



**Tulare County 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: **REVISED** August 4, 2020

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: Nicole Motley PHONE: 684-3377				

SUBJECT: Approve an Agreement with the California Department of Food and Agriculture regarding Navel and Valencia Orange Inspections.

REQUEST(S):
That the Board of Supervisors:

1. Approve an Agreement with the California Department of Food and Agriculture, to provide State funding of \$222,441.80 to offset costs of providing Navel and Valencia Orange Inspection services for the state Maturity/Freeze program retroactive from July 1, 2020 through June 30, 2021. The Agreement is retroactive because the document was not received from California Department of Food and Agriculture until June 18, 2020.
2. Find that the Board had authority to enter into the proposed Agreement as of July 1, 2020, and that it was in the County's best interest to enter into the Agreement on that date.
3. Authorize the Chair to sign two copies of the Agreement.

SUMMARY:
This Agreement is intended to render financial aid to the County to provide Navel and Valencia Orange Inspection services for the state Maturity/Freeze program. These services will ensure that agricultural products sold in the County meet the requirements of the state Maturity/Freeze program, ensuring all immature or freeze damaged fruit is kept off the market so that only wholesome fruit will be sold to consumers.

SUBJECT: Approve an Agreement with the California Department of Food and Agriculture regarding Navel and Valencia Inspections.
DATE: August 4, 2020

This 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, both parties will be held mutually and proportionally liable for any wrongful or negligent conduct.
- 2) The County is required to pay CDFA'S attorneys' fees in a material breach dispute.

FISCAL IMPACT/FINANCING:

No additional net County cost to the General Fund. The County will receive funding up to \$222,441.80 for Fiscal Year 2020/2021 from the California Department of Food and Agriculture. Revenues and the associated expenditures for this program are included in the Agricultural Commissioner/Sealer's Fiscal Year 2020/2021 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. This request to authorize an Agreement with the California Department of Food and Agriculture for the purpose of regulating produce being sold and/or processed in the County will ensure timely continuance of a long-standing program of protecting the County's agriculture-based economy by ensuring all immature or freeze damaged fruit is kept off the market so that only wholesome fruit will be sold to consumers.

ADMINISTRATIVE SIGN-OFF:



Nicole M. Motley
Deputy Agricultural Commissioner

cc: County Administrative Office

Attachment(s) California Department of Food and Agriculture FY 2020/2021 Navel and Valencia Inspection Agreement (20-0181-000-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 REGARDING NAVEL AND)
VALENCIA 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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