



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

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One
PETE VANDER POEL
District Two
PHILLIP A. COX
District Three
J. STEVEN WORTHLEY
District Four
MIKE ENNIS
District Five

AGENDA DATE: March 16, 2010 "Amended"

Public Hearing Required	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Marilyn Kinoshita		PHONE: 684-3350				

SUBJECT: Agreement with the California Crop improvement Association (CCIA) for providing services related to seed certification

- REQUEST(S):**
That the Board of Supervisors:
1. Approve an agreement with CCIA for providing supervision of seed certification effective April 1, 2010 through March 31, 2011.
 2. Authorize the Board Chairman to sign an agreement with CCIA effective April 1, 2010 through March 31, 2011.

SUMMARY:
This agreement is intended to render financial aid to the County for providing personnel to supervise the certification of seed lots, as well as other services necessary to maintain an effective certification program. This is an ongoing program, and will provide program funding for FY 2010/2011. A prior agreement, identical except for the time period and dollar value, was approved as to form by County Counsel on March 18, 2009. The deviations from the County contract protocol included in the prior agenda item were:

- 1) Section 4 of the agreement states CCIA may terminate only.
- 2) Section 15 of the agreement provides for attorney's fees.
- 3) The signatures from the California Crop Improvement Association do not comply with California Corporations Code Section 313, which requires that contracts with a corporation shall be signed by the (1) Chairman of the Board, the president or any

SUBJECT: Contract Agreement with California Crop Improvement Association

DATE: March 16, 2010

vice-president and (2) the secretary, any assistant secretary, the chief financial officer, or any assistant treasurer. The proposed renewal agreement does not include any additional deviations from County contract protocol. The only changes from the prior agreement are to the time period of the agreement of the agreement, April 1, 2010 to March 31, 2010, and the dollar amount of \$700.00.

FISCAL IMPACT/FINANCING:

The agreement was prepared by the CCIA and will result in receipt of financial aid to the County. The County will receive \$700.00 in FY 2010/2011 if this agreement is approved, with one half being paid upon receipt of the signed document after July 1, 2010. The second payment will be received after the Commissioner invoices CCIA for the remaining amount on or before February 1, 2011. Revenues and the associated expenditures for these inspections will be included in the Agricultural Commissioner/Sealer's FY 2010/2011 requested budget. There is no net county cost in performing this seed certification program.

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 between the California Crop Improvement Association and the Tulare County Agricultural Commissioner will insure timely continuance of a long-standing program of protecting the County's agriculture-based economy by supervising the harvesting, cleaning, and packaging of any seed which is eligible for certification.

ALTERNATIVES:

No action or disapproval would mean that the Agricultural Commissioner would not be able to receive financial aid from the California Crop Improvement Association to offset costs incurred in carrying out this program.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

County Counsel previously approved the agreement as to form on March 18, 2009.

SUBJECT: Contract Agreement with California Crop Improvement Association
DATE: March 16, 2010

ADMINISTRATIVE SIGN-OFF:

Marilyn Kinoshita
Agricultural Commissioner
Sealer of Weights and Measures

Cc: Auditor/Controller
County Counsel
County Administrative Office (3)

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

IN THE MATTER OF

Agreement with the California Crop) RESOLUTION NO. _____
Improvement Association (CCIA) for) AGREEMENT NO. _____
providing services related to seed certification)

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: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

That the Board of Supervisors:

1. Approved an agreement with the CCIA for providing supervision of seed certification effective April 1, 2010 through March 31, 2011.
2. Authorized the Board Chairman to sign an agreement with CCIA effective April 1, 2010 through March 31, 2011.