

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

203



FROM: Agricultural Commissioner

SUBMITTAL DATE: May 14, 2003

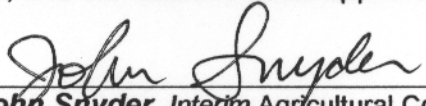
SUBJECT: Amendment to Resolution No. 2003-191 Regarding Fees for Agricultural Commissioner Services.

RECOMMENDED MOTION: That the Board set for public hearing (with clerk to advertise) Resolution No. 2003-191 on July 1, 2003.

At the end of the public hearing, that the Board adopt Resolution 2003-191.

BACKGROUND: The current Resolution regarding the fee schedule for services provided by the Agricultural Commissioner's Office is being updated and amended in accordance with the Board of Supervisor's Policy B-4 "Rates Charged for Current Services".

A detailed, departmental costs analysis was recently completed based on current salary, benefit and operating expenses. This analysis determined the current fees associated with the base hourly rate per job classification, as well as for the service of certifying plant and plant product shipments. The Auditor Controller's office reviewed and approved our cost analysis, and the resolution was approved as to legal form by County Counsel.


John Snyder, Interim Agricultural Commissioner
 Sealer Of Weights and Measures

FINANCIAL DATA:

CURRENT YEAR COST: \$0	ANNUAL COST: \$0
NET COUNTY COST: \$0	IN CURRENT YEAR BUDGET: NO
BUDGET ADJUSTMENT: No	FOR FY: 2003/04
SOURCE OF FUNDS:	

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

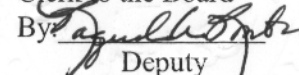


MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Wilson, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above resolution is scheduled for public hearing on July 1, 2003 at 10:00 a.m.

Ayes: Buster, Tavaglione, Venable, Wilson and Ashley
 Noes: None
 Absent: None
 Date: June 10, 2003
 xc: Agric. Comm., COB (2)

Nancy Romero
 Clerk to the Board

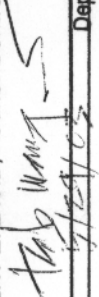
By: 
 Deputy

Prev. Agn. ref. None

Dist. All

AGENDA NO.

9.1

ROBERT E. BYRD, Auditor-Controller
 BY: 
 Deputy

Policy
 Policy
 Consent
 Consent

Department Recommendation:
 Per Executive Office:

2
3 RESOLUTION NO. 2003-191

4 ESTABLISHING A FEE SCHEDULE FOR AGRICULTURE
5 SERVICE WITHIN THE COUNTY OF RIVERSIDE

6
7 WHEREAS, various resolutions and ordinances have been
8 adopted by the Board of Supervisors of the County of Riverside
9 establishing and amending fees for services and activities of
10 the County Agricultural Department;

11 WHEREAS, it has been determined to be both practical and
12 appropriate to amend and consolidate those various regulatory
13 provisions into a single resolution; now, therefore,

14 BE IT RESOLVED by the Board of Supervisors of the County
15 of Riverside, State of California, in regular session assembled
16 on July 1, 2003, that a revised schedule of Agricultural
17 Commissioner's service fee is established as follows:

18 1. When a certificate, as defined in Sections 5201, 47020,
19 42791, and 42792 of the California Food and Agricultural Code,
20 or permit, as defined in Sections 1430 and 3160 of the
21 California Code of Regulations, Title 3, requires field
22 inspections, on-site inspections, laboratory analysis,
23 observation of mandatory pesticide treatments, mandatory
24 fumigation, or any other requirement that must be met prior to
25 the issuance of a permit or certificate, or there is any other
26 agricultural-related service requested by industry or the
27 public, the Agricultural Commissioner may charge a per hour fee
28 (plus costs) based on assessment of man-hour costs to local
government.

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A. Per hour fee for one (1)

Agricultural & Standards Investigator:

- 1) For the first hour or fraction thereof\$54.00
- 2) For each thirty (30) minute period or
fraction thereof in excess of the first hour..\$27.00

B. Per hour fee for one (1)

Agricultural Standardization Inspector:

- 1) For the first hour or fraction thereof\$38.00
- 2) For each thirty (30) minute period or
fraction thereof in excess of the first hour..\$19.00

C. Per hour fee for one (1)

Supervising Agricultural & Standards Investigator:

- 1) For the first hour or fraction thereof\$57.00
- 2) For each thirty (30) minute period or
fraction thereof in excess of the first hour..\$28.00

D. Per hour fee for one (1)

Deputy Agricultural Commissioner:

- 1) For the first hour or fraction thereof\$64.00
- 2) For each thirty (30) minute period or
fraction thereof in excess of the first hour..\$32.00

E. The fees stated in this Section apply between the hours of 7:30 a.m. and 4:30 p.m. Monday through Friday. The fees shall be increased to an amount equal to 1 and $\frac{1}{2}$ times the stated fees during other times.

1 locationPer hour fee in Section 1.

2 5. For the inspection of certain vegetables and fruits,
3 as defined in Riverside County Ordinance No. 610 and Section
4 42792.1 of the California Food and Agricultural Code:

- 5 A. Head lettuce-per standard container .. 2.0 cents
- 6 B. Cantaloupe melons-per stand. Container 1.5 cents
- 7 C. Other melons-per carton 1.5 cents
- 8 D. Watermelon-per ton 80.0 cents
- 9 E. Cantaloupe, honeydews, other melons
10 (experimental containers) 50.0 cents per bin
- 11 F. Head lettuce (for shredding).. 50.0 cents per bin

12
13 6. For the inspection of green corn, as defined in
14 Riverside County Ordinance No. 566, and Section 42792.1 of the
15 California Food and Agricultural Code:

- 16 A. Green corn in containers weighing 50 pounds
17 or less, per container 2.5 cents
- 18 B. Green corn in bulk Per fee in 3.A. or 3.B

19 7. For the service of certifying plant and plant
20 Product shipments, as requested by industry, and as defined in
21 Sections 5201 and 5202 of the California Food and Agricultural
22 Code:

- 23 A. 1-100 units or packages certified \$22.00
- 24 101-200 units or packages certified \$26.00
- 25 201-400 units or packages certified \$30.00
- 26 401-600 units or packages certified \$34.00
- 27 601-1008 units or packages certified \$38.00

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There shall be a minimum fee of \$5.00 for commodity fumigation under an authorize "Compliance Agreement" This fee schedule shall apply to each additional 1,008 units or packages, or fraction thereof.

The total weight of bulk plant or plant product shipments shall be divided by the average container weight as set forth in the Riverside County Annual Agricultural production Report (published by the County Agricultural Commissioner) in order to be considered a unit or package for purposes of this fee schedule (e.g. citrus average, 40 pounds per unit). A \$10.00 fee shall be charged for each duplicate of a certified certificate.

Or

B. Per hour fee in Section 1.

8. Services related to apiaries:

A. For bee colony strength inspection and certification, as defined in Sections 29272 and 29195 of the California Food and Agricultural Code:

Per hour fee in Section 1.

B. For apiary American Foulbrood Disease inspections, as defined in Section 29201 of the California Food and Agricultural Code:

Per hour fee in Section 1.

1 C. For abatement of American Foulbrood Disease,
2 as defined in Sections 29207 and 29209 of the
3 California Food and Agricultural Code:
4 Per hour fee in Section 1.

5 D. For apiary pest inspection, as defined in
6 Section 29201 of the California Food and
7 Agricultural Code:
8 Per hour fee in Section 1.

9 E. For apiary pest abatement, as defined in
10 Section 29209 of the California Food and
11 Agricultural Code:
12 Per hour fee in Section 1.

13 9. For notification of the Agricultural Commissioner's
14 Office by a licensed structural pest control operator, as
15 defined in Section 15204 (a) (b) (c) (d), Division 7 of the
16 California Food and Agricultural Code, each calendar year or
17 fraction thereof \$10.00

18 10. For registration of a licensed pest control
19 operator, as defined in Section 11701, 11732 and 11734 of the
20 California Food and Agricultural Code, each calendar year or
21 fraction thereof \$60.00

22 11. For registration of a maintenance gardener to do
23 licensed pest control work, as defined in section 11704 and
24 11734 of the California Food and Agricultural Code, each
25 calendar or fraction thereof \$25.00

26 12. For registration of an agricultural pest control
27 advisor, as defined in Sections 11410, 12002, 12031, 12034 of
28

1 the California Food and Agricultural Code, each calendar year
2 or fraction thereof \$10.00

3 For registering in Riverside County when already
4 registered in another county, as defined in Sections 11410,
5 12002, 12031, 12034 of the California Food and Agricultural
6 Code, each calendar year or fraction thereof \$5.00

7 13. For registration of an agricultural pest control
8 aircraft pilot, as defined in Section 11901, 11921, 11923 of
9 the California Food and Agricultural Code, each calendar year
10 or fraction thereof \$10.00

11 For registering in Riverside County when already
12 registered in another county, as defined in Sections 11901,
13 11921, 11923 of the California Food and Agricultural Code, each
14 calendar year or fraction thereof \$5.00

15 14. For registering a licensed farm contractor, as
16 defined in Section 1695 of the California Labor Code, who
17 contracts with growers in Riverside County for farm labor each
18 calendar year or fraction thereof \$40.00

19 15. For the issuance of a permit to control blowing sand
20 as defined in County Ordinance No. 484
21 Per hour fee in Section 1.

22 16. For performing a seed sample as a service, as defined
23 in the California Code of Regulations, Title 3, Section 3871
24 (d) and (e) and 3902 (c) Per hour fee in Section 1.

25 17. For permit or wood receipt for desert native plants,
26 as defined in Sections 80063, 80064, and 80101 of the
27 California Food and Agricultural Code:

28 A. Minimum Fee \$10.00

- 1 B. Per cord of live or dead mesquite, palos
- 2 verde, or ironwood species of trees cut or
- 3 removed or wood \$1.00
- 4 C. Per native plant except Yucca brevifolia
- 5 (Joshua Tree) \$1.00
- 6 D. Per Yucca brevifolia (Joshua Tree) \$2.00

7 18. As defined in Section 12829 (a) of the California

8 Food and Agricultural Code, if a person holds a research

9 authorization for an economic poison issued pursuant to Section

10 6260 of Title 3 of the California Code of Regulations for the

11 purpose of testing the product, and the produce on which the

12 product was tested must be destroyed, any actual costs incurred

13 by the Commissioner to investigate and confirm the destruction

14 of the produce shall be paid for by the person holding the

15 research authorization. Costs charged by the Commissioner shall

16 not exceed one hundred twenty-five dollars (\$125.00) per test

17 site.

18 19. For requested inspections/consultations, training

19 sessions, records research (crop information or otherwise) not

20 supported by fees otherwise provided for in this resolution:

21 Per hour fee in Section 1.

22 20. For requested photocopying services.....\$0.50 per page

23

24 BE IT FURTHER RESOLVED, FOUND AND DETERMINED that the

25 foregoing fees are established in each case at not more than

26 the actual cost of the services rendered.

27 BE IT FURTHER RESOLVED that the authority and guidelines

28 for the above schedule comes from the following:

1 California Agricultural Code, Sections 5201, 5202, 6303
2 (d), 11410, 11701, 11704, 11732, 11734, 11901, 11921, 11932,
3 12002, 12031, 12034, 12829(a), 29195, 29201, 29203, 29204,
4 29207, 29209, 29272, 42791, 42792, 42792.1, 42793, 47020,
5 80063, 80064, 80101;

6 California Business and Professions Code, Division 7,
7 Section 15204 (a), (b), (c), (d);

8 California Government Code, Sections 54985, 54986;
9 California Code of Regulations, Title 3, Sections 1392.7,
10 1392.8, 1430, 3160, 3871 (d), (e), 3902 (c), 6260;

11 California Labor Code, Section 1695; and Riverside County
12 Ordinance Numbers 484, 566, 610.

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FORM APPROVED
COUNTY COUNSEL
APR 22 2003
