

**Before the Board of Supervisors
County of Placer, State of California**

Second Reading

In the matter of:

An Ordinance amending sections 2.116.110, 2.116.070, 2.124.030, 6.04.140, 6.12.010, 6.12.040, 6.16.020, 6.20.060, 6.20.070, 8.08.060, 8.20.040, 8.20.090, 8.20.110, 8.24.100, 13.08.030, 13.08.190, 13.24.040, and 15.56.360 and repealing sections 2.116.100, 2.116.111, 2.116.115, and 2.116.130 of the Placer County Code regarding fees for Health and Human Services Department and Community Development Resources Agency.

Ord. No.: _____

First Reading: July 8, 2014

The following Ordinance was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held _____ by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Chair, Board of Supervisors

Attest: _____
Clerk of said Board

THE BOARD OF SUPERVISORS OF THE COUNTY OF PLACER, STATE OF CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1: That section 2.116.110 of the Placer County Code, pertaining to fees for various services within the Health and Human Services Department, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

2.116.110 ~~Community health and clinic~~ Health and Human Services fees.

A. ~~Notwithstanding any other provisions of this code, the~~ Placer County ~~Department of Health and Human Services, community health and clinics,~~ shall charge and collect fees for services performed, excepting those fees waived by the ~~Director of Health and Human Services~~ or his or her designee, due to participant's financial hardship, or protection of the public's health.

B. ~~Beginning February 5, 2008, unless otherwise provided at law, fees shall be adopted and may be increased, decreased, or changed in scope at a noticed public hearing based on data indicating the cost or estimated cost required to provide the service for which the fee or service charges are to be levied, or based on a state or federal law methodology or published rate applicable to the specific service.~~ These fees shall be reflected in a resolution of the Board of Supervisors, and shall be subject to annual adjustments. The resolution reflecting the current fee schedules and definitions of categories shall be conclusive as to the amount of any fee and annual adjustment and shall be posted online and in offices of the Placer County Department of Health and Human Services. The annual rate adjustment methodology for each fee shall be as follows: each July 1, commencing July 1, 2009 at the same rate as the

A. Public Health and Medical Clinics

The rate of the annual adjustment of fees shall be based on the following consumer price index (CPI): U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index (CPI) for All Urban

~~Consumers, West - Size Class B/C, Medical Care, Not Seasonally Adjusted, where the Standard Reference Base Period is December 1997 = 100. Changes in each fee will be measured based on the difference between the April 2008 index and the March index for the most recent calendar year. The adjustment in each fee will be calculated based on the difference between the most currently available CPI and the CPI amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the CPI. The adjusted fee shall be rounded to the nearest dollar. The resolution reflecting the current fee schedule shall be on file with the Placer County department of health and human services, community health and clinics division.~~

B. Targeted Case Management Services

Rates for Targeted Case Management (TCM) shall be calculated pursuant to the State of California regulations adopted under California Welfare and Institutions Code sub-section 14132.44(h) or subsequent code section.

C. Animal Services, Mental Health, Public Guardian, and Substance Use Disorder

The rate of the annual adjustment of fees shall be based on the following consumer price index (CPI): California Department of Industrial Relations Consumer Price Index-California, for All Urban Consumers. The adjustment in each fee will be calculated based on the difference between the most currently available CPI and the CPI amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the CPI. The adjusted Animal Services, Public Guardian, and Substance Use Disorder fees shall be rounded to the nearest dollar. The adjusted Mental Health rates shall be rounded to the nearest cent.

Pursuant to State law (California Food and Agricultural Code Section 30804.5 or subsequent code section), dog license fees shall be issued for one-half of the required fee if a certificate is presented from a licensed veterinarian that the dog has been spayed or neutered.

D. Environmental Health

The rate of the annual adjustment of fees shall be based on the following consumer price index (CPI): State of California Department of Industrial Relations Consumer Price Index - California, for All Urban Consumers. The adjustment in each fee will be calculated based on the difference between the most currently available CPI and the CPI amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the CPI. Fees shall be rounded to the nearest dollar. The annual billing and fee adjustment date is subject to change by the Environmental Health Director with prior public notice.

Section 2: That section 2.116.100 of the Placer County Code, Fees for Environmental Health, is hereby repealed in its entirety.

Section 3: That section 2.116.111 of the Placer County Code, Fees for Adult and Children's Systems of Care Services, is hereby repealed in its entirety.

Section 4: That section 2.116.115 of the Placer County Code, Fees for targeted case management services, is hereby repealed in its entirety.

Section 5: That section 2.116.130 of the Placer County Code, Fees for domestic animal control, is hereby repealed in its entirety.

Section 6: That section 2.124.030 of the Placer County Code, pertaining to Health and Human Services fees for Criminal Justice Services, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

2.124.030 Health and human services fees.

The Alcohol and drug assessment fee is contained in section 2.116.110.¹ \$75.00

1. This fee is subject to the ability to pay. ~~The~~ fee charged shall not exceed the maximum amount stated indicated in the published fee schedule.

Section 7: That section 6.04.140 of the Placer County Code, pertaining to the waiver of fees for Animal Services, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.04.140 Waiver of fees under this chapter.

Notwithstanding any other provision of this article, the director of health services or designee shall have the power to waive all or any portion of the fees prescribed in this chapter and in ~~Section 2.116.130~~ Section 2.116.110 of this code when the shelter is at over eighty (80) percent capacity in order to encourage and promote pet adoptions as needed in order to maintain acceptable numbers of animals within the county shelters, or when necessary to encourage and promote adoptions of medically fragile or elderly pets.

Section 8: That section 6.12.010 of the Placer County Code, pertaining to animal licenses, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.12.010 Licenses.

The canine licenses required by this chapter shall be issued upon the payment of the fees commencing upon the date of application and upon the showing of a valid certificate of rabies vaccination. Such canine licenses shall expire on the anniversary date of the rabies certificate, but in no case shall a canine license be valid past the expiration date of the rabies certificate.

A. Every canine over four months of age shall be subject to an annual license fee in the amount set forth in ~~Section 2.116.130~~ Section 2.116.110.

B. Any person failing to procure a license prior to the expiration date of a previously issued license shall pay the amount set forth in ~~Section 2.116.130~~ Section 2.116.110 as a penalty for such failure.

C. Any person failing to procure a license within thirty (30) days after the canine becomes four months of age shall pay the amount as set forth in ~~Section 2.116.130~~ Section 2.116.110 as a penalty for such failure.

D. Any person failing to procure a license within thirty (30) days of bringing such canine into the county shall pay the amount as set forth in ~~Section 2.116.130~~ Section 2.116.110 as a penalty for such failure.

E. The director of animal services shall assure that serial numbered license tags stamped with the name of the county are procured and issued. Such tags shall only be issued upon the application of owners who have complied with the vaccination and fee provisions of this chapter, and such license tag will be permanently issued for each animal and shall remain with that animal.

F. Every dog shall be provided by the owner with a suitable collar or other device to which a license tag shall be attached.

G. A fee shall not be levied for any license issued for a service dog owned by a person with a demonstrated need for assistance as determined by written order of a licensed physician, a dog used by any law enforcement personnel, or any dog owned by a senior citizen over the age of sixty-five (65) with a current rabies vaccination who has previously received a free license and is seeking a renewal under this section, with a current rabies vaccination.

H. In the event a license tag is lost from the body of any dog for which the same was issued, the owner shall, within ten (10) days thereafter, procure another and new license for such dog, for which he or she shall pay a fee as set forth in ~~Section 2.116.130~~ Section 2.116.110. As often as any license is lost, the same shall be replaced in the same manner as hereinabove provided, within the same license year.

I. The director of animal services may authorize veterinarians to sell dog licenses pursuant to this chapter. Such veterinarians shall be reimbursed the amount as set forth in ~~Section 2.116.130~~ Section 2.116.110 for each license sold.

J. At the request of an owner and upon showing of a valid certificate of rabies vaccination, a license for a cat may be issued and an annual fee in an amount as set forth in ~~Section 2.116.130~~ Section 2.116.110 shall be charged and collected.

Section 9: That section 6.12.040 of the Placer County Code, pertaining to kennel licenses, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.12.040 Kennel licenses.

A. 1. No person shall own a kennel without first applying to and receiving from the director of animal services a kennel license to do so, if the zoning is proper.

2. The application for a kennel license shall contain the name of the applicant, address, the address of the proposed location of the kennel if different from the applicant's, a brief description of the housing facilities and the number and description of the canines to be kept therein.

3. The fee for the issuance of a kennel license shall be due and payable by the owner upon approval of authorized county departments and each twelve (12) months thereafter according to the fees set forth in ~~Section 2.116.130~~ Section 2.116.110. Following payment of the license, an inspection of the kennel facility shall be conducted by authorized animal services staff.

4. Any person failing to procure and pay for a kennel license renewal prior to the expiration date of the previous license shall reinstate the license or lose the kennel license and be subject to individual licensing requirements.

B. 1. The director of animal services shall procure and issue serial numbered license tag stamped with the name of the county. Such tags shall only be issued in the following numbers upon the application of kennel owners who have complied with the vaccination and fee provisions of this chapter.

2. Annually two tags for kennels with five to ten (10) canines; four tags for kennel with eleven (11) to fifteen (15) canines; six tags for kennels with sixteen (16) or more canines.

3. Any canine which is removed from the physical confines of a kennel shall have a license tag attached to its collar at all times; additional tags can be obtained for the amount as set forth in ~~Section 2.116.130~~ Section 2.116.110.

C. 1. Upon receipt of an application for a kennel license by the director of animal services, the application shall be forwarded to the environmental health division of the department of health and ~~medical~~ human services of the county, the planning department of the county, and designated employees of these departments shall ascertain whether or not the applicant's plan is in conformity with county law governing their respective department.

2. If the applicant's kennel is in conformity with the law governing said departments, departmental approval shall be indicated on the face of the application. If the applicant's kennel is not in conformity with the law governing said departments, the face of the application shall be marked "NOT APPROVED" and the reason for non-approval noted thereon, along with any revisions or changes in the applicant's kennel which, if made, would result in approval by the department in question.

3. Upon approval by said departments of an application for a license, the director of animal services shall make any inspection he deems proper. The director shall approve an application if he or she finds all of the following:

a. Keeping the kennel at the location specified in the application will not violate any law or ordinance of this county or any law of the state of California;

b. Keeping and maintenance of the kennel will not endanger the peace, health, or safety of persons in the immediate vicinity, or in the county as a whole;

c. Premises and housing where the kennel is to be maintained are in a clean and sanitary condition, and any canine kept therein will not be subject to suffering, cruelty or abuse;

d. The applicant has not had a provided for herein revoked within one year prior to the date of application;

e. Keeping and maintenance of the kennel does not constitute a public nuisance.

D. Any kennel license issued pursuant to this article may be revoked or suspended as herein provided if, after investigation, the director of animal services finds any of the following to be true:

1. The owner, agent or employee has been convicted of any offense involving the violation of Section 597 of the Penal Code of the state of California, or any provision of this chapter, or is in violation of the zoning, health and safety or building ordinances relating to the keeping of animals; or

2. The owner has failed to keep and maintain the premises or housing for the kennel in a clean and sanitary condition; or

3. The owner has at the place for which the kennel license is issued, failed to provide any animal with proper food, water, shelter, or attention; or

4. The owner has violated any rules, regulations, or conditions adopted by the director of animal services as necessary to insure that the kennel will not endanger the safety of any person or property.

Section 10: That section 6.16.020 of the Placer County Code, pertaining to isolation or quarantine of animals, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.16.020 Isolation or quarantine.

A. The director of animal ~~control~~ services shall ensure that all animals falling into the following categories shall be isolated or quarantined at the place and under the conditions prescribed by the health officer and pertinent state laws and regulations:

1. Known rabid animals;

2. Suspected rabid animals;

3. Animals that have bitten or otherwise potentially exposed a human to rabies;

4. Animals of a species subject to rabies which have been bitten by a known rabid or suspected rabid animal or have been in intimate contact with a rabid or suspected rabid animal.

B. If the place of quarantine designated by the health officer is the owner's residence, then a fee in an amount set forth in ~~Section 2.116.130~~ Section 2.116.110 shall be charged and collected.

C. It is unlawful for the owner or keeper of an animal to violate any of the conditions of isolation or quarantine prescribed by the health officer.

D. Alternatively, animals falling into the categories listed under subsection A may, depending on the circumstances or the wishes of the owner, be euthanized with the concurrence of, or at the direction of, the health officer. Such animals will be tested for rabies after euthanasia in an approved public health laboratory if this testing is determined to be necessary by the health officer.

Section 11: That section 6.20.060 of the Placer County Code, pertaining to impoundment fees for animals, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.20.060 Impoundment fees.

A. An impound fee for every impounded animal and/or livestock shall be charged and collected when claimed and before released in an amount set forth in ~~Section 2.116.130~~ Section 2.116.110.

B. When extraordinary care or expense is incurred, the actual cost will be charged. In the case of animals other than dogs and cats, this includes, but is not limited to, transportation, custody, boarding, and advertising expense.

C. A redemption fee shall be charged and collected in an amount set forth in ~~Section 2.116.130~~ Section 2.116.110.

D. For taking into custody any dog, cat, livestock or other animal at the request of the owner thereof, either at the animal shelter or the owner's residence, a fee in an amount set forth in ~~Section 2.116.130~~ Section 2.116.110 shall be charged and collected.

E. When the director of animal services causes an animal at large to be returned to the property of the owner of the animal, a fee amounting to time, mileage, and extraordinary expenses may be charged.

Section 12: That Section 6.20.070 of the Placer County Code, pertaining to relinquished animals, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

6.20.070 Relinquished animals.

A. A fee for every relinquished animal shall be charged and collected when the animal is surrendered in an amount set forth in ~~Section 2.116.130~~ Section 2.116.110.

B. Except as provided in California Food and Agricultural Code Sections 17006 and 31754, any animal that is voluntarily deposited with the animal services center or authorized personnel thereof by the owner shall be available for adoption consistent with state law; it may be retained for adoption, euthanized or released under the same conditions provided for stray dogs and cats.

C. Notwithstanding the above, kittens or puppies relinquished by the purported owner, or by a delegated authority, may be available immediately for adoption.

D. Consistent with state law, newborn animals that need maternal care and have been impounded without their mothers may be euthanized without being held for owner redemption or adoption.

Section 13: That Section 8.08.060 of the Placer County Code, pertaining to fees for pools and spas, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

8.08.060 Fees.

See ~~Section 2.116.100(A)(3)~~ Section 2.116.110 for fees pertaining to pools and spas.

Section 14: That Section 8.20.040 of the Placer County Code, pertaining to permit requirements for underground storage of hazardous substances, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

8.20.040 Permit requirement.

Except as otherwise provided in this article, no person shall construct, install, modify, operate, abandon or close an underground storage tank unless an appropriate permit has been issued by the department upon proper application and payment of fees as specified in ~~Section 2.116.100~~ Section 2.116.110 of this code. An individual permit must be obtained for each such underground storage tank located at a particular facility, except that pursuant to Section 25284(d) of the California Health and Safety Code, the department may, when in its judgment it is appropriate to do so, issue a single permit to a person for a combination of underground storage tanks at a particular facility.

Section 15: That Section 8.20.090 of the Placer County Code, pertaining to canceled or follow-up inspections, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

8.20.090 Canceled or follow-up inspections.

If an inspection required by Chapter 6.7 (commencing with Section 25280) of Division 20 of the Health and Safety Code, or by any regulations adopted pursuant thereto, or as a condition of any permit issued thereunder or under the provisions of this article is canceled at the request of the owner or operator of the facility or underground storage tank to be inspected, or if the facility or underground

storage tank does not pass such an inspection and a follow-up inspection must be performed, the owner and the operator of the facility or underground storage tank shall be jointly and separately liable for a fee to be paid to the department in an amount which shall be no less than two hours at the hourly rate established in ~~Placer County Code Section 2.116.400~~ Section 2.116.110 for miscellaneous functions.

Section 16: That Section 8.20.110 of the Placer County Code, pertaining to unauthorized release, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

8.20.110 Unauthorized release.

A. In the event of any unauthorized release from an underground storage tank subject to the provisions of Chapter 6.7 (commencing with Section 25280) of Division 20 of the Health and Safety Code, the owner and the operator of such underground storage tank shall submit for department approval a plan for cleanup and site mitigation of the area within seven days of discovery of said release unless this time frame is waived by the department. Cleanup shall be instituted as per the approved plan, and the owner and the operator shall be jointly and separately liable for a fee to be paid to the department in an amount equivalent to the number of hours of the department's involvement in investigation, evaluation, and site mitigation of said release, times the miscellaneous rate established in ~~Placer County Code Section 2.116.400~~ Section 2.116.110.

B. The owner and the operator shall be required to pay a preliminary fee equivalent in an amount established in ~~Section 2.116.400~~ Section 2.116.110 upon submittal of a plan to mitigate the release. Any additional costs shall be billed to the owner/operator. Any money collected in excess of the actual cost to the department shall be refunded to the owner/operator.

Section 17: That Section 8.24.100 of the Placer County Code, pertaining to division fees, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

8.24.100 Division fees.

The applicant shall pay fees for permits and services of the division required by this article as established by ~~Placer County Code Section 2.116.400~~ Section 2.116.110, at the time of submission of permit application and in advance of the requested or required service.

Section 18: That Section 13.08.030 of the Placer County Code, pertaining to general requirements and responsibilities relative to water wells, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

13.08.030 General requirements and responsibilities.

A. Individual Wells Required. When individual water supplies are the proposed domestic water supply, each lot or parcel shall have its own individually drilled well located on the subject lot or parcel. This section shall not apply to lots or parcels served by a county-approved public water supply where wells are the water source.

B. Water Supply Required Before Construction.

1. As to any lot of less than one hundred thousand (100,000) square feet, no person shall commence construction of a single-family residential building thereon until water adequate for domestic use is provided on such lot from a well constructed in compliance to this article.

2. Water shall be adequate for domestic use if the water, the source, and any storage facility meet all applicable state and county public health standards and meets current requirements of Chapter 16 of this code. (See provisions of land development manual.)

3. The ~~Health-Department~~ Health and Human Services may waive the provisions of Subsection (B)(1) of this section if it has sufficient evidence of such groundwater availability and adequacy.

C. Responsibilities.

1. It shall be the responsibility of the well driller to construct all wells in a manner consistent with the requirements of this article.

2. It shall be the responsibility of the property owner to maintain any well existing on his or her property in such a manner as to not create the risk of pollution or contamination of surface or subsurface waters or to create a safety hazard.

3. The owner shall be responsible for destruction of wells where required by this article except when required pursuant to Section 13.08.090(D).

D. Filing fees may be set by the board from time to time by ordinance. Fees are set forth in ~~Section 2.116.100~~ Section 2.116.110 of the Placer County Code. The enforcement agency shall notify local licensed well drillers prior to a fee ordinance submittal to the board of supervisors.

Section 19: That Section 13.08.190 of the Placer County Code, pertaining to appeals relative to water wells, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

13.08.190 Appeals.

A. Right of Hearing. Any person whose application for a permit has been denied, or granted conditionally, or whose permit has been suspended or revoked, or whose variance request has been denied, may appeal to the health officer, in writing, on forms approved by the enforcement agency, within ten (10) calendar days after any such denial, conditional granting, suspension, or revocation. Such appeal shall specify the grounds upon which it is taken, and shall be accompanied by a filing fee as set forth in ~~Placer County Code, Section 2.116.100~~ Section 2.116.110. The health officer shall set such appeal for hearing within fifteen (15) working days and shall notify the appellant and the enforcement agency, in writing, of the time so set at least five days prior to the hearing.

B. Action by the Health Officer. After such hearing, the health officer may affirm, reverse wholly or partly, or modify the order or determination appealed from.

Section 20: That Section 13.24.040 of the Placer County Code, pertaining to septage hauler fees, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

13.24.040 Fees.

The fee for each permit issued pursuant to this article shall be as set forth in ~~Section 2.116.100~~ Section 2.116.110 or any portion thereof for septage haulers. The fee shall be paid in a lump sum upon application of the permit.

Section 21: That Section 15.56.360 of the Placer County Code, pertaining to dangerous building enforcement appeal fees, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

15.56.360 Appeal fee.

The fee for all appeals taken under this article shall be in the amount specified by the county fee ordinance, codified in ~~Article 2.116.100~~ Section 2.116.110.

Section 22: That section 2.116.070 of the Placer County Code, pertaining to fees for various services within the Community Development Resources Agency, is hereby amended as follows. For information purposes only, additions to the current ordinance are shown in underline, deletions are shown in strikethrough.

2.116.070 Fee increase methodology—Land development fees Community Development Resource Agency Fees.

The Placer County Community Development Resource Agency (CDRA) shall charge and collect fees for services performed. Unless otherwise provided at law, fees shall be adopted and may be increased.

decreased, or changed in scope at a noticed public hearing based on data indicating the cost or estimated cost required to provide the service for which the fee or service charges are to be levied, or based on a state or federal law methodology or published rate applicable to the specific service. These fees shall be reflected in a resolution of the Board of Supervisors, and shall be subject to annual adjustments. The resolution reflecting the current fee schedules and definitions of categories shall be conclusive as to the amount of any fee and annual adjustment and shall be posted online and in offices of the CDRA. The annual rate adjustment methodology for each fee shall be as follows:

A. Building Department.

The rate of the annual adjustment of fees derived from project valuations shall be based on the following Construction Cost Index: State of California Department of General Services California Construction Cost Index (CCCI). The rate of the annual adjustment of all other fees shall be based on the following Consumer Price Index: State of California Department of Industrial Relations Consumer Price Index—California For All Urban Consumers. The adjustment in each fee will be calculated based on the difference between the most currently available index and the index amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the corresponding index. The adjusted fee shall be rounded to the nearest dollar.

B. Engineering and Surveying

The rate of the annual adjustment of the Unit Cost Spreadsheet shall be based on the following Construction Cost Index: the Construction Cost Index as posted in the Engineering News Record. The rate of the annual adjustment of all other fees shall be based on the following CPI: State of California Department of Industrial Relations Consumer Price Index—California For All Urban Consumers. The adjustment in each fee will be calculated based on the difference between the most currently available index and the index amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the corresponding index. The adjusted fee shall be rounded to the nearest dollar.

C. Planning Department.

The rate of the annual adjustment of fees shall be based on the following CPI: ~~The land development fees shall increase by the CPI (State of California Department of Industrial Relations Consumer Price Index—California For All Urban Consumers) only on July 1, 1990 and July, 1991. Increases for fiscal year 1992-93 shall be based upon a validation of methodology to be conducted prior to August of 1992. Absent a validation of methodology, the land development fees shall be increased each July 1st by the percentage increase of the CPI for the preceding year.~~ The adjustment in each fee will be calculated based on the difference between the most currently available CPI and the CPI amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the CPI. The adjusted fee shall be rounded to the nearest dollar.

D. CDRA Other.

The rate of the annual adjustment of fees shall be based on the following CPI: State of California Department of Industrial Relations Consumer Price Index—California For All Urban Consumers. The adjustment in each fee will be calculated based on the difference between the most currently available CPI and the CPI amount for the same month of the previous year. The percentage change in each fee shall be the same as the percentage change in the CPI. The adjusted fee shall be rounded to the nearest dollar.



Approved
JUL 08 2014
Placer
Board of Supervisors

MEMORANDUM
OFFICE OF THE
COUNTY EXECUTIVE OFFICER
COUNTY OF PLACER

To: Honorable Board of Supervisors

From: David Boesch, County Executive Officer
Submitted by: James Importante, Management Analyst II, CEO
Rebecca Mellott, Director of Administrative Services Division, HHS
Donna Kirkpatrick, Sr. Administrative Services Officer, CDRA

Date: July 8, 2014

Subject: Amendments to Fee Ordinances and Adoption of Fee Schedules for Various Health and Human Services and Community Development Resources Agency Fees

ACTION REQUESTED:

1. Introduce an ordinance amending Placer County Code sections 2.116.110, 2.116.070, 2.124.030, 6.04.140, 6.12.010, 6.12.040, 6.16.020, 6.20.060, 6.20.070, 8.08.060, 8.20.040, 8.20.090, 8.20.110, 8.24.100, 13.08.030, 13.08.190, 13.24.040, and 15.56.360 and repealing sections 2.116.100, 2.116.111, 2.116.115, and 2.116.130 regarding Health and Human Services Department and Community Development Resources Agency fees.
2. Adopt a resolution ratifying the current fee schedules and sliding fee scales for services provided by various divisions and programs of the Health and Human Services Department and Community Development Resources Agency by 1.1% to 1.9% for Consumer Price Index (CPI) adjusted fees and 2.2% to 2.4% for Construction Cost Index (CCI) fees.

BACKGROUND:

A number of Placer County services and programs are in part supported by fees collected in exchange for a service or a condition of approval provided by the County. These user charges are meant to offset costs for individualized services or actions. Placer County has various codes, ordinances, and resolutions regarding fees that can be a challenge to maintain and update in an efficient manner. The results are user fees that are updated at varying and infrequent intervals, decreasing the effectiveness of the user fees and programs that they support.

The County Executive Office, County Counsel, and departments are engaged in a process to improve the efficiency of maintaining the County's user fees. The goals of this effort are:

- Streamline the fee update process.
- Align timeframes with the adoption of the budget.
- Provide consistency in how fees are developed and maintained.

The focus is initially on the *process* by which fees for services are updated. Fee updates that require more complex fee studies will be considered later. Other County fees such as mitigation (impact) fees, County Service Area, and franchise fees will not be impacted by these actions and will continue to be updated according to current County Code. This effort is broken down into three phases that will take place over the course of a couple years. Summary of the work plan:

1. Existing Fee Program Process Review and Analysis
Review various Placer County Code (PCC) sections, prior ordinances, and resolutions related to fees for relevance, need for update or replacement.

2. -Process Streamlining

Request your Board to eliminate and replace PCC sections to facilitate a streamlined approach to updating user fees. The intent is to create a streamlined adjustment of fees for various departments via resolution. Historically, fee adjustments require most departments to request your Board to adopt an ordinance, which requires additional time to process before they are effective.

3. Conduct fee studies and updates, as needed.

Identify fees that are outdated and not reflective of the current cost for services. Staff will request your Board to consider adjustments to fees based on studies reflective of the County's current cost structure.

The County Executive Office will coordinate the work plan identified above. The actions today amend PCC sections relative to Health and Human Services and Community Development Resources Agency fees as part of the streamlining effort. Second, previously Board-approved fees will be adjusted by their respective cost index for Fiscal Year 2014-15. No new fees are proposed.

HHS and CDRA Fee Ordinance and Annual Adjustments

Fees have been established for various services within HHS and CDRA according to the PCC. PCC authorizes such fees to be adjusted annually based on actual costs or on a specified Consumer Price Index (CPI) or Construction Cost Index (CCI) formula. In some instances, Federal and State programs require that fee schedules and sliding fee scales be established for use by ineligible individuals as a condition of claiming Federal and State funds for services provided to eligible individuals.

Currently, the PCC contains several code sections that each address fees for various divisions and programs within HHS. For HHS, today's requested action would consolidate five of these code sections into a single code section, streamlining the adjustment of similar fees across different divisions and programs that are subject to the same fee adjustment methodology and increasing transparency to the public. For CDRA, the ordinance will revise outdated references in the fee increase methodology section. There are no changes to the CPI calculation and is consistent with prior years. Consolidated code sections and fee adjustments include the following:

Health and Human Services Fees

Public Health and Medical Clinics – Fees are charged for various services including primary medical care and public health laboratory testing services. PCC requires fees be subject to an annual adjustment at the same rate as the U.S. Department of Labor, CPI California – for All Urban Consumers, Western Region, for Medical Care. Based on this methodology, there will be an increase in fees of 1.1 percent. For medical clinic services, a sliding fee scale has been established to be applied to these charges based on the patient's ability to pay.

Adult and Children's Systems of Care – Fees may be charged for mental health services and substance use disorder assessment and treatment services. PCC requires fees be subject to an annual adjustment at the same rate as the California Department of Industrial Relations, CPI California – for All Urban Consumers. Based on this methodology, there will be an increase in fees of 1.9 percent. For substance use disorder treatment services, a sliding fee scale has been established to be applied to these charges based on the client's ability to pay.

Public Guardian Services – The Public Guardian may charge its conservatees for accounting and legal services provided to the conservatee. The amount of these fees are set and approved by the Court as part of the court proceeding. However, there may be instances when fees are charged outside of a court proceeding necessitating the fee ordinance. PCC requires fees be subject to an annual adjustment at the same rate as the California Department of Industrial Relations, CPI California – for All Urban Consumers.

Based on this methodology, there will be an increase in fees of 1.9 percent. These fees are subject to a sliding fee scale based on the conservatee's assets.

Targeted Case Management – Fees for Targeted Case Management (TCM) encounter services are charged to clients who are not eligible for Medi-Cal based on a sliding fee scale, as required by the California Department of Health Care Services. The encounter cost is calculated annually based on the prior fiscal year's actual cost, established by the annual TCM cost report, and the current federal poverty guidelines are used to determine charges using the sliding fee scale.

Animal Services – Fees are charged for various services including adoptions, impounds, quarantines, licenses, permits, penalties, and field services. PCC requires fees be subject to an annual adjustment at the same rate as the California Department of Industrial Relations, CPI California – for All Urban Consumers. Based on this methodology, there will be an increase in fees of 1.9 percent. Consolidation of the prior code section also requires that sections within Article 6, Animals, be updated to reference the new code section. These clean-up actions are included in Sections 7 through 12 of the attached ordinance.

Environmental Health – The code section that was specific to Environmental Health is being included in the consolidated code section. As the Environmental Health fees for FY 2014-15 were recently ratified by the Board, no additional action is needed at this time. Consolidation of the prior code section also requires that sections within various articles in the Placer County Code be updated to reference the new code section. These clean-up actions are included in Sections 13 through 21 of the attached ordinance.

Community Development Resources Agency Fees

CDRA and Planning – Fees are charged for various “at-cost” and fixed fee services including environmental questionnaires, conditional use permits, minor use permits, design review, administrative approval, administrative review, rezoning and sign permits. PCC requires fixed fees be subject to an annual adjustment each July according to the State of California Department of Industrial Relations “Consumer Price Index – California for All Urban Consumers” for the most recently available twelve month reporting period. Based on this methodology, there will be an increase in fees of 1.9 percent.

Building Services – Fees are charged for various services including plan check, inspection, and penalties. Certain fees are derived from established project valuations. Both fees and valuations are subject to annual adjustment per Placer County Code. Valuation data shall be adjusted by the Chief Building Official according to the State of California Department of General Services California Construction Cost Index (CCCI). Fees based on hourly rates shall be adjusted by the Chief Building Official according to the State of California Department of Industrial Relations “Consumer Price Index – California for All Urban Consumers” for the most recently available twelve month reporting period. The CCCI increase for this year is 2.27 percent.

Engineering and Surveying – Fees are charged for various engineering and surveying services including grading permits, map reviews, records of surveys, plan check, construction inspection, road naming, and surface mining operations. PCC requires fees be subject to an annual adjustment at the same rate as the California Department of Industrial Relations, CPI California – for All Urban Consumers. Based on this methodology, there will be an increase in fees of 1.9 percent. In addition, PCC requires the Unit Cost Spreadsheet be adjusted annually based on the Construction Cost Index (CCI) as posted in the Engineering News Record. The CCI increase for this year is 2.4 percent.

FISCAL IMPACT:

Adjustments to fees based on an appropriate cost index helps to maintain current levels of service respective to labor and material cost increases over time. All fees are included in the departments' FY 2014-15 Proposed Budget.

The revised FY 2014-15 Fee Schedules are attached as Exhibit A through E to the accompanying Resolution.

Attachments:

Ordinance: Amendments and Repeals to Various Provisions of Articles 2 and 6 of the Placer County Code

Resolution: Adoption of Health & Human Services and Community Development Resources Agency Fee Schedules

Exhibit A: Health and Human Services Fee Schedule FY 2014-15

Exhibit B: 2014 Building Division Fee Schedule

Exhibit C: 2014 Building Permit Types Valuation

Exhibit D: 2014 Engineering and Surveying Division Fee Schedule

Exhibit F: 2014 Planning Fee Schedule

