



County of Monterey

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

Legislation Details (With Board Report)

File #: 14-566 **Name:**
Type: General Agenda Item **Status:** Passed
File created: 5/22/2014 **In control:** Board of Supervisors
On agenda: 6/3/2014 **Final action:** 6/3/2014
Title: 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, 2014 as attached in Exhibit A. (RESOLUTION REVISED VIA SUPPLEMENTAL)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Sheriff Fees Article VII FY 15, 2. Sheriff Fees Article VII Track Changes, 3. Proposed Resolution FY 15, 4. FY 15 Fee Calculation - Cost Analysis, 5. Revised Resolution, 6. Completed Board Order & Resolution

Date	Ver.	Action By	Action	Result
6/3/2014	1	Board of Supervisors	approved	Pass

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, 2014 as attached in Exhibit A. (RESOLUTION REVISED VIA SUPPLEMENTAL)

RECOMMENDATION:

It is recommended the Board of Supervisors 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, 2014 as attached in Exhibit A.

SUMMARY:

The Monterey County Code Section 1.40.010 of Chapter 1.40 provides that all fees, penalties, refunds, reimbursements, and charges of any kind by the County shall be specified in the Monterey County Fee Resolution. Article VII reflects the authorized fees of the Sheriff's Office. The Sheriff's Office is submitting for approval general adjustments in administrative and service fees to reflect increases and decreases in costs. All requests to modify individual fees in Article VII are calculated to recover no more than the actual and reasonable costs to render the identified services to the recipient/beneficiary of the services.

DISCUSSION:

All fees throughout the Article are being submitted for adjustment based on adjustments of the costs of providing the service or administratively processing the requested document. Adjustments include fully loaded costs of personnel and increased overhead costs. By example, the adjustment to supplemental law enforcement service fees recommended for approval in this fee schedule are not computed on a production hourly basis, but instead include the cost of overtime compensation, and all payroll differentials such as Peace

Officers Standards and Training certification pay, investigator differentials and Special Weapons and Tactics team compensation which are unique to law enforcement salaries. The fees requested for these services therefore reflect no more than the reasonably calculated “fully loaded” costs to the County, and reflect no more than the actual burden costs associated with providing these services or benefits received by the payer of those services.

The calculations and documents in support of all fee adjustments recommended herein are on file with the Clerk to the Board. In all cases, the proposed fees reflect no more than the actual, reasonable, fully loaded costs of the services provided to the payer/applicant. By definition, these service 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 payer).

OTHER AGENCY INVOLVEMENT:

The County Counsel's Office has reviewed the report and concurred with the recommendation. Pursuant to Monterey County Code Section 2.76, the Auditor-Controller's Office reviewed and approved the fees for the supplemental law enforcement service.

FINANCING:

There is no increase to the General Fund Contribution as a result of this recommendation; the adjustments reflect no more than the actual cost of providing the service as permitted by law. The estimated revenues and expenditures are included in the FY 2014-15 budget requests and recommendations.

Prepared by: Erica Hong, Accounting Clerical Supervisor
Approved by: Scott Miller, Sheriff-Coroner

Attachments:

Cost Analysis
Exhibit A: Sheriff Fees Article VII
Sheriff Fees Article VII Track Changes
Proposed Resolution