

**ORDINANCE NO. 2008-1**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE ROSAMOND COMMUNITY SERVICES DISTRICT, COUNTY OF KERN, STATE OF CALIFORNIA, ADJUSTING THE BOARD OF DIRECTOR'S COMPENSATION**

**WHEREAS**, Rosamond Community Services District ("District") is a district duly organized and existing under and pursuant to the Community Services District Law, Section 61000 *et seq.* of the California Government Code; and

**WHEREAS**, the District is empowered to adjust the compensation received by Directors of the Board from time-to-time pursuant to California Government Code Section 61047 and California Water Code Section 20202; and

**WHEREAS**, under California Water Code Section 20202 the compensation level of the Board of Directors may be increased by five percent (5%) for every year since the last adjustment; and

**WHEREAS**, the District last adjusted Director compensation in 1999 via Ordinance No. 99-6 which set Director compensation at One Hundred and Forty Dollars (\$140.00). Eight years have passed since the adoption of Ordinance No. 99-6, therefore, Director compensation may be increased by Fifty-Six Dollars (\$56.00) which is the equivalent of forty percent (40%);

**NOW THEREFORE**, THE BOARD OF DIRECTORS OF ROSAMOND COMMUNITY SERVICES DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION 1.** Superseding of Previous Enactments.

Ordinance No. 99-6 and all other previously enacted ordinances providing for Director compensation are hereby superseded by this Ordinance.

**SECTION 2.** Director Compensation.

Each Director shall receive compensation in the amount of \$147.00 for each day of attendance at a Meeting. In no event shall a Director receive compensation for more than a total of six (6) days in any calendar month.

**SECTION 3.** Meeting Definition.

For purposes of determining eligibility for director compensation, the term "meeting" as used herein is defined as meetings of the Board, committee meetings, and such other meetings (such as conference attendance and other events) as reasonably necessary to further the interests of the District and its projects that afford an opportunity for Directors to discuss many issues

informally with other agencies and leaders in the community and achieving a goal of maintaining consistent, effective and open channels of communication with other entities, including but not limited to the following:

- a. Any occurrence that is listed in Government Code Section 53232.1(a);
- b. A regular, special, or emergency meeting of the Board;
- c. A meeting of a standing, ad hoc, or advisory committee of the Board;
- d. A meeting with the District's General Manager involving the operations of the District;
- e. A meeting with the District's auditors, attorneys, or other consultants involving matters for which the consultants have been retained by the District;
- f. A meeting of a local, state, or federal body with subject matter jurisdiction affecting the operations of the District;
- g. A meeting with a local, state, or federal representative concerning matters involving the operations of the District;
- h. A meeting of organizations with interests in matters involving the functions and operations of the District;
- i. A conference, seminar, or organized educational activity involving matters related to the functions and operations of the District; and
- j. All other occurrences for which the Board member has obtained prior approval from the Board to attend or participate on behalf of the District.

Meetings that would **not** be considered generally for compensation include:

- a. Purely ceremonial events unless in a Director's own division and/or pre-approved by the Board
- b. Parades, festivals, holiday events and retirement dinners, unless pre-approved by the Board; and
- c. Meetings of a partisan political organization.



**SECTION 4. Payment Request.**

To receive compensation for attendance or participation at approved meetings, a Board member shall submit to the District's General Manager a payment request for the calendar month by the regular Board meeting of the following month, at which time the Board will consider approval of the payment request.

**SECTION 5. Severability.**

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase added by this Ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The Board 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 subsections, subdivisions, paragraphs, sentences, clauses, or phrases are declared unconstitutional, invalid, or ineffective.

**SECTION 6. Compliance with California Environmental Quality Act**

The Board finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**SECTION 7. Effective Date.**

This Ordinance shall become effective thirty (30) days from its adoption and payment of the adjusted compensation amount shall begin July 1, 2008.

**SECTION 8. Publication.**

The District Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published once within fifteen (15) days of adoption in a newspaper of general circulation printed and published within the Rosamond Community Services District, and shall post a certified copy of this Ordinance, including the vote for and against the same, in the Office of the District Clerk in accordance with Government Code Section 36933.

Adopted by the Rosamond Community Services District Board of Directors this 23rd day of April, 2008 by the following votes:

AYES: Directors Glennan, Scherer and Spoor  
NOES: Directors Russell and Wood  
ABSTENTIONS:  
ABSENT:



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Greg Wood, President  
Rosamond Community Services District Board of Directors

ATTEST:



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Lizette Guerrero, Secretary of the Rosamond Community  
Services District and the Board of Directors thereof