ORDINANCE NO. 20-01

AN ORDINANCE OF THE SOQUEL CREEK WATER DISTRICT TO INCREASE THE AMOUNT OF COMPENSATION FOR MEMBERS OF THE BOARD OF DIRECTORS

WHEREAS, Water Code Section 20200 et seq. sets forth the authority and procedure for establishing compensation for the Board of Directors of the Soquel Creek Water District ("District"); and

WHEREAS, the District adopted Ordinance No. 15-01 ("Prior Ordinance") in accordance with the above provisions of the Water Code; and

WHEREAS, the Prior Ordinance requires the Board to consider annual compensation adjustments and the Board previously moved to increase its compensation as permitted by the Prior Ordinance on December 17, 2019; and

WHEREAS, while not required, the District wishes to ratify this prior adjustment by ordinance adopted in accordance with Water Code Section 20200 et seq.; and

WHEREAS, in accordance with Section 20203 of the Water Code and Section 6066 of the Government Code, a public hearing was held on February 4, 2020, at 6:00 p.m., or soon thereafter as practicable, at the meeting room of the Board of Directors of the District at the Capitola City Council Chambers, 420 Capitola Avenue, Capitola, CA 95010 and a notice of said hearing was duly published in the Santa Cruz Sentinel, a newspaper of general circulation, once a week for two weeks as follows: on January 21, 2020 and February 1, 2020.

NOW THEREFORE, THE BOARD OF DIRECTORS OF THE SOQUEL CREEK WATER DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

Section 1  The amount of compensation to be received by members of the Board of Directors for each day’s attendance at regular meetings of the Board and standing committee meetings or for each day’s service rendered as a Director that involves out of town travel, shall be increased by the amount of $40.00, not to exceed $200.00. The amount of compensation to be received for service authorized within the County of Santa Cruz shall be increased by the amount of $20.00, not to exceed $100.00. Said increases do not exceed an amount equal to five percent (5%) for each calendar year since the date of the last adjustment.

Section 2  In accordance with Section 20202 of the California 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 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 including, without limitation, the Soquel Creek Water District Board Reimbursement Policy ("Policy") set forth in Exhibit "A," attached hereto and incorporated herein by reference.

Section 4  The Policy hereby specifies the only meetings, service and events for which compensation shall be paid. Additionally, the Policy specifies the types of occurrences that qualify a Director to receive reimbursement of and reasonable reimbursement rates for expenses relating to travel, meals, lodging, and other actual and necessary expenses. The Policy is intended to comply with the requirements set forth in Government Code Sections 53232.2 and 53232.3.
Section 5 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. For example, and not by way of limitation, the applicable provisions of Ordinance No. 15-01 are hereby superseded and shall be of no further force or effect.

Section 6 If any section, subsection, clause or phrase in this Ordinance is for any reason held invalid, the validity of the remainder of this Ordinance shall not be affected thereby. The Board hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

Section 7 All of the foregoing Recitals are true and correct and the Board so finds and determines. The Recitals set forth above are incorporated herein and made an operative part of this Ordinance.

Section 8 The President of the Board of Directors shall sign this Ordinance and the Secretary of the Board of Directors shall attest thereto, and pursuant to Section 20204 of the Water Code, this Ordinance shall take effect sixty (60) days from the date of adoption. The adjustment in compensation adopted by the Prior Ordinance is hereby ratified as of the effective date of this Ordinance.

ADOPTED this 4th day of February, 2020, by the Board of Directors of the Soquel Creek Water District, by the following vote:

AYES: Directors Daniels, Lather, Jaffe and Christensen
NOES: None
ABSENT: Director LaHue
ABSTAIN: None

Bruce Daniels
Dr. Bruce Daniels,
President of the Board of Directors

ATTEST:

Emma Olin,
Clerk of the Board of Directors