

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

**Approve and adopt a Resolution amending Article)
VII of the Master Fee Resolution to set fees and)
authorize collection of fees by the Sheriff's Office)
effective July 1, 2013 as attached in Exhibit I.)**

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 beginning fiscal year 2013-14.
- C. This action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 subd. (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 SUPERVISORS RESOLVES:

- I. Article VII of the Monterey County Fee Resolution is amended effective July 1, 2013, beginning Fiscal Year 2013-14, and all schedules, tables, fees, taxes, penalties, and charges contained therein are hereby adopted as described in the attachment to this Resolution.
- II. All prior resolutions regarding such fees are hereby repealed.

PASSED AND ADOPTED on this _____ day of _____ 2013 by the following vote, to wit:

AYES:
NOES:
ABSENT:

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 ___ for the meeting on _____.

Dated: _____ Gail Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
, Deputy