



# Monterey County

Item No.

## Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

Legistar File Number: 21-242

April 20, 2021

Introduced: 3/15/2021

Current Status: Agenda Ready

Version: 1

Matter Type: General Agenda Item

- a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with Monterey County Agricultural Education, Inc. (MCAE), not to exceed \$50,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

### RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with Monterey County Agricultural Education, Inc. (MCAE), not to exceed \$50,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

### SUMMARY/DISCUSSION

Since FY 2009-10 the County Board of Supervisors has directed the Agricultural Commissioner's Office to provide support of agricultural education efforts in Monterey County. The intent was to collaborate for mutual benefit with respect to agricultural education programs and activities, more specifically programs and activities directly related to pest management and control, quarantine and invasive species activities, pesticide use and enforcement, fruit and vegetable standardization, and crop statistics.

MCAE is a nonprofit organization that provides educational programs to teachers, administrators, and students throughout Monterey County. MCAE programs include: The Farm Day Experience, Careers in Agriculture, Teacher Workshops, and Education and Agriculture Together (EAT). Under its MOU, MCAE collaborates with the Agricultural Commissioner's Office to develop and deliver three (3) Farm Day Experience programs (Salinas, Monterey, and King City) and other events.

### OTHER AGENCY INVOLVEMENT:

MCAE supports this action.

### FINANCING:

The funds are contained in the Agricultural Commissioner's Budget for FY 2020-21. There are no changes to appropriations. Ongoing funding is subject to availability as determined through the County's annual Adopted Budget review and approval process.

### BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

- Economic Development
- Administration
- Health & Human Services
- Infrastructure
- Public Safety

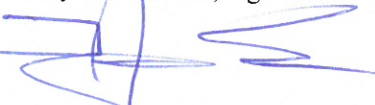
Prepared by: Sheila Salazar, Finance Manager, 759-7381

Approved by: Henry S. Gonzales, Agricultural Commissioner, 759-7325

Attachments:

Board Report

MCAE MOU



**Memorandum of Understanding (MOU) Between  
The Monterey County Agricultural Commissioner's Office and  
Monterey County Agricultural Education, Inc.**

**Agricultural Education Program Development & Implementation**

This Memorandum of Understanding (MOU) between the County of Monterey, through the Agricultural Commissioner's Office (hereafter, "County" or "MCAC") and Monterey County Agricultural Education, Inc., (MCAE) (collectively, "the parties") sets forth the roles and responsibilities of each party regarding County funding for certain Agricultural Education Programs including the Farm Day Experience program.

**Recitals**

Whereas, as part of the Budget process each year since FY 2009-10, the Board of Supervisors of the County of Monterey has directed the MCAC's Office to provide support of agricultural education efforts; and

Whereas, the parties understand and agree that said support from County, through the MCAC's Office, to MCAE shall be dependent on funding and approval by the Board of Supervisors as outlined through the County's Budget review and approval process; and

Whereas, the MCAC has funding currently available in its FY 2020-21 budget approved by the Board of Supervisors sufficient to make the payments set forth in this MOU for FY 2020-21.

Now, therefore, the parties agree as follows:

**Purpose**

The purpose of this MOU is to provide funding to MCAE for certain educational programs conducted or commenced by MCAE in FY 2020-21 to establish an understanding between the County, through the MCAC, and the MCAE regarding the roles and responsibilities of said parties in relation to funding provided by the County, through the MCAC's Office, for MCAE's educational programs.

The MCAC shall provide funding to MCAE in an amount not to exceed \$50,000. Funding from the MCAC's Office will be directed by MCAE towards educational programs, including three (3) Farm Day Experience programs, and more specifically to activities directly related to:

- Pest Management and Control
- Pesticide Use and Enforcement
- Crop Statistics
- Quarantine and Invasive Species
- Fruit and Vegetable Standardization

**Roles**

MCAE shall provide teacher training for Farm Day Experience programs.

MCAE shall include the MCAC's logo in print material.

**Other Provisions**

Any future funding for this MOU is subject to funding availability as determined through the County's annual Budget review and approval process. Funds will be dispersed upon approval of the Board of Supervisors.

The County shall hold harmless and indemnify the MCAE for any claims, actions or proceedings arising out of the negligence or intentional misconduct of its officers, employees or agents in the performance of its duties pursuant to this MOU. The MCAE shall hold harmless and indemnify the County for any claims, actions or proceedings arising out of the negligence or intentional misconduct of its officers, employees or agents in the performance of its duties pursuant to this MOU.

Pursuant to California Government Code Section 8546.7 (Examination and audit of contracts involving expenditure of public funds), the parties to this MOU understand and agree that this MOU involves the expenditure of public funds in excess of ten thousand dollars (\$10,000); and therefore, the parties shall be subject to examination and audit by the California State Auditor at the request of the County, or as part of any audit of the County by the State Auditor, for a period of three (3) years after final payment under this MOU and any amendments thereto.

Any action to modify or amend this MOU shall be done in writing. The party requesting the modification or amendment shall give the other party ninety (90) days written notice of any such proposed action which shall be subject to the mutual agreement of the parties to this MOU. Any modification or amendment to this MOU shall be in writing and shall be executed by and between the parties.

Either party may terminate this MOU by providing ninety (90) days written notice to the other party.

The individuals executing this MOU on behalf of the parties represent and warrant that he or she has the requisite authority to enter into this MOU on behalf of said party.

This MOU shall become effective upon the last date opposite the respective signatures below and shall continue in effect until June 30, 2021, or until this MOU is modified or terminated by the parties.

County of Monterey

Monterey County Agricultural Education, Inc.

By: \_\_\_\_\_  
Henry S. Gonzales  
Agricultural Commissioner

By: Jim Branco  
Type/Print Name: Lisa Branco

Date: \_\_\_\_\_

Title: Vice President  
(Type/Print: Chair, President, Vice President or CFO)

Approved as to form  
Leslie J. Girard, County Counsel

Date: 03.04.21

By: Mary Grace Perry  
Mary Grace Perry  
Deputy County Counsel

By: Kerri L. Costa  
Type/Print Name: Kerri L. Costa

3/10/2021 | 4:08 PM PST

Title: Secretary / Treasurer  
(Type/Print: Secretary, Assistant Secretary, Treasurer or Assistant Treasurer)

Date: 3/3/2021