

FS Agreement No. 17-LE-11051360-024

Modification No. _____ 12

EXHIBIT B

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

**Between The
FRESNO COUNTY SHERIFF'S OFFICE
And the
USDA, FOREST SERVICE
SIERRA AND SEQUOIA NATIONAL FORESTS**

2021 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 Fresno County Sheriff's Office, hereinafter referred to as "FCSO," and the USDA, Forest Service, Sierra and Sequoia National Forests, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #17-LE-11051360-024 executed on April 19, 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, 2020 and ending September 30, 2021.

Previous Year Carryover: \$00.00
FY 2021 Obligation: \$18,000.00
FY 2021 Total Annual Operating Plan: \$18,000.00

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:

Cooperator Program Contact	Cooperator Administrative Contact
Margaret Mims, Sheriff-Coroner-Public Administrator Fresno County 2200 Fresno Street Fresno, CA 9371-1703 Telephone: (559) 600-8800 FAX: (559) 262-4032 Margaret.Mims@fresnosheriff.org	Annabel Baldwin, Sheriff-Coroner's Office 2200 Fresno Street Fresno, CA 93717 Telephone: (559) 600-8568 Fax: (559) 488-3348 Email: Annabel.Baldwin@fresnosheriff.org



Cooperator Alternate Contact #1	Cooperator Alternate Contact #2
Kevin Lolkus, Lieutenant County of Fresno, Sheriff-Coroner's Office 2200 Fresno Street Fresno, CA 93721-1703 Telephone: (559) 600-8723 FAX: (559) 251-8494 E-mail: Kevin.Lolkus@fresnosheriff.org	James Minenna, Sergeant County of Fresno, Sheriff-Coroner's Office 2200 Fresno Street Fresno, CA 93721-1703 Telephone: (559) 600-8017 FAX: (559) 251-8494 E-mail: james.minenna@fresnosheriff.org

Principal USDA Forest Service Contacts:

USDA Forest Service Program Manager Contact	USDA Forest Service Administrative Contact
Cooper Fouch, Special Agent Sierra National Forest 1600 Tollhouse Road Clovis, CA 93611-0532 Telephone: (559) 297-0706x4886 E-mail: cooper.fouch@usda.gov	Rachelle Youngblood Investigative Analyst 1323 Club Drive Vallejo, CA 94592 Office: (707) 562-8666 FAX: (707) 562-9031 E-mail: Rachelle.Youngblood@usda.gov

USDA Forest Service Program Coordinator Contact
Joseph Sadowski Assistant Special Agent in Charge Pacific Southwest Regional Office – LEI 1323 Club Drive Vallejo, CA 94592 Phone: 707-562 FAX: 707-562-9031 E-mail: Joseph.Sadowski@usda.gov

II. CONTROLLED SUBSTANCE OPERATIONS

Pursuant to IV- I of Agreement No.17 -LE-11051360-024, 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 *USDA Forest Service* agrees:



1. To reimburse **FCSO** 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 **FCSO** 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 **FCSO** 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 USDA Forest Service prior to taking place.

Note: **FCSO** retains the authority to eradicate cannabis plants from National Forest System lands without reimbursement from the USDA Forest Service at its discretion.
4. To reimburse **FCSO** 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 USDA Forest Service. Purchases may **not exceed 10% of the total allocation** without prior approval by the USDA Forest Service Designated Representative.

B. **FCSO** 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 USDA 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 USDA 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 *USDA Forest Service* and **FCSO** mutually agree to the following:

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

Salary (base)	\$114.98 per hour
Salary (overtime)	\$65.216 per hour
Per diem costs	Actual documented costs not to exceed the Federal Per Diem Rates (www.gsa.gov)
Travel (mileage and fares)	\$0.575 per mile
Helicopter flight time	Actual documented costs
Supplies or equipment	Actual documented costs

2. The total expenditures of **FCSO** that may be reimbursed may not exceed... \$.
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 USDA Forest Service.**

III. BILLING FREQUENCY:

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



FCSO 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:

Rachelle Youngblood, Investigative Analyst
Pacific Southwest Regional Office - LEI
1323 Club Drive
Vallejo, CA 94592

Send photocopy to:
Cooper Fouch, Special Agent
Sierra National Forest
1600 Tollhouse Road
Clovis, CA 93611-0532

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

USDA 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: sm.fs.asc_ga@usda.gov

- c. Final billings for reimbursement on this Annual Operating Plan (AOP) must be received by the USDA Forest Service before October 31, 2021 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 for the verification of the EFT (Electronic Funds Transfer) banking information.**

Job Code: NFLE0521 1360



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

Margaret Mims

6/1/21

MARGARET MIMS,
Sheriff – Coroner – Public-Administrator
Fresno County

Date

ATTEST:

BERNICE E. SEIDEL
Clerk of the Board of Supervisors
County of Fresno, State of California

Steve Brandau

By *[Signature]*
Deputy

July 13, 2021

STEVE BRANDAU, Chairman, Board of
Supervisors Fresno County

Date

DON HOANG

Digitally signed by DON HOANG
Date: 2021.07.20 13:02:44 -07'00'

DON HOANG, Special Agent in Charge
USDA Forest Service, Pacific Southwest
Region

Date

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

CONSTANCE ZIPPERER Digitally signed by CONSTANCE ZIPPERER
Date: 2021.05.10 14:32:26 -07'00'

CONSTANCE ZIPPERER
USDA Forest Service, Supervisor 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.

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FOR ACCOUNTING USE ONLY:

USDA Sierra National Forest \$18,000

Fund:0001

Subclass:10000

ORG:31116393

Account:4975