



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

**Department Name:** Agricultural  
Commissioner  
**Department No.:** 051  
**For Agenda Of:** August 30, 2016  
**Placement:** Administrative  
**Estimated Time:**  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

---

**TO:** Board of Supervisors  
**FROM:** Department Cathleen Fisher, Commissioner, 681-5600  
Contact Info: Rudy Martel, Assistant Commissioner or Kendra Stites, Admin.,  
681-5600  
**SUBJECT:** Approval of Department of Pesticide Regulation (DPR) Agreement #16-C0031

---

**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk Management

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Approve and authorize the Chair to execute an agreement with the California Department of Pesticide Regulation (CDPR) for the Santa Barbara County Agricultural Commissioner's Office (SBCAC) to be reimbursed for pesticide enforcement expenditures not previously covered in the pesticide use enforcement program of the SBCAC for the period of July 1, 2016 through February 28, 2017 in the amount of \$39,600.06.
- b) Determine that the above action involves government funding mechanisms and/or fiscal activities and is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(4).

**Summary Text:**

This item is on the agenda for the Board of Supervisors to review and execute an agreement with the California Department of Pesticide Regulation (CDPR) to receive reimbursement for the cost of activities associated with the assistance to the CDPR in carrying out its Enforcement Evaluation and Improvement Project (EEIP). This will include collecting and submitting complete compliance and enforcement data from the SBCAC for the purpose of: evaluation of compliance and enforcement data to ensure statewide consistency with DPR policies, regulations and law, and identify trends that will be used to improve outreach and education to licensees; improve communication and collaboration between DPR and the SBCAC in the tracking, development, and preparation of enforcement responses as needed to establish and implement county agricultural commissioner enforcement.

**Background:**

The work in this program has recently been funded and the funding is anticipated to continue. Over the years, the number of enforcement actions, method of submission, level of interaction between the County Agricultural Commissioner and Sealers Offices in the state and DPR staff, varied considerably. The EEIP and this contract will assist DPR in its compliance with the Federal Insecticide Fungicide and Rodenticide Act (FIFRA) statutory requirements pursuant to delegated enforcement authority from U.S. EPA through the three-party Cooperative Agreement between U.S. EPA, DPR, and County Agricultural Commissioners and Sealers Association, and Food and Agriculture Code section 2281.

DPR’s review of notice of proposed actions and civil penalty action hearing decisions prior to issuance will support and strengthen enforcement and assist the County Agricultural Commissioners and Sealers Offices with difficult or complicated enforcement action decisions. In addition, this collaboration will assist DPR in determining whatever enforcement actions are warranted at the state level.

**Performance Measure:**

N/A

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>Current FY Cost:</u></b>	<b><u>Annualized On-going Cost:</u></b>	<b><u>Total One-Time Project Cost</u></b>
General Fund			
State	\$39,600.06		
Federal			
Fees			
Other:			
Total	\$ 39,600.06	\$ -	\$ -

Narrative: The total revenue from this contract is \$39,600.06 for FY 2016/17. The funds reimburse the County for work in this program.

**Key Contract Risks:** N/A

**Staffing Impacts:** None

**Legal Positions:**

**FTEs:**

**Special Instructions:**

Please return a minute order and one fully executed signature pages for Agreement number 16-C0031 and Contractor Certification Clauses to the Agricultural Commissioner’s Office which will be sent to CDFA for final signature.

**Attachments:**

- Attachment A: Agreement #16-C0031
- Attachment B: CEQA Notice of Exemption
- Attachment C: Contractor Certification Clauses (CCC-307)

**Authored by:**

Rudy Martel