

## RESOLUTION NO. 12

Series 2018

### **A RESOLUTION APPROVING A MODIFICATION OF GRANT OR AGREEMENT BETWEEN THE TOWN OF VAIL AND USDA, FOREST SERVICE WHITE RIVER NATIONAL FOREST'S EAGLE/HOLY CROSS RANGER DISTRICT REGARDING THE CONTROL AND ERADICATION OF NOXIOUS WEED AND INVASIVE PLANT SPECIES; AND SETTING FORTH DETAILS IN REGARD THERETO**

WHEREAS, the Town of Vail (the "Town"), in the County of Eagle and State of Colorado is a home rule municipal corporation duly organized and existing under the laws of the State of Colorado and the Town Charter (the "Charter");

WHEREAS, the members of the Town Council of the Town (the "Council") have been duly elected and qualified;

WHEREAS, the Town and the U.S. Forest Service (the "Parties") share a common interest in improving or protecting the current condition of the watershed and lands within the Town;

WHEREAS, the success of invasive plant management depends upon cooperative approaches due to the movement of these species across jurisdictional boundaries;

WHEREAS, Resolution 18, Series 2016 adopted the Participating Agreement between the Town and the U.S. Forest Service to collaborate on specific restoration, enhancement, and/or protection efforts related to noxious weed and invasive plant species control and eradication;

WHEREAS, the Participating Agreement provides for the interchange of services, equipment, supplies, and technical assistance; and

WHEREAS, the Council considers it in the interest of the public health, safety and welfare to continue the partnership;

WHEREAS, the Modification of Grant or Agreement effectively continues this partnership;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VAIL, COLORADO, THAT:

1. The Council hereby approves the Modification of Grant or Agreement and authorizes the Town Manager to enter into the

Modification of Grant or Agreement on behalf of the Town in substantially the same form as attached hereto as Exhibit A and in a form approved by the Town Attorney.

2. This Resolution shall be effective immediately upon adoption.

INTRODUCED, READ, APPROVED AND ADOPTED this 20th day of March, 2018.

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Dave Chapin, Mayor

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Patty McKenny, Town Clerk

**MODIFICATION OF GRANT OR AGREEMENT**

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1. U.S. FOREST SERVICE GRANT/AGREEMENT NUMBER: 16-PA11021507-046		2. RECIPIENT/COOPERATOR GRANT or AGREEMENT NUMBER, IF ANY:		3. MODIFICATION NUMBER: 1	
4. NAME/ADDRESS OF U.S. FOREST SERVICE UNIT ADMINISTERING GRANT/AGREEMENT (unit name, street, city, state, and zip + 4):  <b>White River National Forest Program Contact:</b> Stephen Elzinga 24747 US Hwy 24/PO Box 190 Minturn, CO 81645 Phone: 970 328-5896 FAX: 970 827-5715 E-Mail: selzinga@fs.fed.us			5. NAME/ADDRESS OF U.S. FOREST SERVICE UNIT ADMINISTERING PROJECT/ACTIVITY (unit name, street, city, state, and zip + 4):  <b>White River National Forest Administrative Contact:</b> Clark M. Woolley 900 Grand Avenue Glenwood Springs, CO 81601 Phone: 970-945-3227 E-Mail: cmwoolley@fs.fed.us		
6. NAME/ADDRESS OF RECIPIENT/COOPERATOR (street, city, state, and zip + 4, county):  <b>Town of Vail Contact:</b> Gregg Barrie Project Landscape Architect 1309 Elkhorn Dr. Vail, CO 81657 Telephone: 970-479-2337 FAX: 970-479-2166 Email: <a href="mailto:GBarrie@vailgov.com">GBarrie@vailgov.com</a>			7. RECIPIENT/COOPERATOR'S HHS SUB ACCOUNT NUMBER (For HHS payment use only):		
<b>8. PURPOSE OF MODIFICATION</b>					
CHECK ALL THAT APPLY:		This modification is issued pursuant to the modification provision in the grant/agreement referenced in item no. 1, above.			
<input checked="" type="checkbox"/>		CHANGE IN PERFORMANCE PERIOD: Extends the agreement to 12/31/2020			
<input checked="" type="checkbox"/>		CHANGE IN FUNDING: Non-funded partnership agreement.			
<input type="checkbox"/>		ADMINISTRATIVE CHANGES:			
<input checked="" type="checkbox"/>		OTHER (Specify type of modification): Incorporates 2018/2019 Operating Plans			
<b>Except as provided herein, all terms and conditions of the Grant/Agreement referenced in 1, above, remain unchanged and in full force and effect.</b>					
9. ADDITIONAL SPACE FOR DESCRIPTION OF MODIFICATION (add additional pages as needed):  Modification Number 1 incorporates the 2018/2019 Operating Plan, Financial Plan, and Map Exhibit to the Agreement. See attached documents.					
<b>10. ATTACHED DOCUMENTATION (Check all that apply):</b>					
<input checked="" type="checkbox"/>		Operating Plans 2018/2019			
<input checked="" type="checkbox"/>		Financial Plan			
<input checked="" type="checkbox"/>		Other: Map			

**11. SIGNATURES**

**AUTHORIZED REPRESENTATIVE:** BY SIGNATURE BELOW, THE SIGNING PARTIES CERTIFY THAT THEY ARE THE OFFICIAL REPRESENTATIVES OF THEIR RESPECTIVE PARTIES AND AUTHORIZED TO ACT IN THEIR RESPECTIVE AREAS FOR MATTERS RELATED TO THE ABOVE-REFERENCED GRANT/AGREEMENT.

11.A. TOWN OF VAIL SIGNATURE	11.B. DATE SIGNED	11.C. U.S. FOREST SERVICE SIGNATURE	11.D. DATE SIGNED
(Signature of Signatory Official)		(Signature of Signatory Official)	
11.E. NAME (type or print): <b>GREG CLIFTON</b>		11.F. NAME (type or print): <b>SCOTT G. FITZWILLIAMS</b>	
11.G. TITLE (type or print): <b>Town Manager, Town of Vail</b>		11.H. TITLE (type or print): <b>Forest Supervisor, White River National Forest</b>	

**12. G&A REVIEW**

12.A. The authority and format of this modification have been reviewed and approved for signature by:          <b>CLARK M. WOOLLEY</b> U.S. Forest Service, Grants & Agreements Specialist	12.B. DATE SIGNED
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## **EXHIBIT A**

### **Operating Plan, Financial Plan, and Map**

#### **Operating Plan: 2018/2019**

##### Goal

Control and eradication of noxious weeds and invasive plants on public and private lands, within the watersheds in and adjacent to Town of Vail and on the White River National Forest.

##### Objectives

- Coordinate a cooperative weed management program for consistent management on a landscape scale.
- Collaborate and treat Federal lands as well as town roads or town administered properties.
- Conduct treatments on town administered lands, targeting areas and species which will be complementary to the town noxious weed control efforts.
- Conduct inventories of roadside noxious weed infestations.

##### Methods

- Utilizing various ground pesticide application equipment (backpack, UTV, horse or truck mounted sprayers) treat all detected State of Colorado listed noxious weeds with Environmental Protection Agency (EPA) approved herbicides and ensure their labels are strictly adhered to.
- Evaluate/monitor treatment effectiveness
- Evaluate treatment effectiveness

##### Treatment Areas

- The areas to be treated under this agreement are identified in annual meeting with the identified town weed program manager.
- Proposed project areas may include:
  - o East Vail Units
  - o Middle Vail Units
  - o West Vail Units
- Acreage treated will be dependent upon the severity of the weed infestations.

##### Reporting

- A copy of the daily application records along with map locations of the weed infestations will be submitted to the town weed program manager, no later than September 30<sup>th</sup> annually.

#### **Expected Results and Environmental Compliance**

The results of this collaboration: 75-85% mortality of treated noxious weeds, resulting in each following year's herbicide input to decline. All environmental compliance and permitting for the project have been completed.

