

ORDINANCE NO. 22-01

**ORDINANCE OF THE BOARD OF DIRECTORS OF
MOULTON NIGUEL WATER DISTRICT
TO INCREASE THE AMOUNT OF PER DIEM FOR
MEMBERS OF THE BOARD OF DIRECTORS**

WHEREAS, Water Code Section 20200 *et seq.* sets forth the authority and procedure for establishing per diem compensation for the Board of Directors for attendance at meetings of the Board or for each day's services rendered as a Director. Occurrences constituting District business, official duties or each day's service rendered as a Director, as a "day service" are defined and authorized by separate policy of the District and by law; and

WHEREAS, the Water Code authorizes an increase in the per diem compensation that may be received by the Board of Directors up to an amount equal to five percent (5%) for each calendar year since the effective date of the last increase, and limits the total compensation that may be received to a maximum of ten (10) days per calendar month; and

WHEREAS, the Board of Directors last took action on February 11, 2021 to increase the per diem compensation amount from \$242.55 per day to \$254.65 per day; and

WHEREAS, the Board of Directors seeks to increase the amount of compensation in accordance with the provisions of the Water Code; and

WHEREAS, in accordance with Section 20203 of the Water Code and Section 6066 of the Government Code, a public hearing was held on April 14, 2022, at 6:00 p.m., or soon thereafter as practicable, at the Board meeting, and a notice of said hearing was duly published in the *Orange County Register*, a newspaper of general circulation, once a week for two weeks as follows: on February 16, 2022 and February 23, 2022.

NOW THEREFORE, THE BOARD OF DIRECTORS OF THE MOULTON NIGUEL WATER DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The amount of compensation to be received by members of the Board for each day's attendance at meetings of the Board, or for each day's service rendered as a Director, shall be in the amount of Two Hundred and Sixty Seven Dollars exactly (\$267.00). Said increase does not exceed an amount equal to five percent (5%) for each calendar year since the date of the last adjustment as authorized according to Water Code Section 20200.

Section 2. In accordance with Section 20202 of the Water Code, no member of the Board of Directors shall receive the compensation set forth in Section 1 of this Ordinance for more than ten (10) days in any calendar month.

Section 3 Any actual expenses, including mileage, incurred by members of the Board with respect to services rendered as a Director shall be reimbursed by the District upon presentation of satisfactory evidence thereof and compliance with the applicable rules and regulations of the District.

Section 4. All ordinances, resolutions, or administrative actions by the Board of Directors, or parts thereof, that are inconsistent with any provision of this Ordinance are hereby superseded only to the extent of such inconsistency.

Section 5. Pursuant to Section 20204 of the Water Code, this Ordinance shall take effect sixty (60) days from the date of adoption.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Moulton Niguel Water District held on April 14, 2022 by the following vote:

Duane Cave:	Aye
Richard Fiore:	Aye
Donald Froelich:	Aye
William Moorhead:	Aye
Brian Probolsky:	Aye
Diane Rifkin:	Aye
Sherry Wanninger:	Aye

MOULTON NIGUEL WATER DISTRICT



President

MOULTON NIGUEL WATER DISTRICT
and the Board of Directors thereof



Secretary

MOULTON NIGUEL WATER DISTRICT
and the Board of Directors thereof