

ORDINANCE NO. 54

MUNICIPAL WATER DISTRICT OF ORANGE COUNTY

COMPENSATION OF DIRECTORS

WHEREAS, the Board of Directors has previously adopted Ordinance No. 47 governing the compensation to be paid to members of the Board of Directors of the Municipal Water District of Orange County, and to those members of the Board of Directors of the Metropolitan Water District of Southern California representing the Municipal Water District of Orange County (collectively referred to as the "MWDOC Board of Directors"), in accordance with Chapter 2 of Division 10 of the Water Code of the State of California (Water Code § 20200 et seq.); and

WHEREAS, by law, the compensation to be paid to the MWDOC Board of Directors may be increased annually by ordinance, with an increase that may not exceed five percent (5%); and

WHEREAS, the MWDOC Board of Directors believe that the duties carried out by MWDOC's officers and employees (collectively referred to as "MWDOC staff") are critical to the high functioning of the agency, and that the MWDOC Board of Directors should not be entitled to any compensation increase that exceeds that of MWDOC staff in any given, budgetary year; and

WHEREAS, it is the intent of the MWDOC Board of Directors that any annual compensation increase to the MWDOC Board of Directors permitted under State law shall not exceed the compensation increase awarded to MWDOC staff for any given year, as described and adopted in MWDOC's annual budget; and

WHEREAS, the MWDOC Board of Directors now desires to amend its policy regarding compensation of MWDOC Board of Directors.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of Municipal Water District of Orange County as follows:

Section 1. That Ordinance No. 47 is hereby superseded and repealed effective upon the adoption of this Ordinance.

Section 2. The MWDOC Board of Directors shall receive a 5% compensation increase above its existing compensation on the effective date of this Ordinance, unless MWDOC staff receives less than a 5% increase as adopted in MWDOC's annual budget, in which instance, the MWDOC Board of Directors shall receive the same increase, if any, that MWDOC staff receives.

Section 3. Any future MWDOC Board of Directors compensation increase will be enacted only by ordinance and following a public hearing.

Section 4. Severability. If any section, subsection, subdivision, sentence, clause, or phrase of this Ordinance, or any part thereof is for any reason held to be unconstitutional, such decisions shall not affect the validity of the remaining portion of this Ordinance or any part thereof. The MWDOC Board of Directors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional.

Section 5. CEQA Exemption. The MWDOC Board of Directors finds that adoption of this Ordinance is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 15358 (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) of the CEQA Guidelines, because it has no potential for resulting in physical change to the environment, directly or indirectly. Moreover, the MWDOC Board of Directors finds that this Ordinance is also exempt under CEQA pursuant to Guidelines Section 15061(b)(3) (there exists no possibility that the activity will have a significant adverse effect on the environment) because this Ordinance will not cause a change in any of the physical conditions within the area affected by the Ordinance.

Section 6. Effective Date. Any MWDOC Board of Directors compensation increase contemplated by this Ordinance will take effect January 1, 2020.

Said Ordinance was adopted, on roll call, by the following vote:

AYES:	Directors Barbre, Dick, Tamaribuchi, Thomas & Yoo Schneider
NOES:	None
ABSENT:	Directors Finnegan and Osborne
ABSTAIN:	None

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 54 adopted by the Board of Directors of Municipal Water District of Orange County at its meeting held on April 17, 2019.



MARIBETH GOLDSBY, Secretary
Municipal Water District of Orange County