



FS Agreement No. 19-LE-11051360-015
Cooperator Agreement No. MOD 01

EXHIBIT A

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

**Between The
CALAVERAS COUNTY SHERIFF'S DEPARTMENT
And the
USDA, FOREST SERVICE
STANISLAUS NATIONAL FOREST**

2019 ANNUAL OPERATING AND FINANCIAL PLAN

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between the Calaveras County Sheriff's Department, hereinafter referred to as "Cooperator," and the USDA, Forest Service, Stanislaus National Forest, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #19-LE-11051360-015 executed on __TBD__. 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, 2018 and ending September 30, 2019.

Previous Year Carry-over: \$00.00
Current 2019 Year Obligation: \$6,000.00
FY2019 Total Annual Operating Plan: \$6,000.00

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
Rick Dibasilio, Sheriff 1045 Jeff Tuttle Dr. San Andreas, CA 95249 Telephone: 209-754-6500 Email: rdibasilio@co.calaveras.ca.us	Oscar Flamenco, Senior Dept. Analyst 1045 Jeff Tuttle Dr. San Andreas, CA 95249 Telephone: 209-754-6913 Email: ofla@co.calaveras.ca.us



Principal U.S. Forest Service Contacts:

U.S. Forest Service Program Manager Contact	U.S. Forest Service Administrative Contact
Heidi Rieck, Patrol Captain 19777 Greenley Road Sonora, CA 95370 Telephone: 209-288-6295 FAX: 209-533-0968 Email: heidi.rieck@usda.gov	Tawny Ego, Program Support Assistant 19777 Greenley Road Sonora, CA 95370 Telephone: 209-288-6293 FAX: 209-533-0968 Email: tawny.ego@usda.gov

U.S. Forest Service Program Coordinator Contact	U.S. Forest Service Administrative Contact
Chad Krogstad, Patrol Commander 1323 Club Drive Vallejo, CA 94592 Telephone: 707-562-9125 FAX: 707-562-9031 Email: chad.krogstad@usda.gov	Cindy Maldonado, Administrative Specialist 444 East Bonita Ave. San Dimas, CA 91773 Telephone: 909-929-7064 FAX: 909-592-1404 Email: cynthia.maldonado@usda.gov

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

Actual miles driven at \$0.80 to \$0.83 per mile patrolled.

Wages at the prevailing rate of:

\$61.16 Regular time per hour for each Deputy Sheriff

\$67.23 Overtime per hour for each Deputy Sheriff

NOTE: Calaveras County will allow U.S. Forest Service Law Enforcement Officers to use Calaveras radio frequencies during emergencies or when U.S. Forest Service dispatch is not available.

II. PATROL ACTIVITIES:

Calaveras County Sheriff Deputies have authority to perform enforcement work on any Stanislaus National Forest lands. The primary duties of these Deputies will include answering calls for service, routine patrol and investigation of criminal offenses occurring within the Stanislaus National Forest. The Sheriff can be reimbursed for enforcement work anywhere on the Stanislaus Forest including the enforcement of California OHV laws and regulations. Specific schedules may be set up through coordination between the Forest Service Patrol Captain and Sheriff's Patrol Commander to best match enforcement needs with available resources.

Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs for both the Cooperator and the U.S. Forest Service. Primarily, however, focused



patrols of extended duration on lands and at facilities administered by the U.S. Forest Service are most needed in the afternoon, evening, and night hours from May 1 to October 31 each year. Additional emphasis shall be placed upon on holidays and the days before and after Memorial Day, Independence Day, and Labor Day.

In particular, the following areas receive heavy use and/or are in remote locations making patrols necessary to maintain a high quality recreation experience and to protect people and U.S. Forest Service resources and facilities:

- Sourgrass Recreation Area
- Black Springs Road
- Cabbage Patch Road
- Winton Road and the Moore Creek and Salt Springs Road Area
- Candy Rock Quarry

Ample time will be spent in each area to make residents and visitors aware that law enforcement officers are in the vicinity.

Total reimbursement for this category shall not exceed the amount of: \$6,000.00.

III. TRAINING:

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

Training will be limited to work related training aimed at improving the overall efficiency of the enforcement and patrol activities related to this agreement between the Cooperator and the Forest Service. This includes training for those Officers that work in the mountainous terrain and County areas within the boundaries of the Stanislaus National Forest.

Total reimbursement for this category shall not exceed 10% of the total agreement.

IV. EQUIPMENT AND SUPPLIES:

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 purchases will be mutually agreed upon between the Sheriff's Staff Services Analyst and the U.S. Forest Service.



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 equipment shall not exceed: 10% of the total agreement or by authorization of the U.S. Forest Service (Designated Representative or Alternate Representative) if greater expenditures are necessary. All expenditures in this category shall be approved by the U.S. 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. Any funding not used under section III, TRAINING and section IV, EQUIPMENT AND SUPPLIES will be allocated to Patrol Activities under Section II., PATROL ACTIVITIES, and will not exceed a combined total of \$6,000.00.

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 U.S. 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 U.S. 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 U.S. Forest Service with itemized monthly statements for expenditures. The statement shall be in sufficient detail to allow the U.S. Forest Service to tie these expenditures back to reimbursable expenses and the rate schedule and shall be certified by the County of Calaveras 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 19-LE-11051360-015.

A. Mail copies of itemized billing statements to:

Heidi Rieck, Patrol Captain
USFS Law Enforcement
19777 Greenley Road
Sonora, CA 95370

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



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

Final billings for reimbursement must be received by the Forest Service before October 30, 2019 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 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.

Category	Estimated Costs	Not to Exceed by %
Patrol Activities	\$6,000.00	
Training		10
Equipment		10
Special Enforcement Situations		
Total	\$6,000.00	

- C. Any remaining funding in this Annual Operating Plan may be carried forward to the next FY2020 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. *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.

RICK DIBASILIO, Sheriff
Calaveras County

Date

JASON KUIKEN, Forest Supervisor
U.S. Forest Service, Stanislaus National Forest

Date

GARY TOFANELLI, Chair
Calaveras 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.

5-13-19

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.

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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.