MEMORANDUM

Date: April 16, 2018

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

From: C.H. Huckelberry
County Administrator

Re: **High Intensity Drug Trafficking Areas Grant**

At the March 20, 2018 Board of Supervisors Meeting, the Sheriff's High Intensity Drug Trafficking Areas (HIDTA) grant was continued.

Assistant County Administrator John Voorhees has provided the attached summary of the HIDTA program for your information. The HIDTA program is one of several federally funded law enforcement grant programs and has been in existence since 1990. As its name implies, the HIDTA program is directed toward drug trafficking law enforcement actions and activities.

Similar to other federal law enforcement grants, funds have significantly diminished. In fiscal value, the award that was continued by the Board was for $363,463. The federal funds pay for the assignment of existing County law enforcement personnel to a HIDTA operating unit.

The program has not been without its controversies and I have asked Mr. Voorhees to further his research regarding any past Inspector General findings and to determine if there were any recent program evaluations that would allow a cost benefit analysis of the program as it relates to the interdiction and reduction of drug trafficking.

I have asked Mr. Voorhees to determine how the HIDTA grant links law enforcement actions to the balance of the County's criminal justice system costs, particularly as it relates to prosecution, defense and adjudication of criminal cases brought through HIDTA operations.

CHH/anc

Attachment

c: The Honorable Barbara LaWall, Pima County Attorney
The Honorable Mark Napier, Pima County Sheriff
Wendy Petersen, Assistant County Administrator
John Voorhees, Assistant County Administrator

PIMA COUNTY

High Intensity Drug Trafficking Areas (HIDTA)

Introduction

According to the Drug Enforcement Administration's website, the HIDTA program provides assistance to federal, state, local and tribal law enforcement agencies, operating in areas determined "critical drug-trafficking regions of the United States". The 28 HIDTAs in the United States (US) cover nearly 66 percent of the US population. The federal program was established in 1988 as part of the Anti-drug Abuse Act. It is managed through the Office of National Drug Control Policy (ONDCP).

During its March 20, 2018 meeting, the Pima County Board of Supervisors voted to withhold Pima County's approval of HIDTA grant funds until five conditions of the Operation Stonegarden (OPSG) grant were satisfactorily met as recommended by Supervisor Valadez. Though they are separate programs, the Board of Supervisors in effect linked approval of the two programs together by these conditions.

This white paper will provide the background to Pima County's involvement in the HIDTA program. The paper also addresses recommendations regarding the administration of the grant funds.

The HIDTA Program

It is important to note that HIDTA is a program, not an agency. HIDTAs cannot hire employees, or execute contracts. HIDTAs accomplish their program objectives through the participating agencies. The key functions of HIDTAs are:

1. Provide a coordination umbrella for local, state and federal drug enforcement efforts.
2. Foster a strategy-driven, systems approach to integrate and synchronize efforts.
3. Focus on outcomes.

HIDTAs are designated by the Director of the ONDCP after analyzing intelligence data and assessing the drug threat in the region, or after several regional law enforcement agencies petition the ONDCP to have an area designated as such. Once designated, the regional HIDTA director liaises with the interested law enforcement agencies to develop strategies and initiatives to combat the threat. The regional director and executive board establish task forces, linked to specific initiatives; create intelligence centers; and develop a budget with specific goals in mind for each enumerated initiative. Regional initiatives support the broader national strategies and feature specific, measurable goals. Initiatives may be budgeted to support several task forces, which in turn, accomplish those goals.

At the national level, the program is separated into 28 HIDTAs and six regions. The regions form committees by function as well as geography. For example, there is a Financial Managers group comprised of the six regional financial managers, an ONDCP analyst and a HIDTA director to address current strategies in financial management. Committees have been formed to address the intelligence and training needs of the law enforcement community as well.

At the local level, each HIDTA has an Executive Board usually comprised of 12 to 20 members, a HIDTA Director and branches to support the Enforcement, Intelligence/Information Sharing, Management/Coordination and Training/Support functional areas of the HIDTA.

Origins of HIDTA in Pima County

Arizona began its HIDTA program in 1990 as part of the Southwest Border HIDTA. Like the nationwide program, it is comprised of federal, state, local and tribal participants. The Southwest Border HIDTA-Arizona Region (AZ-HIDTA) coordinates and supports the efforts of 601 fulltime and 166 part-time participants. Below is a list of current participants in the State of Arizona (names in red are Pima County participants):

FEDERAL

Bureau of Alcohol, Tobacco, Firearms and Explosives
Bureau of Indian Affairs
Bureau of Land Management
Drug Enforcement Administration
Federal Bureau of Investigation
Internal Revenue Service
United States Attorney's Office
United States Border Patrol
United States Customs and Border Protection
United States Fish and Wildlife Service
United States Forest Service
United States Immigration and Customs Enforcement - Homeland Security Investigations
United States Marshals Service
United States National Park Service

STATE

Arizona Attorney General's Office
Arizona Department of Corrections
Arizona Department of Public Safety
Arizona National Guard
University of Arizona Police Department

LOCAL

Apache Junction Police Department
Benson Police Department
Buckeye Police Department
Bullhead City Police Department
Chandler Police Department
Cochise County Attorney's Office
Cochise County Sheriff's Office
Coolidge Police Department
Douglas Police Department
Eloy Police Department
Flagstaff Police Department
Florence Police Department
Glendale Police Department
Kingman Police Department
La Paz County Attorney's Office
La Paz County Sheriff's Office
Lake Havasu City Police Department
Marana Police Department
Maricopa County Attorney's Office
Maricopa County Probation Office
Maricopa County Sheriff's Office
Mesa Police Department
Mohave County Adult Probation

TRIBAL

Colorado River Indian Tribes Police Department

Tohono O'odham Nation Police Department

LOCAL Continued:

Mohave County Attorney's Office

Mohave County Sheriff's Office

Navajo County Sheriff's Office

Nogales Police Department

Oro Valley Police Department

Phoenix Police Department

Pima County Attorney's Office

Pima County Probation Office

Pima County Sheriff's Department

Pinal County Sheriff's Office

Pinetop-Lakeside Police Department

Quartzsite Police Department

San Luis Police Department

Santa Cruz County Attorney's Office

Santa Cruz County Sheriff's Office

Show Low Police Department

Snowflake-Taylor Police Department

Somerton Police Department

Surprise Police Department

Tempe Police Department

Tucson Police Department

Winslow Police Department

Yuma County Adult Probation

Yuma County Attorney's Office

Yuma County Sheriff's Office

Yuma Police Department

The AZ-HIDTA is organized into three initiatives: Enforcement – which includes interdiction, investigation, fugitive arrests, and prosecution; Intelligence – including coordination, deconfliction, investigative case support, threat analysis, and gap identification; and Support – to include management and training.

HIDTA Funding

HIDTA funding is a federal grant program. In the case of Pima County, the funding flows directly from the ONDCP. There is no state pass through like many other grants to Pima County. Each participating agency receives its own grant allocation. However, the Pima County Sheriff's Department (PCSD) has managed the application and acceptance process for itself, as well as the County Attorney's Office and Adult Probation.

Federal grant funding is awarded for a two-year operational period. The original methodology involved awarding the lump sum in advance of the two-year period. Currently the PCSD applies for, and receives funds, in accordance with Public Law 115-120, the Extension of Continuing Appropriations Act. This means Pima County participants receive funds in roughly 35 percent increments, or as made available until the full disbursement is achieved. Pima County participants in the program are generally funded at a rate of 100 percent. Sworn officers are not 100 percent funded by the grant, but some officer employee related expenses (ERE) are charged to the grant. This was a choice in negotiation by the PCSD.

Attachment 1 contains a financial summary of budget requirements for each initiative. Of note, there are no enumerated indirect costs for the grant funds. The funds support 100 percent of the salary and fringe benefit costs of the assigned staff but grant management is not charged to the program. As a result, support of this grant is borne in part by the County General Fund.

In recent years, there has been a steady decline in funding for the program. Pima County used to be responsible for processing the administrative costs related to the HIDTA Intelligence Center. This included rent payments, utilities, operating supplies and services, etc. This function was transferred to the City of Tucson and thus the funding was decreased to Pima County.

Pima County Sheriff's Department

Pima County supports HIDTA through direct law enforcement interdiction, criminal analysis, financial investigation and technical and administrative support. PCSD dedicates 10 personnel to the HIDTA program. The personnel table in Attachment 2 (draft) shows the specific breakdown of personnel assigned to HIDTA from PCSD. Those individuals are organized to support the AZ-HIDTA initiatives of:

1. AZ Investigative Support Center (AISC)
2. AZ Region Support (ARS)
3. AZ Regional Training Initiative (ARTI)
4. AZ Warrant Apprehension Network Targeted Enforcement Detail (AZ-WANTED)
5. Border Anti-Narcotics Network (BANN)
6. Counter Narcotics Alliance (CNA)
7. Pima County HIDTA Investigative Task Force (PCHITF)
8. Tucson Financial Task Force (TFTF)

PCSD also operates the Pima Regional Training Center. This is a shooting range south of the Tucson City limits. The Center is available to all law enforcement agencies in the region. The range is funded in small part by HIDTA grant money through ARTI. For the 2018 grant cycle, the PCSD was allocated $34,400 to operate the training center. This corresponds to about three percent of the operating cost for the facility.

Pima County Attorney's Office (PCAO)

The PCAO has three personnel assigned to the HIDTA program. A PCAO detective investigates the financial details of drug-related crime in the region. PCAO also dedicates a prosecutor and a paralegal to the program as a liaison to the Counter-Narcotics Alliance (CNA). The goal of PCAO's interaction is to discover and disrupt the financial network of mid to high-level drug traffickers. All three positions are fully funded by the grant.

PCAO receives its own allotment of funds to support the HIDTA program; however, PCSD manages the application process with the federal government. Once funds are disbursed PCAO budgets and reports on its spending in accordance with program directives.

Pima County Adult Probation (PCAP)

PCAP receives revenue from three sources for its fugitive arrest operations. The US Marshals Service (USMS) provides about $23,400 toward the participating officers' salaries and benefits. The Arizona Administrative Office of Courts (AAOC) funds about 40 percent of the officers' salaries and benefits. In addition, HIDTA provides overtime hours funding as explained below.

PCAP participates in HIDTA through the State's enforcement initiative, AZ-WANTED. PCAP has two officers dedicated to an absconder task force (A-Team) to accomplish fugitive arrests. Due to funding constraints, the A-team is only partially funded by HIDTA. Essentially, HIDTA provides funding to cover the A-team's overtime hours. The two-person team averaged about 50 hours per week and charged $8,341 to the grant last year.

As participants in the HIDTA program, the officers are cross-deputized as Deputy US Marshals to arrest fugitives. While supporting the Specialty Courts of Pima County from July 2017 to January 2018, the Domestic Violence Arrest Team brought 129 absconders to justice.

Like PCAO office, PCAP's funds application is managed through the PCSD. Once the funds are received however, PCAP budgets and reports its own expenditures.

Law Enforcement Grant Controversy

Pima County's history with HIDTA is not without controversy. In 2005, HIDTA participants under Pima County attempted to bolster their salaries by becoming independent contract employees with Santa Cruz County. There were other findings that cast doubt on the program's fiscal propriety (Attachment 3). Though that situation was resolved, there are still perception issues regarding the desired outcomes of the OPSG grant program and authorized uses of Racketeer Influenced and Corrupt Organizations Act (RICO) funds. This has caused increased scrutiny for all of Pima County's law enforcement-related grant programs.

On February 20, 2018, Supervisor Valadez proposed five conditions to the acceptance of the OPSG federal grant funds. The satisfactory reporting of those conditions was a prerequisite to the Board's approval of continuing the grant program. The following month the Board of Supervisors linked these same criteria to the acceptance of the HIDTA grant funds. Per the meeting summary, the conditions were reported to be:

1. "The E.R.E., employee related expenses, for this grant be modified to reflect the analysis of the Finance and Sheriff's department to jointly determine the correct E.R.E. to be used by the Sheriff's department. Furthermore, I ask that the Sheriff and the finance staff review the last three years or more, if possible of Stonegarden grants to determine if the County applied the current E.R.E. and was appropriately reimbursed for its expenses, if the amount was less than we request reimbursement for the actual expenditure.

2. I would direct the County Administrator to develop a grant coordination process for the Sheriff and the County Attorney, for federal or state grants, not directly administered by existing county grant staff so that these grants are monitored by a centralized county grant staff under the direction of the County Administrator.

3. Direct the County Administrator to ensure a process exists for collecting appropriate data, and information that both confirms a specific benefit of a criminal justice grant such as Stonegarden, but also establishes a data and information reporting system such that the cost of accepting such a grant on other elements of the County-funded criminal justice system as prosecution defense and adjudication through the County may be fully and transparently disclosed. This is inclusive, obviously, of the information we talked about; who is being stopped and why.

4. That the Sheriff develop a written policy that is to be provided to this Board, that indicates specifically how, when, and under what circumstances County law enforcement agents will interact with Federal immigration officials including Border Patrol, Customs, and Immigration officials, including at the border patrol station stops.

5. That we put together and compose and populate a Board of Supervisors committee to report to both the Board of Supervisors and the Sheriff's Department with two members from each Board member to oversee the issue of potential racial profiling in this and other instances."

On March 21, 2018, the County Administrator updated the status of compliance with these measures in a memo to Supervisor Valadez (Attachment 4). The anticipated result is the acceptance of both the OPSG grant funds as well as the HIDTA funds.

Conclusion

HIDTA is substantially different in the purpose and operation of the other programs. Implementation of funding and execution of strategies is also substantially different between the three programs. HIDTA is a program with dedicated fulltime resources. HIDTA operations are not temporary or part-time duties for the participating agencies but rather their fulltime job responsibilities. Their activities are generally fully funded (except for sworn officers) and tied to specific program initiatives. The reporting is clearer and simpler for the HIDTA funds.

Like the criteria associated with the OPSG grant funds it would be beneficial to incorporate (to some degree) fiscal oversight of the grant process under the Grants Management and Innovation Department (GMI). The current staff under PCSD Financial Director, Ron Jee and the other participating grants managers have done a masterful job of managing the grant funds. There have been no audit findings regarding this grant's administration. This recommendation would not change the nature of the grant or its administration. The increased oversight would provide additional visibility to the Board of Supervisors from a direct reporting Pima County department. Under GMI, dedicated grants management staff could also bolster the grant negotiating expertise and possibly recover the indirect costs and other EREs associated with this valuable program.

John Voorhees
Assistant County Administrator

Attachment 1 - HIDTA Budget by Initiative
Attachment 2 - HIDTA Background from PCSD Financial Director
Attachment 3 - AZ Auditor General Summary Report
Attachment 4 - Memo from County Administrator to Supervisor Valadez regarding the criteria for Operation Stonegarden Grant acceptance

ATTACHMENT 1

Initiative Cash by HIDTA

FY 2018

Awarded Budget (as approved by ONDCP)

HIDTA	Agency Name	Initiative	Funds	Type	Grant
SWB - Arizona	**Pima County Sheriff's Department**	Arizona HIDTA Investigative Support Center (ISC)	340,239.00	Intelligence	G18SA0002A
		Arizona Region Support (ARS)	116,192.00	Support	G18SA0002A
		Arizona Regional Training Initiative (ARTI)	34,440.00	Operations Support	G18SA0002A
		Arizona Warrant Apprehension Network Targeted Enforcement Detail (AZ WANTED)	13,600.00	Investigation	G18SA0002A
		Border Anti-Narcotics Network (BANN)	49,250.00	Interdiction	G18SA0002A
		Counter Narcotics Alliance	115,256.00	Investigation	G18SA0002A
		Pima County HIDTA Investigative Task Force (PCHITF)	301,058.00	Investigation	G18SA0002A
		Tucson Financial Task Force (TFTF)	68,431.00	Investigation	G18SA0002A
	Agency Total : Pima County Sheriff's Department		**1,038,466.00**		
Total			**1,038,466.00**		

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Budget Detail

2018 - SWB - Arizona

Initiative - Arizona HIDTA Investigative Support Center (ISC) **Intelligence**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Analyst - Criminal	4	$194,288.00
Investigative - Law Enforcement Officer	1	$84,677.00
Total Personnel		**$278,965.00**
Fringe	**Quantity**	**Amount**
Analyst - Criminal	4	$48,572.00
Investigative - Law Enforcement Officer	1	$12,702.00
Total Fringe		**$61,274.00**
Total Budget		**$340,239.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Arizona Region Support (ARS) **Support**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Administrative Staff	1	$39,394.00
Information Technology staff	1	$57,750.00
Total Personnel		**$97,144.00**
Fringe	**Quantity**	**Amount**
Administrative staff	1	$7,544.00
Information Technology staff	1	$11,504.00
Total Fringe		**$19,048.00**
Total Budget		**$116,192.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Arizona Regional Training Initiative (ARTI)

Operations Support

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)	***$1,038,466.00***
Facilities	**Quantity** / **Amount**
Support	$10,500.00
Utilities	$15,750.00
Total Facilities	**$26,250.00**
Services	**Quantity** / **Amount**
Service contracts	$8,190.00
Total Services	**$8,190.00**
Total Budget	**$34,440.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Arizona Warrant Apprehension Network Targeted Enforcement Detail (AZ WANTED) — **Investigation**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Probation Office

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Overtime	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	2	$13,600.00
Total Overtime		**$13,600.00**
Total Budget		**$13,600.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Border Anti-Narcotics Network (BANN) **Interdiction**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	5	$17,500.00
Total Personnel		**$17,500.00**
Fringe	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	5	$2,625.00
Total Fringe		**$2,625.00**
Overtime	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	20	$16,125.00
Support	6	$8,000.00
Total Overtime		**$24,125.00**
Services	**Quantity**	**Amount**
Service contracts		$5,000.00
Total Services		**$5,000.00**
Total Budget		**$49,250.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Counter Narcotics Alliance **Investigation**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Attorney's Office

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Attorney	1	$61,850.00
Paralegal & Support	1	$38,373.00
Total Personnel		**$100,223.00**
Fringe	**Quantity**	**Amount**
Attorney	1	$9,277.00
Paralegal & support	1	$5,756.00
Total Fringe		**$15,033.00**
Total Budget		**$115,256.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Pima County HIDTA Investigative Task Force (PCHITF) **Investigation**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Attorney's Office

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	1	$47,164.00
Total Personnel		**$47,164.00**
Fringe	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	1	$7,075.00
Total Fringe		**$7,075.00**
Overtime	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	1	$17,753.00
Total Overtime		**$17,753.00**
Total Budget		**$71,992.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Pima County HIDTA Investigative Task Force (PCHITF) **Investigation**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	1	$72,592.00
Investigative - Support	2	$64,801.00
Total Personnel		**$137,393.00**
Fringe	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	1	$10,889.00
Investigative - support	2	$27,525.00
Total Fringe		**$38,414.00**
Overtime	**Quantity**	**Amount**
Investigative - Law Enforcement Officer	5	$53,259.00
Total Overtime		**$53,259.00**
Total Budget		**$229,066.00**

Budget Detail

2018 - SWB - Arizona

Initiative - Tucson Financial Task Force (TFTF) **Investigation**

Award Recipient - Pima County Sheriff's Department (G18SA0002A)

Resource Recipient - Pima County Sheriff's Department

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)		***$1,038,466.00***
Personnel	**Quantity**	**Amount**
Financial Staff	1	$52,681.00
Total Personnel		**$52,681.00**
Fringe	**Quantity**	**Amount**
Financial staff	1	$14,750.00
Total Fringe		**$14,750.00**
Overtime	**Quantity**	**Amount**
Support	1	$1,000.00
Total Overtime		**$1,000.00**
Total Budget		**$68,431.00**

ATTACHMENT 2

PIMA COUNTY SHERIFF'S DEPARTMENT

Mark D. Napier, Sheriff

M E M O R A N D U M

Date: March 28, 2018

To: Captain David Theel, Commander, Administration Division

From: Ron Jee, Financial Administrator

Subject: HIDTA Grant Program

In response to Mr. Huckelberry's memorandum dated March 26, 2018, below is background information related to the High Intensity Drug Trafficking Area (HIDTA) grant program.

HIDTA History

HIDTA is a federal program established in 1990 under the Office of National Drug Control Policy (ONDCP). Its mission is to counter the trafficking of illegal drugs in the most critical areas of the United States by assisting federal, state, local, and tribal law enforcement agencies. The program enhances and helps to coordinate drug trafficking control efforts among these agencies.

In 1990, Congress allocated funds to five areas that were considered "gateways" for drugs entering the country. The Southwest Border was one of those areas and Arizona was designated as a partnership region. Each local HIDTA program is managed by its own board of directors. Our department is a member of the Southwest Border HIDTA–Arizona Region.

Attachment One provides a complete overview of the HIDTA program as presented by the ONDCP financial management training manual.

HIDTA & Pima County

The Pima County Sheriff's department started receiving HIDTA funding in 1990. The Arizona HIDTA Director was hired in 1991 as a County employee that was responsible for administering the program. In 1995, Pima County assumed the larger role of HIDTA administrator for Arizona. Additional administrative staff were hired to provide support services. The County relinquished the administrator role in 2005.

The Arizona Criminal Justice Commission (ACJC) became the administrator in 2006 and Pima County became a sub-recipient for grant funding. The ACJC surrendered its role in 2008 and each jurisdiction became a direct recipient of the grant awards. The Sheriff's Department, County Attorney's Office and Adult Probation Department are all HIDTA awardees. The Sheriff's Department, being the largest funding recipient, assumed the lead administrative role for Pima County. The department is responsible for processing the HIDTA grant documents to the Board of Supervisors for all departments.

HIDTA Funding

The chart below shows the HIDTA funding from 2005 to 2018:

AWARD YEAR	PCSD	PCAO	PCAP	TOTAL
2018	$837,618.00	$187,248.00	$13,600.00	**$1,038,466.00**
2017	$818,959.00	$197,876.00	$13,600.00	**$1,030,435.00**
2016	$799,012.89	$155,086.45	$13,600.00	**$967,699.34**
2015	$1,296,368.48	$201,512.00	$9,520.00	**$1,507,400.48**
2014	$1,499,112.16	$150,151.00	$15,100.00	**$1,664,363.16**
2013	$2,057,469.81	$164,884.00	$16,000.00	**$2,238,353.81**
2012	$2,020,681.00	$164,882.00	$16,000.00	**$2,201,563.00**
2011	$2,239,784.69	$88,450.00	$16,000.00	**$2,344,234.69**
2010	$2,108,075.04	$88,450.00	$9,524.53	**$2,206,049.57**
2009	$2,009,078.83	$148,072.62	$5,300.00	**$2,162,451.45**
2008	$2,168,238.46	$235,907.00	$16,400.00	**$2,420,545.46**
2007	$2,188,398.23	$216,012.00	$16,400.00	**$2,420,810.23**
2006	$2,076,928.67	$211,997.66	$16,400.00	**$2,305,326.33**
2005	$2,323,265.42	$203,520.84	$6,271.14	**$2,533,057.40**

HIDTA funding is allocated within each jurisdiction by initiatives. Initiatives are programs, plans, or efforts that perform activities to accomplish a set of specific goals. The budget for each initiative is prepared by its task force commander and forwarded to the HIDTA Board for review. The finalized budgets are submitted to the ONDCP for funding approval. Currently, the period of performance is two years effective on January 1st of the grant cycle.

Attachment Two provides the list of Pima County Initiatives, the resource recipients, and the budgeted amounts for the 2018 grant cycle.

Sheriff's Personnel Funded by HIDTA

The following department employees are currently funded by the HIDTA grant:

Initiative	Position	Salary & OC - 100% HIDTA Funded	Estimated EREs	ERE % HIDTA Funded	EREs Not Covered
HIDTA 27-ARS	EDP Tech Support Tech	$57,750	$13,600	100%	N/A
HIDTA 27-ARS	Spec. Staff Assistant-UN	$39,393	$9,500	100%	N/A
HIDTA 27-ISC	Program Specialist-Uncl.	$47,262	$10,300	100%	N/A
HIDTA 27-ISC	Program Specialist-Uncl.	$49,358	$17,000	100%	N/A
HIDTA 27-ISC	Sergeant	$84,677	$25,700	15%	$12,998
HIDTA 27-ISC	Program Specialist-Uncl.	$48,310	$25,200	100%	N/A
HIDTA 27-PCHITF	Public Safety Support Spec.	$31,088	$18,000	100%	N/A
HIDTA 27-PCHITF	Admin Support Specialist	$33,713	$13,400	100%	N/A
HIDTA 27-PCHITF	Deputy	$72,592	$57,100	15%	$46,211
HIDTA 27-TFTF	Financial Investigator	$52,681	$18,700	100%	N/A

The above employees provide law enforcement, criminal analysis, financial investigation, technological, and administrative support for the Arizona HIDTA program. Benefits associated with overtime cost are not covered by HIDTA grant.

Please contact me if you have any questions.

Draft

ATTACHMENT 3

SUMMARY

In October 2005, Pima County administrators requested that the Office of the Auditor General investigate allegations of potential misfeasance and misuse of public monies by officials within the Arizona High Intensity Drug Trafficking Area (HIDTA) federal grant program. Although the program is administered by the HIDTA Executive Board, Pima County was the federally designated grantee to administer the HIDTA program in the Arizona Region. As a result of Pima County's request, we conducted an investigation of those allegations.

Our investigation revealed that from December 2004 through October 2005, the former Arizona HIDTA Director and former Arizona HIDTA Finance Manager falsified public records and mishandled grant monies to obtain salary increases totaling more than $133,000 for themselves and other staff members. In addition, the Arizona HIDTA Executive Board did not properly oversee the administration of HIDTA operations and did not ensure that grant resources were used prudently. Finally, Santa Cruz County, a subrecipient of HIDTA grant monies, failed to follow any procurement procedures when contracting for HIDTA administrative services, thereby eliminating all competition and fostering an unfair economic advantage that benefited former HIDTA administrative staff.

Investigation Highlights:

- Arizona HIDTA Director and Arizona HIDTA Finance Manager falsified records and mishandled grant monies to obtain salary increase.
- Arizona HIDTA Executive Board did not properly oversee the administration of HIDTA operations.
- Santa Cruz County officials failed to follow any procurement procedures when contracting with HIDTA administrative staff.

ATTACHMENT 4

MEMORANDUM

Date: March 21, 2018

To: The Honorable Ramón Valadez, Vice Chair
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator

Re: **Compliance with Your Five Conditions Associated With Approval of the Reconsideration and Authorization of the Stonegarden Grant to the Sheriff**

The following is an update on the attached five conditions stated at the Board of Supervisors meeting of February 20, 2018, Addendum Item Number 5, Request for Consideration, regarding the Operation Stonegarden Grant approval:

1. *Direct the Finance Department and Sheriff's Department to analyze the precise employee related expenses (ERE) related to Stonegarden overtime over the course of the last three years, or more if possible, to determine whether the county has been appropriately reimbursed for expenses.*

   These analyses are being conducted by the Finance Department and the Sheriff's Department. The precise ERE will be applied to Stonegarden overtime funding for previous fiscal years, if it is determined that an inappropriate and/or incorrect ERE has been established. This is primarily an accounting issue and is ongoing, and should be resolved within the next 60 days.

2. *Develop a grant coordination process to support the Sheriff's Department and County Attorney's Office for federal or state grants not directly administered by existing County grant staff, so these grants are monitored by a centralized County grant staff under the County Administrator.*

   As a result, of concerns stated I have created a number of organizational design changes for implementation this coming fiscal year. Specifically, a Grants Management and Innovation Office is being created and one of their primary tasks is to develop a more comprehensive review and implementation strategy regarding all federal and state grants received by the County, regardless of agency, elected official, or court. Previously, most grants were monitored for fiscal compliance through Finance, with the exception of certain elected official grants. In the case of elected official or court grants, Finance was asked to overlook the financial component of a grant upon audit by a federal agency. This has resulted in the County using the

General Fund to reimburse certain federal grants, primarily for County Attorney's Office and Juvenile Court grants.

The purpose of creating this new Grants Management and Innovation Office is to eliminate the problems that have been associated with independent grant compliance. More importantly, we need to fully understand grant policy objectives before applying for specific grants and whether those grants are in the best interest of the County. The innovation component of this department will drive policy objectives regarding grant pursuit and acceptance.

3. *Ensure there is a process in place for collecting appropriate data and information that 1) confirms the benefits of receiving a specific grant and 2) establishes a data and reporting system to track and disclose any unexpected costs of implementing such a grant that impacts to other criminal justice systems.*

   This process is ongoing and assigned to our Criminal Justice Reform Unit. Through public records requests we are obtaining daily activity reports. Once these reports are received we will have a better understanding of activities associated with local arrests by local law enforcement related to Stonegarden operations and the cost of those arrests on the entire criminal justice system, including prosecution, defense and the courts. I anticipate this effort will take some time due to the requirement to obtain data and information through public records requests.

4. *Assure the Sheriff's Department develops and provides written standards to the Board of Supervisors that guides how, when, and under what circumstances County law enforcement agents will interact with federal immigration agents including border patrol, and customs & immigration officers.*

   The Sheriff has provided a draft policy that has been included in compilation of other policies of other law enforcement agencies within Pima County when providing Operation Stonegarden support.

5. *Create a Board of Supervisors committee with two members from each Board Member to oversee the issue of potential racial profiling in this and other instances.*

   As you know, we now have five appointed members of a 10-member commission. The Sheriff has indicated he will sit as the ex-officio of the Sheriff's Department. Hence, the commission requires at least one additional appointment to become active and have a quorum when conducting meetings, in compliance with Arizona Open Meeting laws.

An updated report about the roles and responsibilities of the commission will be provided to the Board of Supervisors in the near future.

I hope this is a helpful update regarding our compliance-taking place related to the Operation Stonegarden approval.

CHH/anc

Attachment

c: The Honorable Chairman and Members, Pima County Board of Supervisors
The Honorable Mark Napier, Pima County Sheriff
Wendy Petersen, Assistant County Administrator for Justice and Law Enforcement
Terrance Cheung, Program Manager, Criminal Justice Reform Unit
Spencer Graves, Program Coordinator, Criminal Justice Reform Unit