



MEMORANDUM

Date: August 27, 2018

To: The Honorable Chairman and Members
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator

A handwritten signature in black ink, appearing to read "C.H. Huckelberry", is written over the typed name and title.

Re: **Status of the Operation Stonegarden Grant**

There seems to be some confusion regarding the Board of Supervisors' action on February 20, 2018 regarding this subject. The Board approved the Operations Stonegarden (OPSG) grant, subject to five conditions.

The Chairman of the Board is obligated to sign and execute County contracts regardless of how he or she may have voted on the particular issue.

The five conditions approved by the Board have been completed. Summarized below are the five conditions and the estimated timeframe when they were completed. It should be noted that the Board minutes associated with this item indicate at the time of the motion by Supervisor Valadez a question arose by Supervisor Christy as to whether the conditions must be in place before approval and acceptance. Supervisor Valadez responded that the conditions should be met within a short time. The minutes are silent on whether the Board had to approve whether the conditions were met prior to implementing the approved OPSG grant.

1. Full recovery of cost – This item was completed rather quickly. At or near the time of reconsideration of approval, it had been ascertained that the Sheriff was using the correct employee related cost to recover full personnel service expenditure associated with overtime of Sheriff's deputies when involved in OPSG.
2. Grants oversight – This item was essentially completed when I indicated a new Grants and Innovation Department would be implemented and have general oversight of all grants, including those of other Elected Officials. The notice of intent to create this department was contained in my Budget Transmittal memorandum to the Board on April 27, 2018.
3. Data Collection – While I have indicated there has been difficulty in obtaining information, some information was not received from the Department of Public Safety and South Tucson. The Sheriff was prompt in providing his information upon request

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and he provided the Daily Activity Reports and related documentation regarding OPSG on March 23, 2018 to our Criminal Justice Reform Unit.

4. Law Enforcement Policy – Although the process took longer than one week as originally indicated to the Board upon reconsideration of the OPSG grant, the Sheriff drafted and finalized a policy that was placed in effect on May 8, 2018.
5. Establishment of Committee – The Community Law Enforcement Partnership Commission was formed. The first meeting with a quorum was held on June 11, 2018. At the July 9, 2018, meeting the Commission selected their Chair: Zaira Livier Serrato (District 3 appointee) and Co-Chair: Kristen Landrum (District 2 appointee). The next Commission meeting is scheduled for Monday, September 10, 2018.

I have also provided the Board with update communications on these matters. These memoranda are listed below for your reference and information.

- February 8, 2018 – Operation Stonegarden Grant Program Award 170405-02 OPSG Overtime and Mileage and 170405-03 OPSG Equipment
- February 12, 2018 - Operation Stonegarden
- February 13, 2018 – Operation Stonegarden Grants
- March 12, 2018 – March 8, 2018 Memorandum from Assistant County Administrator Wendy Petersen Regarding Operation Stonegarden Grants to other Police Jurisdictions
- March 21, 2018 – Compliance with Your Five Conditions Associated with Approval of the Reconsideration and Authorization of the Stonegarden Grant to the Sheriff (To Vice-chair Ramón Valadez, Board copied)
- April 17, 2018 – US Border Patrol Public Records Request Related to Daily Activity Reports Arrests and Citation Information Related to the Operation Stonegarden Grant (Letter to Representative McSally, Board copied)
- March 23, 2018 – Stonegarden Analysis Issue of Difficulty in Obtaining Information from the US Border Patrol
- April 18, 2018 - US Border Patrol Public Records Request Related to Daily Activity Reports Arrests and Citation Information Related to the Operation Stonegarden Grant (Letter to Department of Homeland Security, Board copied)
- April 18, 2018 – Sheriff Policies and Procedures Related to Operation Stonegarden
- May 31, 2018 – Operation Stonegarden Grant Acceptance Conditions and the Continued High Intensity Drug Trafficking Areas (HIDTA) Grant from the March 20, 2018 Board of Supervisors Meeting
- June 15, 2018 - Continuation of Stonegarden and HIDTA Grants to the Agenda of July 3, 2018

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- August 6, 2018 – Operation Stonegarden and High Intensity Drug Trafficking Area Grants
- August 7, 2018 – Board of Supervisors Memorandum- Operation Stonegarden Grant Award Acceptance for Federal Fiscal Year 2017 Item 27A as well as the High Intensity Drug Trafficking Areas (HIDTA) Grant Approvals for Items 27B and 27C on the August 7, 2018 Board of Supervisors Agenda

No billings or payments were made regarding OPSG until May 11, 2018.

The only option now available to the Board is direct termination of the contract. The original contract terms of the grant acceptance indicate that either party can terminate the contract with 30 days' notice. Therefore, if the Board wishes to terminate the OPSG grant prior to its normal expiration date of December 31, 2018, the Board would need to indicate their desire to terminate the contract pursuant to the terms of agreement, which if executed on September 4, 2018, would indicate the termination date of the contract would then be October 5, 2018.

CHH/anc

c: The Honorable Mark Napier, Pima County Sheriff
Jan Leshner, Chief Deputy County Administrator
Julie Castañeda, Clerk of the Board of Supervisors
Regina Kelly, Director, Grants Management and Innovation Unit