



FS Agreement No. 13-LE-11051360-008

Cooperator Agreement No. Mod 01

EXHIBIT A

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

**Between The
EL DORADO COUNTY SHERIFF'S DEPARTMENT
And the
USDA, FOREST SERVICE
ELDORADO NATIONAL FOREST
And
LAKE TAHOE BASIN MANAGEMENT UNIT**

FY13 ANNUAL OPERATING AND FINANCIAL PLAN

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between the El Dorado County Sheriff's Department, hereinafter referred to as "the Cooperator," and the USDA, Forest Service, Eldorado National Forest, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #13-LE-11051360-008 executed on June 25, 2013. 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, 2012 and ending December 31, 2013.

Previous Year Carry-over: -0-
Current \$26,000 Year Obligation: FY13
FY13 Total Annual Operating Plan: \$26,000

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
Name: John D'Agostini, Sheriff Address: El Dorado County 300 Fair Lane City, State, Zip: Placerville, CA 95667 Telephone: 530.621.5655 FAX:	Name: Yvonne Gutenberger Address: 300 Fair Lane City, State, Zip: Placerville, CA 95667 Telephone: 530.621.5657 FAX: 530.642.9473 Email: gutenbey@edso.org



Email: john.dagostini@edso.org

Principal U.S. Forest Service Contacts:

U.S. Forest Service Program Manager Contact	U.S. Forest Service Administrative Contact
Francisco Aguilar, Patrol Captain 100 Forni Road Placerville, CA 95667 Telephone: 530.642.5130 FAX: 530.642.5197 Email: faguilar@fs.fed.us Camino ECC: 530.642.5170 *****	Name: Donna-Lee DeCantillon Law Enforcement Program Assistant 100 Forni Road Placerville, CA 95667 Telephone: 530.642.5195 FAX: 530.642.5197 Email: ddecantillon@fs.fed.us *****
Gary Barnett, Patrol Captain 9646 Donner Pass Road Truckee, CA 96161-2949 Telephone: 530.587.3558 X237 FAX: 530.587.4857 Email: gbarnett@fs.fed.us Grass Valley ECC: 530.478.6111 *****	Suwannee Milburn Grants and Agreement Specialist 1323 Club Drive Vallejo, CA 94592-1110 Telephone: 707.562.8782 FAX: 707.562.9144 Email: semilburn@fs.fed.us
Don Hoang, Patrol Commander 1323 Club Drive Vallejo, CA 94592 Telephone: 707.562.8647 FAX: 707.562.9031 Email: dhoang@fs.fed.us	

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

- Salary (Deputy): \$75.00 per hour includes fringe benefits and equipment costs
- Salary (Sergeants): \$92.00 per hour includes fringe benefits and equipment costs

II. PATROL ACTIVITIES:

A. Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs of both the Cooperator and the U.S. Forest Service. Ample time will be spent in each area to make residents and visitors aware that law enforcement officers are in the vicinity.

B. Patrol on following U.S. Forest Service roads:

I. All National Forest System roads within the Eldorado National Forest and Lake



Tahoe Basin Management Unit, including 4X4 roads where possible. Patrols will be scheduled during known or anticipated high use periods, such as holiday weekends, scheduled events and routine weekend use.

- a. Patrols are to be made in a marked Sheriff's vehicle. The assigned Deputies will possess a radio capable of operating on Forest Service Frequencies or other jointly available frequencies and will maintain communications with the forest Service LEOs and Camino ECC. Duties for that day or time period scheduled will be entirely Forest Service oriented, and as such, the assigned Deputy will not be available for routine calls for service.
- b. For each Patrol Shift, the assigned personnel will complete and turn in an Officer's Daily Log, or similar document. For Eldorado National Forest patrol, the logs shall be faxed at the end of each shift to the Patrol Captain at 530.642.5197. These logs must accompany the request for reimbursement for both units.

2. Patrol in the following campgrounds, developed sites, or dispersed areas:

Georgetown Ranger District: Including, but not limited to Stumpy Meadows, Black Oak, and Bear Creek campgrounds and various dispersed areas.

Pacific Ranger District: Including, but not limited to campgrounds and areas of concentrated public use in the Crystal Basin, including Ice House, Union Valley, Loon Lake, Gerle Creek and Wrights Lake areas.

Placerville and Amador Ranger Districts: Including, but not limited to Sand Flat, China Flat, Pipi, Silverfork, Lover's Leap and Capp's Crossing campgrounds; Indian Springs, Eagle Rock, 42 Mile and Bridal Veil picnic areas; as well as dispersed camping and picnic areas in both Districts.

Lake Tahoe Basin Management Unit: Including, but not limited to campgrounds and areas of concentrated use including the Fallen Leaf Lake area, Pope/Baldwin Beach recreation areas, Keva Beach, Eagle Falls, and Bayview, as well as dispersed use areas, especially areas with a history of juvenile parties.

- a. Patrols are to be made in a marked Sheriff's vehicle as well as on foot, bicycle or horseback. The assigned Deputies will possess a radio capable of operating on Forest Service frequencies or other jointly available frequencies and will maintain communications with the Forest Service LEOs and either Camino or Grass Valley ECC. Duties for that day or time period scheduled will be entirely Forest Service oriented, and as such, the assigned Deputy will not be available for routine calls for service, unless approved by a designated representative.



- b. For each Patrol Shift, the assigned personnel will complete and turn in an Officer's Daily Log, or similar document. For Eldorado National Forest patrol, the logs shall be faxed at the end of the shift to the Patrol Captain at 530.642.5197. These logs shall accompany the request for reimbursement for both units.
- 3. Cooperator will notify Camino ECC at 530.642.5170 of all known injury/fatality incidents that occur on National Forest System lands as soon as possible.
- 4. The Cooperator will furnish a proposed Forest patrol schedule to the Forest Service for review that concentrates on holiday weekends, special event and weekends. Patrols will normally occur between Memorial Day and Labor Day weekends, but may be conducted on a call-as-needed basis with Forest Service approval. The Forest patrol schedule will be implemented upon the concurrence of the Cooperator and the Forest Service. Forest patrols will be provided as Cooperator staffing allows.

Funding is allocated as follows:

Eldorado National Forest.....	\$23,500.00
Lake Tahoe Basin Management Unit.....	\$ 2,500.00

The Cooperator may NOT change this allocation without prior written approval of the Forest Service.

Total allocation for Patrol Activities shall not exceed:.....\$26,000.00

III. EQUIPMENT AND SUPPLIES:

See Cooperative Law Enforcement Agreement Provisions IV-K, IV-L, and IV-M for additional information.

The Forest Service will loan those surplus items that will further the cooperative effort. These items are property, but in most cases will be expendable. The items will be tracked and accounted for by the Eldorado National Forest Patrol Captain.

The Cooperator will account for and track these items, and will return them to the Forest Service when no longer needed and will report the damage or destruction of such property when applicable or no longer serviceable.

If the equipment is abused or neglected, as determined by the Forest Service, the Cooperator may be billed for the repairs or replacement of the equipment.



IV. 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 the 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 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 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.




V. BILLING FREQUENCY:

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

- a. Mail copies of itemized billing statements to:
Francisco Aguilar, Patrol Captain
Eldorado National Forest Law Enforcement and Investigations
100 Forni Road
Placerville, CA 95667
- b. Final billings for reimbursement must be received by the Forest Service before December 31, 2013.
- c. Annually update the SAMS registration of the County Sheriff's DUNS# for the verification of the EFT (Electronic Funds Transfer) banking information.

VI. 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 deobligated at the request of the U.S. Forest Service. *See Cooperative Law Enforcement Agreement Provision IV-D.*


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



 Attest: James S. Mitrisin
 Clerk of the Board of Supervisors
 El Dorado County

8/7/13

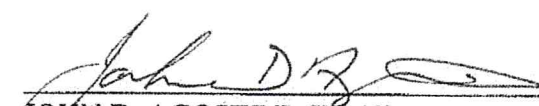
 Date Bd. Date: 5/21/13



 Chair, Ron Briggs
 Board of Supervisors
 El Dorado County

8-6-13

 Date Bd. Date: 5/21/13



 JOHN D. AGOSTINI, Sheriff
 El Dorado County

7/25/13

 Date



Jayne Handley

7/12/13

JAYNE HANDLEY, Forest Supervisor
U.S. Forest Service, Eldorado National Forest

Date

Nancy J. Gibson

7/18/13

NANCY J. GIBSON, Forest Supervisor
U.S. Forest Service, Lake Tahoe Basin Management Unit

Date

Scott Harris

8/12/13

SCOTT HARRIS, Special Agent in Charge
Us Forest Service, Pacific Southwest Region

Date

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

Suwannee Milburn

07/01/13

SUWANNEE MILBURN
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.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

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.



FS Agreement No. 13-LE-11051360-008

Cooperator Agreement No. Mod 02

EXHIBIT B

**COOPERATIVE LAW ENFORCEMENT ANNUAL DRUG OPERATIONS PLAN &
FINANCIAL PLAN**

**Between The
EL DORADO COUNTY SHERIFF'S OFFICE
And the
USDA, FOREST SERVICE
USDA, FOREST SERVICE, ELDORADO NATIONAL FOREST and
LAKE TAHOE BASIN MANAGEMENT UNIT**

2013 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 El Dorado County Sheriff's Office, hereinafter referred to as "MCS," and the USDA, Forest Service, El Dorado National Forest and the Lake Tahoe Basin Management Unit, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement # 13-LE-11051360-008 executed on

JUN 28, 2013. 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, 2012 and ending September 30, 2013.

Previous Year Carry-over: \$0.00
Current FY-13 Year Obligation: \$25,000
FY-2013 Total Annual Operating Plan: \$25,000

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
John D'Agostini, Sheriff El Dorado County 300 Fair Lane Placerville, CA 95667-4102 Telephone: (530) 621-5655 FAX: (530) 626-8091 Email: dagostinij@edso.org	Yvonne Gutenberger 300 Fair Lane Placerville, CA 95667 Telephone: 530.621.5657 FAX: 530.642.9473 Email: gutenbey@edso.org



Cooperator Alternate Program Contact	
Mike Cook, Sergeant El Dorado County 300 Fair Lane Placerville, CA 95667-4102 Telephone: (530) 621-5655 FAX: (530) 626-8091 Email: cookm@edso.org	

Principal U.S. Forest Service Contacts:

U.S. Forest Service Program Manager Contact	U.S. Forest Service Administrative Contact
Eric Schultz, Special Agent Eldorado National Forest 100 Forni Road Placerville, CA 95667-5294 Office: (530) 621-5294 Cell: (530) 919-6142 FAX: (530) 621-5260 Email: eschultz@fs.fed.us	Angela O. Cabada, Program Support Assistant Pacific Southwest Regional Office-LEI 1323 Club Drive Vallejo, CA 94592-1110 Office: (707) 562-8720 FAX: (707) 562-9031 Email: aocabada@fs.fed.us
U.S. Forest Service Program Coordinator Contact	
Kent Delbon, Special Agent Pacific Southwest Regional Office-LEI 11323 Club Drive Vallejo, CA 94592-1110 Office: (707) 562-8649 Cell: (707) 373-6672 FAX: (707) 562-9031 Email: kdelbon@fs.fed.us	

II. CONTROLLED SUBSTANCE OPERATIONS

Pursuant to IV-1 of the Cooperative Law Enforcement Agreement between **EDSO** and the U.S. Forest Service, Agreement No. **13-LE-11051360-008**, 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 U.S. Forest Service agrees:

1. To reimburse **EDSO** 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. Reconnaissance shall be performed using a U.S. Forest Service approved aircraft with a minimum of one U.S. Forest Service observer on board, unless waived by the U.S. Forest Service.
2. To reimburse **EDSO** 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 **EDSO** 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 U.S. Forest Service prior to taking place.

Note: **EDSO** retains the authority to eradicate cannabis plants from National Forest System lands without reimbursement from the U.S. Forest Service at its discretion.
4. To reimburse **EDSO** for the costs of purchasing supplies and equipment used exclusively for activities described in items A.1, A.2, A.3 and A.4 of this Plan. Purchases must be agreed to and approved by the U.S. Forest Service.

Purchases may not exceed 10% of the total allocation without prior approval by the U.S. Forest Service Designated Representative.



B. EDSO 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 U.S. 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 U.S. 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 U.S. Forest Service and EDSO mutually agree to the following:

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

Salary (base)	Deputy \$46.16 /Sgt. \$57.02 per hour,
Salary (overtime)	Deputy \$69.24/Sgt. \$85.53 per hour,
Travel (mileage and fares)	\$0.555 per mile,
Helicopter flight time	Actual documented costs,
Supplies or equipment	Actual documented costs
(Copies of invoices needed for reimbursement.)	

2. The total expenditures of EDSO that may be reimbursed may not exceed.... \$25,000
The total expenditures for item A.4 may not exceed..... 10% of the total allocation.
3. Any remaining funding in the 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 U.S. Forest Service.

III. BILLING FREQUENCY:

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



The **EDSO** will furnish itemized monthly 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.

Mail copies of itemized billing statements to:

- a. Angela O. Cabada, PSA
Pacific Southwest Regional Office
LEI, R-5
1323 Club Drive
Vallejo, CA 94592-1110

Send photo copy to:

Eric Schultz, Special Agent
Eldorado National Forest
100 Forni Road
Placerville, CA 95667-5310

b. Send hard copy invoices to:

U.S. 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: ASC_GA@fs.fed.us

- c. Final billings for reimbursement on this Annual Operating Plan (AOP) must be received by the U.S. Forest Service before December 31, 2013 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: NFLE0513 1360 \$25,000



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

Marcie MacInland

Attest:
Clerk of the Board of Supervisors
El Dorado County

5/21/13
Date

John D'Agostini
JOHN D'AGOSTINI, Sheriff
El Dorado County

5/23/13
Date

Ron Briggs
Chair
El Dorado County Board of Supervisors

5/21/13
Date

Scott Harris

SCOTT HARRIS, Special Agent in Charge
U.S. Forest Service, Pacific Southwest Region

6/18/13
Date

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

Suwannee E. Milburn

SUWANNEE E. MILBURN
U.S. Forest Service, Pacific Southwest Region
Grants Management Specialist

04/25/2013
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.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

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