

**ORDINANCE NO. 11-76**

**AN ORDINANCE OF THE BOARD OF DIRECTORS  
OF THE MISSION HILLS COMMUNITY SERVICES  
DISTRICT ESTABLISHING DIRECTOR COMPENSATION  
AND EXPENSE REIMBURSEMENT**

**WHEREAS**, pursuant to Government Code Sections 61040 et. seq., the Board of Directors (“Directors”) of the Mission Hills Community Services District (“District”) are eligible to receive compensation and expense reimbursement; and

**WHEREAS**, on February 8, 2006, the Directors adopted Resolution 06-174 establishing compensation and expense reimbursement for the Directors; and

**WHEREAS**, Resolution 06-174 set the Director compensation at \$100 for each day of service regarding a board meeting and \$50 for each day of service regarding a standing committee meeting that the Director attends; and

**WHEREAS**, the expense reimbursement was therein limited to actual and necessary traveling and incidental expenses incurred while on official business. Expense reimbursement requests and payments for such expenses have been and are subject to and in accordance with Government Code Sections 53232.2 and 53232.3; and

**WHEREAS**, Government Code Section 61047 caps Director compensation at \$100 for each day of service. However, pursuant to Government Code Section 61047, community services districts may, by ordinance, adopted pursuant to Chapter 2 (commencing with Section 20200) of Division 10 of the Water Code, increase the amount of compensation that may be received by members of the board of directors; and

**WHEREAS**, pursuant to Water Code Section 20202, the increase in compensation above the amount of one hundred dollars (\$100) per day, may not exceed an amount equal to five percent for each calendar year since the date of the last adjustment. The Directors’ compensation was last set on February 8, 2006;

**WHEREAS**, as the Directors have not received an increase in compensation in five and one-half years, the Directors now wish to increase the compensation for their service on the District Board in accordance with the provisions of the Water Code commencing at Section 20200; and

**WHEREAS**, Director compensation and expense reimbursement are included in the District’s budget; and

**WHEREAS**, in accordance with Section 20203 of the Water Code and Section 6066 of the Government code, a public hearing was held on September 14, 2011, at 6:30 p.m., or soon thereafter, at the District Meeting Room, 1550 East Burton Mesa Boulevard, Lompoc, California and notice of said public hearing was duly published in Lompoc Record, a newspaper of general

circulation, once a week for two weeks prior to the public hearing.

**NOW, THEREFORE,** Be it ordained by the Board of Directors of the Mission Hills Community Services District, Santa Barbara County, California, as follows:

Section 1

The District shall pay each Director of the Board of Directors one hundred and twenty five dollars (\$125) for each day's attendance at meetings of the Board, or for each day's service rendered as a member of the Board by request of the Board. Each Director shall receive compensation for up to six days of service in a calendar month.

Section 2

The District shall reimburse each Director for actual and necessary expenses, including travel expenses and incidental expenses incurred while on official business in accordance with the District Policy manual, Policy Numbers 3045 and 4030, respectively titled Travel and Expense Advancement Procedure and Remuneration and Reimbursement. All requests for reimbursement must be accompanied by receipts documenting each expense. Expense reimbursement requests and payments for such expenses are subject to and in accordance with Government Code Sections 53232.2 and 53232.3

Section 3

This Ordinance supersedes and replaces Resolution No. 06-174 pertaining to the payment of Director compensation and expense reimbursement.

Section 4

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

Section 5

This Ordinance shall take effect and be in full force and effect sixty (60) days after the date of its adoption.

Section 6

Within fifteen (15) days following adoption of this Ordinance, it shall be published once, together with the names of the Directors voting thereon, in a newspaper of general circulation within the District. Additionally, this Ordinance shall be posted for one week in three (3) public places in the District.

Section 7

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Directors hereby declares that it would have adopted this Ordinance and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

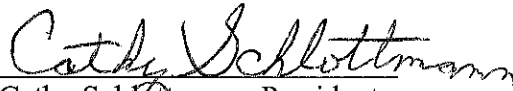
Introduced and approved on September 14, 2011, and passed and adopted by the Board of Directors of the Mission Hills Community Services District on this 9<sup>th</sup> day of November, 2011, by the following roll call vote:

AYES: Mac Kenzie, Nix, Warnstrom, Schlottmann

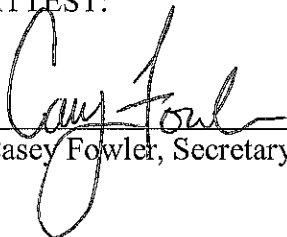
NOES:

ABSENT: Jones


ABSTAINING:

  
Cathy Schlottmann, President  
Board of Directors

ATTEST:

  
Casey Fowler, Secretary

APPROVED AS TO FORM AND LEGAL EFFECT:

  
Ziyad I. Naccasha, District Counsel