - 19)		\$ <input type="text" value="0.00"/>	\$ <input type="text" value="8,373.80"/>	\$ <input type="text" value="8,373.80"/>	\$ <input type="text"/>

SECTION F - OTHER BUDGET INFORMATION

21. Direct Charges: <input type="text" value="24,897.60"/>	22. Indirect Charges: <input type="text"/>
23. Remarks: <input type="text"/>	

21-DG-11060600-006
DUMP STOPPERS: ILLEGAL DUMPING PREVENTION AND CLEAN UP
Expanded Budget

Expanded Project Budget					
Cost Category Description	Federal Agency (FS)	Applicant	Partner 1	Partner 2	Total
A) Personnel <i>(position*rate*time)</i>					-
Coordinator \$289/day * 36	10,404.00				10,404.00
Assistant \$173/day * 36	6,228.00				6,228.00
Deputy \$317.92/day *15		4,768.85			4,768.85
<i>Subtotal</i>	16,632.00	4,768.85	-	-	21,400.85
B) Fringe Benefits - % Personnel					-
Coordinator \$43.50/day * 36	1,566.00				1,566.00
Assistant \$26.50/day * 36	954.00				954.00
Deputy \$65.12/day *15		976.75			976.75
<i>Subtotal</i>	2,520.00	976.75	-	-	3,496.75
C) Travel <i>#people*#trips*perdiem/mileage</i>					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
D) Equipment ^[1] >\$5000 (inventory list)					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
E) Supplies <i>type*qty*cost</i>					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
F) Contractual <i>eg. cost/acres</i>					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
G) Construction <i>detail</i>					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
H) Other (specify) <i>detail</i>					-
					-
					-
<i>Subtotal</i>	-	-	-	-	-
Total Direct Costs	19,152.00	5,745.60	-	-	24,897.60
I) Indirect Charges - <i>include federally approved cost agreement</i>					-
Project Total	19,152.00	5,745.60	-	-	24,897.60

[1] Equipment is single unit values of \$5,000 or greater with a useful life of more than 1 year. Please itemize equipment/costs.

Statement of Work
21-DG-11060600-006
SF-424 Application for FY 2018 USFS Secure Rural School Title II Funding
Dump Stoppers: Illegal Dumping Prevention and Clean Up

Program Overview

Clackamas County Dump Stoppers has been in operation since spring of 2003. The overall goal of the program is to restore forests more natural conditions by cleaning up illegally dumped waste and preventing habitat degradation by reducing the amount of dumping and other damaging behavior occurring in our forestlands. This is accomplished through three program areas of focus: 1) locate and **clean-up** trash dumps on forested lands in Clackamas County, 2) **enforce** anti-dumping laws and regulations and when evidence is found, pursue, fine, and/or prosecute offenders, and 3) **educate** the public about the potential consequences of illegal dumping. Program staff includes a Clackamas County Sheriff Deputy, a seasonal Program Coordinator, a Program Assistant, and County Parks and Forest division administrative staff to manage fiscal monitoring and reporting. The Dump Stoppers program has funding and staffing resources to operate the program approximately 10 months a year.

Dump Stoppers is predicated on the idea that if we keep the forest clean, fewer people will dump garbage in the woods. Dumping is a widespread problem across landownership at the local, state and federal levels. The presence of the Dump Stoppers Deputy and the contact he makes with forest recreationists is instrumental in deterring dumping and other illegal activities within our program area.

Program Partnerships

Participating partner land managers/owners include: USFS Mt. Hood National Forest, BLM Salem District, Clackamas County Parks & Forest, Department of Environmental Quality, Port Blakely Tree Farms, Weyerhaeuser, Olympic Resource Management, Portland General Electric, Oregon Department of Transportation, Oregon Department of Fish and Wildlife, and Hopkins Demonstration Forest. The combined total area of these partners is over 790,000 acres which is approximately 2/3 of the land base of Clackamas County, and covers much of the central and all of the eastern portions of the county. Mt. Hood National Forest lands are about 545,000 acres or about 69% of the land base covered by the Dump Stoppers program.

Dump Stoppers works with several volunteer groups each year on coordinated clean-up efforts such as the Molalla Riverwatch in the Molalla River Corridor, and the Trash No Land grassroots organization in the Clackamas River basin.

Other program partners include Cascade Towing providing abandoned vehicle towing and extrication services, and Molalla Discount Tire which donates disposal services to the program. Additionally, Waste Management Sandy Transfer Station began waiving dump fees for the program in 2018, saving thousands of dollars each year.

Dump Site Cleanup

Field operations consist of a Program Coordinator and one Program Assistant, both of which are seasonal employees working approximately 10 months a year cleaning up dump sites reported by the public or program partners, or that have been located while on patrol. Staff will perform more frequent patrols in areas that are known to experience high levels of dumping activities, and cover land owned by several different program partners.

Due to the Covid-19 pandemic the use of Clackamas County inmate correction crew labor to assist with dump site clean-up has not been available to the program in the last 10 months, but may be utilized again in the future.

Dump Stoppers staff encounter various types of dumpsites such as construction waste, landscape materials and debris, residential house garbage, paint and hazardous materials, shooting site debris, and abandoned vehicles and RVs to name a few. The Dump Stoppers program uses various cleanup methods and equipment including a Ford F-450 truck with a dump box, a Ford Ranger pickup to navigate forest spur roads that are narrow and overgrown with vegetation, and a flat-bed trailer for hauling RVs, boats, furniture and other large items. Smaller items are picked up using tools such as grabbers, rakes, and shovels or by gloved hands. Regular garbage is bagged in heavy-duty garbage bags when necessary. Non-hazardous waste is taken to one of two transfer sites within Clackamas County. Potentially hazardous materials are left in their containers and/or may be put into appropriate containers to prevent leakage (plastic buckets, tubs, etc.) and disposed of at the designated Metro HazMat disposal site. Items such as batteries and computer waste are separated out to be disposed of properly at the transfer stations. Abandoned vehicles are towed and other recreational vehicles, such as boats or trailers, are either towed or broken down by staff and hauled to a transfer station. The Dump Stoppers Program Assistant is a Master Recycler, and whenever possible separates scrap metals from debris and takes them to RS Davis Recycling in Clackamas, lowering the impact of waste going to the garbage dump. Tire dumps are taken to Molalla Discount Tire in Molalla for recycling. No grant funds are used to pay for recycling tasks.

In recent years, we've observed little change in overall volume of solid waste, but there has been a huge uptick in construction debris, and abandoned RVs. We suspect that a good deal of demo debris materials dumps are due to recently enforced regulations by transfer stations in the metro area. In April 2017, Oregon DEQ imposed even more restrictions on materials that potentially contain asbestos and thus requiring transfer stations to obtain asbestos testing certificates from anyone dropping off suspect materials. Over the last three years our Program Coordinator has received calls from the Sandy Transfer Station staff notifying him of trucks loaded with debris that were turned away from the transfer station due to non-compliance with DEQ requirements, and on more than one occasion the debris has been found dumped in the woods by our staff. In 2019 Dump Stoppers staff attended asbestos and lead 'awareness' training to better identify materials that contain asbestos. If these materials are found, staff collects samples for testing at a contracted laboratory. If the tests are positive, a licensed HazMat mitigation contractor would be notified to clean up the site and properly dispose of the materials. In 2019 an Intergovernmental Agreement with Oregon Department of Environmental Quality was signed for up to \$25,000 in expense reimbursement to the Dump Stoppers program related to HazMat debris identification, testing, and disposal.

Enforcement

The Dump Stoppers Sheriff Deputy will not be funded via any Title II dollars, but will be funded through Clackamas County matching dollars for this grant. The Deputy is an integral part of the program. The deputy will patrol all partner ownerships, concentrating more on areas that are known problems. Funding over the last several years has paid for the deputy to work 30 hours/week on a Thursday-Saturday schedule. Over the last year the deputy has located numerous offenders for both dumping of debris, and abandoned vehicles and boats. When sufficient evidence is located within a dump, the deputy will investigate, make contact with suspected perpetrators, and take appropriate enforcement action. Enforcement actions may include writing a citation which includes a fine and/or requiring perpetrators to clean-up the dump. The program deputy stays in regular communication with law enforcement officers from the Forest Service and BLM.

An addition to our enforcement actions in the past few years is the use of motion-sensitive game cameras to improve identification of both the dumping activity itself and the people who are doing it. Cameras are routinely placed at high-traffic dumping areas, which take pictures of vehicles, and often provide enough clarity license plate information can be obtained. When the pictures allow identification of potential dumping activity and suspects, the Dump Stoppers Deputy will contact the suspect and take appropriate enforcement action. Camera placement, data collection, and review are performed by Dump Stoppers or County Forest staff and this work will not be funded through Title II dollars.

Education

While **Title II funding is not used to pay for educational activities**, education is still one of our primary objectives and is funded through other sources. The Dump Stoppers Deputy talks with forest recreationists about proper disposal of waste brought out to the woods, along with communicating the potential negative consequences of illegal or dangerous behavior. The objective of this is to deter negative behaviors such as dumping and destructive target shooting, and to simply add more law enforcement presence in the forest. The presence of the deputy certainly prevents some dumping activities, and provides information to people on safe locations for target shooting and off-roading so that our forests remain clean and safe.

Dump Stoppers has had articles about our program and the problems associated with illegal dumping published in the *Clackamas County Citizen News*, a quarterly publication that is sent to every household within Clackamas County. Additional media communications come through local newspaper outreach, articles on volunteer clean-up efforts, and meetings with CPOs.

Printed program materials include a Clackamas County map showing the major forest land ownerships (Dump Stoppers partners) in the central portion of the county. These maps are distributed to recreationists by the Deputy and program staff to educate them on land ownership within Clackamas County and provide a guide to proper locations for shooting, off-roading, mushroom picking, and hunting. Additionally Dump Stoppers developed a one page tri-fold handout summarizing the recreational use policies of each of our partner agencies/companies. The fact that dumping is illegal on all of our partners' lands is highlighted and emphasized. These pamphlets are distributed to forest users by the Dump Stoppers Deputy, Dump Stoppers staff, and by Dump Stoppers partners.

Monitoring and Reporting – Quality Control

Dump sites that have evidence are given case numbers and entered into a database that is maintained by program staff. Dump site location, description, and pertinent information such as photos, evidence, and a record of deputy investigation and enforcement actions are recorded in this database.

Dump Stoppers staff also record in spreadsheet format by date, material that is cleaned up and disposed of, including pounds of solid waste, scrap metal, and hazardous waste as well as numbers of tires and vehicles towed. This spreadsheet also records the major river watershed that the waste came from. The Dump Stoppers Deputy tracks address information for the visitors he encounters, along with violators who receive citations. This data gives us a better idea of where people are coming from who dump in our forest lands. This information is shared with Dump Stoppers partners each year at an annual Dump Stoppers partners meeting. This meeting provides a forum for program partners to discuss program operations and address any concerns or suggestions for improvement.

We assume that the program certainly has a deterrence effect which reduces the amount of dumping and the potentially negative consequences to aquatic and terrestrial forest health, but we have not devised a good way to measure this.

A program accomplishment report can be provided at any point in time covering operations from 2003 to present date.

County Park & Forest accounting staff works directly with the Clackamas County Finance department to stay up-to-date on all financial reporting requirements for all funding sources for the program.

Program Funding

In recent years, the program has been funded through a combination of USFS Title II and Non-Title II funds, BLM Title II and Non-Title II funds, USFS Retained Receipts funding from stewardship contracting, and grant match dollars provided from Clackamas County's Sustainability and Solid Waste division. In recent years the BLM has provided additional funding from their regular budget (non-grant funds). Additional program in-kind support comes from our public/private partners and their law-enforcement personnel working collaboratively with Dump Stoppers staff to identify and clean up dump sites. These funds total approximately the \$130,000 necessary to fund staff and program expenditures for the 10 months per year the Dump Stoppers program operates.

Please refer to the expanded budget to see daily rates for personnel. Daily costs for the deputy are estimated as they vary depending on which deputy is assigned to work for Dump Stoppers each year.

Project Timeline

List tasks and time frames relative only to the scope of this grant, consultants or organization responsible for carrying out each task. Potential obstacles should be addressed.

Tasks	Time Frame	Responsible Party
Dump Site location and clean-up	4/1/21 - 12/31/22	Clackamas County Dump Stoppers Coordinator and Assistant
Enforcement of County Ordinances, State and Federal laws related to illegal dumping	4/1/21/-12/31/22	Dump Stoppers Deputy Sheriff contracted through the Clackamas County Sheriffs Office
Education of the public on illegal dumping consequences	4/1/21 - 12/31/22	Dump Stoppers Coordinator, Assistant, and Deputy Sheriff



WHISTLEBLOWER INFORMATION

for

USDA CONTRACTORS, SUBCONTRACTORS, GRANTEES, SUBGRANTEES, and PERSONAL SERVICES CONTRACTORS

Employees of USDA contractors, subcontractors, grantees, and subgrantees and personal services contractors perform an important service by reporting what they reasonably believe to be evidence of wrongdoing.

Whistleblowers perform an important service to USDA and the public when they come forward with what they reasonably believe to be evidence of wrongdoing. They should never be subject to reprisal for doing so. Federal law protects federal employees against reprisal for whistleblowing. In addition, under 41 U.S.C. § 4712, it is illegal for an employee of a Federal contractor, subcontractor, grantee, subgrantee or for a personal services contractor to be discharged, demoted, or otherwise discriminated against for making a protected whistleblower disclosure. Also, under Presidential Policy Directive (PPD-19), an action affecting access to classified information cannot be taken in reprisal for protected whistleblowing.

The USDA Office of the Inspector General (USDA OIG) has jurisdiction to investigate allegations of reprisal for whistleblowing by employees of USDA contractors, subcontractors, grantees, subgrantees, and personal services contractors. Information on how to report suspected reprisal to the OIG is available at: <https://www.usda.gov/oig/wpc>.

What is a whistleblower?

A whistleblower is an employee of a Federal contractor, subcontractor, grantee, or subgrantee or a personal services contractor who discloses information that the individual reasonably believes is evidence of:

- Gross mismanagement of a Federal contract or grant;
- A gross waste of Federal funds;
- An abuse of authority relating to a Federal contract or grant;
- A substantial and specific danger to public health or safety; or
- A violation of law, rule, or regulation related to a Federal contract (including the competition for or negotiation of a contract) or grant.
-

To whom must the disclosure be made to be protected?

To be protected under 41 U.S.C. § 4712, a disclosure regarding a USDA contract, subcontract, grant, subgrant or personal services contract must be made to one of the following:

- A Member of Congress, or a representative of a committee of Congress;
- The OIG;
- The Government Accountability Office (GAO);
- A Federal employee responsible for contract or grant oversight or management at USDA;
- An otherwise authorized official at USDA or other law enforcement agency;

- A court or grand jury; or
- A management official or other employee of the contractor, subcontractor, grantee, or subgrantee who has the responsibility to investigate, discover, or address misconduct.

(Disclosures involving classified information should be made in accordance with otherwise applicable laws, and individuals should consult with the OIG to ensure that such disclosures are made appropriately). See information under PPD-19 for instructions on such.

What can I do if I believe retaliation has occurred?

Employees of contractors, subcontractors, grantees, subgrantees or personal services contractors may file a complaint under 41 U.S.C. § 4712 with the OIG, which will investigate the matter unless the OIG determines that the complaint is frivolous, fails to allege a violation of the prohibition against whistleblower reprisal, or has been addressed in another proceeding. If the OIG finds that retaliation has occurred, it can recommend that the Department order the contractor, subcontractor, grantee, or subgrantee to take remedial action, such as reinstatement or back pay.

Also, if you are an employee of USDA or of a USDA contractor, subcontractor, grantee, subgrantee, or if you are a personal services contractor and you suspect that a personnel action or an action affecting access to classified information has been taken against you in reprisal for making a disclosure of wrongdoing, you may report it to the OIG.

Nothing in a non-disclosure agreement should be interpreted as limiting your ability to provide information to the OIG.

For further information about whistleblower rights and protections, please see the Whistleblower Ombudsman page on the OIG's website at: <https://www.usda.gov/oig/wpc>.

Note: If you wish to make a whistleblower disclosure or report reprisal for doing so outside USDA you may contact the U.S. Office of Special Counsel website <https://osc.gov>.

How can I report wrongdoing to USDA OIG?

If you know about fraud, waste, abuse, misconduct, or reprisal relating to a USDA employee, program, contract, or grant you may report it to the OIG through the OIG Hotline:

Phone: (800) 424-9121

Fax: (202) 690-2474

Online: <https://www.usda.gov/oig/hotline.htm>

Mailing Address: USDA OIG Hotline

P.O. Box 23399

Washington, D.C. 20026