



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: November 13, 2012

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 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: Michael Bowen PHONE: 636-4645

SUBJECT: Approve the grant application and the operating agreement for the FY 2012-13 South Valley Marijuana Suppression Program

REQUEST(S):

That the Board of Supervisors:

1. Ratify the Chairman's signature on a grant application to the Board of State and Community Corrections for Fiscal Year 2012-13 for \$331,546 to operate the South Valley Marijuana Suppression Program, retroactive to October 1, 2012 through September 30, 2013. This request is retroactive due to the short notice between funding availability and deadline for application submission.
2. Approve operating agreement between the Tulare County Sheriff's Department, the Tulare County District Attorney's Office, the Fresno County Sheriff's Office, and the Fresno County District Attorney's Office for the South Valley Marijuana Suppression Program, retroactive to October 1, 2012, through September 30, 2013. This request is retroactive due to the short notice between funding availability and deadline for application submission.
3. Authorize the Chairman to sign four copies of the agreement.
4. Find that the Board had authority to enter into the proposed agreement as of October 1, 2012, and that it was in the County's best interest to enter into the agreement on that date.

SUBJECT: Approve the grant application and the operating agreement for the FY 2012-13 South Valley Marijuana Suppression Program

DATE: November 13, 2012

SUMMARY:

The Sheriff's Department has led the South Valley Marijuana Suppression program with state funding since 2010. The task force has been responsible for the arrest and prosecution of numerous illegal marijuana cultivators and traffickers in Tulare and Fresno counties.

The Marijuana Suppression grant program was originally administered by the California Emergency Management Agency. However, the new Board of State and Community Corrections (BSCC) took over the administration of ADA for the FY 2012-13 funding year.

Today, the Sheriff's Department requests retroactive Board approval of the FY 2012-13 application to the BSCC for Marijuana Suppression Program funding. In a related request, the Department requests retroactive approval of the operating agreement for the South Valley Marijuana Suppression Program. The agreement differs from the County's standard contract protocol on indemnity language, and the omission of a dispute resolution clause and an insurance certificate. These discrepancies are due to the reconciliation of different contract protocols between the County of Tulare and the County of Fresno.

These requests to the Board are retroactive due to the short turnaround time between notice from BSCC of FY2012-13 funding availability for Marijuana Suppression Program and the start of the grant year on October 1, 2012.

FISCAL IMPACT/FINANCING:

The Sheriff's Department is applying to the Board of State and Community Corrections for Marijuana Suppression Program grant of \$331,546 to operate the South Valley Marijuana Suppression Program between October 1, 2012, and September 30, 2013. The grant will be solely used to fund a Tulare County Sheriff Department detective, partially fund a Fresno County Sheriff's Office detective, and prosecution services by the Tulare County District Attorney's Office and the Fresno County District Attorney's Office.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The Tulare County Strategic Business Plan includes a Security and Safety Initiative. The South Valley Marijuana Suppression Program is consistent with the initiative by investigating and prosecuting illegal marijuana cultivators and traffickers.

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ADMINISTRATIVE SIGN-OFF:

Bill Wittman
Sheriff-Coroner

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

Attachment : MOU for South Valley Marijuana Suppression Program

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

IN THE MATTER OF APPROVE THE)
GRANT APPLICATION AND THE)
OPERATING AGREEMENT FOR) Resolution No. _____
THE FY 2012-13 SOUTH VALLEY) Agreement No. _____
MARIJUANA SUPPRESSION PROGRAM)

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

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1. Ratified the Chairman's signature on a grant application to the Board of State and Community Corrections for Fiscal Year 2012-13 for \$331,546 to operate the South Valley Marijuana Suppression Program, retroactive to October 1, 2012 through September 30, 2013. This request is retroactive due to the short notice between funding availability and deadline for application submission.
2. Approved operating agreement between the Tulare County Sheriff's Department, the Tulare County District Attorney's Office, the Fresno County Sheriff's Office, and the Fresno County District Attorney's Office for the South Valley Marijuana Suppression Program, retroactive to October 1, 2012, through September 30, 2013. This request is retroactive due to the short notice between funding availability and deadline for application submission.
3. Authorized the Chairman to sign four copies of the agreement.
4. Found that the Board had authority to enter into the proposed agreement as of October 1, 2012, and that it was in the County's best interest to enter into the agreement on that date.