



# COUNTY OF HUMBOLDT

## Legislation Text

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**File #:** 24-950, **Version:** 1

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**To:** Board of Supervisors

**From:** Agricultural Commissioner

**Agenda Section:** Consent

**Vote Requirement:** Majority

**SUBJECT:**

Approval of Cooperative Agreement No. 24-0143-000-SA, Fuels, Lubricants and Automotive Products Program with the California Department of Food and Agriculture in the Amount of \$4,725

**RECOMMENDATION(S):**

That the Board of Supervisors:

1. Approve Cooperative Agreement No. 24-0143-000-SA, known as the Fuels, Lubricants and Automotive Products program with the California Department of Food and Agriculture;
2. Authorize the Chair to sign the original agreement;
3. Direct the Clerk of the Board to return all copies to the Agriculture Department for further
4. processing; and
5. Grant a waiver from the provisions of the Nuclear-Free Ordinance.

**STRATEGIC PLAN:**

This action supports the following areas of your Board's Strategic Plan.

Area of Focus: Core Services/Other

Strategic Plan Category: 9999 - Core Services/Other

**DISCUSSION:**

The Agricultural Commissioner's office receives annual subventions from CDFA to offset the local cost of enforcing certain state-mandated programs. In accordance with the California Business and Professions Code Section 13434 and under the authority of the Secretary of CDFA, county staff under the local direction of the Sealer of Weights & Measures will conduct inspections to verify compliance with regulations governing the advertising and labeling of petroleum products offered for sale at service stations, quick-lube shops, and distributors of engine fuels and oils. The local enforcement of petroleum product advertising and labeling requirements creates uniformity in the advertised pricing of petroleum products (gasoline) which is the basis for allowing consumers to make valid price comparisons between retailers. The Sealer's inspector/biologist staff typically conducts petroleum program inspections while at service stations to perform annual retail petroleum dispenser inspections. Per California Business and Professions Code Section 12015, the county agrees to take appropriate enforcement action upon discovery of violations at inspected establishments and will handle violations in accordance with CDFA-DMS guidelines.

The waiver from the provisions of the Nuclear-Free Ordinance is requested because the State of California will not modify its cooperative agreements to accommodate local ordinances.

**SOURCE OF FUNDING:**

California Department of Food and Agriculture - Division of Measurement Standards (CDFA-DMS).

**FINANCIAL IMPACT:**

<i>Expenditures (1100, 261)</i>	<b>FY23-24</b>	<b>FY24-25 Projected*</b>	<b>FY25-26 Projected*</b>
<i>Budgeted Expenses</i>	<u>\$4,725</u>	<u>\$4,725</u>	<u>\$4,725</u>
<i>Total Expenditures</i>	<u>\$4,725</u>	<u>\$4,725</u>	<u>\$4,725</u>

*\*Projected amounts are estimates and are subject to change.*

<i>Funding Sources (1100, 261)</i>	<b>FY23-24</b>	<b>FY24-25 Projected*</b>	<b>FY25-26 Projected*</b>
<i>State/Federal Funds</i>	<u>\$4,725</u>	<u>\$4,725</u>	<u>\$4,725</u>
<i>Total Funding Sources</i>	<u>\$4,725</u>	<u>\$4,725</u>	<u>\$4,725</u>

*\*Projected amounts are estimates and are subject to change.*

**Narrative Explanation of Financial Impact:**

In fiscal year 2024-25, Cooperative Agreement No. 24-0143-000-SA provides a total of \$4,725 for fuels, lubricants, and automotive products compliance inspections. The agreement reimburses Humboldt County \$75 per initial inspection (defined as the first physical inspection in the fiscal year of establishments selling or distributing petroleum and other related automotive products). Payments will be made in arrears to Humboldt County based on invoices submitted quarterly to CDFA-DMS by the Agricultural Commissioner’s Office. Agricultural Commissioner revenue from Cooperative Agreement No. 24-0143-000-SA has been included in the proposed fiscal year 2024-25 budget in 1100-261-518010, state aid for weights and measures.

**STAFFING IMPACT:**

**Narrative Explanation of Staffing Impact:**

There is no impact to current staffing as duties are part of current workload.

**OTHER AGENCY INVOLVEMENT:**

CDFA-DMS

**ALTERNATIVES TO STAFF RECOMMENDATIONS:**

Your Board could choose not to approve the agreement. This action is not recommended as it would prevent the county from receiving reimbursement for mandated services.

**ATTACHMENTS:**

One complete Cooperative Agreement No. 24-0143-000-SA

**PREVIOUS ACTION/REFERRAL:**

Meeting of: June 2, 2023

File No.: 23-702