



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

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: December 13, 2011

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"/>
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 checked="" type="checkbox"/>	N/A	<input 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 type="checkbox"/>	N/A	<input checked="" type="checkbox"/>

CONTACT PERSON: Michael Bowen PHONE: 636-4645

SUBJECT: Amendment with California Emergency Management Agency for the Tulare County Clandestine Laboratory Enforcement Unit

REQUEST(S):

That the Board of Supervisors:

1. Ratify and approve an amendment to Tulare County Agreement 24026 with the California Emergency Management Agency for operation of the Tulare County Clandestine Laboratory Enforcement Unit, retroactive to July 1, 2010, through December 31, 2011. The agreement is retroactive because the grant documents were not available from the State until recently.
2. Ratify the Chairman's signature on the amendment.
3. Find that the Board had authority to enter into the proposed agreement as of July 1, 2010, and that it was in the County's best interest to enter into the agreement on that date.
4. Approve the necessary budget adjustments per the attached AUD 308 (4/5ths vote required).

SUMMARY:

The California Legislature first authorized the California Multi-Jurisdictional Methamphetamine Enforcement Team Program (Cal-MMET) in 2001 to battle methamphetamine producers and traffickers. The Sheriff's Department has operated a methamphetamine investigation unit since the inception of this grant program. In the early years, the unit concentrated on manufacturers of methamphetamine in the County. These illegal manufacturers produced this deadly drug from remote, and hidden laboratories scattered throughout the County. The

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unit, thus, was named the Tulare County Clandestine Laboratory Unit (CLEU).

In recent years, changes in California law made it much more difficult for these methamphetamine producers to obtain "precursor" chemicals for the drug from local pharmacies. As a result, much of the production was relocated to Mexico. However, the County remains a major distribution hub for methamphetamine throughout the West. Also, due to its relative cheap street price and extreme addictive quality, the drug has been widely used throughout the County, particularly among low-income residents.

The Sheriff's Department funds the CLEU team with grants and direct allocations from the state. The state has been slow to reimburse the Department for CLEU expenses since July 1, 2010, due to state budget problems.

The original agreement (24026) was approved as to form by County Counsel and was approved by the Board of Supervisors on May 5, 2009. The agreement deviated from County contract protocol because it was grant program boilerplate language. The proposed amendments to the agreement do not include any additional deviations from the County contract protocol. The only change from the original agreement, as amended to date, is increasing the dollar amount by \$17,771 for operation of the CLEU team.

FISCAL IMPACT/FINANCING:

The California Emergency Management has increased the amount of funding by \$17,771 under Tulare County Agreement 24026. The Sheriff's Department plans to use these funds to purchase ballistic vests for CLEU detectives. These funds, per the attached AUD 308, will be incorporated into the Sheriff's operating budget for FY 2011-12.

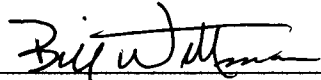
LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The Tulare County Strategic Business Plan includes a Security and Safety Initiative. The Tulare County CLEU drug task force is consistent with the initiative by investigating and prosecuting illegal methamphetamine producers and traffickers.

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ADMINISTRATIVE SIGN-OFF:



Bill Wittman
Sheriff-Coroner

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)
Probation Department

Attachment A: Amendment
Attachment B: AUD 308

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

IN THE MATTER OF AN AMENDMENT)
WITH CALIFORNIA EMERGENCY)
MANAGEMENT AGENCY FOR THE) Resolution No. _____
TULARE COUNTY CLANDESTINE) Agreement No. _____
LABORATORY ENFORCEMENT UNIT)

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: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Ratified an amendment to Tulare County Agreement 24026 with the California Emergency Management Agency (Cal-EMA) for operation of the Tulare County Clandestine Laboratory Enforcement Unit, retroactive to July 1, 2010, through December 31, 2011. The agreement is retroactive because the grant documents were not available from Cal-EMA until recently.
2. Ratified the Chairman's signature on the amendment.
3. Found that the Board had authority to enter into the proposed agreement as of July 1, 2010, and that it was in the County's best interest to enter into the agreement on that date.
4. Approved the necessary budget adjustments per the attached AUD 308 (4/5ths vote required).

California Emergency Management AgencyGRANT AWARD NO. MH08080540**GRANT AWARD AMENDMENT**AMENDMENT NO. 5

THIS AMENDMENT, made and entered into on November 7, 2011 by and between the
(Date)
California Emergency Management Agency, hereafter designated Cal EMA, and the following Administrative Agency
County of Tulare hereafter called the Recipient.

WITNESSETH: That the Recipient agrees to the amendment of this Grant Award Agreement as specified below:

Grant Award Agreement MH08080540 between the parties hereto is hereby Amended to:

Effective July 1, 2010, increase 10LSPA funds by \$ 17,771 from \$ 280,812 to \$ 298,583;


Revise the Total Project Cost by \$ 17,771 from \$ 1,204,528 to \$ 1,222,299;

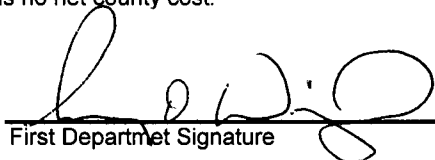
This award has the following "special conditions":

- 08WOM0 state general fund WILL NOT be affected by this action;
 - 08LSPA can be expended beginning July 1, 2008, and must be expended by December 31, 2011;
 - 09LSPA can be expended beginning July 1, 2009, and must be expended by December 31, 2011;
 - 10LSPA can be expended beginning July 1, 2010, and must be expended by December 31, 2011;
- All LSPA funds must be expended by December 31, 2011, and a final 2-201 must be received by Cal EMA by January 31, 2012. This condition will reduce the liquidation period to zero days.

All other provisions of this agreement shall remain as previously agreed upon.

IN WITNESS WHEREOF, this Grant Award Amendment has been executed by the parties hereto, upon the date written above.

CALIFORNIA EMERGENCY MANAGEMENT AGENCY (for Cal EMA use only)				RECIPIENT		
BY (AUTHORIZED SIGNATURE)				RECIPIENT		
				County of Tulare		
PRINTED NAME OF PERSON SIGNING				BY (AUTHORIZED SIGNATURE)		DATE
Peggy Okabayashi						11/9/11
TITLE				PRINTED NAME AND TITLE OF PERSON SIGNING		
Assistant Secretary				Mike Ennis, Chairman		
DATE				ADDRESS		
				2800 W, Burrel Avenue, Suite G, Visalia, CA 93291		
AMOUNT ENCUMBERED BY THIS DOCUMENT		PROGRAM/CATEGORY (CODE AND TITLE)		FUND TITLE		
\$						
PRIOR AMOUNT ENCUMBERED FOR THIS GRANT AWARD	MATCH	ITEM	CHAPTER	STATUTE	FISCAL YEAR	
\$						
TOTAL AMOUNT ENCUMBERED TO DATE		PCA NUMBER		PROJECT NUMBER		
\$						
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.					FEDERAL CATEGORY NUMBER	
SIGNATURE OF Cal EMA FISCAL OFFICER					DATE	

County of Tulare Budget Adjustment Form										11:20 AM	
11/16/11								05/12		2012	
Date				Doc ID				APRD fm fm fy fy		Budget FY/yy	
				Tulare County Sheriff's Department				Terrie Saenz 636-4635			
				Agency Name				Contact Person	Phone	Ext	
Action** A,C,D	Fund	Dept		APPR #				Current Amount	Revised Amount	Inc / Dec Amt	
A	001	240	2768	2402				0	17,968	17,968	
							LEVEL 1 Finish Here Appropriation Totals This level may not balance due to revenue lines posted in level 2 below.				
Appropriations Total								-	17,968	17,968	
Action** A,C,D	Fund	Dept	Unit	Appr #	Object	Rev		Current Amt	Revised Amount	Inc / Dec Amt	
C	001	240	2768			5460		2,696	20,664	(17,968)	
A	001	240	2768	2402	2200			0	17,968	17,968	
							LEVEL 2 Start Here Line Totals				
Each fund must balance							Total Inc/Dec must be zero	\$ 2,696	\$ 38,632	\$ -	
Reason for Adjustment (To Avoid Correspondence, State Reason in Detail)							Perform a SMART BUDGET ROLL-UP before VALIDATING.				
<p>Increases being made due to an increase in the CLEU Grant Award amount and an adjustment to the award remaining balance. There is no net county cost.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">  <p>First Department Signature</p> </div> <div style="width: 45%;"> <p>Second Department Signature</p> </div> </div>											
Auditor and CAO Use Only Checked By: _____ County Executive Office Action: No. _____ Date: _____ () Approved () Disapproved							Auditor Use Only Entered By: _____ Date: _____ Distribution: 1: BOS/CAO/Auditor				
By: _____ Board of Supervisors Action: No. _____ Date: _____ ** Action Codes: A=Add, C=Change, D=Deactivate											
* Whenever a 33XX account budget is adjusted, a corresponding 67XX account revenue budget must be adjusted in the billing agency. * Whenever a 35XX account budget is adjusted, a corresponding 68XX account revenue budget must be adjusted in the billing agency. * Whenever a 36XX account budget is adjusted, a corresponding 39XX account revenue budget must be adjusted in the billing agency.											

AUD 308 (Revised 04/04/07)