

**MEMORANDUM OF AGREEMENT BETWEEN LAKE COUNTY SHERIFF'S DEPARTMENT AND
BENICIA POLICE DEPARTMENT PERTAINING TO ASSISTANCE UNDER THE LAW
ENFORCEMENT MUTUAL AID PLAN**

WHEREAS, on July 27, 2018 extreme conditions (that contributed to the disaster such as strong winds and low humidity) aided the Mendocino Complex Fire that swept through the region; and

WHEREAS, on July 28, 2018 in response to the declaration of a local emergency, approved by the Lake County Board of Supervisors on July 30, 2018 as well as Fire Management Assistance Grant (FMAG) #5262; and

WHEREAS, the Law Enforcement Mutual Aid Plan is issued and revised under the authority of Sections 8550, 8569, 8615 and 8668 of the California Government Code, the California Emergency Plan, and the Master Mutual Aid Agreement; and

WHEREAS, the Law Enforcement Mutual Aid Plan delineates the current state of the policy concerning law enforcement mutual aid; and

WHEREAS, the Law Enforcement Mutual Aid Plan describes the standard procedures used to acquire law enforcement mutual aid resources and the method to ensure coordination of law enforcement mutual aid planning and readiness; and

WHEREAS, the County Sheriff is the Operational Area Law Enforcement and Mutual Aid Coordinator; and

WHEREAS, Law Enforcement Mutual Aid Plan provides, in pertinent part, "When an emergency develops or appears to be developing which cannot be resolved by a law enforcement agency within an Operational Area, it is the responsibility of the Operational Area Mutual Aid Coordinator to provide assistance and coordination to control the problem; and

WHEREAS, the Law Enforcement Mutual Aid Plan provides, in pertinent part, "A request for law enforcement mutual aid requires the approval of the chief law enforcement officer of the requesting jurisdiction," and

WHEREAS, the Sheriff of the County of Lake requested the mutual aid assistance of the Benicia Police Department, pursuant to the Law Enforcement Mutual Aid Plan to support law enforcement services in connection with the Mendocino Complex Fire; and

WHEREAS, the Benicia Police Department provided mutual aid assistance consisting of law enforcement personnel, equipment, and materials from July 28, 2018 through August 8, 2018 to assist with law enforcement services in connection with the Mendocino Complex Fire; and

WHEREAS, the Benicia Police Department agrees to document all of its mutual aid assistance costs related to the Mendocino Complex Fire as attachments to this MOA and submit to the County of Lake as soon as practicable; and

NOW, THEREFORE, IT IS HEREBY AGREED, by and between the County of Lake and Benicia Police Department that the County of Lake may reimburse all reasonable costs associated with the Benicia Police Department law enforcement mutual aid assistance during the Mendocino Complex Fire.

Executed at Lakeport, California, on the day and year first written above.

COUNTY OF LAKE

COUNTY/CITY CITY OF BENICIA

Jim Steele, Chairman
Board of Supervisors

By: Lorie Tinfow
Name LORIE TINFOW
Title CITY MANAGER
Date 09/11/2018

ATTEST: Carol J. Huchingson
Clerk to the Board of Supervisors

BY: _____

APPROVED AS TO FORM:

Anita Grant
County Counsel

BY: Anita Grant