



**Contract Number**  
20-248 A6

**SAP Number**  
N/A

## Sheriff/Coroner/Public Administrator

<b>Department Contract Representative</b>	Kelly Welty, Chief Deputy Director of Sheriff's Administration
<b>Telephone Number</b>	909-387-0640
<b>Contractor</b>	U.S. Department of Agriculture, Forest Service
<b>Contractor Representative</b>	Michael Duffy, Program Support Admin
<b>Telephone Number</b>	909-915-4471
<b>Contract Term</b>	10/01/2021 – 09/30/2022
<b>Original Contract Amount</b>	\$24,000.00
<b>Amendment Amount</b>	\$11,998.91
<b>Total Contract Amount</b>	\$35,998.91
<b>Cost Center</b>	4438001000

**Briefly describe the general nature of the contract:**

### Amendment No. 6

Accept Amendment No. 6 to the Forest Service Agreement No. 20-LE-11051360-031 (Modification No. 6) with USFS to approve the 2022 Controlled Substance Annual Operating and Financial Plan for reimbursement by USFS for Sheriff's narcotics enforcement activities provided on National Forest System lands in the amount of \$11,998.91, added to the prior year's carry-over of \$1.09, for the period of October 1, 2021 and ending September 30, 2022.

**FOR COUNTY USE ONLY**

Approved as to Legal Form

▶   
Richard D. Luczak, Deputy County Counsel

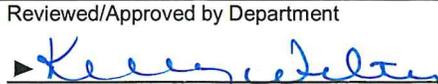
Date 3/17/2022

Reviewed for Contract Compliance

▶ \_\_\_\_\_

Date \_\_\_\_\_

Reviewed/Approved by Department

▶   
Kelly Welty, Chief Deputy Director of Sheriff's  
Administration

Date 3/21/22



FS Agreement No. 20-LE-11051360-031

Modification No. 006

**EXHIBIT B**

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

**Between The  
SAN BERNARDINO COUNTY SHERIFF'S DEPARTMENT  
And the  
USDA, FOREST SERVICE  
SAN BERNARDINO NATIONAL FOREST**

**2022 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 San Bernardino County Sheriff's Department, hereinafter referred to as "SBCS," and the USDA, Forest Service, San Bernardino National Forest, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #20-LE-11051360-031 executed on May 20, 2020. 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, 2021 and ending September 30, 2022.

Prior Year Carryover: \$1.09  
FY 2022 Obligation: \$11,998.91  
FY 2022 Total annual operating plan: \$12,000.00

**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
<p><b>Shannon D. Dicus, Sheriff-Coroner</b> 655 E Third Street San Bernardino, CA 92415 909-387-0640 Office</p>	<p><b>Nancy Perez, Staff Analyst</b> 655 E Third Street San Bernardino, CA 93160 909-387-0362 Office 909-387-3444 Fax <a href="mailto:npercz@sbcasd.org">npercz@sbcasd.org</a></p>



<b>Cooperator Program Contact</b>
<b>Chris Morsch</b> 655 E Third Street San Bernardino, CA 93160 909-890-4840 Phone <u><a href="mailto:cmorsch@sbcisd.org">cmorsch@sbcisd.org</a></u>

**Principal USDA Forest Service Contacts:**

<b>USDA Forest Service Program Manager Contact</b>	<b>USDA Forest Service Administrative Contact</b>
<b>Wayne Nomi, Special Agent</b> Angeles National Forest 701 N. Santa Anita Avenue Arcadia, CA 91106 626-574-5354 Office 559-392-2244 Cell 626-821-6784 Fax <u><a href="mailto:wayne.nomi@usda.gov">wayne.nomi@usda.gov</a></u>	<b>Michael Duffy, Program Support Admin</b> 602 S. Tippecanoe Avenue San Bernardino, CA 92408 909-915-4471 Cell 909-382-0705 Fax <u><a href="mailto:michael.duffy@usda.gov">michael.duffy@usda.gov</a></u>
<b>USDA Forest Service Program Coordinator Contact</b>	<b>USDA Forest Service Grants &amp; Agreements Contact</b>
<b>Don Hoang, Special Agent in Charge</b> 1323 Club Drive Vallejo, CA 94592 707-562-8647 Office 707-562-9031 Fax <u><a href="mailto:don.hoang@usda.gov">don.hoang@usda.gov</a></u>	<b>Darius Parks, Grants Management Specialist</b> 1323 Club Drive Vallejo, CA 94592 <u><a href="mailto:darius.parks@usda.gov">darius.parks@usda.gov</a></u>

**II. CONTROLLED SUBSTANCE OPERATIONS**

Pursuant to IV- I of Agreement No. 20-LE-11051360-031, 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 SBCS 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 SBCS 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 SBCS 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:** SBCS 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 SBCS 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. SBCS 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 SBCS mutually agree to the following:

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

Wages at the prevailing rate of:

Deputy:	$\$55.01 \times 1.5 = \$82.52$ per hour
Detective:	$\$60.71 \times 1.5 = \$91.07$ per hour
Sergeant:	$\$71.93 \times 1.5 = \$107.90$ per hour

Per diem costs	<b>\$34/M&amp;IE + \$55/Lodging,</b>
Travel (mileage and fares)	<b>Actual documented costs,</b>
Helicopter flight time	<b>Actual documented costs,</b>
Supplies or equipment	<b>Actual documented costs</b>

2. The total expenditures of SBCS 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.*

SBCS will furnish monthly itemized statements of expenses to the USDA 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, Investigations Analyst  
Pacific Southwest Regional Office – LEI  
1323 Club Drive  
Vallejo, CA 94592

Send photocopy to:  
Wayne Nomi, Special Agent  
Angeles National Forest  
701 N. Santa Anita Avenue  
Arcadia, CA 91106

- 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](mailto: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, 2022 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](http://www.sam.gov) for the verification of the EFT (Electronic Funds Transfer) banking information.**

**Job Code: 1360NFLE0522**



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

SHANNON D. DICUS, Sheriff  
San Bernardino County

3/11/22

Date

  
MAR 15 2022

Curt Hagman  
Chairperson, Board of Supervisors  
San Bernardino County

SIGNED AND CERTIFIED THAT A COPY OF THIS DOCUMENT HAS BEEN DELIVERED TO THE CHAIRMAN OF THE BOARD LYNNA MCNELL, County Clerk of the Board of Supervisors of the County of San Bernardino

Date

By



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

3/21/2022

Date

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

CONSTANCE ZIPPERER Digitally signed by CONSTANCE ZIPPERER  
Date: 2022.01.22 13:18:29 -08'00'

CONSTANCE ZIPPERER  
Supervisory 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.