



County of Monterey

Item No.

Board Report

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legistar File Number: A 23-347

July 25, 2023

Introduced: 7/11/2023

Current Status: Agenda Ready

Version: 1

Matter Type: BoS Agreement

a. Authorize the Monterey County Sheriff or designee to execute a Memorandum of Agreement with any of the Law Enforcement Agency/Department, to potentially offset the costs of providing support to the County of Monterey during a Declared Emergency, pursuant to the Federal Emergency Management Agency/Law Enforcement Mutual Aid Plan.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

a. Authorize the Monterey County Sheriff or designee to execute a Memorandum of Agreement with any of the Law Enforcement Agency/Department, to potentially offset the costs of providing support to the County of Monterey during a Declared Emergency, pursuant to the Federal Emergency Management Agency/Law Enforcement Mutual Aid Plan.

SUMMARY/DISCUSSION:

The Monterey County Sheriff's Office (MCSO) is requesting authority to execute Memorandums of Agreement (MOA) as necessary during a declared emergency.

On July 1, 2022, the Law Enforcement Mutual Aid (LEMA) Assistant fund (currently \$25 million) became available to reimburse Law Enforcement Agencies (LEA) that respond to disasters and emergencies outside of their jurisdiction under certain conditions.

LEMA Assistant funds, allow for the following reimbursements: (1) responding officer overtime, (2) backfill overtime for responding officers, (3) lodging, (4) Per diem, (5) mileage to and from the incident site, (6) fuel, (7) specialized equipment (i.e. Aviation, rapid DNA, etc.)

LEMA is a sub-agency of the Federal Emergency Management Agency (FEMA) that may provide payments for Mutual Agency Recovery. After a declared emergency, MCSO will gather all invoices of Partner Law Enforcement Agencies (LEA), then submit one invoice and a copy of the signed MOAs (one per LEA) to the California Office of Emergency Services (CALOES) for FEMA/State reimbursements.

With the creation of LEMA, MCSO will now work directly with CALOES and CALOES will submit the claims to FEMA and LEMA and any unpaid portion (normally the Regular Time, which is not LEMA eligible costs but may be FEMA eligible) will be given to the County to be added to the County Invoice.

The MOA provides the contracting mechanism for the MCSO to request reimbursement of funds

expended by LEAs while assisting during the declared emergency.

OTHER AGENCY INVOLVEMENT:

County Counsel and the Auditor-Controller have reviewed for legal and fiscal provisions respectively.

FINANCING:

MCSO will be a pass-through agency for any FEMA reimbursements due to the cities. There is no impact to the General Fund contribution with this Action.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Mark a check to the related Board of Supervisors Strategic Initiatives

☒ Economic Development
☒ Administration
☐ Health & Human Services
☒ Infrastructure
☒ Public Safety

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Approved by: Tina Nieto, Sheriff/Coroner, Ext #3750



Attachments:

Board Report

LEMA Blank Memorandum of Agreement