



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 11/26/2013

Agenda Placement: 7J

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Pamela Kindig for Nancy Watt - County Executive Officer
County Executive Office
REPORT BY: Molly Rattigan, PRINCIPAL MANAGEMENT ANALYST - 253-4112
SUBJECT: Agricultural Commissioner/Sealer of Weights and Measures Appointment

RECOMMENDATION

County Executive Officer requests approval of and authorization for the Chairman to sign an employment agreement appointing Greg Clark as the Agricultural Commissioner/Sealer of Weights and Measures for a four year term commencing December 28, 2013 through December 28, 2017 as authorized by California Food and Agricultural Code §2122 and California Business and Professions Code §12200.

EXECUTIVE SUMMARY

California Food and Agricultural Code §2122 and California Business and Professions Code §12200 require that the Agricultural Commissioner and the Sealer of Weights and Measures be appointed to four year terms. The Agricultural Commissioner and Sealer of Weights and Measures is a consolidated position in Napa County.

The County's longtime Agricultural Commissioner/Sealer of Weights and Measures, Dave Whitmer, is retiring at the end of December. After a competitive interview process, the County Executive Officer is requesting the appointment of Greg Clark as the Agricultural Commissioner/Sealer of Weights and Measures effective December 28, 2013 with the four year term expiring December 28, 2017

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Agricultural Commissioner

Is it Mandatory or Discretionary? Mandatory

Is the general fund affected? Yes

Future fiscal impact: The position will continue to be budgeted each year.

Consequences if not approved: The County would not be in compliance with the code sections which authorize the position. In addition, the Board would be taking a position inconsistent with its earlier decision.

Additional Information:

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

California Food and Agricultural Code §2122 and California Business and Professions Code §12200 require that the Agricultural Commissioner and the Sealer of Weights and Measures be appointed to four year terms. The Agricultural Commissioner and Sealer of Weights and Measures is a consolidated position in Napa County.

The County's longtime Agricultural Commissioner/Sealer of Weights and Measures, Dave Whitmer, is retiring at the end of December. Mr. Whitmer has exercised his rights under his employment agreement and has elected to resign effective December 27, 2013. Mr. Whitmer provided notice to the Board of Supervisors and the County Executive Officer on April 23, 2013 of his decision. After a competitive interview process, the County Executive Officer is requesting the appointment of Greg Clark as the Agricultural Commissioner/Sealer of Weights and Measures effective December 28, 2013 with the four year term expiring December 28, 2017.

Mr. Clark joined the Napa County Agricultural Commissioner's Office in 2000 as the Assistant Agricultural Commissioner/Sealer of Weights and Measures, where he has been responsible for the day-to-day administration of the Department's budget, programs, operations and personnel, as well as being on the front lines of the industry's efforts to manage pests and agricultural disease. Before joining Napa County, Mr. Clark was the Assistant Agricultural Commissioner in Stanislaus County and an Agricultural Biologist in Santa Clara County. Mr. Clark has a Bachelor's degree in Viticulture from CSU Fresno and a Masters' degree in Public Administration from San Jose State University.

The proposed employment agreement reflects the four year term dates, includes the standard employment contract provisions, incorporates by reference the most recent version of the Management Compensation Plan applicable to Management-Non-Classified Employees, and includes the relevant provisions of California Food and Agricultural Code and Business and Professional Code.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Molly Rattigan