



FS Agreement No. 17-LE-11051360-027  
Cooperator Agreement No. MOD 04

**EXHIBIT A**

**COOPERATIVE LAW ENFORCEMENT ANNUAL OPERATING PLAN &  
FINANCIAL PLAN**

**Between The  
TULARE COUNTY SHERIFF'S OFFICE  
And the  
USDA, FOREST SERVICE  
SEQUOIA NATIONAL FOREST**

**2018 ANNUAL OPERATING AND FINANCIAL PLAN**

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between the Tulare County Sheriff's Office, hereinafter referred to as "Cooperator," and the USDA, Forest Service, Sequoia National Forest, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #17-LE-11051360-027 executed on June 12, 2017. This Annual Operating Plan is made and agreed to as of the last date signed below and is for the estimated period beginning October 1, 2017 and ending September 30, 2018.

Previous Year Carry-over: \$9,494.25  
Current 2018 Year Obligation: \$23,505.75  
**FY2018 Total Annual Operating Plan: \$33,000.00**

**I. GENERAL:**

- A. The following individuals shall be the designated and alternate representative(s) of each party, so designated to make or receive requests for special enforcement activities.

**Principal Cooperator Contacts:**

<b>Cooperator Program Contact</b>	<b>Cooperator Administrative Contact</b>
Mike Boudreaux, Sheriff-Coroner Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 802-9435 Fax: (559) 737-4408 Email: <a href="mailto:mboudreaux@co.tulare.ca.us">mboudreaux@co.tulare.ca.us</a>	Terrie Saenz, Fiscal Manager Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 802-9450 Fax: (559) 737-4283 Email: <a href="mailto:tlsaenz@co.tulare.ca.us">tlsaenz@co.tulare.ca.us</a>



**Principal U.S. Forest Service Contacts:**

U.S. Forest Service Program Manager Contact	U.S. Forest Service Administrative Contact
Cody Wheeler, Patrol Captain 1600 Tollhouse Rd. Clovis, CA 93611 Telephone: 559-297-0706 ext. 4986 FAX: 559-294-4802 Email: ccwheeler@fs.fed.us	Carlos Lopez, Program Support Assistant 1839 S. Newcomb St. Porterville, CA 93257 Telephone: 559-784-1500 ext. 1590 FAX: 559-781-4744 Email: cglopez@fs.fed.us

B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise:

- .535/mile patrolled
- Per diem rate is \$59.00/day
- Detective Sgt. \$62.08 hr / \$93.12 OT
- Sgt. \$60.56 hr / \$90.84 OT
- Detective \$52.84 hr / \$79.26 OT
- Deputy II: \$50.40 hr / \$75.60 OT
- Deputy I: \$48.47 hr / \$72.71 OT
- Deputy I Reserve: \$25.61 hr / \$38.42 OT

**II. PATROL ACTIVITIES:**

A. Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs of both Cooperator and the U.S. Forest Service. Ample time will be spent in each area to make residents and visitors aware that law enforcement officers are in the vicinity.

1. Patrol on following U.S. Forest Service roads:

*All roads as required on forest property within Tulare County.*

2. Patrol in the following campgrounds, developed sites, or dispersed areas:

*All such areas as required on forest property within Tulare County, with emphasis on the Tulare River Canyon and the Tule River drainage.*



**Total reimbursement for patrol activities, including training and equipment described below, shall not exceed the amount of \$33,000.00**

Any funding not used under Section III Training or Section IV Equipment will be allocated to patrol activities and will not exceed a combined total of \$33,000

Total reimbursement for this category shall not exceed the amount of: \$33,000.00.

### **III. TRAINING:**

*See Cooperative Law Enforcement Agreement Provision IV-K for additional information.*

The Forest Service agrees to allow the Cooperator to use the Peppermint Heliport for search and rescue training at no cost to either party. A minimum of one-week prior notice will be required to allow for preparation. This notice should be given to the designated representative or alternate who will then confirm the dates for its use with the District Fire Management Officer.

Training will be reimbursed for courses that will be beneficial to fulfillment of the agreement. This training will be limited to those officers that mainly work in the mountainous terrain and County areas within the Sequoia National Forest.

Training to be determined at a later date by mutual agreement of both parties' representatives. This amount may be adjusted up or down, depending on training availability and by mutual agreement of the representatives of both parties.

Total reimbursement for this category shall not exceed the amount of: 10% of the total Agreement and shall be approved by the Forest Service (Designated Representative or Alternate Representative).

Total reimbursement for this category shall not exceed the amount of: N/A

### **IV. EQUIPMENT:**

*See Cooperative Law Enforcement Agreement Provisions IV-K, IV-L, and IV-M for additional information.*

(If purchase is determined necessary, document the need for such a determination and make the documentation part of the Cooperative Law Enforcement Agreements' official file)

Any equipment purchase will be mutually agreed upon between the designated representatives or alternate representatives.

Total reimbursement for this category shall not exceed the amount of: 10% of the total Agreement, or by authorization of the Forest Service (Designated Representative or Alternate Representative) if greater expenditures are necessary. All expenditures in this category shall be approved by the Forest Service (Designated Representative or Alternate Representative).



The estimated useful life of the equipment under the law enforcement agreement provisions IV-J and IV-D (5) shall be provided at the time the documents are filed.

Total reimbursement for this category shall not exceed the amount of: N/A

## V. SPECIAL ENFORCEMENT SITUATIONS:

- A. Special Enforcement Situations include but are not limited to: Fire Emergencies, Drug Enforcement, and certain Group Gatherings.
- B. Funds available for special enforcement situations vary greatly from year to year and must be specifically requested and approved prior to any reimbursement being authorized. Requests for funds should be made to the U.S. Forest Service designated representative listed in Item I-A of this Annual Operating Plan. The designated representative will then notify Cooperator whether funds will be authorized for reimbursement. If funds are authorized, the parties will then jointly prepare a revised Annual Operating Plan.
  1. Drug Enforcement: This will be handled on a case by case basis. The request will normally come from the Patrol Captain; however, it may come from the Special Agent in Charge or their designated representative. Reimbursement shall be made at the rates specified in Section I-B. Deputies assigned to the incident will coordinate all of their activities with the designated officer in charge of the incident.
  2. Fire Emergency: During emergency fire suppression situations and upon request by the Forest Service pursuant to an incident resource order, the Cooperator agrees to provide special services beyond those provided under Section II-A, within the Cooperator's resource capabilities, for the enforcement of State and local laws related to the protection of persons and their property. The Cooperator will be compensated at the rate specified in Section I-B; the Forest Service will specify times and schedules. Upon concurrence of the local Patrol Captain or their designated representative, an official from the Incident Management Team managing the incident, Cooperator personnel assigned to an incident where meals are provided will be entitled to such meals.
  3. Group Gatherings: This includes but is not limited to situations which are normally unanticipated or which typically include very short notices, large group gatherings such as rock concerts, demonstrations, and organization rendezvous. Upon authorization by a Forest Service representative listed in Section I-A for requested services of this nature, reimbursement shall be made at the rates specified in Section I-B. Deputies assigned to this type of incident will normally coordinate their activities with the designated officer in charge of the incident.



This includes but is not limited to situations which are normally unanticipated or which typically include very short notice, large group gatherings such as rock concerts, demonstrations, and organizational rendezvous.

## VI. BILLING FREQUENCY:

*See Cooperative Law Enforcement Agreement Provisions II-H and III-B for additional information.*

The Cooperator will furnish the Forest Service with itemized monthly statements for expenditures. The statement shall be in sufficient detail to allow the Forest Service to tie these expenditures back to reimbursable expenses and the rate schedule and shall be certified by the County of Tulare as being current and proper. These statements must be accompanied by a Law Enforcement Activity Report, form FS-5300-5, filled out as required by Provision 11-G of the Cooperative Law Enforcement Agreement 17-LE-11051360-027.

### A. Mail copies of itemized billing statements to:

Cody Wheeler, Patrol Captain  
USFS Law Enforcement  
1839 S. Newcomb St.  
Porterville, CA 93257

Send hard copy invoices to:

US Forest Service  
Albuquerque Service Center  
Payments – Grants & Agreements  
101 B Sun Ave NE  
Albuquerque, NM 87109

Or fax to: 877-687-4984

Or e-mail scanned invoice to: [ASC\\_GA@fs.fed.us](mailto:ASC_GA@fs.fed.us)

Final billings for reimbursement must be received by the Forest Service before October 30, 2018 in order to receive payment. Please see agreement provision IV-V regarding use of funding in succeeding years.

**Annually update the registration of the County Sheriff's DUNS# on the System for Award Management (SAM) website at [www.sam.gov](http://www.sam.gov) for the verification of the EFT (Electronic Funds Transfer) banking information.**



- B. The following is a breakdown of the total estimated costs associated with this Annual Operating Plan.

<b>Category</b>	<b>Estimated Costs</b>	<b>Not to Exceed by %</b>
Patrol Activities	\$33,000,00	
Training		
Equipment		
Special Enforcement Situations		
<b>Total</b>	<b>\$33,000.00</b>	

- C. Any remaining funding in this Annual Operating Plan may be carried forward to the next FY2019 fiscal year and will be available to spend through the term of the Cooperative Law Enforcement Agreement, or deobligated at the request of the U.S. Forest Service. *See Cooperative Law Enforcement Agreement Provision IV-D.*
- D. 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 agreement.



In witness whereof, the parties hereto have executed this Annual Operating Plan as of the last date written below.

*A/S Lly* *POC:* *06/07/18*  
\_\_\_\_\_  
MIKE BOUDREAUX, SHERIFF-CORONER  
Tulare County Date

*Ann D. Carlson* *4/3/18*  
\_\_\_\_\_  
ANN CARLSON, ACTING FOREST SUPERVISOR  
U.S. Forest Service, Sequoia National Forest Date

\_\_\_\_\_  
STEVE WORTHLEY, CHAIRPERSON  
Tulare County Board of Supervisors Date

\_\_\_\_\_  
DON HOANG  
Special Agent in Charge, Pacific Southwest Region Date

The authority and format of this agreement have been reviewed and approved for signature.

*Karen McWilliams* *3-23-18*  
\_\_\_\_\_  
KAREN MCWILLIAMS  
U.S. Forest Service Grants Management Specialist Date

Burden Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0217. The time required to complete this information collection is estimated to average 3 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call toll free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.



FS Agreement No. 17-LE-11051360-027  
Cooperator Agreement No. \_\_\_\_\_  
Modification No. \_\_\_\_\_ 05

**EXHIBIT B**

**COOPERATIVE LAW ENFORCEMENT ANNUAL DRUG OPERATIONS PLAN &  
FINANCIAL PLAN**

**Between The  
TULARE COUNTY SHERIFF'S OFFICE  
And the  
USDA, FOREST SERVICE  
SEQUOIA and SIERRA NATIONAL FOREST**

**2018 CONTROLLED SUBSTANCE ANNUAL OPERATING AND FINANCIAL PLAN**

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between the Tulare County Sheriff's Office, hereinafter referred to as "TCSO," and the USDA, Forest Service, Sequoia and Sierra National Forest, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #-17-LE-11051360-027 executed on June 12, 2017. This Annual Operating Plan is made and agreed to as of the last date signed below and is for the estimated period beginning October 01, 2017 and ending September 30, 2018

Prior Year Carryover: \$ 505.75  
FY 2018 Obligation: \$ 23,494.25  
FY 2018 Total Annual Operating Plan: \$ 24000.00

**I. GENERAL:**

A. The following individuals shall be the designated and alternate representative(s) of each party, so designated to make or receive requests for special enforcement activities.

**Principal Cooperator Contacts:**

<b>Cooperator Program Contact</b>	<b>Cooperator Administrative Contact</b>
Mike Boudreaux, Sheriff-Coroner Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 802-9400 FAX: 559-740-4450 E-mail: mboudreaux@co.tulare.ca.us	Terrie Saenz, Fiscal Manager Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 802-9450 FAX: 559-737-4283 E-mail: tlsaenz@co.tulare.ca.us





Cooperator Alternate Contact 1	Cooperator Alternate Contact 2
<p>LT James Franks Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 636-4740 FAX: 559-740-4461 E-mail: JFranks@co.tulare.ca.us</p>	<p>CAPT Gabriel Macias Tulare County Sheriff's Office 833 South Akers Street Visalia, CA 93277 Telephone: (559) 802-9435 FAX: 559-737-4408 E-mail: GMacias@co.tulare.ca.us</p>

**Principal U.S. Forest Service Contacts:**

U.S. Forest Service Program Manager Contact	U.S. Forest Service Administrative Contact
<p>Brian Adams, Special Agent Sequoia National Forest- Kern River RD 105 Whitney Rd. Kernville, CA 93238 Telephone: 760-376-3781 X 619 FAX: 760-376-3106 E-mail: badams01@fs.fed.us</p>	<p>Eric Rusch, Program Support Assistant Pacific Southwest Regional Office – LEI 1323 Club Drive Vallejo, CA 94592 Office: 707-562-9127 FAX: 707-562-9031 E-mail: erusch@fs.fed.us</p>
<p><b>U.S. Forest Service Program Coordinator Contact</b> Kevin Mayer Assistant Special Agent in Charge Pacific Southwest Regional Office – LEI 1323 Club Drive Vallejo, CA 94592 707-562-9155 (Office) FAX: 707-562-9031 E-mail: kmayer@fs.fed.us</p>	

**II. CONTROLLED SUBSTANCE OPERATIONS**

Pursuant to IV- I of Agreement No. 17-LE-11051360-027, the following is in support of operations to suppress manufacturing and trafficking of controlled substances on or affecting the administration of National Forest System lands, with an emphasis on identification, apprehension and prosecution of suspects engaged in these activities:

A. The U.S. Forest Service agrees:



1. To reimburse TCSO for expenditures associated with the detection of locations and activities related to illegal production and trafficking of controlled substances, including:
  - a. Ground reconnaissance to identify and inventory locations and activities associated with producing or trafficking controlled substances.
  - b. Aerial reconnaissance to identify and inventory locations and activities associated with producing or trafficking controlled substances.
2. To reimburse TCSO for certain expenses resulting from investigative activities associated with investigating cases involving the illegal production or trafficking of controlled substances on or affecting the administration of National Forest system lands, including:
  - a. Surveillance operations to identify persons illegally producing or trafficking controlled substances.
  - b. Apprehension of persons suspected of producing or trafficking controlled substances.
  - c. Collection of evidence to support prosecution of persons suspected of illegally producing or trafficking controlled substances.
  - d. Prosecution of persons suspected of producing or trafficking controlled substances.
3. To reimburse TCSO for expenses resulting from the removal of cannabis plants from National Forest System lands. When circumstances indicate that removal of the cannabis plants is required before an investigation to determine the person(s) responsible can be completed, eradication operations must be approved by the U.S. Forest Service prior to taking place.

**Note:** TCSO retains the authority to eradicate cannabis plants from National Forest System lands without reimbursement from the U.S. Forest Service at its discretion.

4. To reimburse TCSO for the costs of purchasing supplies and equipment used exclusively for activities described in items A.1, A.2 and A.3 of this Plan. Purchases must be agreed to and approved by the U.S. Forest Service.

Purchases may **not exceed 10% of the total allocation** without prior approval by the U.S. Forest Service Designated Representative.

B. TCSO agrees:



1. Within its capability, to perform the following activities on National Forest System lands:
  - a. Detect and inventory locations associated with illegal production or trafficking of controlled substances, and notify the U.S. Forest Service of such locations as soon as possible.
  - b. Investigations to determine the person(s) responsible for manufacturing or trafficking controlled substances.
  - c. Upon request and prior approval of the U.S. Forest Service, remove cannabis plants from National Forest System lands.
2. To furnish all activity reports, crime reports, investigation reports, and other reports or records, resulting from activities identified in **Section II, A** of this Operating and Financial Plan to the affected Forests for review and forwarding to the Regional Office for processing.

C. The *U.S. Forest Service* and TCSO mutually agree to the following:

1. The following rate schedule will apply to all expenditures that may be reimbursed to TCSO under this agreement;

**Salary (base)**

Detective Sgt.	\$60.27 per hour
Detective	\$51.30 per hour
Deputy II	\$49.33 per hour
Deputy I	\$47.06 per hour

**Salary (overtime)**

Detective Sgt.	\$90.41 per hour
Detective	\$76.95 per hour
Deputy II	\$74.00 per hour
Deputy I	\$70.59 per hour

2. The total expenditures of TCSO that may be reimbursed may not exceed....  
**\$24000.00**  
The total expenditures for item **A.4** may not exceed..... **10%** of the total allocation.

**D. Any remaining funding in this Annual Operating Plan may be carried forward to the next fiscal year and will be available to spend through the term of the Cooperative Law Enforcement Agreement, or de-obligated at the request of the U.S. Forest Service.**

**III. BILLING FREQUENCY:**

*See Cooperative Law Enforcement Agreement Provisions II-H and III-B for additional information.*

TCSO will furnish *monthly itemized statements* of expenses to the U.S. Forest Service for expenditures that may be reimbursed as identified in items II A.1, A.2, A.3, and A.4 of this Plan. Attachment A, Law Enforcement Billing Summary, Drug Enforcement, must be completed and submitted to the contacts in (a) below for each billing statement.

- a. Mail copies of itemized billing statements (Attachment A) to:

Eric Rusch, Program Support Assistant  
Pacific Southwest Regional Office - LEI  
1323 Club Drive  
Vallejo, CA 94592

Send photo copy to:  
Brian Adams, Special Agent  
Sequoia National Forest  
105 Witney Rd.  
Kernville, CA 93238

- b. **Send hard copy invoices to:**

U.S. Forest Service  
Albuquerque Service Center  
Payments – Grants & Agreements  
101 B Sun Ave NE  
Albuquerque, NM 87109

Or fax to: (877) 687-4894

Or e-mail scanned invoice to: [ASC\\_GA@fs.fed.us](mailto:ASC_GA@fs.fed.us)

- c. Final billings for reimbursement on this Annual Operating Plan (AOP) must be received by the U.S. Forest Service before October 31, 2018 in order to receive payment.
- d. **Annually update the registration of the County Sheriff's DUNS# on the System for Award Management (SAM) website at [www.sam.gov](http://www.sam.gov) for the verification of the EFT (Electronic Funds Transfer) banking information.**

**Job Code: NFLE5118 1360 \$ 24,000.00**



In witness whereof, the parties hereto have executed this Annual Operating Plan as of the last date written below.

*A/S SLY For*  
\_\_\_\_\_  
MIKE BOUDREAUX, SHERIFF-CORONER  
Tulare County  
Date *04/07/18*

\_\_\_\_\_  
STEVE WORTHLEY, CHAIRPERSON  
Tulare County Board of Supervisors  
Date

\_\_\_\_\_  
DON HOANG, Special Agent in Charge  
U.S. Forest Service, Pacific Southwest Region  
Date

The authority and format of this agreement has been reviewed and approved for signature.

*Karen McWilliams*  
\_\_\_\_\_  
KAREN MCWILLIAMS  
U.S. Forest Service, Grants Management Specialist  
Date *3-23-18*

Burden Statement

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