



**Sheriff's Office  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One

PETE VANDER POEL  
District Two

AMY SHUKLIAN  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA DATE:** August 28, 2018 – **REVISED**

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Carina Lemus, Paralegal    PHONE: (559) 802-9466				

**SUBJECT:** Approve a modification to Agreement No. 28077 with the United States Forest Service.

**REQUEST(S):**

That the Board of Supervisors:

1. Approve a modification to Tulare County Agreement Number 28077 with the United States Forest Service, Grant #17-LE-11051360-027, effective upon signature by all parties, to increase controlled substance services grant funding to the County for the 2018 Fiscal Year by \$24,000 for a total funding amount of \$48,000 for the period of October 1, 2017 through September 30, 2018.
2. Authorize the Chairman to sign three copies of the modification.

**SUMMARY:**

Agreement No. 28077 with the United States Forest Service was approved by your Board on May 16, 2017 for a five year term (Resolution No. 2017-0335). The purpose of the Agreement is to document a cooperative effort between the Tulare County Sheriff's Office (TCSO) and the United States Forest Service (USFS) to enhance state and local law enforcement in connection with activities on USFS lands. The Agreement also serves to provide reimbursement to TCSO for patrol services (Exhibit A of original Agreement) and controlled substance services (Exhibit B of original Agreement) provided through the Annual Operating and Financial Plans under the provisions of Cooperative Law Enforcement Agreement Grant #17-LE-11051360-027. The agreement was then amended on June 26, 2018 to update Exhibits A and B to add funding amounts for the period of October 1,

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2017 through September 30, 2018.

The purpose of this modification is to increase controlled substance services funding by \$24,000 for a total funding amount of \$48,000 for the 2018 Fiscal Year, to reimburse the County for controlled substance services provided by TCSO for the period of October 1, 2017 through September 30, 2018. Reimbursable services include the following: detection of locations and activities related to illegal production and trafficking of controlled substances through ground and aerial reconnaissance; surveillance operations to identify persons illegally producing or trafficking controlled substances; collection of evidence; apprehension and prosecution of suspects; and identification and removal of cannabis plants from USFS lands.

The original Tulare County Agreement No. 28077 was approved by your Board on May 16, 2017 (Resolution No. 2017-0335). The substantive deviations from the standard County boilerplate identified in the agenda item were: 1) an indemnification clause was not included, 2) if the County was ever overpaid for services, USFS may charge interest on the amount owed if not repaid within a reasonable period, and 3) the County signed prior to the Special Agent in Charge, Pacific Southwest Region. The proposed modification does not include any additional deviations from the standard County boilerplate. The only change to the original Agreement, as amended to date, is an increase in funding by \$24,000.

**FISCAL IMPACT/FINANCING:**

The United States Forest Service (USFS) will reimburse the Sheriff's Office for expenses incurred from October 1, 2017 through September 30, 2018.

The USFS was originally going to reimburse \$24,000 for services related to controlled substances on Forest Service land but has now included an additional \$24,000 in the modification for a total amount of \$48,000 to be reimbursed to TCSO. The following is a breakdown of budgeted revenues:

- No funds were included in the Sheriff's FY 17/18 operating budget due to the Sheriff's Office not having access to the funds because the amendment to add 2018 funding was not received by the County from USFS until June 4, 2018 and was not approved by the Board until June 26, 2018.
- A total of \$48,000 in funds are included in the Sheriff's proposed FY 18/19 operating budget.

Should the Sheriff's Office not expend the total reimbursement amount of \$48,000 by September 30, 2018, any remaining funds will be carried over to next year's Annual Operating and Financial Plan for controlled substance services. Any additional expenditures will be absorbed in the Sheriff's operating budget. There is no net County cost associated with this request.

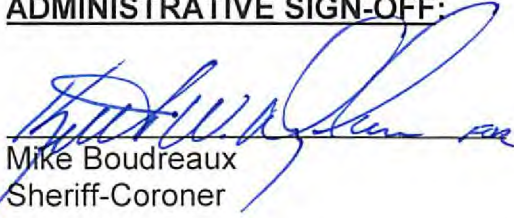
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**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year strategic plan includes the Safety and Security Initiative to effectively and fairly investigate, arrest, prosecute and punish individuals who engage in criminal behaviors. This agreement will help fulfill this initiative by providing law enforcement services to developed and undeveloped areas of USFS land.

**ADMINISTRATIVE SIGN-OFF:**



Mike Boudreaux  
Sheriff-Coroner

cc: County Administrative Office

Attachment A – Modification

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE A )  
 MODIFICATION TO AGREEMENT ) Resolution No. \_\_\_\_\_  
 NO. 28077 WITH THE UNITED STATES ) Agreement No. \_\_\_\_\_  
 FOREST SERVICE )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
 SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
 BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
 \_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
 NOES:  
 ABSTAIN:  
 ABSENT:

ATTEST: MICHAEL C. SPATA  
 COUNTY ADMINISTRATIVE OFFICER/  
 CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
 Deputy Clerk

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