



# Monterey County Board of Supervisors

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

## Board Order

### Resolution No.: 16-194

Upon motion of Supervisor Salinas, seconded by Supervisor Armenta and carried by those members present, the Board of Supervisors hereby:

Approved and adopted Resolution No.: 16-194 amending Article VII of the Master Fee Resolution to set fees and authorize collection of fees by the Sheriff's Office effective August 1, 2016, as set forth in the attached in Exhibit A.

PASSED AND ADOPTED on this 28<sup>th</sup> day of June 2016, by the following vote, to wit:

AYES: Supervisors Armenta, Phillips, Salinas and Parker

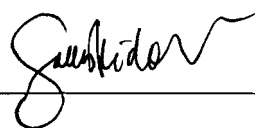
NOES: None

ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 79 for the meeting on June 28, 2016.

Dated: July 15, 2016  
File ID: 16-752

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By  Deputy

**Before the Board of Supervisors in and for the  
County of Monterey, State of California**

**Resolution No.: 16-194**

Approve and adopt Resolution No. 16-194 amending )  
Article VII of the Master Fee Resolution to set fees )  
and authorize collection of fees by the Sheriff's )  
Office effective July 1, 2016 as attached set forth in )  
the attached Exhibit A..... )

**THE MONTEREY COUNTY BOARD OF SUPERVISORS FINDS:**

- A. Section 1.40.010 of Chapter 1.40 of Monterey County Code provides that all fees, penalties, refunds, reimbursements and charges of any kind by the County may be specified in the Monterey County Fee Resolution.
- B. The Sheriff's Office has service fees which are appropriate to specify in the Monterey County Master Fee Resolution, Article VII effective July 1, 2016.
- C. This action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 sub. (b)(8)].
- D. Any and all adjustments to charges for services reflect no more than the actual and reasonable, fully loaded costs of the service or benefit received by the payor, and do not exceed the maximums permitted pursuant by law.
- E. By definition, these charges are not a 'tax' and are exempt from voter approval pursuant to Article XIII C section 1(e)(1)-(3) of the California Constitution (Prop. 26: charge imposed for specific benefit conferred/privilege/service or product/reasonable regulatory costs provided or granted to the payor).

**THE MONTEREY COUNTY BOARD OF SUPERVISOERS RESOLVES:**

- I. Article VII of the Monterey County Fee Resolution is amended effective July 1, 2016 for the Fiscal Year 2016-17, and all schedules, tables, fees, taxes, penalties, and charges contained therein are hereby adopted effective July 1, 2016, as described in the attachment to this Resolution.
- II. All prior resolutions regarding such fees are hereby repealed.

**PASSED AND ADOPTED** upon motion of Supervisor Salinas, seconded by Supervisor Armenta carried this 28th day of June 2016, by the following vote, to wit:

**AYES:** Supervisors Armenta, Phillips, Salinas and Parker  
**NOES:** None

**ABSENT: Supervisor Potter**

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 79 for the meeting on June 28, 2016.

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County of Monterey, State of California

By  \_\_\_\_\_  
Deputy