



## **BOARD OF SUPERVISORS AGENDA ITEM REPORT**

### **CONTRACTS / AWARDS / GRANTS**

☐ Award ☐ Contract ☒ Grant

Requested Board Meeting Date: 12/3/19

*\* = Mandatory, information must be provided*

or Procurement Director Award ☐

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**\*Contractor/Vendor Name/Grantor (DBA):**

Customs and Border Protection, US Border Patrol

**\*Project Title/Description:**

Treasury Executive Office of Asset Forfeiture (TEOAF)

**\*Purpose:**

To employ a strategic enforcement effort to reduce and disrupt trafficking, sales, and distribution of illegal narcotics within Pima County. The funds will be used for overtime and mileage reimbursement. The overtime will support investigative and interdiction efforts, including a focus on combating the opioid epidemic.

**\*Procurement Method:**

Not applicable to grant awards

**\*Program Goals/Predicted Outcomes:**

To intercept narcotic and dangerous drugs, such as heroin, methamphetamine, cocaine and other forms of these narcotics in order to disrupt distribution efforts of drug trafficking organizations.

**\*Public Benefit:**

To remove narcotic and dangerous drugs off the streets of Pima County.

**\*Metrics Available to Measure Performance:**

Monthly reports

**\*Retroactive:**

Yes, retroactive to 10/01/19

6/11 Approval 4/26/19 #8  
Revised 9/2019

**Contract / Award Information**

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Contract Number (i.e.,15-123): \_\_\_\_\_  
Effective Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Prior Contract Number (Synergen/CMS): \_\_\_\_\_  
☐ Expense Amount: \$\* \_\_\_\_\_ ☐ Revenue Amount: \$ \_\_\_\_\_

**\*Funding Source(s) required:**

Funding from General Fund? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No

**If Yes, is the Contract to a vendor or subrecipient?**

Were insurance or indemnity clauses modified? ☐ Yes ☐ No

*If Yes, attach Risk's approval.*

Vendor is using a Social Security Number? ☐ Yes ☐ No

*If Yes, attach the required form per Administrative Procedure 22-10.*

**Amendment / Revised Award Information**

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Contract Number (i.e.,15-123): \_\_\_\_\_  
Amendment No.: \_\_\_\_\_ AMS Version No.: \_\_\_\_\_  
Effective Date: \_\_\_\_\_ New Termination Date: \_\_\_\_\_  
Prior Contract No. (Synergen/CMS): \_\_\_\_\_  
☐ Expense or ☐ Revenue ☐ Increase ☐ Decrease Amount This Amendment: \$ \_\_\_\_\_  
Is there revenue included? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_

**\*Funding Source(s) required:**

Funding from General Fund? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

**Grant/Amendment Information** (for grants acceptance and awards) ☐ Award ☒ Amendment

Document Type: GTAM Department Code: SD Grant Number (i.e.,15-123): 20\*18  
Effective Date: 10/16/18 Termination Date: on going Amendment Number: #1  
☐ Match Amount: \$ \_\_\_\_\_ ☒ Revenue Amount: \$ 200,000.00

**\*All Funding Source(s) required:** Treasury Executive Office of Asset Forfeiture

**\*Match funding from General Fund?** ☐ Yes ☒ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

**\*Match funding from other sources?** ☐ Yes ☒ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

**\*Funding Source:** \_\_\_\_\_

**\*If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?**

Yes, directly from Federal Government

Contact: Toni Robinson

Department: Sheriff Telephone: 351-3185

Department Director Signature/Date: Julia Gates 11/18/2019

Deputy County Administrator Signature/Date: \_\_\_\_\_

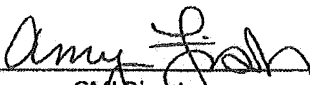

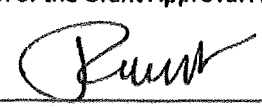
County Administrator Signature/Date: \_\_\_\_\_

*(Required for Board Agenda/Addendum Items)*

## GRANT APPLICATION APPROVAL REQUEST

**Instructions:** Fill out the top section of this form completely. Contact the program Grants Management & Innovation (GMI) Lead if you require assistance (724-2240). Email your completed request to: [GMI@pima.gov](mailto:GMI@pima.gov). Your request will be forwarded to County Administration for review. Notification of approval requests should be submitted at least 15 business days prior to the application's submission deadline (AP 5-1 Procedure).

Requesting department or entity:	Sheriff	Date: 11/5/19
Contact Information:	Name: Teresa Wilson	Telephone: (520) 351-6240
Funding opportunity title:	Customs and Border Protection - Joint Operations Expenses	
Link to opportunity:	n/a	
Funding agency:	Treasury Executive Office of Asset Forfeiture	
Amount to be requested:	\$ 200,000.00	
Due date and time:		
What are you going to spend the money on?	<p>The Sheriff's Department was allocated an additional \$200,000 for joint operations/task forces conducted with the U.S. Border Patrol. (Original award was \$300,000; new total award \$500,000.)</p> <p>Funds will be utilized for reimbursement of overtime salary expenses. May also request reimbursement for travel, fuel, training, and equipment directly associated with joint operations.</p> <p>Indirect costs are not allowable.</p>	
What will be the benefit to Pima County?	<p>Increased public safety, reduction of drug and human trafficking activities, removal and/or prevention of illegal drugs and weapons entering into Pima County.</p> <p>Safer community for all residents of Pima County.</p>	
Indirect costs – check one:	<div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <input type="checkbox"/> I will be requesting Indirect costs. Indirect-cost rate to be requested:      %  <input type="checkbox"/> I have attached a request for waiver of Indirect costs (GMI Intranet) I  <input checked="" type="checkbox"/> <del>need help understanding indirect costs</del> Indirect costs are not allowable.         </div> </div>	
By: <u><i>[Signature]</i></u> 9442		Date: <u>11/5/2019</u>
Department Director or Designee		

<b>GRANT COST/BENEFIT ANALYSIS</b> <b>To be completed by GMI staff</b>			
CFDA No.	21.016 Treasury Asset Forfeiture Fund		
Competitive Criteria:	FFY2019 renewal of Treasury Executive Office of Asset Forfeiture (TEOAF) award for reimbursement of costs incurred by Pima County Sheriff's Department (PCSD) in providing overtime and other resources to joint operations/task forces with US Border Patrol.		
Other Factors:	Memorandum of Understanding (MOU, attached) between US Border Patrol, Tucson Sector and PCSD, signed in FFY2018, remains in force until one of the parties terminates the understanding in writing.		
Number of Awards:	Total amount to be awarded: \$ 200,000.00		
Match Required: <input type="checkbox"/> Yes <input type="checkbox"/> No If required what is the amount/percent: _____			
Terms Notes (e.g. unusual restrictions, reporting burdens, etc.):	PCSD will assign dedicated officers to investigations and joint operations with US CBP Tucson Sector "to the maximum extent possible."  PCSD remains responsible for payment of overtime salaries and ERE regardless of incurring reimbursable overtime charges.		
Will this project require additional office/project space?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Will this project require staff time that cannot be paid for by the grant?		<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Will your project require any equipment items over \$5,000 per item?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the proposal use a fixed price contract?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is this project subject to Human Subjects compliance?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does this project involve subrecipients?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is there a Statutory Funding Preference from the funding agency?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Allowable Indirect Rate: _____ If Indirect is not allowed, attach documentation.			
List any other proposal or funder specific requirements:	PCSD may seek reimbursement of overtime salary and other law enforcement expenses (travel, fuel, training, equipment and similar costs) directly related to joint operations with US Border Patrol, Tucson Sector using the TEOAF Invoice and accompanied by copies of time sheets and receipts. <u>ERE expenses such as benefits are not eligible.</u> Maximum reimbursement for overtime worked on joint investigations is \$15,000 per officer per year. Records relating to transactions must be maintained for at least 3 yrs or in event of audit until audit is completed.		
GMI notes & recommendations: <i>This covers overtime, but not associated ERE. However, since OT is capped, impact will be slightly mitigated. This <del>benefit</del> could use further review/discussion in the go-forward but should not be held up @ present.</i>			
By: <u></u>		Date: <u>11/14/19</u>	
GMI Director			
County Administrator Approval Request			
Approved: <u></u>		Not Approved: _____ Subject to Further Review: <input type="checkbox"/> Yes <input type="checkbox"/> No	
If your project is subject to further review, please contact your GMI Lead to discuss necessary revisions prior to resubmission of the Grant Approval Application Request.			
By: <u></u>		Date: <u>11/15/2019</u>	
County Administrator or Designee			




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# MEMORANDUM

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Date: November 26, 2019

To: The Honorable Mark Napier  
Pima County Sheriff

From: C.H. Huckelberry  
County Administrator 

Byron Gwaltney, Chief Deputy  
Pima County Sheriff's Department

Re: **Your November 25, 2019 Response to Questions Regarding the US Customs and Border Protection/US Border Patrol Treasury Executive Office Asset Forfeiture Grant**

I appreciate your response to my questions regarding this subject. My concern was whether this grant reimbursed overtime in a manner similar to the Operation Stonegarden grant where individuals are specifically requested to work overtime when it may or may not be related to their actual duties. The distinguishing factor, you have identified, is that this is for overtime incurred by an individual who is actively working a narcotics investigation. This means, if the grant were unavailable, Pima County would be funding the overtime.

Based on this clarification in your attached November 25, 2019 memorandum, I am recommending approval of this grant by the Board of Supervisors.

CHH/anc

Attachment

c: Jan Leshner, Chief Deputy County Administrator  
Regina Kelly, Director, Grants Management and Innovation  
Amy Fish, Deputy Director, Grants Management and Innovation



## PIMA COUNTY SHERIFF'S DEPARTMENT

Mark D. Napier, Sheriff

# M E M O R A N D U M

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Date: November 25, 2019

To: Mr. Chuck H. Huckelberry, County Administrator

From: Chief Deputy Byron Gwaltney *BG*

Subject: Response to Questions on TEOAF Grant

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In response to your November 21, 2019 memorandum regarding the U.S. Customs and Border Protection/U.S. Border Patrol Treasury Executive Office Asset Forfeiture (TEOAF) Memorandum of Understanding, you had several valid questions. This memo will attempt to answer those questions and provide insight as to the functionality and importance of this funding source. The TEOAF grant is administered through U.S. Customs and Border Protection; however, this grant is fundamentally different in scope and expected outcomes from Operation Stonegarden.

The TEOAF program originates out of the U.S. Department of the Treasury. Department of Homeland Security agencies (ICE, CBP, U.S. Coast Guard, IRS, and the U.S. Secret Service) seize the original assets in the course of narcotics investigations and the funds are deposited in accounts managed by the Treasury Executive Office for Asset Forfeiture. These funds are then distributed to the various agencies of the Department of Homeland Security to programs and activities focused on disrupting criminal enterprises and enhancing forfeiture capabilities.

This is our fourth year in receiving funds from the TEOAF program. The intent of this program is to support multi-agency task forces with a mission focus on narcotics investigations. The funds received through this program are exclusively used for reimbursement of overtime expenses incurred during narcotics investigations. The TEOAF program differs significantly from Operation Stonegarden in that there is no expectation for additional operations, or for achieving specific federal objectives. The TEOAF program reimburses our overtime for either joint or department initiated narcotics investigations that we routinely engage in as part of our normal operations.

The resources committed to this grant are comprised largely of detectives assigned to our Narcotics and Special Investigations Section (NSIS) and to some extent, our patrol deputies and other detectives as needed. The grant specifically limits the overtime reimbursement to a maximum of \$15,000 per individual detective, not to exceed the overall grant of \$500,000. Previous awards totaled \$300,000 and the current agreement increases that amount by \$200,000. To clarify this point, we do not assign a specific group of detectives to work joint operations supported by the TEOAF grant. Each joint investigation is a unique and distinct criminal case, with the necessary detectives assigned specifically to those individual cases. As each new case develops into a full investigation we utilize TEOAF funds to cover overtime expenditures for NSIS detectives, patrol deputies, and detectives assigned from other units to assist as needed. This allows us to distribute the overall grant to the majority of our NSIS section and support staff.

Our strategic enforcement effort for this program is to reduce and disrupt drug related violence and narcotics trafficking in Pima County. We accomplish this through aggressive collection of intelligence from various sources to include 88-Crime, tips from citizens, other investigations, and through more involved criminal investigations. Our strategy also includes collaborating with other local, state, and federal agencies to allocate the necessary resources to make arrests and refer cases to the Pima County Attorney's Office. The vast majority of our narcotics related investigations require collaboration with our various partners and we routinely engage in task force operations.

Indirect costs are not allowable, nor are EREs, however, this funding helps cover overtime expenses for investigations that the Sheriff's Department would conduct, even absent an additional funding source. These investigations are important public safety, counter-narcotics operations that should not be curtailed, especially considering costs can be mitigated via the TEOAF funding source.

Please find the attached summary of TEOAF expenditures for CY 2018 and YTD 2019. You will notice that some of these employees have significantly higher totals, which is largely due to assignment and availability to work associated investigations. Only one of these individuals has retired in the recent past. Also, you may note two individuals that exceeded the \$15,000 threshold in CY 2018. The TEOAF agreement is based on the federal fiscal year, therefore these totals do not accurately depict an overage. Our Finance Section closely monitors individual expenditures to ensure no one exceeds this limit.

Hopefully this helps clarify this funding source and its importance to public safety in Pima County.

		Column Labels		2019		Total Sum of Hours		Total Sum of Dollars
		2018						
Row Labels	FirstName	EIN	Sum of Hours	Sum of Dollars	Sum of Hours	Sum of Dollars		
	GERALD		33.25	\$1,555.93	127.25	\$6,014.19	160.50	\$7,570.12
	CHRISTY		5.68	\$308.34	6.00	\$333.85	11.68	\$642.19
	NICHOLAS		28.50	\$1,110.37	0.00	\$0.00	28.50	\$1,110.37
	MANUEL		22.50	\$1,032.28	13.73	\$629.92	36.23	\$1,662.20
	GREG		243.00	\$13,738.96	165.75	\$9,492.80	408.75	\$23,231.76
	JAVIER		0.00	\$0.00	4.00	\$155.82	4.00	\$155.82
	JAMES		120.25	\$5,429.95	114.00	\$5,230.21	234.25	\$10,660.16
	DANILO		10.50	\$370.98	14.00	\$519.37	24.50	\$890.35
	RICHARD		39.00	\$1,377.95	27.50	\$1,020.20	66.50	\$2,398.15
	SCOTT		21.55	\$819.12	0.00	\$0.00	21.55	\$819.12
	MARCOS		220.25	\$10,265.24	175.25	\$8,282.80	395.50	\$18,548.04
	CHASE		35.50	\$1,379.29	48.75	\$1,994.27	84.25	\$3,373.56
	HANS		18.00	\$939.84	5.50	\$287.17	23.50	\$1,227.01
	ALBERTO		131.50	\$6,151.66	131.75	\$6,226.85	263.25	\$12,378.51
	RICHARD		343.50	\$15,973.12	207.50	\$9,807.04	551.00	\$25,780.16
	BRIAN		339.55	\$15,367.00	181.00	\$8,304.11	520.55	\$23,671.11
	PATRICK		99.00	\$5,591.69	80.50	\$4,610.37	179.50	\$10,202.06
	DEVIN		67.75	\$2,497.46	33.50	\$1,304.98	101.25	\$3,802.44
	BRETT		4.00	\$183.52	4.50	\$206.46	8.50	\$389.98
	KATRINA		0.00	\$0.00	53.00	\$1,966.21	53.00	\$1,966.21
	CHANCE		29.00	\$1,129.85	10.23	\$418.49	39.23	\$1,548.34
	PAUL		80.00	\$2,757.61	0.00	\$0.00	80.00	\$2,757.61
	VINCENT		73.00	\$3,439.80	49.75	\$2,351.31	122.75	\$5,791.11
	SHAWN		0.00	\$0.00	50.50	\$2,169.39	50.50	\$2,169.39
	JOHN		131.75	\$6,159.44	9.50	\$449.00	141.25	\$6,608.44
	JOHN		32.00	\$1,246.72	31.23	\$1,277.55	63.23	\$2,524.27
	MAURICIO		27.00	\$1,159.44	17.00	\$766.52	44.00	\$1,925.96
	DANIEL		311.50	\$14,513.14	194.75	\$9,204.43	506.25	\$23,717.57
	JEFFREY		85.50	\$2,983.81	56.00	\$2,077.48	141.50	\$5,061.29
	ROBERT		142.00	\$4,942.14	92.00	\$3,413.05	234.00	\$8,355.19
	CARLOS		301.00	\$14,035.92	171.75	\$8,117.38	472.75	\$22,153.30
	MATTHEW		28.00	\$1,288.92	32.25	\$1,494.97	60.25	\$2,783.89
	JORDAN		48.17	\$2,641.04	24.27	\$1,330.66	72.44	\$3,971.70
	SCOTT		0.00	\$0.00	50.93	\$2,407.09	50.93	\$2,407.09
	DANIEL		38.68	\$1,366.64	22.00	\$816.16	60.68	\$2,182.80
	DEREK		0.00	\$0.00	4.00	\$222.57	4.00	\$222.57
	MARCO		324.00	\$14,667.30	183.00	\$8,395.86	507.00	\$23,063.16
	JOHN		247.00	\$13,920.57	162.00	\$9,278.03	409.00	\$23,198.60
	KYLE		3.00	\$162.86	0.00	\$0.00	3.00	\$162.86
Grand Total			3,684.88	\$170,507.90	2,554.64	\$120,576.56	6,239.52	\$291,084.46





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# MEMORANDUM

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Date: November 21, 2019

To: The Honorable Mark Napier  
Pima County Sheriff

From: C.H. Huckelberry  
County Administrator *CHH*

Re: **Board of Supervisors Agenda Item Report – Customs and Border Protection, US Border Patrol Treasury Executive Office of Asset Forfeiture**

I am returning the attached Board of Supervisors Agenda Item Report for further explanation. I would like to know more detail about this grant, particularly the joint operation, the number of staff involved, the amount of overtime used by each staff member and what assurances can be obtained that this grant is not contributing to pension spiking and acceleration of local government payments now necessary to fund the increasing cost of public safety pension system.

I also strenuously object to indirect costs not being allowed for this grant while they are allowed for others. I believe the decision to deny indirect cost reimbursement or de minimis indirect cost reimbursement is unsupported by federal code. As a subrecipient of this grant through the Arizona Department of Homeland Security, I believe we are entitled to a negotiated de minimis indirect overhead cost.

In addition, as we recently experienced with Operation Stonegarden, similar funding requests have not been productive. Hence, I would like to have more information regarding this grant and how it relates to a joint operation with the US Border Patrol.

CHH/anc

Attachment

c: Jan Leshar, Chief Deputy County Administrator  
Regina Kelly, Director, Grants Management and Innovation  
Amy Fish, Deputy Director, Grants Management and Innovation

## **Toni Robinson**

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**From:** CULP, ANDREW C (DGL) <ANDREW.C.CULP@cbp.dhs.gov>  
**Sent:** Tuesday, October 29, 2019 9:13 AM  
**To:** Brian P. Hill; Toni Robinson  
**Cc:** HERMOSILLO, DENIN E; BRADLEY, JASON M; SCANLON, JOHN W  
**Subject:** FW: TEOAF Joint Operations

All,

Pima County has \$200,000 TEOAF funding for this fiscal year.

Brian, please give me a call before you start any operations so we can discuss how the funding will be used this year.

Thanks,  
Andrew Culp  
(A) Special Operations Supervisor  
Tucson Sector  
Operation Stonegarden Coordinator / Current Operations Team  
Office: 520-748-3110  
Cell: 520-528-1252  
[andrew.c.culp@cbp.dhs.gov](mailto:andrew.c.culp@cbp.dhs.gov)

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**From:** WALKER, CECELIA  
**Sent:** Tuesday, October 29, 2019 8:57 AM  
**To:** CULP, ANDREW C (DGL) ; HERMOSILLO, DENIN E  
**Cc:** LETWAK, COLBY J ; CARRICO, CHRISTOPHER G ; BRADLEY, JASON M ; HAYES, JASON ; CATCHINGS II, CLARENCE T  
**Subject:** RE: TEOAF Joint Operations

Pima Co now has \$200k. They may start joint operations.

Default ▾

## Obligations - Summary

Tucson Sector BP ▾ 2020 ▾ [View](#) [View All](#) [Reset](#)

	Funds Allocated	Field Office	Fiscal Year	Funds Currently Obligated
<a href="#">View</a>	\$200,000.00	<a href="#">Tucson Sector BP</a>	2020	\$200,000.00
1				

**Total Obligation Submitted:** \$200,000.00

**Tenative Total (Saved AND Submitted):** \$200,000.00

**Total Expensed:** \$0.00 (where the Overtime Expense is:\$0.00, and the Non-Overtime Expense is:\$0

[New Obligation](#)

		Field Office	REIM	Mission	PD Name	NCIC	J
<a href="#">View / Edit</a>	<a href="#">Tucson Sector BP</a>	420TC0040	Other	<a href="#">Pima County Sheriff's Dept</a>	AZ0100000		

cw

Cecelia Walker  
Asset Forfeiture Program  
1717 H Street NW  
Washington DC 20029  
Desk: 202-325-0766  
Cell: 202-560-8452

*I wear pearl for my daddy.*

**MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN  
CUSTOMS AND BORDER PROTECTION, UNITED STATES  
BORDER PATROL AND LOCAL, COUNTY, OR STATE LAW  
ENFORCEMENT AGENCY FOR THE REIMBURSEMENT OF  
JOINT OPERATIONS EXPENSES FROM THE TREASURY  
FORFEITURE FUND**

This Agreement is entered into by the Pima County Sheriff's Department (NCIC CODE #AZ01000000) and United States Border Patrol (USBP), CPA Tucson Sector for the purpose of the reimbursement of costs incurred by the Pima County Sheriff's Department in providing resources to joint operations/task forces.

Payments may be made to the extent they are included in the CBP Fiscal Year Plan, and the money is available within the Treasury Forfeiture Fund to satisfy the request(s) for the reimbursement of overtime expenses and other law enforcement expenses related to joint operations.

**I. LIFE OF THIS AGREEMENT**

This Agreement becomes effective on the date it is signed by both parties. It remains in force unless explicitly terminated, in writing, by either party.

**II. AUTHORITY**

This Agreement is established pursuant to the provisions of 31 USC 9703, the Treasury Forfeiture Fund Act of 1992, which provides for the reimbursement of certain expenses incurred by local, county, and state law enforcement agencies as participants of joint operations/task forces with a federal agency participating in the Treasury Forfeiture Fund.

**III. PURPOSE OF THIS AGREEMENT**

This Agreement establishes the responsibilities of both parties and the procedures for the reimbursement of certain overtime expenses and other law enforcement expenses pursuant to 31 USC 9703.

**IV. APPLICABILITY OF THIS AGREEMENT**

This agreement is valid for all joint investigations led by USBP CPA Tucson Sector, with the participation of the Pima County Sheriff's Department, and until terminated, in writing, by either party.

V. **TERMS, CONDITIONS, AND PROCEDURES**

-2-

**A. Assignment of Officer(s)**

To the maximum extent possible, the Pima County Sheriff's Department shall assign dedicated officers to any investigation or joint operation. Included as part of this Agreement, the Pima County Sheriff's Department shall provide the USBP CPA Tucson Sector with the names, titles, four last digits of SSNs, badge or ID numbers, and hourly overtime wages of the officer/deputies(s) assigned to the joint operation. This information must be updated as necessary.

**B. Submission of Requests for Reimbursement (Invoices) and Supporting Documentation**

1. The Pima County Sheriff's Department may request the reimbursement of overtime salary expenses directly related to work on a joint operation with USBP CPA Tucson Sector, performed by its officer(s) assigned to this joint operation. In addition, the Pima County Sheriff's Department may request reimbursement of other investigative expenses, such as travel, fuel, training, equipment and other similar costs, incurred by officer(s) assigned as members of the designated joint operations with the USBP CPA Tucson Sector.

The Pima County Sheriff's Department **may not** request the reimbursement of the same expenses from any other Federal law enforcement agencies that may also be participating in the investigation.

2. **Reimbursement payments will not be made by check.** To receive reimbursement payments, the Pima County Sheriff's Department must ensure that Customs and Border Protection, National Finance Center (CBP/NFC) has a current ACH Form on file with the agency's bank account information, for the purposes of Electronic Funds Transfer. The ACH Form must be sent to the following address:

CBP National Finance Center  
Attn: Forfeiture Fund  
6650 Telecom Dr.  
INDIANAPOLIS, IN 46278

If any changes occur in the law enforcement agency's bank account information, a new ACH Form must be filled out and sent to the CBP/NFC as soon as possible.

-3-

3. In order to receive the reimbursement of officers' overtime and other expenses related to joint operations, the Pima County Sheriff's Department must submit to USBP CPA Tucson Sector the TEOAF Form "Local, County, and State Law Enforcement Agency Request for Reimbursement of Joint Operations Expenses (Invoice)", signed by an authorized representative of that agency and accompanied by supporting documents such as copies of time sheets and receipts.
4. The Pima County Sheriff's Department remains fully responsible, as the employer of the officer(s) assigned to the investigation, for the payment of overtime salaries and related benefits such as tax withholdings, insurance coverage, and all other requirements under the law, regulation, ordinance, or contract, regardless of the reimbursable overtime charges incurred. Treasury Forfeiture Fund reimburses overtime salaries. Benefits are not reimbursable.
5. The maximum reimbursement entitlement for overtime worked on behalf of the joint investigation is set at \$15,000 per officer per year.
6. The Pima County Sheriff's Department will submit all requests for the reimbursement of joint operations' expenses to USBP CPA Tucson Sector, at the following address: 2430 S. Swan Rd. Tucson Arizona 85711, Attn. CPA Paul A. Beeson, c/o Robert Ulrich, Ph. 520-748-3208

## **VI. PROGRAM AUDIT**

This Agreement and its provisions are subject to audit by USBP, the Department of the Treasury Office of Inspector General, the General Accounting Office, and other government designated auditors. The Pima County Sheriff's Department agrees to permit such audits and agrees to maintain all records relating to these transactions for a period not less than three years; and in the event of an on-going audit, until the audit is completed.

These audits may include reviews of any and all records, documents, reports, accounts, invoices, receipts of expenditures related to this agreement, as well as interviews of any and all personnel involved in these transactions.

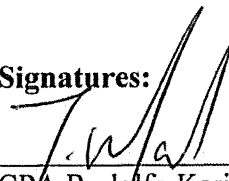
## **VII. REVISIONS**

The terms of this Agreement may be amended upon the written approval by both parties. The revision becomes effective on the date of approval.

# **VIII. NO PRIVATE RIGHT CREATED**

This is an internal government agreement between the USBP CPA Tucson Sector and the Pima County Sheriff's Department, and is not intended to confer any right or benefit to any private person or party.

**Signatures:**

 For  
\_\_\_\_\_  
CPA Rodolfo Karisch  
United States Border Patrol  
Tucson Sector

Date: 11/21/18



\_\_\_\_\_  
Sheriff Mark D. Napier  
Pima County Sheriff's Department

Date: 10/23/18

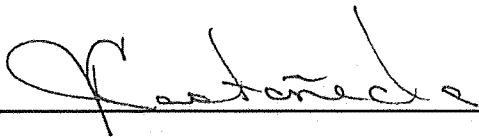
**PIMA COUNTY**



**Chairman, Board of Supervisors**

**NOV 06 2018**

**Date**

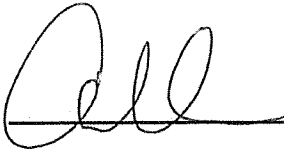


**Clerk of the Board**

**NOV 06 2018**

**Date**

**APPROVED AS TO FORM AND LEGAL AUTHORITY:**



**Deputy County Attorney  
ANDREW FLAGG**

**10/3/2018**

**Date**