



*Adopted by the Board on February 17, 2016 – Effective Date April 18, 2016*

**ORDINANCE NO. 171**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
SETTING COMPENSATION FOR BOARD MEMBERS**

**FINDINGS**

1. The Water Management District is charged under the Monterey Peninsula Water Management District Law with the integrated management of the ground and surface water resources in the Monterey Peninsula area. The Board of Directors for the District consists of seven members; five are elected by the qualified voters of the District, one is a member of the Monterey County Board of Supervisors, and one is a city council official appointed by the City Selection Committee.
2. The Water Management District Board Members are presently compensated for meeting attendance, pursuant to Water Code §§ 20200 through 20207, and MPWMD Ordinance No. 126, at the rate of one hundred dollars (\$110) dollars per meeting, to a maximum of 10 (10) meetings per month. This level of compensation took effect in October, 2006.
3. Water Code Section § 20202 allows the Water Management District to set compensation of attendance of board members 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, not to exceed ten (10) days in any calendar month. This section also authorizes the rate of compensation to be increased by up to five (5%) percent each calendar year following the operative date of the last compensation adjustment.
4. This ordinance would set the rate of compensation for attendance at meetings of the board, or for each day's service rendered as a member of the board by request of the board, to one hundred thirty five dollars (\$135) dollars per meeting. This increase is based on the 23% escalation of the CPI since the operative date of the last compensation adjustment, and is less than the (5%) percent per calendar year increase authorized by Water Code Section § 20202.

NOW THEREFORE be it ordained as follows:

## ORDINANCE

**Section One:**            **Short Title**

This ordinance shall be known as the Board Member Compensation Ordinance of 2016 for the Monterey Peninsula Water Management District.

**Section Two:**            **Purpose**

This ordinance sets Board Member compensation in accord with the provisions of Water Code § 20200, et seq.

**Section Three:**            **Board Member Compensation**

Each Board Member of the Monterey Peninsula Water Management District shall receive compensation at the rate of one hundred thirty five dollars (\$135) per day 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. Such a request shall include Board Member attendance at committee meetings, or attendance at other meetings at the direction of the Board or Board Chair.

**Section Four:**            **Notice and Publication**

Notice of the public hearing on this ordinance shall be published in a newspaper of general circulation pursuant to section 6066 of the Government Code<sup>1</sup>.

**Section Six:**            **Effective Date and Sunset**

This ordinance shall take effect at 12:01 a.m. on the 61st day after it has been enacted on second reading, in accord with Water Code § 20204.

**Section Seven:**            **Severability**

If any subdivision, paragraph, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or enforcement of the remaining portions of this ordinance, or of any other provisions of the Monterey Peninsula Water Management District Rules and Regulations. It is the District's express intent that each remaining portion would have been adopted irrespective of

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<sup>1</sup> Government Code § 6066 provides: "Publication of notice pursuant to this section shall be once a week for two successive weeks. Two publications in a newspaper published once a week or oftener, with at least five days intervening between the respective publication dates not counting such publication dates, are sufficient. The period of notice commences upon the first day of publication and terminates at the end of the fourteenth day, including therein the first day." [This footnote is provided for convenience, but shall not be construed to be a part of the Ordinance as enacted.]

the fact that one or more subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid or unenforceable.

On motion by Director Brower, and second by Director Pendergrass, the foregoing ordinance is adopted upon this 17th day of February 2016 by the following vote:


AYES: Directors Brower, Pendergrass, Byrne, Clarke, Evans and Potter

NAYS: None

ABSENT: Director Lewis

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is an ordinance duly adopted on the 17th day of February 2016.

Witness my hand and seal of the Board of Directors this 23<sup>rd</sup> day of February 2016.

  
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David J. Stoldt, Secretary to the Board

**COPY CERTIFICATION**

I, David J. Stoldt, Secretary to the Board of Directors of the Monterey Peninsula Water Management District, hereby certify the foregoing is a full, true and correct copy of Ordinance No. 171 duly adopted on the 17th day of February 2016.



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David J. Stoldt,  
Secretary to the Board of Directors

2.23.16

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Date