



United States
Department of
Agriculture

Forest
Service

Yuba River
Ranger
District

15924 Hwy. 49
Camptonville, CA
95922
530 288-3232

**2009 OPERATING AGREEMENT
for the
Bullards Bar Recreation Area
Between**

**YUBA COUNTY WATER AGENCY
And
YUBA RIVER RANGER DISTRICT
Tahoe and Plumas National Forests**

This Operating Agreement is developed in accordance with conditions of Yuba County Water Agency's Special Use Permit (Amendment #3, dated 4/3/91) for maintaining AND operating recreational facilities in the Bullards Bar Recreational Area, and in accordance with the "AGREEMENT BETWEEN THE YUBA COUNTY WATER AGENCY AND THE UNITED STATES FOREST SERVICE FOR THE ADMINISTRATION, OPERATION, AND MAINTENANCE OF RECREATIONAL FACILITIES ON THE YUBA RIVER DEVELOPMENT PROJECT ON THE TAHOE AND PLUMAS NATIONAL FOREST", DATED 9/9/68.

Yuba County Water Agency (YCWA) is responsible for providing recreational opportunities at Bullards Bar Reservoir through the provisions of its FERC License (F.P.C. No. 2246) and the 1968 Agreement with the United States Forest Service (USFS). The USFS is responsible for providing recreational opportunities on National Forest System lands, on which Bullards Bar reservoir is predominately located.

The USFS has recreational management personnel, certain equipment, and expertise in recreation management that YCWA does not have. YCWA has equipment, personnel, purchasing authorities, a concessionaire, and funding sources that are not available to the USFS. Because of the shared recreation responsibilities, and the complimentary resources, it is desirable that the USFS maintains and operates the recreational facilities, while YCWA collects the recreational fees derived from the recreational facilities and reimburse the USFS for said work. It is also desirable that the two agencies jointly develop the Operating Agreement, which clearly identifies the responsibilities and duties of each agency in providing the recreational opportunities on Bullards Bar Reservoir. A separate Collection Agreement, dated June 18, 1990, and a job and cost estimate (Schedule A, developed annually) defines the financial roles and responsibilities between the two agencies.

This 2009 Operating Agreement guides the recreational management in accordance with Exhibit R, Recreation Plan, as approved August 1993. YCWA and the USFS will be responsible for monitoring recreational use outlined in the Limits of Acceptable Change (LAC) process, Exhibit R and 1995 LAC Report.

YCWA is responsible to review this Operating Plan with Emerald Cove Marina and to ensure compliance.



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File Code: 2720

Date: NOV 17 2008

Dear Mr. Aikens:

Enclosed is the FY 2009 proposed Budget Request and Schedule A for your review and signature. Once approved and returned, the Amendment to the Collection Agreement will be sent to you for signature.

1. The operating and maintenance budget request this year is \$295,366.00. The increase to this years' Operation and Maintenance request is due to inflation, plus, as was stated at the April Meeting, the Forest Service can not subsidize the Bullards Bar operations and maintenance program of work any longer. Hence, approximately \$8,500 was added for unemployment costs, and \$11,000 for the vehicle costs.
2. The Capital Improvement (CI) request for 2009 is \$28,500.00, of the total of \$48,000.00, and will be billed separately per your agency's request. Yuba County Water Agency advanced \$39,000.00 to the Forest Service CI fund last year and \$19,500.00 should be paid back to the Water Agency this year. The Forest Service finished purchasing and installing food lockers for Schoolhouse, Hornswoggle, and Dark Day Campgrounds, replaced deteriorating barriers and picnic tables and installed two gates. We will continue this year to purchase, replace and install deteriorating barriers and picnic tables in Garden Point, Hornswoggle, and Schoolhouse Campgrounds.:

The Overhead Charge for 2009 is 13%, but there is no overhead charge for the CI dollars.

We look forward to working with YCWA another season to provide enjoyable recreational experiences for the visitors at New Bullards Bar Reservoir. If you have any questions, please contact Heather Newell at 478-6253.

Sincerely,

JEAN M. MASQUELIER

Yuba River District Ranger



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The following are the specific responsibilities in the Operating Agreement:

1. Camping

A. Inland Camping

1) Schoolhouse Campground: All 56 sites will be on a permit reservation system operated by the concessionaire.

2) Dark Day Campground: All 10 sites will be on a permit reservation system operated by the concessionaire.

3) Hornswoggle Group Campground: Hornswoggle has four 25-person sites, one 50-person site, and one 5 recreational vehicle (RV) site (with a 25-person cap and 5-RV cap) reserved through the concessionaire.

4) Over flow camping: Not to exceed 12 hours as designated by the USFS to handle emergencies. Agencies will attempt to direct excess campers to other available facilities. USFS and YCWA will explore ways to notify the public of camping availability prior to their arrival. There will be no charges for over flow camping.

5) Reservations: The reservation fee is \$7.50. The following are the specifics about reservations:

- YCWA and the USFS will review and approve the reservation system by the concessionaire by December 1, 2008 for the 2009 season.
- There is a one time reservation fee.
- No more than 2 sites may be reserved by any one group, except with written approval by YCWA and USFS. Example:

6) Fees: The Capital Improvement (CI) fee is \$6.00. This increase is to pay for replacing outdated and deteriorating recreational facilities (see #7 Capital Improvement fee).

Fees	Single site	Double site	Triple site	25-person group	50-person group
Camping fee	\$16.00	\$32.00	\$48.00	\$60.00	\$110.00
CI fee	\$ 6.00	\$12.00	\$18.00	\$20.00	\$30.00
Total	\$22.00	\$44.00	\$66.00	\$80.00	\$140.00



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7) Capital Improvement fee: The USFS requested a \$6.00 capital improvement fee per single site increase for replacing outdated and deteriorating recreational facilities. This is not a camping fee increase and is not subject to the concessionaire's off-the top collection percentage. This additional revenue will be set in a separate account. The allocation this year will be spent on replacing tables at Garden Point and Hornswoggle Campgrounds, and barrier replacement in Schoolhouse campground.

B. Boat Access Camping:

All 74 sites will be on a permit reservation system operated through the concessionaire. The 74 permits will be available for overnight camping on the shore or in developed sites accessible only by boat, this is exclusive of houseboats. When the reservoir is above 1941 feet permits will be limited to the 36 (includes the 8 Frenchy Point sites) developed shoreline campsites and 28 sites at Cottage Creek.

1) Garden Point Boat-in: is a developed access campground with toilet facilities. All 20 sites will be on a permit reservation system operated by the concessionaire.

2) Madrone Cove Boat-in: is a developed access campground with toilet facilities. All 10 sites will be on a permit reservation system operated by the concessionaire.

3) Frenchy Point Boat-in: has no toilet facilities and will be considered shoreline camping. All 8 sites will be on a permit reservation system operated by the concessionaire.

4) Shoreline camping: Has no toilet facilities. All 44 (which includes the 8 sites at Frenchy Point) sites will be on a permit reservation system operated by the concessionaire.

5) Reservations: The reservation fee is \$7.50. The following are the specifics about reservations:

- No more than 2 sites may be reserved by any one group.
- There is a one time reservation fee.
- Shoreline permits will be issued on a per boat basis with a limit of six people per boat with an additional fee of \$4.00 per person, up to nine people. If more than nine people, another permit must be purchased. Emerald Cove Marina will use bright colored paper so that inspectors know they have a permit.
- The concessionaire will ensure that each boat party has the required portable chemical toilet for shoreline camping and be will required to initial the permit certifying the number of people and the presence of a chemical toilet.
- Survey stakes with bright colored paper stapled to it will be issued with each shoreline permit with instructions on where to drive the stakes in the ground by their site and attach the permit with the string for compliance visibility.



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C. Houseboats: The negotiated agreement between USFS, YCWA and concessionaire, Emerald Cove Marina, allows the contractual number of 80 houseboats on the reservoir. Of the 80 houseboats, no more than 20 may be rented to the public and no more than 60 may be occupied overnight at any given time. The concessionaire will develop an accountability system that verifies compliance with 60 occupied at any one time.

2. Camping Permits: YCWA will print camping permits and the concessionaire will collect and maintain information on the number of permits sold and the number of users served. The concessionaire will be the sole source of permits. A portion of the receipts, determined by YCWA and the concessionaire, will go to the concessionaire for providing the permit reservation and information service. The remainder of the fees will be used by YCWA for expenses incurred in the operation of the project recreation facilities. The concessionaire will provide to the USFS daily information regarding number of permits in effect and campsites reserved and pass on any complaints from the public. The **arrival date and departure date** will be provided on the daily information. The concessionaire will provide the reservations sheets to the Forest Service compliance personnel as needed.

From Memorial Day weekend to Labor Day weekend the concessionaire will have qualified personnel available to make camping reservations, sell camping permits, and provide information with regards to camping, as a minimum 0800-1700 hours each day, and 1700-2100 hours on Fridays and the day before a holiday, excluding Sunday evening.

Permits will be required for all overnight use beginning April 15 through October 15. Advanced reservation permits may be sold commencing January 1 each year.

3. Campground Cleaning/Administration: USFS will operate, maintain, and clean the campground facilities, floating toilets, shoreline camps, Cottage Creek outhouse, etc. USFS will operate and maintain garbage bins and recycle facilities at Dark Day. YCWA will maintain garbage bins at Cottage Creek. USFS will provide appropriate intervals of surveillance and maintenance of camping facilities to ensure compliance with camping permits, regulations, and a good state of cleanliness of the facilities.

4. Servicing Floating Toilets, Campground Toilets: YCWA will pump floating toilets and boat access campground toilets. The USFS will notify YCWA when floating toilets need pumping, allowing 5 work days lead time. USFS will pump toilets at Schoolhouse, Hornswoggle, and Dark Day and Cottage Creek Boat Ramp. YCWA is responsible for heavy maintenance of floating toilets and boat access campground toilets. USFS will perform minor maintenance, repairs and cleaning of these facilities. At this time, there are 6 floating toilets on the reservoir.

5. Law Enforcement: Yuba County Sheriff has the responsibility to enforce State and County laws. The USFS has the responsibility to enforce Federal law within the operating area. The two agencies mutually aid one another. The use of Yuba County Sheriff boat patrol will be encouraged to maintain safety on the reservoir and enforce County ordinances at Cottage Creek Boat ramp and within the Bullards Recreation area.



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6. Information Services: Maps, brochures, information signs and regulatory signs will be developed jointly by USFS and YCWA. USFS and/or YCWA will print the information and construct the necessary signs. Information will be distributed through the concessionaire and by the USFS. YCWA will provide signs stating the YCWA is operating the facilities and collecting the fees.

The concessionaire will provide information services regarding the facilities available at Bullards Bar including, but not limited to maps and brochures provided by YCWA and USFS. The concessionaire will be informed of current conditions regarding recreation facilities, any restrictions in effect (such as fire restrictions) by the USFS. The concessionaire will provide visitors with up-to-date conditions at the reservoir. The concessionaire will issue campfire permits in accordance with USFS policy and direction as an information and education service for the reservoir visitors.

YCWA will furnish an information sheet describing the most critical Yuba County ordinances relating to public behavior while recreating to be distributed with camping and boating permits.

7. Recycling: YCWA and USFS will encourage recycling. YCWA will provide litter bags to permittees. USFS will provide containers for recycling beverage containers at boat ramp areas.

8. Sanitation: The concessionaire will have available portable chemical toilets for rental by camping permittees who do not have boat sanitary facilities. The concessionaire will ensure that boat access shoreline campers initial the toilet requirement on the permit. The concessionaire will not issue permit without the permittees initials.

9. Monitoring: USFS and YCWA will conduct joint inspections of the facilities and operations a minimum of three times a year or as conditions dictate. Notes from the inspections will be recorded and made available to each agency.

USFS Supervisory Recreation Technician will be responsible for monitoring the shoreline recreation and camping activities and ensuring that standards are being met. Work schedules will be presented to YCWA and be subject to change to meet agreed upon needs.

10. Parking: USFS will provide personnel at Dark Day and Cottage Creek Boat Ramp parking areas on Fridays, Saturdays, Sundays, and holidays to assist visitors in parking, to provide information on opportunities, rules, and regulations. YCWA will reimburse USFS for this service.

11. LAC: YCWA and USFS have developed standards and methodology for measuring impacts and use at the project as described in Exhibit R and the 1995 LAC Plan. Implementation of LAC mitigation is through mutual agreement and documentation in the Operating Plan.

12. Interpretive Plan: USFS has developed a draft interpretive plan for YCWA to approve. YCWA and USFS will then pursue implementation.



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13. Water System: USFS will work with YCWA to operate the Cottage Creek Water facility. The YCWA will provide a licensed operator who will insure that the system is operated in such a manner that it complies with drinking water standards required by the Yuba County Environmental Health Department. The USFS will share in the cost of the operation of the system commensurate with use. The amount will be stated in the cover letter accompanying the current years operating plan.

14. Debris Burning: Debris burning operations will be located in T.18N., R.8E., Section 7 on National Forest System lands, within the Tahoe National Forest Direct Protection Area (DPA), in the fall/winter. Any use of prescribed fire on National Forest System lands must be in compliance with FSM 5140 and all personnel must meet Wildland and Prescribed Fire Qualifications System Guide 310-1. The Forest Service will work with YCWA to determine if the burning operation could move back to Moran Cove. The USFS will coordinate with Fish and Wildlife Service.

The USFS will develop a burn plan, issue a LE 5 permit, and secure the appropriate air quality permits.

YCWA will machine pile the debris, cover the piles with a 20'X 20'; sheet of plastic to create an ignition spot for each machine pile, supply accelerator fans (if needed) to enhance burning operations, supply personnel that meet 310-1 qualifications for lighters, and supply any contingency personnel or equipment as directed in the burn plan. YCWA will also provide long-term patrol as needed to ensure the burn piles do not escape.

Dated: _____

YUBA COUNTY WATER AGENCY

By: _____

John Nicoletti, Chairman

Dated: _____

U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE,
TAHOE NATIONAL FOREST

By: _____

Jean M. Masquelier
District Ranger
Yuba River Ranger District

10/14/08

BULLARDS BAR FY2009 BUDGET (Amended SCHEDULE A)

CONTACT PERSON

Newell, H. Newell, R.

2008

	RATE	Bullards Operations FSY053	Bullards Spcl project FSY253	Total
PERSONNEL				
Newell, Heather	\$302	\$0	\$0	\$0
Frazer, David	\$236	\$46,964	\$0	\$46,964
Cowan, Jerry	\$201	\$31,959	\$0	\$31,959
GS 5	\$137	\$17,125	\$0	\$17,125
GS 4	\$122	\$13,420	\$0	\$13,420
GS 4	\$122	\$9,150	\$0	\$9,150
GS 3	\$109	\$8,175	\$0	\$8,175
GS 3	\$109	\$8,175	\$0	\$8,175
GS 3	\$109	\$8,175	\$0	\$8,175
GS 2	\$100	\$6,000	\$0	\$6,000
GS 2	\$100	\$6,000	\$0	\$6,000
unemployment costs	total	\$8,500	\$0	\$8,500
Travel/Training	total	\$1,000	\$0	\$1,000
OT, Holi, Sun, Lump	total	\$10,000	\$0	\$10,000
OT, Enforcement	total	\$10,000	\$0	\$10,000

Salary Totals \$184,643 \$0 \$184,643

167,347

VEHICLES

284 FOR	\$213.00	\$2,556	\$0	\$2,556
MILEAGE	\$0.34	\$1,360	\$0	\$1,360
7354 FOR	\$213.00	\$2,556	\$0	\$2,556
MILEAGE	\$0.34	\$1,700	\$0	\$1,700
4164 FOR	\$287.00	\$2,870	\$0	\$2,870
MILEAGE	\$0.57	\$1,710	\$0	\$1,710
1649 FOR	\$353.00	\$4,236	\$0	\$4,236
MILEAGE	\$0.56	\$2,240	\$0	\$2,240
1622 FOR	\$300.00	\$2,400	\$0	\$2,400
MILEAGE	\$0.89	\$1,770	\$0	\$1,770
2704 FOR	\$260.00	\$3,120	\$0	\$3,120
MILEAGE	\$0.40	\$3,200	\$0	\$3,200

Vehicle Totals \$29,718 \$0 \$29,718

18,404

MAT, SUPP, OTHER

Boat Maintenance	total	\$4,150	\$0	\$4,150
Boat Fuel	total	\$2,100	\$0	\$2,100
Garbage Collection	total	\$26,000	\$0	\$26,000
Septic System Repairs	total	\$1,050	\$0	\$1,050
Pumping, Vaults	total	\$2,600	\$0	\$2,600
Materials & Supplies	total	\$5,700	\$0	\$5,700
Equipment Rental	total	\$600	\$0	\$600
Tractor Use & Repair	total	\$1,050	\$0	\$1,050
signs	total	\$1,550	\$0	\$1,550
Water Line & Fixtures	total	\$300	\$0	\$300
Hazardous Materials	total	\$150	\$0	\$150
Propane shop	total	\$1,450	\$0	\$1,450
Coliform Tests	total	\$325	\$0	\$325

MAT, Supp, Other TOTALS \$47,025 \$0 \$47,025

\$ 46,000

CI request (2009), no burden added \$ 28,500

Subtotal FY2009 \$261,386 \$28,500 \$261,386

YCWA to Pay Contractor Directly \$0 \$0 \$0

Subtotal (FS Charge to YCWA) \$261,386 \$28,500 \$261,386

Overhead Charges 13% for 2009 \$33,980 \$0 \$0

Grand Total (Bill to YCWA) \$295,366 \$28,500 \$323,866

Total Cost to YCWA \$295,366 \$28,500 \$323,866

10/14/08

BULLARDS BAR FY2009 BUDGET (Amended SCHEDULE A)

CONTACT PERSON		Newell, H	Newell, H.	
	RATE	Bullards	Bullards	Total
	/Day	Operations/Water	Spcl project	
PERSONNEL: (# days)		FSY053	FSY253	
Newell, Heather	\$302		0	0
Frazer, David	\$236		199	199
Cowan, Jerry	\$201		159	159
GS 5	\$137		125	125
GS 4	\$122		110	110
GS 4	\$122		75	75
GS 3	\$109		75	75
GS 3	\$109		75	75
GS 3	\$109		75	75
GS 2	\$100		60	60
GS 2	\$100		60	60
unemployment costs	total	\$8,500		8,500
Travel/Training	total	\$1,000		1,000
OT, Holi, Sun, Lump	total	\$10,000		10,000
OT, Enforcement	total	\$10,000		10,000

VEHICLES

284 FOR Months	\$213.00		12	12
MILEAGE	\$0.34		4,000	\$4,000
7354 FOR Months	\$213.00		12	12
MILEAGE	\$0.34		5,000	5,000
4164 FOR Months	\$287.00		10	10
MILEAGE	\$0.57		3,000	3,000
1649 FOR Months	\$353.00		12	12
MILEAGE	\$0.56		4,000	4,000
1622 FOR Months	\$300.00		8	8
MILEAGE	\$0.59		3,000	3,000
2704 FOR Months	\$260.00		12	12
MILEAGE	\$0.40		8,000	8,000

MAT. SUPP, OTHER

Boat Maintenance	total	\$4,150		\$4,150
Boat Fuel	total	\$2,100		\$2,100
Garbage Collection	total	\$26,000		\$26,000
Septic System Repairs	total	\$1,050		\$1,050
Pumping, Vaults	total	\$2,600		\$2,600
Materials & Supplies	total	\$5,700		\$5,700
Equipment Rental	total	\$600		\$600
Tractor Use & Repair	total	\$1,050		\$1,050
signs	total	\$1,550		\$1,550
Water Line & Fixtures	total	\$300		\$300
Hazard Materials Cert.	total	\$150		\$150
Propane shop	total	\$1,450		\$1,450
Coliform Tests	total	\$325		\$325
				\$47,025

CI request 2009

\$28,500