

**COUNTY OF SONOMA
AGENDA ITEM
SUMMARY REPORT**

Clerk of the Board Use Only
Meeting Date / / **Held Until** / /
Agenda Item No: _____ **Agenda Item No:** _____

Department: Agricultural Commissioner

() **4/5 Vote Required**

Contact: Cathy V. Neville

Phone:
(707) 565-2371

Board Date:
4/21/09

Deadline for Board Action:

AGENDA SHORT TITLE:
Agricultural Commissioner/Sealer Fees

REQUESTED BOARD ACTION:

Resolution adopting fee increases for the Agricultural Commissioner’s Certified Producers Certificate (CPC), Certified Farmers Market (CFM) Certificate, State Phytosanitary Certificates, Federal Phytosanitary Certificates, Certificate of Quarantine Compliance, Pest Control Operator (PCO) County Registration, Farm Labor Contractor (FLC) County Registration, Grading, Drainage, and Vineyard and Orchard Site Development Ordinance, Project Review Advisory Committee Referrals, and Animal Care and Control (ACC) fees for impound, boarding, rabies quarantine, dog licensing, owner surrender, vaccination/testing, potentially dangerous/vicious dog registration, and kennel/pet shop licenses.

Ordinance amending Chapter 30 of the Sonoma County Code adopting proposed fee increases for device registration and their locations, and automated point-of-sale stations (scanners).

CURRENT FISCAL YEAR FINANCIAL IMPACT

EXPENDITURES

ADD'L FUNDS REQUIRING BOARD

Estimated Cost \$

Contingencies \$
(Fund Name:)

Amount Budgeted \$

Unanticipated Revenue \$
(Source:)

Other Avail Approp. \$
(Explain below)

Other Transfer(s) \$
(Source:)

Additional Requested: \$

Add'l Funds Requested: \$

Explanation (if required): See background report and Fee and Revenue Summary Charts.

Prior Board Action(s): Fees for CPC, CFM, State Phytosanitary Certificate, and Federal Phytosanitary Certificate, Certificate of Quarantine Compliance, PCO County Registration, FLC County Registration, Vineyard/Orchard Erosion and Sediment Control Ordinance, and Project Review Advisory Committee Referrals were adopted by resolution April 15, 2008. ACC fees for, impound, boarding, rabies quarantine, dog licensing, owner surrender, potentially dangerous/vicious dog registration and kennel/pet shop licenses adopted April 15, 2008, vaccination/testing fees adopted April 17, 2007. Weights and Measures Device Registration fess adopted by ordinance July 15, 2008.

Alternatives - Results of Non-Approval: Agricultural Commissioner/Sealer fees will not change resulting in loss of revenue to cover costs of providing service.

Background:

The Agricultural Commissioner/Sealer is requesting the Board of Supervisors to increase fees for the following programs to help offset increased costs.

The California Food and Agricultural Code (FAC) sections 5201 and 47020 state the agricultural commissioner may issue phytosanitary, quarantine compliance, certified producer, and certified farm market certificates. FAC sections 5202, 11734, and 47020 state that the Board of Supervisors may establish fees for these activities. (FAC) section 11732 mandates that pest control operators register with the agricultural commissioner in every county in which they intend to operate. California Labor Code section 1695 requires Farm Labor Contractors to register with the agricultural commissioner in every county in which they conduct business and that the Board of Supervisors may establish a fee to be charged each registration.

Chapter 11 of the Sonoma County Code, Grading, Drainage, and Vineyard and Orchard Site Development, requires a permit for any vineyard or orchard site development or related work, including preparatory site clearing and soil disturbance. Under section 11.10.030 the Board of Supervisors shall establish a schedule of fees for the processing of permit applications.

Under Chapter 25 of the Sonoma County Code the Agricultural Commissioner reviews Project Review Advisory Referrals on projects that may have an impact on agriculture.

Section 12240 and 13350 of the Business and Professions Code states the Board of Supervisors may establish an ordinance to charge an annual registration fee, not to exceed the county's total cost of actually inspecting or testing the devices as required by law, to recover the costs of inspecting or testing weighing and measuring devices required of the County Sealer pursuant to Section 12210, and to recover the cost of carrying out Section 12211.

Rabies control and sheltering of stray animals are state mandated programs and authorized in Sonoma County Code Chapter 5.

The proposed fee increases for these activities, coupled with expenditure reductions, are recommended to partially offset general fund support and meet increased workload.

Attachments: Resolution, Ordinance, Fee and Revenue Summary Charts

On File With Clerk:

CLERK OF THE BOARD USE ONLY

Board Action (If other than "Requested")

Vote:

Background: (Continued)

Agricultural Commissioner Division: The cost of providing these services in FY 09-10 for the Agricultural Commissioner Division has increased by approximately 7.8%. In developing the FY 09-10 fee schedule, the Department has balanced the need to cover increased costs while being mindful of the impacts on small businesses during this present economy. As a result, the Department has utilized a 4.5% escalation factor for the majority of fees. The division will be conducting a study to identify actual costs in FY 09-10 to ensure that fees are recovering costs. It should also be noted that about 34% of these costs are offset by Unclaimed Gas Tax revenues received from the California Department of Food and Agriculture.

- Certified Producer's Certificate for the sale of fruits, nuts and vegetables at certified farm markets would increase from \$58 to \$61 or 5.1% percent for growing grounds inspection, market sales inspection, data input and computerized issuance of the certificate. Napa County charges \$60/hour, San Mateo County charges \$60, Solano County charges \$81, Mendocino County charges \$15, and Alameda County charges \$25 per certificate. Fee increase is set to help increase cost recovery without significantly impacting small businesses and to keep the fees within the regional level. Revenue increase is \$492.
- Certified Farmers Market Certificate is requested to increase from \$84 to \$88 or 4.76 percent to partially offset cost of certifying the market, approving market bylaws, and surveillance of the market and records for inappropriate activities and violations. Alameda County charges \$100 per market certificate, Marin charges the farmers market organization \$120 flat fee plus \$100 per location (4 locations), Napa charges \$60/hour, Solano County charges \$324, Mendocino County charges \$25, and Alameda County charges \$60 per market certificate. Fee increase is set to help offset increased cost without significant impact to business and to keep the fees within the regional level. Increase in revenue is \$60.
- The fee for State Phytosanitary Certificates for interstate shipments of agricultural commodities is requested to increase to \$14, a \$1 increase (7.69 percent), charged for the first certificate, with a fee of \$9 a \$1 increase (12.5 percent), for each additional certificate on the same visit thereafter. These fees are collected in the field by staff when issuing the certificates and are set at whole dollar amounts. This will help offset the cost of determining entry requirements of the receiving state, inspection, supervision of treatment if required, and issuance of the certificate. Solano County charges \$61 for the first certificate and \$30 per additional certificate on the same visit, Napa County charges \$66/hour, and Marin charges \$25 (proposing \$50 for FY 09-10), Mendocino County charges \$10 for one certificate and \$15 for 2-3 certificates. This will recover approximately 25.0 percent of the cost. Intended fee increase is to help offset increased cost. These certificates are less time consuming compared to Federal Phytosanitary Certificates and typically for lower value shipments. Revenue increase is \$44.
- Federal Phytosanitary Certificates for shipments of agricultural commodities to foreign countries would increase from \$50 to \$52 or 4.00 percent to determine if the commodity meets entry requirements of the importing country, inspection of commodity, supervision of any required treatments that the country may impose, and issuance of the certificate. These fees are collected in the field by staff when issuing the certificates and are set at whole dollar amounts. This will allow a cost recovery of 26.00 percent. The federal government currently charges up to \$50 for this service and Solano County charges \$61 per certificate. Napa \$66/hour. Typically these certificates are more time consuming and for shipments of higher value than shipments certified by State Phytosanitary Certificate or Certificate of Quarantine Compliance. Revenue increase is \$246.

Background: (Continued)

- The fee for Certificate of Quarantine Compliance for shipments of agricultural commodities intrastate, or interstate is requested to increase to \$14, a \$1 increase (7.69 percent), will be charged for the first certificate with a fee of \$9, a \$1 increase (12.5 percent) for each additional certificate on the same visit thereafter. These fees are collected in the field by staff when issuing the certificates and are set at whole dollar amounts. This will help offset the cost of determining entry requirements of the receiving county or state, inspection of commodities, and supervision of treatment if required. This certificate is similar to the State Phytosanitary Certificate and in many instances is used interchangeably. These certificates are less time consuming compared to Federal Phytosanitary Certificates and typically for lower value shipments. Increase in revenue is \$612.
- Agricultural Pest Control Operator County Registration would increase the fee to register, inspect equipment, and review records from \$74 to \$77 or 4.00 percent, this will recover approximately 50.00 percent of the cost of registering in the county. Napa County currently charges \$65, Solano County charges \$81, Marin County charges \$65, and Mendocino County charges \$25. Fee is set to help increase cost recovery. Revenue increase is \$510.
- Farm Labor Contractor County Registration fee would increase from \$29 to \$31, a \$2 increase (6.9 percent) to register Farm Labor Contractors and review of requirements relating to field worker safety. Napa charges \$36, Solano charges \$81, Mendocino charges \$25, and Marin has no fee. Revenue increase is \$70.
- Under the Sonoma County Grading, Drainage, and Vineyard and Orchard Site Development Ordinance fee schedule an increase of 4.50 percent is recommended. This program does not receive revenue offset from state gas tax revenue. In developing these fees, the Department specifically considered the impact they would have on clients, and feels that the 4.5% escalation factor is reasonable. Based on an estimate of anticipated projects the increase in revenue will be approximately \$8,783. It is difficult to determine activity in this program as many factors play into planting decisions for vineyards and orchards such as the economy, access to loans, supply and demand of grape varieties, upcoming restrictions on planting, and affect of foreign imports. It is estimated that the total projects submitted for FY 09/10 will be 180, which is similar to what we have estimated for this fiscal year. Currently, this program is functioning with 1 FTE, with .25 of the time assigned to Project Review, Environmental Review. Also, a 5.59 percent increase of \$9/hour to \$170/hour as determined by the Auditors Office for the Agriculture and Vineyard Conservation Coordinator position for actual cost recovery is recommended for service requests for on-site services such as consultation prior to the sale of property to determine if there are environmental issues that must be addressed prior to vineyard or orchard development, and multiple site visit requests by project developers or engineers, and phasing of projects over a period of time (beyond the initial visit prior to development, and at the completion of winterization as required by the ordinance) for costs in excess of those covered by the permit fee under this program. Revenue increase is \$45.
- A 4.82 percent increase is requested for Project Review Application fees through the Permit and Resource Management Department. This will be an increase of \$12 from \$249 to \$261 to be charged for Agricultural Commissioner review of projects submitted where this department provides staff to review projects in areas zoned or adjacent to various agricultural-zoned properties to advise and/or mitigate impacts to agriculture. This revenue for reviewing projects will recover partial costs of providing staff. Permit and Resource Management Department will collect the fee at the time of application and then journal voucher to this department. Estimated revenue increase is \$288.

Weights and Measures Division: The majority of fees set in the Weights and Measures Division are driven by state-set amounts. In evaluating the fee increase request for FY 09-10, the department considered the impact of fees on customers, along with the fiscal requirement to reduce dependence on the General Fund. As a result of this consideration, the Department is recommending adoption of 100% of the state maximum allowable fees for the Weights and Measures Device Registration Program (note that no increase was requested in FY 07/08). The requested increase (\$81,310) from 80 percent to 100 percent of the maximum allowable fee represents a 25% increase, but is consistent with the state law that established the fee schedule (AB 889 allows for 60 percent of the maximum in 2006, 80 percent in 2007, and 100 percent of the allowable maximum fee in 2008). By phasing-in the fee schedule over a four-year period, rather than three, the annualized increase is 10% per year.

While this request represents a 25% increase above the current fee level, the percentage represents dollar amounts ranging between \$4 and \$50 per device. Computing and hanging scales used at Farmers' Market, small groceries and delis, and retail fuel meters (gas pumps) would be raised by \$4 each. Most devices, 54%, would be assessed an additional \$25 or less. Businesses using these devices are grocers, hardware stores, freight and package shippers, livestock dealers, petroleum distributors, landscape materials yards, and wineries. The proposed fees will be the maximum allowed by law, but represent a recovery rate of only about 51% of the actual cost to perform these mandates. The fee structure adopted by the legislature, effective 2006, had considerable input from the regulated industries; grocers, oil marketers, service station dealers, livestock and agricultural producers, apartment and mobile home park owners, retailers, and heavy industry, mirroring our clients in Sonoma County. The 14% increase from 70% to 80% of the maximum allowable fee authorized in 07-08 has not produced negative responses.

The proposed increase allows a location fee of \$100 and a separate device fee, based on the number and type of devices at that location to be charged (device fees are based on the amount allowable for each type of device). One exception is location and device fees for certified producers at Certified Farmers' Markets are set at 50 percent of the current fee since typically, these scales are used only seasonally by small businesses producing and selling Sonoma County agricultural products. All commercial weighing and measuring devices, by state law, require annual inspection and testing (vapor, water, and electrical meters are once every ten years). This program ensures equity in the marketplace for both consumers and competing businesses by eliminating unfair business practices, and provides funding for staffing to meet mandated annual inspection requirements. The fees are spread over the entire device program and all registrants; they are not per-inspection fees. Solano, Marin, Napa, Alameda, and Contra Costa Counties are at 100 percent of the maximum allowable fee.

Point-of-sale station fees are determined by the County, and are not part of the state set fees. These fees are based on the number of scanner units and sample size required to conduct the inspection. These fees will increase by about 12.5%. Locations with 10 or more scanners and require a minimum of 50 samples represent a new fee category and are requested to be set at \$297. The estimated increase in revenue is approximately \$24,850, and will allow us to retain hours allocated to the program and add businesses as they are located.

Animal Care and Control Division: The salary and benefit increase in FY 09-10 for the Animal Care and Control Division is approximately 7.02%. As with the Ag Division fees, the Department has balanced the need to cover increased costs while being mindful of the impacts on clients during this present economy. As a result, the Department has again utilized a 4.5% escalation factor for the majority of fees (some fees are somewhat higher or lower based on the interest of keeping fees at \$0.25 increments for ease of processing). The division is requesting a COLA increase to help cover these increased costs in FY 09-10. In addition the division will be conducting studies in FY 09-10 to identify actual costs. The division is also aware of the depressed economy and economic upheaval currently happening and is containing fee increases as much as possible to prevent fee avoidance (ie.

not licensing dogs, not claiming impounded animals, etc).

- Impound and board fees are charged when an animal owner reclaims their animal after it has been picked up and impounded into the shelter. Dog impounds are currently charged based on a 365 day period for repeat impounds. Fees are based on if the dog is licensed or not at first impound. Increases in this set of fees are between 4.76 percent for board fees and up to 6.67 percent for second dog impound. Estimated revenue increase from these fees is \$3,185.
- Animals quarantined for rabies observation after a bite will be charged an \$83 fee (an increase of 5.06 percent) for animals requested to be quarantined at the shelter as an owner option. Contra Costa charges \$100, Solano charges \$80, Mendocino County charges \$50, and Napa County charges \$50. The fee for home quarantine of animals (those who bit owner/family members, and can be confined on their property) will be \$56 (\$3, or 5.66 percent increase), with Contra Costa County charging \$100, Solano County charging \$58, and Mendocino charging \$20. Dog/cat board per day for rabies quarantine will increase from \$21 to \$22 (\$1, or 4.76 percent increase). Contra Costa County charges \$35, Napa County \$30, and Mendocino County \$10. Estimated revenue increase from these fees is \$910.
- License fee for dogs are requested to increase by 5.71 percent. The license fees and late fees/penalty for senior citizens (over 62 years) will be one half (50%) of the above standard fees and penalties. Contra Costa County fees are set at \$20/40, Solano at \$20/40, Marin at \$12/36, Mendocino County \$15/40, and Napa County charges \$9/18 for altered/unaltered dogs. Cat license fees are requested to be increased from \$5 to \$5.50 (10.00 percent) for altered cats and from \$10 to \$11 (10.00 percent) for unaltered cats. New revenue is estimated at \$31,033. With this new revenue \$1 from each license will continue to be placed in the Public Education-Spay/Neuter fund for the purpose of providing continued low cost spay/neuter for privately owned animals who meet the criteria for this program, this will redirect a total of approximately \$24,000 based on the number of licenses issued annually (which is a combination of current and increased fees).
- Owner surrender fee for people who no longer can care for their animals or have unwanted animals will be charged \$33, an increase of 4.76 percent. Contra Costa County charges \$20/\$40, Solano County charges \$50/\$60, Marin County charges \$50, Napa County charges \$25. Owner surrender for out of county and non-contract city residents will increase from \$63 to \$66 (\$3, or 4.76 percent). Contra Costa County charges \$40, Solano County has no fee for this, Marin County charges \$50, Mendocino County charges \$40, and Napa charges 25. Revenue increase will be approximately \$723.
- Fees for vaccinations are currently \$10 and tests are \$20. A \$1 increase (to \$11) is requested for the vaccinations, and a \$1 increase (to \$21) for the tests. Comparison counties' fees range from \$5 to \$25/vaccination or test. These fees are for animals other than animals being adopted as these costs are already covered in the adoption fee. These fees will provide a \$2,250 increase in revenue to keep pace with the cost of these medications, and tests.
- Under the Sonoma County Animal Regulation Ordinance, fees for potentially dangerous dog registration are requested to increase \$6 from \$106 to \$112 (5.66 percent increase), and for dangerous/vicious dogs from \$265 to \$280 (\$15, or 5.66 percent increase) for the purpose of monitoring the dogs who have been deemed by the courts to meet the requirements based on aggressiveness and bite history. Revenue increase will be \$435.
- Fees for kennel and pet shop licenses are requested to increase as follows: Commercial kennel from \$150 to \$156 (\$6 increase, a 4.00 percent increase). Pet fancier dog kennel will increase as follows: altered plus mandatory dog license from \$31 to \$33 (\$2 increase, 6.45 percent), unaltered plus

mandatory dog license from \$62.50 to \$65 (\$2.50 increase, 4.00 percent). Pet fancier cat kennel will also increase as follows: altered from \$15.50 to \$16.50 (\$1 increase, 6.45 percent), and unaltered from \$31 to \$33 (\$2 increase, 6.45 percent). Hobby kennels will increase from \$150 to \$156 (\$6, or 4.00 percent increase). Pet shop licenses from \$150 to \$156 (\$6 increase, 4.00 percent). These fees are in line with or in the middle of comparable jurisdictions. Revenue increase is approximately \$402.50.

Productivity, Efficiency, and Customer Service Improvement Plan:

In an effort to reduce the need for future increases and maintain its services at the current levels, the Agricultural Commissioner will continue the following efforts:

- Utilize new technology and software to improve efficiency and service
- Adjust staffing level to control costs and yet remain responsive to customer needs
- Streamline business processes to increase effectiveness and efficiencies
- Pursue opportunities to enhance staff motivation and customer service

Summary of Expected Results:

- Maintain program effectiveness and efficiency
- Reduce potential violations from occurring on vineyard/orchard development sites, and in other program areas
- Provide service to the community that is expected and required
- Actively enforce rabies control laws and animal ownership responsibilities, encourage behavior that reduces pet over population and increases public safety

FEE AND REVENUE SUMMARY CHART

Agricultural Commissioner Department

<u>FEE DESCRIPTION</u>	<u>FY 09 - 10 BUDGET UNITS OF SERVICE</u>	<u>FY 08 - 09 RATE</u>	<u>FY 09 - 10 PROPOSED RATE</u>	<u>RATE DOLLAR CHANGE</u>	<u>RATE PERCENT CHANGE</u>	<u>FY 09 - 10 REVENUE INCREASE DUE TO RATE CHANGE</u>
Agricultural Commissioner:						
<u>COLA INCREASES:</u>						
<i><u>DIRECT MARKETING:</u></i>						
Certified Producers' Certificate	164	\$58.00	\$61.00	\$3.00	5.17%	<u>\$492.00</u>
Certified Farmers Market Certificate	15	\$84.00	\$88.00	\$4.00	4.76%	<u>\$60.00</u>
Total						<u><u>\$552.00</u></u>
<i><u>PHYTOSANITARY CERTIFICATES:</u></i>						
State Phytosanitary Certificates	9	\$13.00	\$14.00	\$1.00	7.69%	\$9.00
Additional Certificate per visit	35	\$8.00	\$9.00	\$1.00	12.50%	\$35.00
Federal Phytosanitary Certificates	123	\$50.00	\$52.00	\$2.00	4.00%	\$246.00
Certificate of Quarantine Compliance	59	\$13.00	\$14.00	\$1.00	7.69%	\$59.00
Additional Certificate per visit	553	\$8.00	\$9.00	\$1.00	12.50%	<u>\$553.00</u>
Total						<u><u>\$902.00</u></u>
<i><u>PEST CONTROL OPERATORS:</u></i>						
County Registration	170	\$74.00	\$77.00	\$3.00	4.05%	<u>\$510.00</u>
Total						<u><u>\$510.00</u></u>
<i><u>FARM LABOR CONTRACTORS:</u></i>						
County Registration	35	\$29.00	\$31.00	\$2.00	6.90%	<u>\$70.00</u>
Total						<u><u>\$70.00</u></u>
<i><u>GRADING, DRAINAGE, AND VINEYARD AND ORCHARD SITE DEVELOPMENT ORDINANCE</u></i>						
On Site Service Fee (\$ per hour)	5	\$161.00	\$170.00	\$9.00	5.59%	<u>\$45.00</u>
Total						<u><u>\$45.00</u></u>
Level I New Vineyards/Orchards and Replants						
<10 acres	111	\$399.00	\$416.00	\$17.00	4.26%	\$1,887.00
>10 acres <50 acres	34	\$904.00	\$944.00	\$40.00	4.42%	\$1,360.00
50 acres or more	5	\$1,221.00	\$1,276.00	\$55.00	4.50%	<u>\$275.00</u>
Total						<u><u>\$3,522.00</u></u>
Level II New Vineyards/Orchards and Replants						
<10 acres	23	\$3,450.00	\$3,605.00	\$155.00	4.49%	\$3,565.00
>10 acres <50 acres	6	\$5,177.00	\$5,410.00	\$233.00	4.50%	\$1,398.00
50 acres or more	1	\$6,636.00	\$6,934.00	\$298.00	4.49%	<u>\$298.00</u>
Total						<u><u>\$5,261.00</u></u>
<i><u>PROJECT REVIEW ADVISORY REFERRALS</u></i>						
Project Review Total	24	\$249.00	\$261.00	\$12.00	4.82%	<u>\$288.00</u>
Total						<u><u>\$288.00</u></u>
Total Division						<u><u>\$11,150.00</u></u>

FEE AND REVENUE SUMMARY CHART

Agricultural Commissioner Department

<u>FEE DESCRIPTION</u>	<u>FY 08 - 09 BUDGET UNITS OF SERVICE</u>	<u>FY 08 - 09 RATE</u>	<u>FY 09 - 10 PROPOSED RATE</u>	<u>DOLLAR CHANGE</u>	<u>RATE PERCENT CHANGE</u>	<u>FY 09-10 REVENUE INCREASE DUE TO RATE CHANGE</u>
Weights and Measures:						
<u>COLA INCREASES</u>						
<u>DEVICE REGISTRATION:</u>						
Location Fee	1740	\$80.00	\$100.00	\$20.00	25.00%	<u>\$34,800.00</u>
Total						<u>\$34,800.00</u>
Device Fee						
Fabric/Cord/Wire Meter	57	\$16.00	\$20.00	\$4.00	25.00%	\$228.00
Liquid Petroleum Gas Meter	122	\$140.00	\$175.00	\$35.00	25.00%	\$4,270.00
Retail Motor Fuel Meter	3927	\$16.00	\$20.00	\$4.00	25.00%	\$15,708.00
Retail Water Meter	63	\$16.00	\$20.00	\$4.00	25.00%	\$252.00
Taxi Meter	98	\$16.00	\$20.00	\$4.00	25.00%	\$392.00
Vehicle Meter	47	\$20.00	\$25.00	\$5.00	25.00%	\$235.00
Wholesale Meter	57	\$20.00	\$25.00	\$5.00	25.00%	\$285.00
Miscellaneous Meters	1	\$16.00	\$20.00	\$4.00	25.00%	\$4.00
Computing Scale	1200	\$16.00	\$20.00	\$4.00	25.00%	\$4,800.00
Counter Scale	142	\$16.00	\$20.00	\$4.00	25.00%	\$568.00
Crane Scale	104	\$120.00	\$150.00	\$30.00	25.00%	\$3,120.00
Platform Scale	177	\$16.00	\$20.00	\$4.00	25.00%	\$708.00
Dormant Scale	275	\$120.00	\$150.00	\$30.00	25.00%	\$8,250.00
Hopper Scale (<10,000 lbs)	26	\$120.00	\$150.00	\$30.00	25.00%	\$780.00
Hopper Scale (>10,000 lbs)	3	\$200.00	\$250.00	\$50.00	25.00%	\$150.00
Hanging Scale	144	\$16.00	\$20.00	\$4.00	25.00%	\$576.00
Livestock Scale (<10,000 lbs)	16	\$80.00	\$100.00	\$20.00	25.00%	\$320.00
Livestock Scale (>10,000 lbs)	1	\$120.00	\$150.00	\$30.00	25.00%	\$30.00
Monorail Scale	10	\$120.00	\$150.00	\$30.00	25.00%	\$300.00
Prescription/Jewelers Scale	20	\$16.00	\$20.00	\$4.00	25.00%	\$80.00
Vehicle Scale	109	\$200.00	\$250.00	\$50.00	25.00%	\$5,450.00
Miscellaneous Scales	1	\$16.00	\$20.00	\$4.00	25.00%	\$4.00
Note: Farm Market scales used by Certified Producers are chaged 50% of the normal fee based on seasonal use.						
Total						<u>\$46,510.00</u>
Automated Point-Of Sale Stations						
1 - 3 Scanners (10 samples)	270	\$168.00	\$189.00	\$21.00	12.50%	\$5,670.00
4 - 9 Scanners (25 samples)	111	\$246.00	\$277.00	\$31.00	12.60%	\$3,441.00
10 Or More Scanners (50 samples)*	53	\$0.00	\$297.00	\$297.00	N/A	\$15,741.00
Total						<u>\$24,852.00</u>
*Justification: New category established under AB 1907, and revised the minimum samples for locations with 1-3 scanners.						
Total Division						<u>\$106,162.00</u>

FEE AND REVENUE SUMMARY CHART

Agricultural Commissioner Department

<u>FEE DESCRIPTION</u>	<u>FY 09 - 10 BUDGET UNITS OF SERVICE</u>	<u>FY 08 - 09 RATE</u>	<u>FY 09 - 10 PROPOSED RATE</u>	<u>RATE DOLLAR CHANGE</u>	<u>RATE PERCENT CHANGE</u>	<u>FY 09 - 10 REVENUE INCREASE DUE TO RATE CHANGE</u>
Animal Care and Control Division:						
<u>COLA INCREASES:</u>						
<i><u>IMPOUND FEES:</u></i>						
Dog First Impound-Licensed	238	\$52.00	\$55.00	\$3.00	5.77%	\$714.00
Dog First Impound-Not Licensed	283	\$63.00	\$67.00	\$4.00	6.35%	\$1,132.00
Dog Second Impound	35	\$105.00	\$112.00	\$7.00	6.67%	\$245.00
Dog Board Per Day/Dog	970	\$16.00	\$17.00	\$1.00	6.25%	\$970.00
Cat Impound-Altered	30	\$16.00	\$17.00	\$1.00	6.25%	\$30.00
Cat Impound-Unaltered	5	\$21.00	\$22.00	\$1.00	4.76%	\$5.00
Board Per Day/Cat	73	\$16.00	\$17.00	\$1.00	6.25%	\$73.00
Small Livestock - Under 300 Pounds	3	\$21.00	\$22.00	\$1.00	4.76%	\$3.00
Large Livestock - 300 or More Pounds	2	\$47.50	\$50.00	\$2.50	5.26%	\$5.00
Livestock Board Per Day/Head	8	\$16.00	\$17.00	\$1.00	6.25%	\$8.00
Total						<u>\$3,185.00</u>
<i><u>RABIES QUARANTINE FEES:</u></i>						
Rabies Quarantine-Shelter (Over The Counter)	35	\$79.00	\$83.00	\$4.00	5.06%	\$140.00
Rabies Quarantine-Home	140	\$53.00	\$56.00	\$3.00	5.66%	\$420.00
Board Per Day-Dog/Cat	350	\$21.00	\$22.00	\$1.00	4.76%	\$350.00
Total						<u>\$910.00</u>
<i><u>LICENSE FEES:</u></i>						
Dog - Altered	15,193	\$17.50	\$18.50	\$1.00	5.71%	\$15,193.00
Dog - Unaltered	4,173	\$35.00	\$37.00	\$2.00	5.71%	\$8,346.00
Dog - Altered - Penalties/Late Fee	2,567	\$17.50	\$18.50	\$1.00	5.71%	\$2,567.00
Dog - Unaltered - Penalties/Late Fees	1,045	\$35.00	\$37.00	\$2.00	5.71%	\$2,090.00
Dog - Altered - Senior Citizen	3,173	\$8.75	\$9.25	\$0.50	5.71%	\$1,586.50
Dog - Unaltered - Senior Citizen	650	\$17.50	\$18.50	\$1.00	5.71%	\$650.00
Dog - Altered - Senior Citizen - Penalties/Late Fees	243	\$8.75	\$9.25	\$0.50	5.71%	\$121.50
Dog - Unaltered - Senior Citizen - Penalties/Late Fees	75	\$17.50	\$18.50	\$1.00	5.71%	\$75.00
Cat - Altered	800	\$5.00	\$5.50	\$0.50	10.00%	\$400.00
Cat - Unaltered	4	\$10.00	\$11.00	\$1.00	10.00%	\$4.00
Total						<u>\$31,033.00</u>
<i><u>OWNER SURRENDER FEES:</u></i>						
Owner Surrender (Dog, Cat, Litters, Livestock, Large/Small Animal, Birds)	480	\$31.50	\$33.00	\$1.50	4.76%	\$720.00
Out of County (Non-Contract City Residents)	1	\$63.00	\$66.00	\$3.00	4.76%	\$3.00
Total						<u>\$723.00</u>
<i><u>VACCINATION/TESTING/MICROCHIPING FEES:</u></i>						
Rabies Vaccine	257	\$10.00	\$11.00	\$1.00	10.00%	\$257.00
DHLPP (Distemper, Hepatitis, Leptospirosis, Parainfluenza, Parvo Virus Vaccines)	745	\$10.00	\$11.00	\$1.00	10.00%	\$745.00
Bordatella	725	\$10.00	\$11.00	\$1.00	10.00%	\$725.00
Heartworm Test	65	\$20.00	\$21.00	\$1.00	5.00%	\$65.00
FVRCP (Feline Viral Rhinotrachycitis, Calici Virus, Panleukopenia Vaccines)	300	\$10.00	\$11.00	\$1.00	10.00%	\$300.00
FELV/FIV Test (Feline Leukemia Virus/ Feline Immunodeficiency Virus)	160	\$20.00	\$21.00	\$1.00	5.00%	\$160.00
Total						<u>\$2,252.00</u>

	FY 09 - 10 BUDGET UNITS OF SERVICE	FY 08 - 09 RATE	FY 09 - 10 PROPOSED RATE	RATE DOLLAR CHANGE	RATE PERCENT CHANGE	FY 09 - 10 REVENUE INCREASE DUE TO RATE CHANGE
<u>POTENTIALLY DANGEROUS/VICIOUS DOGS:</u>						
Potentially Dangerous Dog	70	\$106.00	\$112.00	\$6.00	5.66%	\$420.00
Dangerous/Vicious Dog	1	\$265.00	\$280.00	\$15.00	5.66%	\$15.00
Total						<u>\$435.00</u>
<u>KENNEL/PET SHOP LICENSE:</u>						
Commercial Kennel	34	\$150.00	\$156.00	\$6.00	4.00%	\$204.00
Pet Fancier Kennel (Dog)						
Altered+Mandatory Individual Dog License	14	\$31.00	\$33.00	\$2.00	6.45%	\$28.00
Unaltered+Mandatory Individual Dog License	29	\$62.50	\$65.00	\$2.50	4.00%	\$72.50
Pet Fancier Kennel (Cat)						
Altered+ Optional Cat License	2	\$15.50	\$16.50	\$1.00	6.45%	\$2.00
Unaltered+Optional Cat License	0	\$31.00	\$33.00	\$2.00	6.45%	\$0.00
Hobby Kennel	14	\$150.00	\$156.00	\$6.00	4.00%	\$84.00
Pet Shop	2	\$150.00	\$156.00	\$6.00	4.00%	\$12.00
Total						<u>\$402.50</u>
Total Division						<u>\$38,940.50</u>

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS, COUNTY OF SONOMA, STATE OF CALIFORNIA, AMENDING CHAPTER 30 OF THE SONOMA COUNTY CODE TO INCREASE ANNUAL FEES FOR REGISTRATION OF CERTAIN COMMERCIAL WEIGHING AND MEASURING DEVICES AND OF COMMERCIAL POINT OF SALE SYSTEMS

The Board of Supervisors of the County of Sonoma, State of California, ordains as follows:

SECTION I. Chapter 30 of the Sonoma County Code is amended as follows:

A. Section 30-16.1 of the Sonoma County Ordinance Code is hereby amended to read as follows:

Effective thirty (30) days after adoption, the annual fee for registering weighing and measuring devices to be used at a fixed location throughout the term of the registration shall be as set forth below, provided, however, that in no event shall the annual registration fee exceed one thousand dollars (\$1,000.00) for each business location:

DEVICE REGISTRATION FEES:

Business Location Fee \$100.00

Device Fee:

METERS:

Electric Sub-meter \$2.00

Vapor Sub-meter \$2.00

Water Sub-meter \$2.00

Fabric/Cord/Wire Meter \$20.00

Miscellaneous Meters \$20.00

Retail Motor Fuel Meter \$20.00

Retail Water Meter \$20.00

Taxi Meter \$20.00

Vehicle Meter \$25.50

Wholesale Meter \$25.50

Liquefied Petroleum Gas Meter \$175.50

SCALES:

Computing Scale \$20.00

Counter Scale	\$20.00
Hanging Scale	\$20.00
Platform Scale	\$20.00
Prescription/Jewelers Scale	\$20.00
Miscellaneous Scales	\$20.00
Animal Scale	\$100.00
Livestock Scale (<10,000 lbs.)	\$100.00
Crane Scale	\$150.00
Dormant Scale	\$150.00
Hopper Scale (<10,000 lbs.)	\$150.00
Livestock Scale (>10,000 lbs.)	\$150.00
Monorail Scale	\$150.00
Hopper Scale (>10,000 lbs.)	\$250.00
Vehicle Scale	\$250.00

For a Sonoma County certified agricultural producer who uses a weighing or measuring device solely to sell at a Sonoma County Farmer's Market, the annual device and registration fee for such weighing or measuring device shall be fifty percent (50%) of the amount shown above.

These fees shall remain in effect until changed by an ordinance adopted pursuant to Section 30-6 of the Sonoma County Code, as set forth in this article.

B. Section 30-14 of the Sonoma County Ordinance Code is hereby amended to read as follows:

An annual registration fee is required of each business location in the county that operates a point of sale system for commercial purposes. The annual registration fees are as follows:

1 to 3 Point of Sale Stations	\$189.00 per business location
4 to 9 Point of Sale Stations	\$277.00 per business location
10 or more Point of Sale Stations	\$297.00 per business location

SECTION II: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more

sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION III: This ordinance shall be and the same is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage and shall be published once before the expiration of fifteen (15) days after said passage, with the names of the Supervisors voting for or against the same, in a newspaper of general circulation, published in the County of Sonoma, State of California.

In regular session of the Board of Supervisors of the County of Sonoma, passed and adopted this _____ day of _____, 2009, on regular roll call of the members of said Board by the following vote:

SUPERVISORS:

BROWN:	KERNS:	ZANE:	CARRILLO:	KELLEY:
AYES	NAYS	ABSTAIN	ABSENT	

WHEREUPON, the Chair declared the above and foregoing ordinance duly adopted and

SO ORDERED

Chair, Board of Supervisors
County of Sonoma

ATTEST:

Clerk of the Board of Supervisors

Resolution No. _____

Dated: _____

RESOLUTION OF THE BOARD OF SUPERVISORS, COUNTY OF SONOMA, STATE OF CALIFORNIA, AMENDING THE SCHEDULE OF FEES FOR THE AGRICULTURAL COMMISSIONER/SEALER FOR CERTIFIED PRODUCER AND FARMERS MARKET CERTIFICATES, FEDERAL PHYTOSANITARY CERTIFICATE, STATE PHYTOSANITARY CERTIFICATE, CERTIFICATE OF QUARANTINE COMPLIANCE, PEST CONTROL OPERATOR COUNTY REGISTRATION, FARM LABOR CONTRACTOR COUNTY REGISTRATION, GRADING, DRAINAGE, AND VINEYARD AND ORCHARD SITE DEVELOPMENT ORDINANCE, PROJECT APPLICATION REVIEW, AND ANIMAL CARE AND CONTROL DIVISION FEES FOR SERVICES.

WHEREAS, the Board of Supervisors is authorized under California Food and Agricultural Code Sections 5202, 11734 and 47020, California Labor Code Section 1695 and other provisions of the law to establish a schedule of fees for various inspections, certificates, registrations, and services made, issued and provided by the County Agricultural Commissioner/Sealer (hereinafter called "The Commissioner/Sealer"), and

WHEREAS, the Board of Supervisors has adopted the Sonoma County Grading, Drainage, and Vineyard and Orchard Site Development Ordinance, codified in Chapter 11 of the Code of Sonoma County authorizing certain fees, and

WHEREAS, the Board of Supervisors has adopted the Subdivision Code of Sonoma County, codified in Chapter 25 of the Code of Sonoma County authorizing certain fees, and

WHEREAS, the Board of Supervisors has adopted the Sonoma County Animal Regulation Code, codified in Chapter 5 of the Code of Sonoma County authorizing certain fees, and

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner/Sealer may, upon making, issuing, or providing the following described inspections, services, receive notification, project review, and reinspection charge a fee therefore, in connection with the following schedule:

- Certified Producers Certificate, \$61.00.
- Certified Farmers Market Certificate, \$88.00.
- State Phytosanitary Certificate, \$14.00.
- State Phytosanitary Certificate (additional certificates, same visit), \$9.00.
- Federal Phytosanitary Certificate, \$52.00.
- Certificate of Quarantine Compliance, \$14.00.
- Certificate of Quarantine Compliance (additional certificates, same visit), \$9.00.
- Pest Control Operator County Registration, \$77.00.
- Farm Labor Contractor County Registration, \$31.00.
- Agriculture And Vineyard Conservation Coordinator On-Site Service Fee, \$170.00 per hour.
- Level I New Vineyard or Replant, <10 acres, \$416.00.

Level I New Vineyard or Replant, ≥ 10 acres <50 acres, \$944.00.
Level I New Vineyard or Replant, 50 acres or more, \$1,276.00.
Level II and III New Vineyard and Level II Replant, <10 acres, \$3,605.00.
Level II and III New Vineyard and Level II Replant, ≥ 10 acres <50 acres, \$5,410.00.
Level II and III New Vineyard and Level II Replant, 50 acres or more, \$6,934.00.
Project Review, C-CMO, Certificate of Modification, \$260.00.
Project Review, C-CCC, Conditional Certificate of Compliance, \$260.00.
Project Review, C-DRH, Design Review-With Hearing, \$260.00.
Project Review, C-LLA, Lot Line Adjustment-Major, \$260.00.
Project Review, C-MJS, Major Subdivision, \$260.00.
Project Review, C-MNS, Minor Subdivision, \$260.00.
Project Review, C-GPA, Plan Amendments-General, \$260.00.
Project Review, C-SPA, Plan Amendments-Specific, \$260.00.
Project Review, C-USE, Use Permits, \$260.00.
Project Review, C-VAR, Variance Permits, \$260.00.
Project Review, C-ZCE, Zone Change, \$260.00.
Project Review, B-ZPE, Zoning Permits That Require Posting, \$260.00.
Project Review, B-ZPE-2, Zoning Permits With Environmental Review, \$260.00.
Dog Impound, First, Licensed, \$55.00.
Dog Impound, First, Not Licensed, \$67.00.
Dog Impound, Second and Subsequent, \$112.00
Dog, Board Per Day, \$17.00.
Cat Impound, Altered, \$17.00.
Cat Impound, Unaltered, \$22.00.
Cat, Board Per Day, \$17.00.
Livestock Impound, Small, Under 300 Pounds, \$22.00.
Livestock Impound, Large, Over 300 Pounds, \$50.00.
Livestock, Board Per Day Per Head, \$17.00.
Rabies Quarantine, Shelter (Over The Counter), \$84.00.
Rabies Quarantine, Home, \$56.00.
Dog/Cat, Board Per Day, Rabies Quarantine, \$22.00.
Dog License, Altered, \$18.50.
Dog License, Unaltered, \$37.00.
Dog License, Altered, Penalty/Late Fee, \$18.50.
Dog License, Unaltered, Penalty/Late Fee, \$37.00.
Dog License, Altered, Senior Citizen, \$9.25.
Dog License, Unaltered, Senior Citizen, \$18.50.
Dog License, Altered, Senior Citizen, Penalty/Late Fee, \$9.25.
Dog License, Unaltered, Senior Citizen, Penalty/Late Fee, \$18.50.
Cat License, Altered, \$5.50.
Cat License, Unaltered, \$11.00.
Owner Surrender, All Animals, \$33.00.
Owner Surrender, Out of County and Non-Contract Cities, All Animals, \$66.00.
Rabies Vaccination, \$11.00.
DHLPP Vaccination, \$11.00.
Bordatella Vaccination, \$11.00.
FVRCP Vaccination, \$11.00.
Heartworm Test, \$21.00.
FELV/FIV Test, \$21.00.

Registration, Potentially Dangerous Dog, \$113.00.
Registration, Dangerous/Vicious Dog, \$282.00.
Commercial Kennel License, \$160.00.
Pet Fancier Kennel (Dog) License – Altered Plus Mandatory Individual Dog Licenses, \$33.00.
Pet Fancier Kennel (Dog) License – Unaltered Plus Mandatory Individual Dog Licenses, \$66.00.
Pet Fancier Kennel (Cat) License – Altered Plus Optional Cat License, \$16.50.
Pet Fancier Kennel (Cat) License – Unaltered Plus Optional Cat License, \$33.00.
Hobby Kennel License, \$160.00
Pet shop License, \$160.00.

BE IT FURTHER RESOLVED THAT the foregoing fee schedule shall supersede any previous fee schedule and become effective July 1, 2009.

Supervisors

Brown_____Kerns_____Zane_____Carrillo_____Kelley_____

Ayes_____Noes_____Absent_____Abstain_____

SO ORDERED