

## ORDINANCE NO. 349

### **AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE FALLBROOK PUBLIC UTILITY DISTRICT SETTING THE AMOUNT OF PER DIEM COMPENSATION FOR THE BOARD OF DIRECTORS**

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**WHEREAS**, Public Utilities Code Section 16002 provides that the Board of Directors may increase the amount of per diem compensation that may be received by members of the Board by an ordinance adopted pursuant to Water Code Section 20200, *et seq.*; and

**WHEREAS**, on February 24, 2020, the Board of Directors adopted Ordinance No. 346, setting per diem compensation at \$110.25 per day; and

**WHEREAS**, Water Code Section 20202 provides that the District may increase the amount of compensation which may be received by members of the Board of Directors in an amount not to exceed five percent (5%) for each calendar year since the effective date of the last adjustment; and

**WHEREAS**, a public hearing to consider an increase in the compensation of the members of the Board was duly noticed in accordance with Water Code Section 20203 and Government Code Section 6066, and said hearing was held on the date hereof.

**BE IT ENACTED BY** the Board of Directors of Fallbrook Public Utility District as follows:

**SECTION I.** The Board of Directors of the District hereby amends Ordinance No. 327, "An Ordinance of the Board of Directors of the Fallbrook Public Utility District Authorizing an Increase in Compensation of Governing Board Members," Section 4, "Director Compensation," as follows:

#### **Section 4. DIRECTOR COMPENSATION**

Compensation for the Directors of the Governing Board for regular, adjourned and special meetings, to include occurrences set forth in Section 12.1.1 of the Administrative Code, is established at One Hundred Fifteen Dollars and Seventy-Six Cents (\$115.76) per day for each day's attendance. A Director shall not receive compensation for more than 10 days of service in a month. Increases will be subject to the requirements of California Public Utilities Code Section 16002 and California Water Code Section 20200 *et seq.*

**SECTION II.** All other provisions of Ordinance No. 327, as adopted on January 26, 2009, shall remain unchanged and in full effect.

**SECTION III.** Ordinance No. 346, adopted February 24, 2020, is hereby repealed and shall no longer be of any force or effect.

**SECTION IV.** Section 2.12 of the District's Administrative Code shall be revised to replace "One Hundred Ten Dollars and Twenty-Five Cents (\$110.25)" with "One Hundred Fifteen Dollars and Seventy-Six Cents (\$115.76)." All other provisions of Section 2.12 shall remain unchanged and in full force and effect.

**SECTION V.** If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of this Ordinance shall nonetheless continue in full force and effect.

**SECTION VI.** This Ordinance shall be posted at three public places in the District and shall be caused to be published pursuant to Section 6061 of the Government Code in the Fallbrook Village News, a newspaper of general circulation. This Ordinance shall take effect on April 26, 2021, which date is one year from the operative date of the last adjustment and is no less than 60 days after its passage.

**PASSED AND ADOPTED** by the Board of Directors of the Fallbrook Public Utility District at a regular meeting of the Board held on the 22<sup>nd</sup> day of February, 2021, by a roll call vote, as follows:

AYES:

NOES:

ABSTAIN:

ABSENT:

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President, Board of Directors

ATTEST:

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Secretary, Board of Directors