



# COUNTY OF SAN DIEGO

## AGENDA ITEM

### BOARD OF SUPERVISORS

NORA VARGAS  
First District

JOEL ANDERSON  
Second District

TERRA LAWSON-REMER  
Third District

NATHAN FLETCHER  
Fourth District

JIM DESMOND  
Fifth District

**DATE:** January 12, 2021

**03**

**TO:** Board of Supervisors

### SUBJECT

**SHERIFF – ESTABLISH APPROPRIATIONS AND ADOPT A RESOLUTION FOR THE FISCAL YEAR 2020 OPERATION STONEGARDEN GRANT (DISTRICTS: ALL)**

### OVERVIEW

The Operation Stonegarden (OPSG) grant program supports enhanced cooperation and coordination among federal, state, tribal, local, and territorial law enforcement agencies in order to increase operational, material, and technological capabilities against border-related crimes and violence. On December 5, 2017 (1), the Board of Supervisors authorized the Sheriff's Department (Sheriff) to apply for and accept OPSG grant funds in subsequent years. As the grant administrator for the San Diego County and western regions, the Sheriff applied for the Fiscal Year (FY) 2020 OPSG grant and was awarded \$9,205,000 for the project period of September 1, 2020 through May 31, 2023. The purpose of OPSG is crime suppression and does not include immigration enforcement, and the Sheriff does not engage in or support immigration enforcement activities during operations. For that reason, the Sheriff's participation in OPSG is in compliance with SB 54.

This is a request to establish appropriations of \$9,205,000 based on U. S. Department of Homeland Security (DHS) grant funds, passed through the California Governor's Office of Emergency Services (Cal OES). This request also seeks to adopt a governing body resolution effective for three consecutive grant years, authorizing the Sheriff and/or designee to execute any actions necessary for the purpose of the FY 2020 OPSG grant program for the County of San Diego region.

### RECOMMENDATION(S)

#### SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as these grant programs do not recover full cost.
2. Establish appropriations of \$9,205,000 in the Sheriff's Department for Salaries & Benefits (\$3,617,856), Services & Supplies (\$5,087,144), and Capital Assets – Equipment (\$500,000) for the Sheriff and to reimburse participating local and state law enforcement agencies, based on unanticipated revenue from Fiscal Year (FY) 2020 Operation

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Stonegarden (OPSG) grant funds for the project period of September 1, 2020 through May 31, 2023. **(4 VOTES)**

3. Adopt a Resolution entitled, A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE OPERATION STONEGARDEN GRANT PROGRAM.
4. Authorize the Sheriff, and/or designee, to review and execute all required grant and grant-related documents, including agreements with other government and non-government agencies for the distribution and/or reimbursement of grant funds where necessary to carry out the purposes of the Fiscal Year 2020 Operation Stonegarden and any annual extensions, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.

**FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2020-21 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$10,122,431 (\$5,280,811 for the Sheriff and \$4,841,620 for other agencies) and revenue of \$9,205,000. The funding sources are grant revenue from the U. S. Department of Homeland Security passed through the California Governor's Office of Emergency Services (\$9,205,000) and the existing General Purpose Revenue in the Sheriff's Department (\$917,431). The grant award recovers all Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$917,431. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ADVISORY BOARD STATEMENT**

N/A

**BACKGROUND**

The Sheriff's Department administers and leads a regional initiative supporting intelligence-led crime suppression operations supported by Operation Stonegarden (OPSG) grant funds received from the U. S. Department of Homeland Security (USDHS). This multi-agency grant program provides an opportunity for participating agencies to coordinate law enforcement activities, working in a layered and integrated approach in combating border-related crimes and violence. OPSG began in San Diego County in November 2008. To date, law enforcement activity includes 6,046 felony arrests, 7,461 misdemeanor arrests, 69,536 citations, 69,155 field interviews and 4,908 drug seizures. These totals continue to increase with weekly operations.

This grant provides law enforcement presence along international water borders from the U. S.-Mexico border to San Mateo County, covering approximately 489 miles of coastline north of San Diego County. The San Diego Sector OPSG program consists of 25 law enforcement agencies: the San Diego County Sheriff's Department, the Sycuan Tribal Police Department, nine city/local

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police departments in San Diego County, two police departments and eight county sheriff's departments from northern counties, and four state law enforcement agencies.

On December 5, 2017 (1), the Board of Supervisors authorized the Sheriff's Department to apply for and accept USDHS OPSG grant funds on behalf of the San Diego County region, including other specified state and county agencies as described below, in subsequent years provided there are no material changes to the grant terms or funding levels.

The Fiscal Year (FY) 2020 grant application for \$17,657,440 was submitted on April 22, 2020. On October 23, 2020, the Sheriff's Department received notification of subrecipient award approval for \$9,205,000 in FY 2020 OPSG grant funds, to be administered on behalf of the 25 agencies included in the application for the period September 1, 2020 through May 31, 2023. These funds will be used to enable state, tribal, and local law enforcement agencies to provide increased law enforcement presence in their designated areas of jurisdiction. This will support U. S. Customs and Border Protection efforts to reduce transnational criminal activities and improve border security. The purpose of OPSG is crime suppression and does not include immigration enforcement, and the Sheriff does not engage in or support immigration enforcement activities during operations. For that reason, the Sheriff's participation in OPSG is in compliance with SB 54.

Grant distribution agreements will reimburse overtime, equipment, mileage, vehicle and equipment maintenance, and flight costs, not to exceed \$4,841,620 incurred collectively by participating law enforcement agencies performing grant activities. Participating law enforcement agencies include the Carlsbad Police Department, Chula Vista Police Department, Coronado Police Department, El Cajon Police Department, Escondido Police Department, La Mesa Police Department, National City Police Department, Oceanside Police Department, San Diego Harbor Police Department, Sycuan Tribal Police Department, University of California-San Diego Police Department, Oxnard Police Department, Huntington Beach Police Department, Riverside County Sheriff's Department, Orange County Sheriff's Department, Los Angeles County Sheriff's Department, Ventura County Sheriff's Office, Santa Barbara County Sheriff's Office, San Luis Obispo County Sheriff's Office, Monterey County Sheriff's Office, San Mateo County Sheriff's Office, California Highway Patrol, California Department of Fish and Wildlife, and the California Department of Parks and Recreation.

If approved, this request will result in FY 2020-21 costs of \$10,122,431 and revenue of \$9,205,000 for Salaries & Benefits (\$3,617,856), Services & Supplies (\$5,087,144), and Capital Assets – Equipment (\$500,000). A waiver of Board Policy B-29 is requested as this revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$917,431.

**LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN**

Today's proposed actions support the Living Safely initiative of the County of San Diego's 2020-2025 Strategic Plan by providing grant funds that support vital public safety services. The actions assist local, state, and federal agencies in addressing border security and counterterrorism activities.

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "William D. Gore for".

WILLIAM D. GORE  
Sheriff

**ATTACHMENT(S)**

Attachment A - A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF  
SAN DIEGO RELATING TO THE OPERATION STONEGARDEN GRANT PROGRAM

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**AGENDA ITEM INFORMATION SHEET**

**REQUIRES FOUR VOTES:**            Yes            No

**WRITTEN DISCLOSURE PER COUNTY CHARTER SECTION 1000.1 REQUIRED**

     Yes            No

**PREVIOUS RELEVANT BOARD ACTIONS:**

**Operation Stonegarden (OPSG)**

January 14, 2020 (1), Sheriff – Establish Appropriations and Adopt a Resolution for the Fiscal Year 2019 Operation Stonegarden Grant and Establish Appropriations for Fiscal Year 2019 DNA Capacity Enhancement and Backlog Reduction; January 8, 2019 (2), Sheriff – Establish Appropriations and Adopt a Resolution for Fiscal Year 2018 Operation Stonegarden (OPSG), Establish Appropriations for Fiscal Year 2017 Urban Areas Security Initiative (UASI), Fiscal Year 2018 DNA Capacity Enhancement and Backlog Reduction, Fiscal Year 2018 Off-Highway Motor Vehicle Recreation (OHMVR), and Fiscal Year 2018 Selective Traffic Enforcement Program (STEP); December 5, 2017 (1), Sheriff – Establish Appropriations for the U.S. Department of Justice 2017 DNA Capacity Enhancement and Backlog Reduction (CEBR) Program Grant, Accept 2017 Operation Stonegarden (OPSG) Grant Funding, Apply and Accept Operation Stonegarden (OPSG) Grant Funding in Subsequent Years, and Establish Appropriations for Operation Stonegarden Grant

**BOARD POLICIES APPLICABLE:**

B-29 – Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery

**BOARD POLICY STATEMENTS:**

A waiver of Board Policy B-29 is requested as these grant programs reimburse all Sheriff's Department direct costs but do not reimburse costs associated with administrative overhead and support.

In accordance with Board Policy B-29, the Sheriff certifies that the Operation Stonegarden (OPSG) grant program would be worthy of County funds in the absence of external funding. The OPSG program enables federal, state, tribal and local law enforcement agencies to deploy additional resources to enhance law enforcement presence and operational readiness along the land and water borders of the United States.

**MANDATORY COMPLIANCE:**

N/A

**ORACLE AWARD NUMBER(S) AND CONTRACT AND/OR REQUISITION NUMBER(S):**

*Pending*

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**ORIGINATING DEPARTMENT:** Sheriff's Department

**OTHER CONCURRENCE(S):** N/A

**CONTACT PERSON(S):**

Ivy Scites, Administrative Analyst III

Name

858-974-2206

Phone

Ivy.Scites@sdsheriff.org

E-mail

Kevin Ralph, Sheriff's Lieutenant (OPSG)

Name

619-337-2040

Phone

Kevin.Ralph@sdsheriff.org

E-mail