

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



ITEM: 3.13
(ID # 22605)

MEETING DATE:
Tuesday, December 12, 2023

FROM : AGRICULTURAL COMMISSIONER:

SUBJECT: AGRICULTURAL COMMISSIONER: Rates to be Charged for Agricultural Services for FY 2023/2024. [Reimbursement for Services Provided 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and adopt the proposed rates to be charged for agricultural services for FY 2023/2024 as specified in Attachment A.

ACTION:Policy

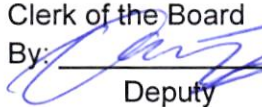
Delia Cioc, Assistant Agricultural Commissioner.

12/6/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Gutierrez, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: December 12, 2023
xc: Agricultural Commissioner

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Reimbursement for Services Provided 100%			Budget Adjustment:	No
			For Fiscal Year:	2023/24

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The Agricultural Commissioner’s Office provides various services for a 1.3-billion-dollar agricultural industry in Riverside County. This industry includes vegetables and citrus in the Coachella Valley desert, wine grapes in the Temecula Wine Country and cotton, alfalfa and wheat along the Colorado River. The office is entrusted with the mission of promoting and protecting the agricultural industry of the County and its environment, ensuring the health and safety of the County’s citizens, and fostering confidence and equity in the marketplace through education and the fair and uniform enforcement of laws, regulation, and ordinances enacted by the people of the State of California and the County of Riverside.

On August 25, 2020, Agenda Item 19.1, the Board of Supervisors adopted Resolution No. 2020-144, A Resolution of the Board of Supervisors of the County of Riverside Adopting An Amended Fee Schedule for Agricultural Services within the County of Riverside. While some fees the Agricultural Commissioner’s Office charges are statutorily set, several of the fees the Agricultural Commissioner’s Office charges are based on the actual time expended plus mileage accrued. Actual time expended is comprised of the hourly pay rate and benefits of the inspector in effect at the time services are rendered plus department overhead multiplied by the hours or fraction of hours expended in ¼ hour increments.

The Agricultural Commissioner’s Office, based on departmental cost analysis, deemed it necessary to amend the hourly pay rate and benefits of the inspectors and the department overhead in order to ensure full cost recovery. The hourly pay rate and benefits of the inspectors and the department overhead rate is being updated and amended in accordance with the Board of Supervisor’s Policy B-4, “RATES CHARGED FOR CURRENT SERVICES”. The proposed rates have been made in collaboration with the Auditor Controller’s Office and it is based on departmental revenue and expenditures and current staff and labor cost.

ATTACHEMENTS:

Attachment A: Proposed Rates to be Charged for Agricultural Services for FY 2023/2024

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



Jason Farin, Principal Management Analyst 12/6/2023

**County of Riverside
Agricultural Commissioner
Proposed Fee Schedule**

Description	Current Rate	Hourly Fee (Total Proposed Rate)	Difference
AG & STANDARDS INVESTIGATOR III	65.76	62.80	(2.96)
AG & STANDARDS INVESTIGATOR IV	65.76	67.22	1.46
AG & STANDARDS INVESTIGATOR IV	65.76	68.04	2.28
AG & STANDARDS INVESTIGATOR IV	65.76	71.92	6.16
AG & STANDARDS INVESTIGATOR IV	65.76	82.15	16.39
AG & STANDARDS INVESTIGATOR IV	65.76	70.06	4.30
AG & STANDARDS INVESTIGATOR IV	65.76	73.67	7.91
DEPUTY AGRICULTURAL COMM.	65.76	96.05	30.29
AG & STANDARDS INVESTIGATOR IV	65.76	67.36	1.60
AG & STANDARDS INVESTIGATOR III	65.76	67.09	1.33
AG & STANDARDS INVESTIGATOR IV	65.76	66.84	1.08
DEPUTY AGRICULTURAL COMM.	65.76	88.70	22.94
SUP AG & STANDARDS INVEST II	65.76	81.21	15.45
AG & STANDARDS INVESTIGATOR IV	65.76	71.37	5.61
AG & STANDARDS INVESTIGATOR IV	65.76	68.89	3.13
AG & STANDARDS INVESTIGATOR IV	65.76	70.07	4.31
AG & STANDARDS INVESTIGATOR IV	65.76	69.95	4.19
AG & STANDARDS INVESTIGATOR IV	65.76	70.08	4.32
AG & STANDARDS INVESTIGATOR IV	65.76	70.00	4.24
AG & STANDARDS INVESTIGATOR IV	65.76	71.57	5.81
AG & STANDARDS INVESTIGATOR IV	65.76	68.32	2.56
SUP AG & STANDARDS INVEST II	65.76	78.10	12.34
AG & STANDARDS INVESTIGATOR IV	65.76	67.34	1.58
AG & STANDARDS INVESTIGATOR IV	65.76	70.03	4.27
AG & STANDARDS INVESTIGATOR IV	65.76	67.32	1.56
AG & STANDARDS INVESTIGATOR IV	65.76	69.42	3.66
AG & STANDARDS INVESTIGATOR IV	65.76	67.21	1.45
AG & STANDARDS INVESTIGATOR IV	65.76	71.32	5.56
AG & STANDARDS INVESTIGATOR IV	65.76	67.28	1.52
AG & STANDARDS INVESTIGATOR IV	65.76	67.22	1.46
DEPUTY AGRICULTURAL COMM.	65.76	96.32	30.56

AG & STANDARDS INVESTIGATOR IV	65.76	70.07	4.31
SUP AG & STANDARDS INVEST II	65.76	80.83	15.07
AG & STANDARDS INVESTIGATOR IV	65.76	67.29	1.53
AG & STANDARDS INVESTIGATOR III	65.76	67.18	1.42
AG & STANDARDS INVESTIGATOR IV	65.76	67.26	1.50
AG & STANDARDS INVESTIGATOR IV	65.76	70.06	4.30
SUP AG & STANDARDS INVEST II	65.76	81.17	15.41
AG & STANDARDS INVESTIGATOR IV	65.76	67.81	2.05
AG & STANDARDS INVESTIGATOR IV	65.76	65.75	-0.01
AG & STANDARDS INVESTIGATOR IV	65.76	70.11	4.35
AG & STANDARDS INVESTIGATOR IV	65.76	67.37	1.61
AG & STANDARDS INVESTIGATOR IV	65.76	70.00	4.24
AG & STANDARDS INVESTIGATOR IV	65.76	68.33	2.57
AG & STANDARDS INVESTIGATOR III	65.76	61.84	-3.92
AG & STANDARDS INVESTIGATOR IV	65.76	67.29	1.53
AG & STANDARDS INVESTIGATOR IV	65.76	69.96	4.20
AG & STANDARDS INVESTIGATOR IV	65.76	67.26	1.50

2
3 RESOLUTION NO. 2020-144

4
5 A RESOLUTION OF THE BOARD OF SUPERVISORS OF
6 THE COUNTY OF RIVERSIDE ADOPTING AN AMENDED FEE SCHEDULE FOR
7 AGRICULTURAL SERVICES WITHIN THE COUNTY OF RIVERSIDE
8

9 WHEREAS, various state statutes and regulations allow for county board of supervisors to set fees
10 to recover costs associated with the agricultural commissioner's office providing certain agricultural
11 services within their county; and

12 WHEREAS, the Board of Supervisors of the County of Riverside on June 10, 2008, Agenda Item
13 No. 9.1, adopted Resolution No. 2008-219 establishing a fee schedule for agricultural services within the
14 County of Riverside; and

15 WHEREAS, changed circumstances have made it both practical and appropriate to amend and
16 update the fee schedule for agricultural services within the County of Riverside; and

17 WHEREAS, a public hearing was held regarding the proposed amended fee schedule for agricultural
18 services within the County of Riverside and the proposed amended fee schedule for agricultural services
19 within the County of Riverside was considered at a regular meeting of the Board of Supervisors on August
20 25, 2020, at which all present were given an opportunity to be heard on the proposed amended fee schedule
21 for agricultural services within the County of Riverside;

22 NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of
23 Supervisors of the County of Riverside, State of California, in regular session assembled on August 25,
24 2020, at 9:30 a.m. or soon thereafter, in the meeting room located on the first floor of the County
25 Administrative Center, 4080 Lemon Street, Riverside, California, that the Board of Supervisors does hereby
26 adopt the amended fee schedule for agricultural services within the County of Riverside, as follows:

- 27 1) When a certificate, as defined in Sections 5201, 47020, 42791 and 42792 of the California Food
28 and Agricultural Code, or permit, as defined in Sections 1430 of the California Code of Regulations, Title

FORM APPROVED COUNTY COUNSEL
BY: DANIELLE D. MALAND 8/13/20
DATE

1 3, requires field inspections, on-site inspections, laboratory analysis, observation of mandatory pesticide
2 treatments, mandatory fumigation, or any other requirement that must be met prior to the issuance of a
3 permit or certificate, or there is any other agricultural related service requested by industry or the public,
4 the Agricultural Commissioner may charge a fee based on the Actual Time expended plus Mileage accrued,
5 as defined below:

6 **Actual Time** = (Hourly Pay Rate & Benefits of the Inspector in Effect at the Time Services are
7 Rendered* + Department Overhead**) x (Hours or Fraction of Hours Expended in ¼
8 Hour Increments)

9 * The current Hourly Pay Rate & Benefits of the Inspector, as approved by the Board of
10 Supervisors of the County of Riverside, can be found on the Agricultural
11 Commissioner's website: <https://rivcoawm.org/>.

12 ** Department Overhead is a three year rolling average calculated by dividing the
13 Agricultural Commissioner's Office indirect costs by its direct personnel cost. The
14 current Department Overhead fee can be found on the Agricultural Commissioner's
15 website: <https://rivcoawm.org/>.

16 **Mileage** = (Number of Miles) x (Current Internal Revenue Service Standard Mileage Rate)

- 17 2) For the issuance of citrus permits as defined in section 1430 of the California Code of Regulations,
18 Title 3, the Agricultural Commissioner may charge a fee based on the Actual Time expended plus
19 Mileage accrued, as defined in Section 1.
- 20 3) For the issuance of fruit and/or vegetable certificates, as defined in Sections 42791, 42792 and 42793
21 of the California Food and Agricultural Code, the Agricultural Commissioner may charge a fee
22 based on the Actual Time expended plus Mileage accrued, as defined in Section 1.
- 23 4) For the issuance of a certified producer's certificate per calendar year or portion thereof (including
24 amendments to) and a certified farmers' market certificate per calendar year or portion thereof for
25 each location, as defined in Section 1392.7 and 1392.8 of the California Code of Regulations, Title
26 3, the Agricultural Commissioner may charge a fee based on the Actual Time expended plus
27 Mileage accrued, as defined in Section 1.
- 28 5) For the inspection of certain vegetables and fruits, as defined in Riverside County Ordinance No.

1 610 and Section 42792.1 of the California Food and Agricultural Code, the Agricultural
2 Commissioner may charge the following fees:

- 3 Head lettuce – per standard container..... **2.0 cents**
- 4 Cantaloupe melons – per standard container..... **1.5 cents**
- 5 Other melons – per carton..... **1.5 cents**
- 6 Watermelons – per ton..... **80.0 cents**
- 7 Cantaloupe, honeydews, other melons (Experimental containers)... **50.0 cents per bin**
- 8 Head lettuce (for shredding).....**50.0 cents per bin**

9 **6)** For the inspection of green corn, as defined in Riverside County Ordinance No. 566 and Section
10 42792.1 of the California Agricultural Code, the Agricultural Commissioner may charge the
11 following fees:

- 12 Green corn in containers weighing 50 pounds or less, per container.....**2.5 cents**
- 13 Green corn in bulk.....**Actual Time and Mileage as defined in Section 1**

14 **7)** For the service of certifying plant and plant product shipments, as requested by industry, and as
15 defined in Sections 5201 and 5202 of the California Food and Agricultural Code, the Agricultural
16 Commissioner may charge a fee based on the Actual Time expended plus Mileage accrued, as
17 defined in Section 1. There shall be a minimum fee of \$13.50 for commodity fumigation under an
18 authorized “Compliance Agreement.” There shall be a minimum fee of \$60.00 for commodity
19 inspection under an authorized “Compliance Agreement.” A \$24.00 fee shall be charged for each
20 duplicate of a certified certificate.

21 **8)** Services related to apiaries:

22 A. For bee colony strength inspection and certification, as defined in Sections 29193 and 29195 of
23 the California Food and Agricultural Code, the Agricultural Commissioner may charge a fee
24 based on the Actual Time expended plus Mileage accrued, as defined in Section 1.

25 B. For apiary American Foulbrood Disease inspections, as defined in Section 29201 of the
26 California Food and Agricultural Code, the Agricultural Commissioner may charge a fee based
27 on the Actual Time expended plus Mileage accrued, as defined in Section 1.

28 C. For abatement of American Foulbrood Disease, as defined in Sections 29207 and 29209 of the
California Food and Agricultural Code, the Agricultural Commissioner may charge a fee based
on the Actual Time expended plus Mileage accrued, as defined in Section 1.

1 D. For apiary pest inspection, as defined in Section 29201 of the California Food and Agricultural
2 Code, the Agricultural Commissioner may charge a fee based on the Actual Time expended plus
3 Mileage accrued, as defined in Section 1.

4 E. For apiary pest abatement, as defined in Section 29209 of the California Food and Agricultural
5 Code, the Agricultural Commissioner may charge a fee based on the Actual Time expended plus
6 Mileage accrued, as defined in Section 1.

7 F. For apiary registration as defined in Section 29044 of the California Food and Agricultural Code,
8 for each calendar year or fraction thereof, the Agricultural Commissioner may charge an annual
9 registration fee of ten dollars (\$10.00).

10 **9)** For services related to cultivation, sampling, testing and abatement of industrial hemp as defined in
11 Chapter 8, Division 4, Title 3 of the California Code of Regulations, the Agricultural Commissioner
12 may charge a fee based on the Actual Time expended plus Mileage accrued, as defined in Section
13 1.

14 **10)** For registration with the Agricultural Commissioner's Office by a licensed Branch 1 Structural Pest
15 Control Business, as defined in Section 15204.5 of the California Food and Agricultural Code, for
16 each calendar year or fraction thereof, the Agricultural Commissioner may charge \$25.00.

17 **11)** For registration with the Agricultural Commissioner's Office by a licensed Branch 2 or 3 Structural
18 Pest Control Business, as defined in Section 15204 of the California Food and Agricultural Code,
19 for each calendar year or fraction thereof, the Agricultural Commissioner may charge \$10.00.

20 **12)** For each amendment to the registration with the Agricultural Commissioner's Office by a licensed
21 Branch 1 Structural Pest Control Business, as defined in Section 15204.5 of the California Food and
22 Agricultural Code, the Agricultural Commissioner may charge \$10.00.

23 **13)** For each amendment to the registration with the Agricultural Commissioner's Office by a licensed
24 Branch 2 or 3 Structural Pest Control Business, as defined in Section 15204 of the California Food
25 and Agricultural Code, the Agricultural Commissioner may charge \$10.00.

26 **14)** For registration of a licensed pest control operator, as defined in Sections 11701, 11732 and 11734
27 of the California Food and Agricultural Code, for each calendar year or fraction thereof, the
28 Agricultural Commissioner may charge \$60.00.

1 15) For registration of a maintenance gardener to do licensed pest control work, as defined in Sections
2 11704 and 11734 of the California Food and Agricultural Code, for each calendar year or fraction
3 thereof, the Agricultural Commissioner may charge \$25.00.

4 16) For registration of an agricultural pest control advisor, as defined in Sections 11410, 12002, 12031,
5 and 12034 of the California Food and Agricultural Code, for each calendar year or fraction thereof,
6 the Agricultural Commissioner may charge \$10.00. However, for registration of an agricultural pest
7 control advisor already registered in another county, as defined in Sections 11410, 12002, 12031,
8 and 12034 of the California Food and Agricultural Code, for each calendar year or fraction thereof,
9 the Agricultural Commissioner may charge \$5.00.

10 17) For registration of an agricultural pest control aircraft pilot, as defined in Sections 11901, 11921,
11 and 11923 of the California Food and Agricultural Code, for each calendar year or fraction thereof,
12 the Agricultural Commissioner may charge \$10.00. However, for registration of an agricultural pest
13 control aircraft pilot already registered in another county, as defined in Sections 11901, 11921, and
14 11923 of the California Food and Agricultural Code, for each calendar year or fraction thereof, the
15 Agricultural Commissioner may charge \$5.00.

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

19 19) For a permit or wood receipt for native plants, as defined in Sections 80063, 80064, and 80101 of
20 the California Food and Agricultural Code, the Agricultural Commissioner may charge the
21 following minimum fee and per plant/per cord fee, as applicable:

22	Minimum Fee	\$10.00
23	Per cord of live or dead mesquite, palo verde, or ironwood species of trees, cut or removed for wood	\$1.00
24	Per native plant except Yucca brevifolia (Joshua Tree)	\$1.00
25	Per Yucca brevifolia (Joshua tree)	\$2.00

26 20) Pursuant to Section 12829 of the California Food and Agricultural Code, if a person has a research
27 authorization for a pesticide issued pursuant to Section 6260 of Title 3 of the California Code of
28 Regulations for the purpose of testing the pesticide, and the produce on which the pesticide was
tested is required to be destroyed, any actual costs incurred by the Agricultural Commissioner to

1 investigate and confirm the destruction of the produce shall be paid for by the person who has the
2 research authorization. To investigate and confirm the destruction of the produce, the Agricultural
3 Commissioner may charge a fee based on the Actual Time expended plus Mileage accrued, as
4 defined in Section 1, not to exceed \$125.00 per test site.

5 **21)** For requested inspections/consultations, training sessions, records research (crop information or
6 otherwise) not supported by fees otherwise provided for in this Resolution, the Agricultural
7 Commissioner may charge a fee based on the Actual Time expended plus Mileage accrued, as
8 defined in Section 1, with a two hour minimum.

9 **22)** For requested photocopying services, the Agricultural Commissioner may charge \$0.50 per page.

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

12 BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the authority and
13 guidelines for the above fee schedule comes from the following: California Food and Agricultural Code
14 Sections 5201, 5202, 6303(d), 11410, 11701, 11704, 11732, 11734, 11901, 11921, 11923, 12002, 12031,
15 12034, 12829, 15204, 15204.5, 29044, 29195, 29201, 29207, 29209, 42791, 42792, 42792.1, 42793, 47020,
16 80063, 80064, 80101, and 81005; California Code of Regulations, Title 3, Sections 1392.7, 1392.8, 1430,
17 3160, and 6260; California Labor Code Section 1695; and Riverside County Ordinance Numbers 484, 566,
18 and 610.

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