

ORDINANCE NO. 2023-01

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE MISSION SPRINGS WATER DISTRICT ESTABLISHING COMPENSATION AND REIMBURSEMENTS OF EXPENSES FOR DIRECTORS

WHEREAS, Section 20201 et seq., of the Water Code authorizes the Board of Directors of the Mission Springs Water District (the "Board" of the "District") to provide compensation to members of the Board in an amount not to exceed one hundred dollars (\$100) per day for each day=s attendance at meetings of the Board, or for each day=s service rendered as a member of the Board, for not more than a total of ten (10) day=s service in any calendar month; and

WHEREAS, Section 20202 of the Water Code further provides that the Board may provide that the amount of compensation to be received by members of the Board may be increased by an amount equal to five percent for each calendar year following the operative date of the last adjustment of the compensation, and

WHEREAS, Section 20201 et seq., of the Water Code further provides that such compensation and/or increases thereof, shall be enacted by the Board only by ordinance adopted following a public hearing; and

WHEREAS, the Board wishes to provide for their compensation in the amount of Two Hundred and Fifty Dollars (\$250.00) per day for each day=s attendance at meetings, or for each day=s service rendered as a member of the Board, for not more than a total of ten (10) days in any calendar month, as authorized by Section 20201 et seq. of the Water Code; and

WHEREAS, the Board finds that notice of its intent to provide compensation in accordance with Section 20201 et seq. of the Water Code has been duly given and published in accordance with Section 6066 of the Government Code, and that a public hearing has been held thereon;

WHEREAS, upon the effective date of this Ordinance, the Board wishes to specify all compensation and reimbursements of expenses for members of the Board of Directors of the Mission Springs Water District;

NOW THEREFORE, THE BOARD OF DIRECTORS OF THE MISSION SPRINGS WATER DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Attendance at Board Meetings.

Pursuant to Sections 20200 through 20207 of the California Water Code of the Mission Springs Water District Law, each member of the Board shall receive compensation in the amount of Two Hundred and Fifty Dollars (\$250.00) per day for each day's attendance at meetings of the Board, and at Board committee meetings and Board hearings when held on days separate from Board meetings. Service at such hearings and committee meetings is hereby deemed to be at the request of the Board.

SECTION 2. Other Services Rendered as a Director.

Each member of the Board shall also receive compensation in the amount specified in Section 1 for each day of service rendered at the request of the Board.

Each member of the Board will be compensated for attendance at District-related activities if designated by the Board as the District's primary representative on the Mission Springs Water District Affiliations Listing, which shall be deemed to be approved in advance by Board action. In the event a primary delegate or representative assigned to an organization or committee as provided for therein is unable to attend, the designated alternate will be compensated for attendance in accordance herewith.

The Board may also request that a member of the Board attend other water-related or educational conferences, and such attendance will be deemed service as a member of the Board at the Board's request.

SECTION 3. Maximum Permissible Service.

No payments shall be made under Sections 1 and 2 for attendance or service exceeding a total of ten days in any calendar month.

SECTION 4. Expenses.

Any actual expenses, including mileage, incurred by members of the Board for attendance or service rendered pursuant to Section 2 shall be paid directly by the District or else reimbursed by the District upon presentation of satisfactory evidence thereof.

In addition to the functions specifically pre-authorized in Section 2, or specifically requested by the Board pursuant to Section 1, members of the Board may also receive mileage reimbursement to attend a meeting, conference or other function not listed under Section 2, and for those days of service the participating member(s) of the Board may receive reimbursement for all actual and necessary expenses incurred incidental thereto pursuant to Section 4, but will not be compensated for a day of service pursuant to Section 2.

SECTION 5. Implementation.

The General Manager is hereby authorized to develop such forms and procedures as may be necessary to implement this Ordinance.

SECTION 6. Effective Date and Repeal.

This Ordinance shall take effect sixty (60) days after its final adoption in accordance with California Water Code Section 20204 and upon its effective date shall replace all previously adopted ordinances that are inconsistent herewith. Notwithstanding the foregoing, in the event this Ordinance is determined to be invalid for any reason, the most recent prior ordinance addressing the subject matter of this Ordinance shall remain in place and remain valid.

BE IT FURTHER ORDAINED that the effective date of this ordinance shall be on February 16, 2024

Passed, approved, and adopted this 20thday of November 2023.

Ayes:
Noes:
Abstain:
Absent:

Passed, approved, and adopted this 18th day of December 2023.

Ayes:
Noes:
Abstain:
Absent:

Russ Martin, President of Mission Springs
Water District, and its Board of Directors

ATTEST:

Brian Macy, Secretary of Mission
Springs Water District and its Board
of Directors

APPROVED AS TO FORM:

John Pinkney, District Counsel