



**Agricultural  
Commissioner/Sealer  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
J. STEVEN WORTHLEY  
District Four  
MIKE ENNIS  
District Five

**AGENDA DATE:** August 8, 2017– **REVISED**

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: David Case    PHONE: 559-684-3363

**SUBJECT:** Approve an Agreement with the California Department of Food and Agriculture

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an Agreement with the California Department of Food and Agriculture in the amount up to \$6,240 for the Organic Inspections Program retroactive to July 1, 2017 through June 30, 2018. The Agreement is retroactive because the document was not received from the State until June 28, 2017.
  
2. Find that the Board had the authority to enter into the proposed Agreement as of July, 1, 2017, and that it was in the County's best interest to enter into the Agreement on that date.
  
3. Authorize the Chairman of the Board to sign the Agreement.

**SUMMARY:**

This Agreement is intended to subvent costs incurred by the County for assisting the California Department of Food and Agriculture with new, amended and renewed registrations of organic producers, handlers and processors, for conducting spot inspections, for soil and tissue residue sampling, for conducting complaint investigation and for approved training.

We would like to bring to the Board's attention the following substantive deviations from the standard County boilerplate: Mutual Liability – parties agree to be liable

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for their own wrongful or negligent action, neither party indemnifies the other.

**FISCAL IMPACT/FINANCING:**

There will be no net county cost in performing this service. The County will receive up to \$6,240 for FY 17/18 if this agreement is approved.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year strategic plan includes the Economic Well-Being Initiative to promote economic development opportunities, effective growth management and a quality standard of living. This request to authorize an Agreement with CDFA for county registration and inspection of organic producers, handlers, retailers and complaint investigation in the county will insure timely continuance of a long-standing program of protecting the County's agriculture-based economy by enforcing state laws and regulations regarding the California Organic Foods Act.

**ADMINISTRATIVE SIGN-OFF:**

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David Case  
Deputy Agricultural Commissioner/  
Deputy Sealer of Weights and Measures

cc: Auditor-Controller  
County Counsel  
County Administrative Office (2)

Attachment(s) California Department of Food and Agriculture Agreement 17-0207-000-SA

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF )  
AN AGREEMENT WITH THE CALIFORNIA ) Resolution No. \_\_\_\_\_  
DEPARTMENT OF FOOD AND ) Agreement No. \_\_\_\_\_  
AGRICULTURE )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: MICHAEL C. SPATA  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

That the Board of Supervisors:

1. Approved an Agreement with the California Department of Food and Agriculture in the amount up to \$6,240 for the Organic Inspections Program retroactive to July 1, 2017 through June 30, 2018. The agreement is retroactive because the document was not received from the State until June 28, 2017.
2. Found that the Board had the authority to enter into the proposed Agreement as of July, 1, 2017, and that it was in the County's best interest to enter into the Agreement on that date.
3. Authorized the Chairman of the Board to sign the Agreement.