



COUNTY OF HUMBOLDT

For the meeting of: 11/28/2023

File #: 23-1511

To: Board of Supervisors

From: Agricultural Commissioner

Agenda Section: Consent

Vote Requirement: Majority

SUBJECT:

Approval of Cooperative Agreement NO. 23-0413-003-SF Sudden Oak Mortality Regulatory Program Contract in the amount of \$33,785.07

RECOMMENDATION(S):

That the Board of Supervisors:

1. Approve Cooperative Agreement No. 23-0413-003-SF known as the Sudden Oak Mortality Regulatory Program contract with the California Department of Food and Agriculture;
2. Authorize the Chair to sign the original agreement, and direct the Clerk of the Board to return the signed agreement to the Agricultural Commissioner's Office for further processing; and
3. Grant a waiver from the provisions of the Nuclear Free Ordinance.

SOURCE OF FUNDING:

California Department of Food and Agriculture (CDFA) - 1100, 261

DISCUSSION:

The request for a waiver from the provisions of the Nuclear Free Ordinance is requested since the State of California will not modify its cooperative agreements to accommodate local ordinances. The Agricultural Commissioner's Office receives annual subventions from CDFA to offset the local costs of enforcing certain state-mandated programs. Cooperative Agreement No. 23-0413-003-SF provides funding to Humboldt County for the Sudden Oak Mortality Regulatory Program.

Phytophthora ramorum the pathogen that causes the plant disease known as Sudden Oak Death (SOD) has caused widespread die-off of several native tree species (Tan Oak, Coast Live Oak and Black Oak) in California and Oregon since it was first identified in the mid 1990's. Since the discovery of an SOD infestation in the Redway area in 2002, Humboldt County has been subject to federal and state quarantine restrictions on plants and plant parts covered by the quarantine (California Code of Regulations, Division 4, Subchapter 6, Section 3700, & Code of Federal Regulations Section 301.92). Numerous host plants for SOD are important to the wood products and nursery industry. There are

currently more than 120 plants regulated as hosts for SOD.

Through the mechanism of compliance agreements between plant products producers and Humboldt County, the SOD program provides a regulatory process that permits the movement of plants and plant products subject to state and federal SOD quarantines. Agriculture Department staff conduct regular surveys of local plant nurseries and collect plant samples for laboratory testing to determine that commercial plant products are free from the SOD pathogen. Through intensive visual inspections of host species and laboratory testing, the SOD program ensures that nursery stock, wood products, green waste and compost produced in Humboldt County are not responsible for artificially spreading the SOD pathogen. The entire scope of work conducted by Humboldt County to ensure producer compliance with SOD quarantines includes quarantine enforcement, eradication, trace-forward/trace-back investigations, communication with industry, and training.

This agreement comes to your Board after the July 1 effective date due to delays in receiving this agreement from CDFA.

FINANCIAL IMPACT:

Expenditures (1100, 261)	FY23-24
Budgeted Expenses	\$33,785.07
Total Expenditures	\$33,785.07
Funding Sources (1100, 261)	FY23-24 Adopted
State/Federal Funds	\$33,785.07
Total Funding Sources	\$33,785.07

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

Narrative Explanation of Financial Impact:

There is no net cost to Humboldt County for the SOD regulatory program. All costs for personnel, mileage and supplies will be reimbursed by the agreement. Cooperative Agreement No. 23-0413-003-SF provides \$33,785.07 for agriculture department activities related to the SOD regulatory program from July 1, 2023, to June 30, 2024. The department’s previously adopted budget for fiscal year 2023-24 in Fund 1100, Budget Unit 261 - Agricultural Commissioner, populated revenue and expenditure accounts in anticipation of this agreement, therefore no supplemental budget accompanies this request. All costs associated with the SOD Regulatory Program are billed to CDFA monthly and payment is made in arrears to Humboldt County.

STAFFING IMPACT:

Narrative Explanation of Staffing Impact:

There is no additional impact to staff, as these activities are staff regulatory duties.

STRATEGIC FRAMEWORK:

This action supports the following areas of your Board’s Strategic Framework.

Core Roles: Enforce laws and regulations to protect residents

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New Initiatives: N/A

Strategic Plan: N/A

OTHER AGENCY INVOLVEMENT:

CDFA

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Your Board could choose not to approve this agreement, however, this is not recommended as it will prevent the county from being reimbursed for regulatory activities.

ATTACHMENTS:

One complete Cooperative Agreement No. 23-0413-003-SF

PREVIOUS ACTION/REFERRAL:

Board Order No.: N/A

Meeting of: N/A

File No.: N/A