



**Agricultural
Commissioner/Sealer
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: May 21, 2019 - 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 for Certified Farmer's Market Inspections

REQUEST(S):
That the Board of Supervisors:

1. Approve an Agreement with the California Department of Food and Agriculture in the amount up to \$10,464 for Certified Famer's Market Inspections from July 1, 2019 through June 30, 2020.
2. Authorize the Chairman of the Board to sign the Agreement.

SUMMARY:
The Direct Marketing Program allows growers to directly market what they grow through means of Certified Producers and Certified Farmer's Markets. This 1990's program required county agricultural commissioners to inspect the commodities being grown and issue a Certified Producer's Certificate to the producer on an annual basis. That certificate is posted at the Certified Farmer's Market at the stall where the producer is selling only the produce listed on their certificate. While we have only 5 certified farmer's markets, we have over 120 certified producers in Tulare County. These producers grow an average of over 50 commodities per certificate, which they take to certified farmer's markets throughout the state. The program changed in 2015 with the passage of AB 1871. The bill required county agricultural commissioners to inspect those certified producers that are new and did not require the commissioner to inspect the producers that are renewing certificates. AB 1871 also increased the fees paid to the California Department of Food and Agriculture, setting up a fund to reimburse counties for certain inspections and

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investigations. While the costs of issuing these certificates are recovered through fees paid by the certified producer at the time of issuing the certificate, the investigations and any additional Certified Market Inspections are not. The Tulare County Agricultural Commissioner's Office has not conducted additional market inspections, we have conducted 10-15 certified producer investigations a year since FY16. These investigations are coordinated with the California Department of Food and Agriculture and initiated by the county agricultural commissioner where the certified producer is selling their commodities. The Tulare County Agricultural Commissioner investigates the certified producer and either proves or disproves alleged violations discovered by the county agricultural commissioner conducting the Certified Farmer's Market inspection. This Agreement, which has been in place since 2016, is intended to subvent the costs of conducting these investigations as well as any additional market inspections above what is required by law.

The Agreement has been approved as to form by County Counsel. The following terms deviate substantively from the standard County boilerplate:

1. Neither party to the Agreement will indemnify the other.

FISCAL IMPACT/FINANCING:

There will be no additional net county cost in performing this service. The County will receive up to \$10,464 for FY 19/20 if this Agreement is approved.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Tulare County's strategic plan includes the Economic Well Being Initiative to promote economic opportunities, effective growth management and a quality standard of living. Approval of this Agreement with the California Department of Food and Agriculture would help protect the county's agricultural-based economy. The inspections would help ensure that certified producers are growing the commodities they list on their certified producer's certificate.

ADMINISTRATIVE SIGN-OFF:



David Case
Deputy Agricultural Commissioner
Deputy Sealer of Weights and Measures

cc: County Administrative Office

Attachment(s) California Department of Food and Agricultural Agreement 19-0075-000-SA

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

IN THE MATTER OF APPROVE AN)
AGREEMENT WITH THE CALIFORNIA) Resolution No. _____
DEPARTMENT OF FOOD AND) Agreement No. _____
AGRICULTURE CERTIFIED FARMER'S)
MARKET INSPECTIONS)

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

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