

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

324
A



FROM: Agricultural Commissioner's Office

SUBMITTAL DATE:
April 3, 2006

SUBJECT: Amendment to Resolution No. 2006-103 Regarding Fees for Agricultural Commissioner Services.


RECOMMENDED MOTION: That the Board:

1. Set for public hearing (with clerk to advertise) Resolution No. 2006-103 on May 2, 2006.
2. At the end of the public hearing, that the Board adopt Resolution 2006-103.

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.

Departmental Concurrence

FOR 
John Snyder, Agricultural Commissioner/
Sealer of Weights and Measures

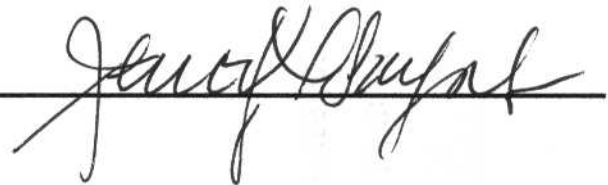
FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2006/07

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature



Policy
 Policy
 Consent
 Consent

Dept't Recomm.:
 Per Exec. Ofc.:

2006-04-03 11:39
RECEIVED & REGISTERED BOOKS

Prev. Agn. Ref.: | **District:** | **Agenda Number:**

3.9

2
3 RESOLUTION NO. 2006-103

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

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

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

15 BE IT RESOLVED by the Board of Supervisors of the County of
16 Riverside, State of California, in regular session assembled on
17 _____, 2006 that a revised schedule of the Agricultural
18 Commissioner's service fee is established as follows:

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

- 1 A. Per hour fee for one (1)
2 Agricultural & Standards Investigator:
3 1) For the first hour or fraction thereof\$65.00
4 2) For each thirty (30) minute period or
5 fraction thereof in excess of the first hour..\$32.50
6 B. Per hour fee for one (1)
7 Weights & Measures Inspector:
8 1) For the first hour or fraction thereof\$51.00
9 2) For each thirty (30) minute period or
10 fraction thereof in excess of the first hour..\$25.50
11 C. Per hour fee for one (1)
12 Senior Weights & Measures Inspector:
13 1) For the first hour or fraction thereof\$59.00
14 2) For each thirty (30) minute period or
15 fraction thereof in excess of the first hour..\$29.50
16
17 D. Per hour fee for one (1)
18 Supervising Agricultural & Standards Investigator:
19 1) For the first hour or fraction thereof\$69.00
20 2) For each thirty (30) minute period or
21 fraction thereof in excess of the first hour..\$34.50
22 E. Per hour fee for one (1)
23 Deputy Agricultural Commissioner:
24 1) For the first hour or fraction thereof\$78.00
25 2) For each thirty (30) minute period or
26 fraction thereof in excess of the first hour..\$39.00
27 F. Per hour fee for one (1)
28 Office Assistant III:

- 1 1) For the first hour or fraction thereof\$49.00
2 2) For each thirty (30) minute period or
3 fraction thereof in excess of the first hour..\$24.50
4

5 G. The fees stated in this Section apply between the hours
6 of 7:00 a.m. and 4:30 p.m. Monday through Friday. The fees shall
7 be increased to an amount equal to 1 and 1/4 times the stated
8 fees during other times.
9

10
11
12 2. For citrus permits as defined in Section 1430, of the
13 California Code of Regulations, Title 3:
14 Per hour fee in Section 1.

15 3. For fruit or vegetable certificates, as defined in Sections
16 42791, 42792 and 42793 of the California Food and Agricultural Code:

- 17 A. 1-100 units or packages certified\$34.00
18 101-200 units or packages certified\$38.00
19 201-400 units or packages certified\$42.00
20 401-600 units or packages certified\$46.00
21 601-1008 units or packages certified\$50.00

22 This fee schedule shall apply to each additional 1008 units or
23 packages, or fraction thereof.

24 The total weight of bulk fruit or vegetables shall be divided by
25 the average container weight as set forth in the Riverside County
26 Annual Agricultural Production Report (published by the County
27 Agricultural Commissioner), in order to be considered a unit or
28

1 package for purposes of this fee schedule, (e.g. green corn averages
2 45 pounds per unit).

3 Or

4 B. Per hour fee in Section 1.

5 4. For the issuance of Direct Marketing Certificates, as defined in
6 Sections 1392.7 and 1392.8 of the California Code of Regulations,
7 Title 3:

8 A. Producer per calendar year or portions thereof
9 (includes amendments) Per hour fee in Section 1.

10
11 B. Operator of Farmer's Market for each calendar
12 year or portion thereof for each
13 locationPer hour fee in Section 1.

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

17 A. Head lettuce-per standard container .. 2.0 cents

18 B. Cantaloupe melons-per stand. Container 1.5 cents

19 C. Other melons-per carton 1.5 cents

20 D. Watermelon-per ton 80.0 cents

21 E. Cantaloupe, honeydews, other melons
22 (experimental containers) 50.0 cents per bin

23 F. Head lettuce (for shredding).. 50.0 cents per bin

24 6. For the inspection of green corn, as defined in
25 Riverside County Ordinance No. 566, and Section 42792.1 of the
26 California Food and Agricultural Code:

27 A. Green corn in containers weighing 50 pounds
28 or less, per container 2.5 cents

1 B. Green corn in bulk Per fee in 3.A. or 3.B

2 7. For the service of certifying plant and plant
3 product shipments, as requested by industry, and as defined in
4 Sections 5201 and 5202 of the California Food and Agricultural Code:

5 A. 1-100 units or packages certified \$34.00
6 101-200 units or packages certified \$38.00
7 201-400 units or packages certified \$42.00
8 401-600 units or packages certified \$46.00
9 601-1008 units or packages certified \$50.00

10
11 There shall be a minimum fee of \$10.00 for commodity
12 fumigation under an authorized "Compliance Agreement".

13
14 There shall be a minimum fee of \$45.00 for commodity
15 inspection under an authorized "Compliance Agreement".

16
17 This fee schedule shall apply to each additional 1,008
18 units or packages, or fraction thereof.

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

27 Or

28 B. Per hour fee in Section 1.

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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.

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

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

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

- F. For apiary registration, as defined in Section 29044 of the California Food and Agricultural Code, each calendar year or fraction thereof \$10.00

9. For notification of the Agricultural Commissioner's Office by a licensed structural pest control operator, as defined in Section

1 15204 (a) (b) (c) (d), Division 7 of the California Food and
2 Agricultural Code, each calendar year or fraction thereof
3 \$10.00

4 10. For registration of a licensed pest control operator, as
5 defined in Section 11701, 11732 and 11734 of the California Food and
6 Agricultural Code, each calendar year or fraction thereof
7 \$60.00

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

12 12. For registration of an agricultural pest control advisor,
13 as defined in Sections 11410, 12002, 12031, 12034 of the California
14 Food and Agricultural Code, each calendar year or fraction thereof
15 \$10.00

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

20 13. For registration of an agricultural pest control aircraft
21 pilot, as defined in Section 11901, 11921, 11923 of the California
22 Food and Agricultural Code, each calendar year or fraction thereof
23 \$10.00

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

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

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

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

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

14 A. Minimum Fee \$10.00

15 B. Per cord of live or dead mesquite, palos verde, or
16 ironwood species of trees cut or removed or wood
17 \$1.00

18 C. Per native plant except Yucca brevifolia
19 (Joshua Tree) \$1.00

20 D. Per Yucca brevifolia (Joshua Tree) \$2.00

21 18. As defined in Section 12829 (a) of the California Food and
22 Agricultural Code, if a person holds a research authorization for an
23 economic poison issued pursuant to Section 6260 of Title 3 of the
24 California Code of Regulations for the purpose of testing the product,
25 and the produce on which the product was tested must be destroyed, any
26 actual costs incurred by the Commissioner to investigate and confirm
27 the destruction of the produce shall be paid for by the person holding
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1 the research authorization. Costs charged by the Commissioner shall
2 not exceed one hundred twenty-five dollars (\$125.00) per test site.

3 19. For requested inspections/consultations, training sessions,
4 records research (crop information or otherwise) not supported by fees
5 otherwise provided for in this resolution:

6 Per hour fee in Section 1, two hour minimum.

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

8 BE IT FURTHER RESOLVED, FOUND AND DETERMINED that the
9 foregoing fees are established in each case at not more than the
10 actual cost of the services rendered.

11 BE IT FURTHER RESOLVED that the authority and guidelines for the
12 above schedule comes from the following:

13 California Food and Agricultural Code, Sections 5201, 5202, 6303
14 (d), 11410, 11701, 11704, 11732, 11734, 11901, 11921, 11932, 12002,
15 12031, 12034, 12829(a), 29044, 29195, 29201, 29203, 29204, 29207,
16 29209, 29272, 42791, 42792, 42792.1, 42793, 47020, 80063, 80064,
17 80101;

18 California Business and Professions Code, Division 7, Section
19 15204 (a), (b), (c), (d);

20 California Government Code, Sections 54985, 54986;

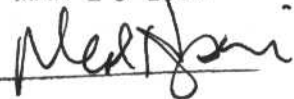
21 California Code of Regulations, Title 3, Sections 1392.7, 1392.8,
1430, 3160, 3871 (d), (e), 3902 (c), 6260;

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

FORM APPROVED
COUNTY COUNSEL

MAR 13 2006

BY



FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, Auditor-Controller

Joe M. Alexander
Deputy
Rachelle Roman