

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # \*B-7

Urgent

Routine

AGENDA DATE December 18, 2012

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval of the Appointment of Milton O'Haire to the Position of County Agricultural Commissioner and Sealer of Weights and Measures for a Four-year Term and Approval of a Starting Salary Above the Midpoint of Salary Band F (\$120,394 annually)

STAFF RECOMMENDATIONS:

1. Approval to Appoint Milton O'Haire to the position of County Agricultural Commissioner and Sealer of Weights and Measures for a four (4) year term effective upon retirement of the current Agricultural Commissioner and Sealer of Weights and Measures.
2. Authorize the starting salary for Milton O'Haire to the position of County Agricultural Commissioner and Sealer of Weights and Measures above the midpoint of Salary Band F (\$120,394 annually).

FISCAL IMPACT:

The Band in the Salary and Position Allocation for the Department Head position of Agricultural Commissioner and Sealer of Weights and Measures is \$91,395 to \$137,072 annually. The cost of the position is budgeted in the Agricultural Commissioner's Budget. The recommended salary for Mr. O'Haire will result in salary savings of approximately \$5,250 for the remainder of the fiscal year.

BOARD ACTION AS FOLLOWS:

No. 2012-628

On motion of Supervisor Monteith, Seconded by Supervisor Withrow  
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

ATTEST: Christine Ferraro  
CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval of the Appointment of Milton O'Haire to the Position of County Agricultural Commissioner and Sealer of Weights and Measures for a Four-year Term and Approval of a Starting Salary Above the Midpoint of Salary Band F (\$120,394 annually)

## **DISCUSSION:**

The Stanislaus County Agricultural Commissioner and Sealer of Weights and Measures position will become vacant on March 2, 2013 with the retirement of current Agricultural Commissioner and Sealer of Weights and Measures Gary Caseri. Food and Agricultural (Food and Ag) code regulations require the Board of Supervisors to appoint new employees serving in the capacity of the Agricultural Commissioner and Sealer of Weights and Measures. This regulation further requires the Food and Ag Department to provide the Board of Supervisors or other appointing powers a list of persons who are licensed by and eligible for the position. Only those on the list provided by the Food and Ag Department are eligible to be the Agricultural Commissioner and Sealer of Weights and Measures. Once the County has selected a qualified Commissioner/Sealer, the Board of Supervisors appoints the individual to a four (4) year term.

The current Stanislaus County Assistant Agricultural Commissioner and Sealer of Weights and Measures Milton O'Haire is recommended by the Chief Executive Officer to fill the pending Agricultural Commissioner and Sealer of Weights and Measures vacancy. Mr. O'Haire is highly qualified and on the list of individuals licensed by the Food and Ag Department. Mr. O'Haire has over 30 years of experience working in County Agriculture Departments. Prior to joining Stanislaus County, Mr. O'Haire worked for San Joaquin County for 16 years in increasingly responsible positions. His last position for San Joaquin County was Deputy Sealer of Weights and Measures. He then joined Stanislaus County in June of 1999 as Deputy Agriculture Sealer. In June 2002 he was promoted to Assistant Agricultural Commissioner. Mr. O'Haire carries a Bachelor's degree in Geography from California State University, Stanislaus.

The County Agricultural Commissioner and Sealer of Weights and Measures oversees a staff of 35 and a budget of approximately \$4.8 million. Due to State mandated licensure requirements and the limited number of qualified candidates, management positions in the Agricultural Commissioner's Department have been classified as "hard to recruit". With Mr. O'Haire's demonstrated qualifications and leadership abilities, the County is fortunate to recommend him as a qualified candidate for a four (4) year term as the County's new Agricultural Commissioner and Sealer of Weights and Measures.

The requested starting salary of \$120,394 annually is above the mid-point of the existing salary band and requires Board approval prior to final appointment. Mr. O'Haire currently earns \$109,449 annually. His new salary will reflect a 10% increase from his current salary. With the 6% salary deduction that has been implemented for all classifications effective July 1, 2012, his salary will be \$113,170. Subject to the Board of Supervisor's approval, Mr. O'Haire will begin his position as the County Agricultural Commissioner and Sealer of Weights with Stanislaus County on March 2, 2013.

Approval of the Appointment of Milton O'Haire to the Position of County Agricultural Commissioner and Sealer of Weights and Measures for a Four-year Term and Approval of a Starting Salary Above the Midpoint of Salary Band F (\$120,394 annually)

**POLICY ISSUE:**

Board approval authorizing the appointment of Mr. O'Haire should serve to continue to support the Board's priority of a strong agricultural economy/heritage.

**STAFFING IMPACT:**

Approval of this recommendation will allow the County's Agricultural Commissioner and Sealer of Weights and Measures position to be filled with a highly qualified applicant.

**CONTACT:**

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