



**Tulare County Agricultural
Commissioner
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLIAN
District Three
EDDIE VALERO
District Four
DENNIS TOWNSEND
District Five

AGENDA DATE: March 19, 2019

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 checked="" type="checkbox"/>	N/A <input 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: Marianna Gentert PHONE: 559-684-3358		

SUBJECT: Approve a Cooperative Agreement with the California Department of Food and Agriculture.

REQUEST(S):

That the Board of Supervisors:

1. Adopt the Categorical Exemption prepared pursuant to the provisions of the California Environmental Quality Act (CEQA) for a Bee Safe Program.
2. Authorize the Environmental Assessment Officer, or designee, to sign and file the Notice with the County Clerk.
3. Approve an Agreement Number 18-0585-000-SG with the California Department of Food and Agriculture (CDFA) in the amount not to exceed \$44,167.48 for a Bee Safe Program, retroactive to November 15, 2018 through June 30, 2019. The agreement is retroactive because it was received in January of 2019.
4. Find that the board had authority to enter into the proposed agreement as of November 15, 2018, and that it was in the County's best interest to enter into the agreement on that date.
5. Approve the necessary budget adjustments per the attached AUD 308 (4/5ths vote required).
6. Authorize the Chairman of the Board to sign the Cooperative Agreement.

SUBJECT: Approve a Cooperative Agreement with the California Department of
DATE: Food and Agriculture for a Bee Safe Program
January 29, 2019

SUMMARY:

This Agreement is intended to render State financial aid to the County for providing the implementation of the Bee Safe Program. The main objectives of the Bee Safe Program are to reduce honeybee stress through improved apiary theft prevention efforts, decrease apiary pest pressure, decrease apiary stress due to pesticide exposure, and increase apiary foraging opportunities.

This agreement has been approved as to form by County Counsel. The following term deviates substantively from the standard County boilerplate:

Indemnification: Neither party to the agreement agrees to indemnify the other

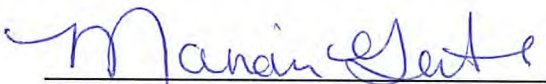
FISCAL IMPACT/FINANCING:

There is no additional net County cost to the General Fund associated with this action. This Agreement provides \$44,167.48 to the County for the protection of bees. Approval of the attached AUD 308 will increase the expenses and revenues of the Agricultural Commissioner's FY 2018/2019 budget.

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. The request to approve this Agreement will provide a continued funding source that will allow the continuation of a program that protects the County's agricultural economy.

ADMINISTRATIVE SIGN-OFF:



Marianna Gentert
Deputy Agriculture Commissioner

cc: County Administrative Office

Attachment(s)
California Department of Food and Agriculture Agreement No: 18-0585-000-SG
Notice of Exemption
AUD 308 Budget Adjustment

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

IN THE MATTER OF APPROVE A)
COOPERATIVE AGREEMENT WITH THE) Resolution No. _____
CALIFORNIA DEPARTMENT OF FOOD) Agreement No. _____
AND AGRICULTURE FOR A BEE SAFE)
PROGRAM)

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: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

That the Board of Supervisors:

1. Adopted the Categorical Exemption prepared pursuant to the provisions of the California Environmental Quality Act (CEQA) for a Bee Safe Program.
2. Authorized the Environmental Assessment Officer, or designee, to sign and file the Notice with the County Clerk.
3. Approved an Agreement Number 18-0585-000-SG with the California Department of Food and Agriculture (CDFA) in the amount not to exceed \$44,167.48 for a Bee Safe Program, retroactive to November 15, 2018 through June 30, 2019. The agreement is retroactive because it was received in January of 2019.
4. Found that the board had authority to enter into the proposed agreement as of November 15, 2018, and that it was in the County's best interest to enter into

the agreement on that date.

5. Approved the necessary budget adjustments per the attached AUD 308 (4/5ths vote required).
6. Authorized the Chairman of the Board to sign the Cooperative Agreement.

AUD-308 - Budget Adjustment Form

12:36 PM

01/09/19		7/19	2019
Date	Document ID Number	Accounting Period	Budget Fiscal Year
Agricultural Commissioner		Tom Tucker	684-3350
Agency Name		Contact Person	Phone
			Extension

Action** A,C,D	Fund	Dept	Appr #	<u>LEVEL 1 Finish Here</u>			Current Amount	Revised Amount	Inc / Dec Amt
C	001	015	015SBEN				5,634,842	5,674,592	39,750
C	001	015	015SSUP				1,083,514	1,087,931	4,417
									-
									-
									-
									-
									-
									-
									-
									-
Appropriations Total				<i>Need Not Equal Zero</i>			6,718,356	6,762,523	44,167

Action** A,C,D	Fund	Dept	Appr #	Unit	Object	Rev	<u>LEVEL 2 Start Here</u>			
C	001	015	015SBEN	2109	6003		10	39,760	39,750	
C	001	015	015SSUP	2109	7066			4,417	4,417	
C	001	015		2109		5040		44,167	(44,167)	
									-	
									-	
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									-	
Line Total							<i>Must Equal Zero</i>	\$ 10	\$ 88,344	\$ -

Reason for Adjustment (To Avoid Correspondence, State Reason in Detail)

To record the expenses and revenues for this new Bee Safe Program not currently in the Ag Commissioner's budget.



 Affected Dept Head Signature

Other Affected Dept Head Signature

Checked By: _____
 County Executive Office Action: No. _____ Date: _____
 () Approved () Disapproved

By: _____
 Board of Supervisors Action: No. _____ Date: _____

Entered By: _____
 Date: _____
 Distribution: 1: BOS/CAO/Auditor

**** Action Codes: A=Add, C=Change, D=Deactivate**
 * Whenever a 93XX account budget is adjusted, a corresponding 94XX account budget must be adjusted in the billing agency, **except for ISFs**
 * Whenever a 95XX account budget is adjusted, a corresponding 96XX account budget must be adjusted in the billing agency, and vice versa
 * Whenever a 97XX account budget is adjusted, a corresponding 98XX account budget must be adjusted in the billing agency, and vice versa

Notice of Exemption

Fee Exempt per Government Code Section 6103

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Tulare County Clerk
Room 105, Courthouse
221 South Mooney Boulevard
Visalia, California 93291

<i>Date filed by Tulare County Clerk</i>

Lead Agency: Tulare County Resource Management Agency
5961 South Mooney Blvd.
Visalia, Ca 93277 (559) 624-7000
Attn: hguerra@co.tulare.ca.us

Applicant(s): County of Tulare Agricultural Commissioner/Sealer
4437 S. Laspina St.
Tulare, CA 93274 (559) 684-3397

Project Title: CDFA Bee Safe Program (November 15, 2018 – June 30, 2019)

Project Location - Specific: Throughout Tulare County, CA

Project Location- Section, Township, Range: N/A

Project Location - City: N/A

Project Location - County: Tulare

Description of Nature, Purpose, and Beneficiaries of Project: The Tulare County Board of Supervisors (on November 15, 2018) entered into an Agreement with the State of California Department of Food and Agriculture (CDFA) to provide funding for the County of Tulare Agriculture Commissioner's Office to offset costs of the Bee Safe Program activities. Protecting the health of bee hives is critically important to the agricultural industry within Tulare County and the State of California. Implementing the programs as provided by CDFA (i.e., the use of equipment, pesticides, chemicals, personnel, etc.) would mitigate the spread of exotic pests that threaten the apiary industry. As such, the funds will result in a public benefit by providing the actions necessary to protect and promote bee health and a vibrant apiary industry as noted above.

Exempt Status: *(check one)*

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- General Rule: CEQA guidelines 15061 (b)(3)
- Categorical Exemption Section 15307 Actions by Regulatory Agencies for Protection of Natural Resources and 15308 Actions by Regulatory Agencies for Protection of the Environment
- Statutory Exemptions:

Reasons why project is exempt: This action is consistent with CEQA Guidelines (California Administrative Code, Title 14, Division 6) Section 15061 (b)(3) that there is no possibility that the proposed grant activity may have a significant effect on the environment. Thus, Section 15061 (b)(3) is applicable and appropriate for this project. Further, CDFA certified a Final Program Environmental Impact Report (PEIR) for the Statewide Plant Pest Prevention and Management Program as an ongoing effort by CDFA to protect California's agriculture from damage caused by invasive pest species. CDFA also certified Addendum No. 1 (on July 15, 2016) and Addendum No. 2 (on April 17, 2017) to the PEIR. As such, the use of Sections 15307 Actions by Regulatory Agencies for Protection of Natural Resources and 15308 Actions by Regulatory Agencies for Protection of the Environment are appropriate and applicable.

Name of Public Agency Approving Project: County of Tulare, Resource Management Agency

Project Representative Marianna Gentert, Deputy Agricultural Commissioner/Sealer **Telephone:** 559-684-3358

Signature: _____ Date: _____ Title: Chief Environmental Planner
Hector Guerra

Signature: _____ Date: _____ Title: Environmental Assessment Officer
Reed Schenke, PE RMA Director

Signed by Lead Agency

Date received for filing at OPR: N/A