

COST SHARE AGREEMENT
Between
USDI Bureau of Land Management (BLM)
And
Kern County Fire Department (KRN)
And
State of California
Department of Forestry and Fire Protection (CAL FIRE)

The following is the cost share agreement between the above mentioned agencies as it was negotiated for the following incident:

INCIDENT NAME: Canyon Fire

INCIDENT NUMBERS BY AGENCY: CA-KRN-027244

GEK7

INCIDENT START DATE AND TIME: September 4, 2011 11:32

JURISDICTIONS: Kern County, State of California, Bureau of Land Management

INCIDENT CAUSE: Private airplane crash

COMMAND STRUCTURE: Unified Command: KRN, CAL FIRE, BLM
Start 9/5/11 18:00
End 9/11/11 10:00

COST SHARE PERIOD: Start 9/4/11 11:32
End 9/11/11 07:00

INCIDENT COMMANDERS: KRN - Brian Marshall, John Silliman
CAL FIRE - Ray Chaney, Glen Patterson
BLM - Ron Woychak

UNIFIED ORDERING POINT: KRN

This cost share agreement between the Kern County Fire Department, the State of California Department of Forestry and Fire Protection and the USDI Bureau of Land Management was prepared under the following guidelines:

1. In accordance with the following Master Agreements:
 - A. California Cooperative Wildland Fire Management & Stafford Act Response Agreement (CFMA) between the USDI Bureau of Land Management (BLM), USDI National Park Service (NPS), USDI, Bureau of Indian Affairs (BIA), USDI, Fish & Wildlife Service (F&WS), USDA, United States Forest Service (USFS), and the California Department of Forestry and Fire Protection (CAL FIRE).
 - B. Cooperative Fire Protection Agreement between the County of Kern (KRN) and the California Department of Forestry and Fire Protection.
 - C. Cooperative Fire Protection Agreement between the Kern County Fire Department; the USFS Sequoia National Forest; BLM Bakersfield Field Office, California Dessert District; US Fish and Wildlife Service; Kern National Wildlife Refuge Complex; and the Hooper Mountain National Wildlife Refuge Complex.
2. All estimates originating from orders placed by and for the incident that can reasonably be obtained and estimated for the cost share period will be included in this agreement and will be shared on the basis of the Incident Commanders mutual agreement.
3. Costs for non-expendable property purchases will be charged directly to that agency and will not be shared.
4. Costs incurred by cooperators not engaged in joint fire suppression activities or the support of those activities will not be included as part of this cost share agreement.
5. Agency specific costs will not be shared.
6. Responsibility for tort claims or compensation for injury costs will not be a part of and will be determined outside of this agreement.
7. Non-suppression rehabilitation costs are the responsibility of the jurisdictional agency and will not be shared.
8. Costs for repair of agency owned equipment is the responsibility of the jurisdictional agency. It is not a part of and will be determined outside of this agreement.
9. Notwithstanding any other condition within this agreement, the final costs to be shared between CAL FIRE and BLM shall be based upon the CAL FIRE

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cost estimate for all costs associated with the incident from September 4, 2011, 11:32 to September 7, 2011, 07:00 and the percentage of BLM acres and State Responsibility acres (SRA) burned from September 4, 2011, 11:32 to September 7, 2011 07:00. The percentage of BLM acres burned during the identified period shall then be applied to the cost estimate for that same period.

The CAL FIRE estimate for the identified period of time is \$5,953,849. This is based on the 9/7/11 Form 209 in the amount of \$5,485,806 plus the helicopter costs of \$311,618 for the day of 9/6/11, plus the fixed wing aircraft costs of \$156,425 for 9/6/11.

Total acres burned as of September 7, 2011 07:00 were 14,802. BLM acres burned were 3,128 or roughly 20%

20% of \$ 5,953,849 is \$1,190,770. This number herein represents BLM's costs share for this fire.

Exhibit A is a list of federal resources identified whereby the value of these resources equals the \$ 1,190,770 for their total share of the costs.

10. Any rehab costs on BLM land shall be the responsibility of BLM.
11. Notwithstanding any other condition within this agreement, the cost share contribution for Kern County Fire Department, which shall represent their full cost responsibility, shall be the value of one Type 3 Strike Team of engines plus the Strike Team leader from the start of the incident September 4, 2011 1132 to September 6, 2011 at 1800. This is their share to meet their mission for structure protection. This end time represents when all structure protection was completed and the evacuation order was lifted and the community allowed back into their residences.

Exhibit B is a list of KRN resources identified whereby the value of these resources meet the county's cost share.

12. An administrative charge, the pre-established percentage set by each agency, will be applied by the agency issuing the settlement billing for the net amount owed.
13. The following agencies will be responsible for collecting actual cost/expenditure data that will make up the cost pool of shareable costs

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Cost Source	Responsible Agency
Federal Agencies	
BLM	
USFS	BLM
BIA	
Non-Federal Agencies	
CAL FIRE	
KRN	CAL FIRE
Cal EMA	

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14. In accordance with the 2011 CAL FIRE - Kern County Fire Department Annual Operating Plan a ROSS reconciliation will be completed by the AREP, Incident Command Team Representative, Kern County Duty Chief and a Contract County Program Representative to determine what resource orders in excess of Appendix A are reimbursable by the STATE.

This agreement and the sharing of incident costs are our best judgments of agency cost responsibilities.

STATE OF CALIFORNIA, DEPARTMENT OF FORESTRY AND FIRE PROTECTION



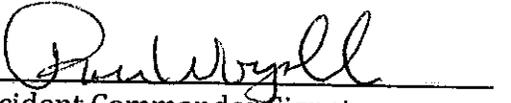
Incident Commander Signature

RAY CHANEY

Incident Commander Printed Name

Mailing Address 2249 Jamacha Rd El Cajon CA 92019
Telephone # 619-590-3100
Email address Ray.Chaney@fire.ca.gov

USDI BUREAU OF LAND MANAGEMENT



Incident Commander Signature

RONALD J. WOYCHAK

Incident Commander Printed Name

Mailing Address 28335 Calle San Juan De Los Lagos Moreno Valley
Telephone # 951-697-5355
Email address rwoychak@ca.blm.gov

KERN COUNTY FIRE DEPARTMENT



Incident Commander Signature

BRIAN S. MARSHALL

Incident Commander Printed Name

Mailing Address 5642 Victor St. Bakersfield Ca 93308
Telephone # 661-330-0126
Email Address BMARSHALL@CO.KERN.CA.US

Prepared by Abbe Berns FSC Team 6 (805) 389-9707

CANYON FIRE - CA-KRN 027244

EXHIBIT A

BLM COST SHARE RESOURCES

C-27	Del Rosa IHC	CA-BDF	
C-5	Dalton IHC	CA-ANF	
C-10	Bear Divide IHC	CA-ANF	
C-9	Laguna IHC	CA-CNF	
C-26	Truckee IHC	CA-TNF	
C-28	Beckwourth	CA-PNF	
C-25	Vandenberg IHC	CA-AFV	
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E-19	6631C	CA-CNF	
E-60	6632C	CA-CNF	
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E-33	1652C	CA-LPF	
E-20	1610C	CA-ANF	
E-61	6610C	CA-BDF	
E-36	5700C	CA-SQF	
IA	E-3634	CA-CDD	
E-138	E-3639	CA-CDD	
E-137	E-3637	CA-CDD	
IA	E-3130	CA-CND	
E-141	BP-241	CA-SMI	
E-26	WT-3191	CA-CND	
A-16	HT-792	CA-BDF	
A-18	HT-795	CA-SNF	
A-26	HT-739	CA-SNF	
A-24	HT-746	CA-ANF	
A-10	H-522	CA-SQF	
IA	Bravo 5	CA-ANF	
O-26.74	Paul Avila	CA-BDF	OSC
O-63	Eric Verdries	CA-LPF	HCMG
O-26.15	Cherie Klein	CA-SQF	GIST
O-134	Emily Kilgore	CA-STF	ORDM
O-40	Charles Hixon	CA-CNF	FOBS
O-231	Joseph Aguirre	CA-ANF	SEC2

0-262	Kyle Humphreys	CA-CDD	TFLD
0-272	Glenn Harris	CA-CDD	READ
0-268	Alex Niebergs	CA-CDD	READ
0-270	Don Storm	CA-CDD	ARCH
0-312	Ron Woychak	CA-CDD	AREP/IC
0-311	Don Washington	CA-CDD	AREP
0-49	Gerry Washington	CA-CND	DIVS
0-269	Elaine Hanson	CA-CDD	TIME
0-120	Jonna Hildenbrand	CA-CND	PTRC
0-124	Richard Thompson	NWS	IMET

CANYON FIRE - CA-KRN 027244

EXHIBIT B

KERN COUNTY COST SHARE RESOURCES

E 4 - Eng 12

E 5 - Eng 14

E 6 - P 16

E 7 - Eng 18

E 8 - Eng 314

E 9 - P 11

E 10 - P 12

E 15 - WT 11

E WT 73

STL Whittington

CANYON FIRE CA-KRN 027244

COST SHARE AGREEMENT

INTENT DOCUMENT

9/7/11

RECEIVED
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The purpose of this document is to document the intent and reasoning for the decision making process for the cost share agreement.

The Canyon Fire started on 9/4/11 at 1132 as the result of the crash of a private airplane. At the time of the 9/5/11 0600 transition briefing Cal Fire Team 6 was told by the KRN IC, Brian Marshall, that the fire was 99% SRA with the balance BLM. In fact, when looking at a DPA/progression map on 9/6, the team members could ascertain that in fact the far majority of the fire on 9/4/11 was on SRA. There were small area of BLM land that was burned and there was a threat to BLM land. At the time the decision was made not to do cost apportionment since there was so little BLM land.

The fire progressed significantly on 9/5 and 9/6. During those two days the costs for each day were about \$2mil to \$2.5 mil. In addition, during those two days the fire burned on land that was 20% BLM. The DPA/progression map on the evening of 9/6 2230 hours showed that the total acres burned were 14,802 including 3,128 BLM acres or 19.9%. This was rounded up to 20% for ease of application.

The discussion regarding cost apportionment was raised again during the day of 9/6. It was agreed not to bring in a CATS for the following reasons: we were already well into day 3 of the fire; the amount of BLM land was still proportionately small; the jurisdictional boundaries were well understood; the cost for the CATS team; and it was felt that if the cost apportionment process was implemented the end result would not be significant.

Other factors were considered in evaluating whether the 20% was equitable and reasonable for all parties. Items considered were as follows:

- the first day of the fire was primarily SRA and costs were relatively low;
- day 2 and 3 were more costly days but that was when the BLM land burned;
- the air resources that flew on days 2 and 3 were more for the SRA mission than BLM;
- all of these items are counter balanced by cutting off the cost share formula on 9/7/11 at 0700 with no costs factored into the cost share agreement for days 4,5,6,and 7. The majority of work remaining was on SRA with minor work continuing on BLM land.

Team members from Cal Fire Finance, Ops, IC as well as KRN and BLM participated in these discussions. The Cal Fire Unit Chief Kirk Schwartzlander concurred with the above reasoning.

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