

Santa Margarita Water District



Agenda Revisions and Meeting Handouts

Meeting: Regular Board Meeting

Date: September 7, 2016

Item: Agenda Item 7.1

Original Title

Consideration and Action on Resolution No. 2016-09-02; Resolution of the Board of Directors of Santa Margarita Water District Approving the 2016 Santa Margarita Water District Policy Handbook.

Revised Title:

Agenda Item 7.1

Consideration and Action on Resolution No. 2016-09-02; Resolution of the Board of Directors of Santa Margarita Water District Approving the 2016 Santa Margarita Water District Policy Handbook; Resolution No. 2016-09-03; Concerning the Biennial Review and Amending the Conflict of Interest Code Pursuant to the Political Reform Action of 1974; and Resolution No. 2016-09-04; Approving a Fee For Use of Meeting Facilities.

Original Recommendation:

Adopt the resolution approving the District's 2016 Policy Handbook.

Revised Recommendation:

Adopt Resolutions 2016-09-02 thru 2016-09-04.

*Title and Recommendation revisions are included on the revised agenda posted on September 1, 2016.

Handout #1 - Adding Resolution No. 2016-09-03 to Agenda Item 7.1.

Resolution No. 2016-09-03 adopts the amended Conflict of Interest Code, and will be provided to the Board of Supervisors with the District's amended Conflict of Interest Code for approval with the 2016 Biennial Review Notice.

Handout #2 - Adding Resolution No. 2016-09-04 to Agenda Item 7.1.

Resolution 2016-09-04 establishes a fee of \$50 for each use of the Board room and \$25 for each use of the kitchen starting in January of 2017. The monies collected would be placed in a restricted fund and be used only for maintenance, replacement and repairs to both facilities.

RESOLUTION NO. 2016-09-03

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SANTA MARGARITA WATER DISTRICT
CONCERNING THE BIENNIAL REVIEW AND
AMENDING THE CONFLICT OF INTEREST CODE
PURSUANT TO THE POLITICAL REFORM ACT OF
1974**

WHEREAS, the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Santa Margarita Water District (the "District") and requires all public agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") which was last amended on August 22, 2014, in compliance with the Act; and

WHEREAS, subsequent changed circumstances within the District have made it advisable and necessary pursuant to Sections 87306 and 87307 of the Act to amend and update the District's Code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in the District being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, notice of the time and place of a public meeting on, and of consideration by the Board of Directors of, the proposed amended Code was provided each affected designated employee and publicly posted for review at the offices of the District; and

WHEREAS, a public meeting was held upon the proposed amended Code at a regular meeting of the Board of Directors on September 7, 2016 at which all present were given an opportunity to be heard on the proposed amended Code.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Santa Margarita Water District does hereby adopt the proposed amended Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the Secretary to the Board/District Clerk and available to the public for inspection and copying during regular business hours;

BE IT FURTHER RESOLVED that the said amended Code shall be submitted to the Board of Supervisors of the County of Orange for approval and said Code shall become effective 30 days after the Board of Supervisors approves the proposed amended Code as submitted.

ADOPTED, SIGNED AND APPROVED this 7th day of September, 2016.

Charles Wilson
President, Board of Directors
Santa Margarita Water District

ATTEST:

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

STATE OF CALIFORNIA)

COUNTY OF ORANGE)

ss

I, Kelly Radvansky, Secretary of the Board of Directors of the Santa Margarita Water District, do hereby certify that the foregoing Resolution was duly adopted by the Board of Directors said District at a regular meeting held on the 7th day of September, 2016, and that it was so adopted by the following vote:

AYES: DIRECTORS:

NOES: DIRECTORS:

ABSENT: DIRECTORS:

ABSTAIN: DIRECTORS:

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

I, Kelly Radvansky, Secretary of the Board of Directors of the Santa Margarita Water District, do hereby certify that the above and forgoing is a full, true, and correct copy of Resolution No. 2016-09-03 of said Board, and that the same has not been amended or repealed.

DATED: September 7, 2016

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

(Seal)

RESOLUTION NO. 2016-09-04

**RESOLUTION OF THE BOARD OF DIRECTORS OF
SANTA MARGARITA WATER DISTRICT
APPROVING A FEE FOR USE OF MEETING
FACILITIES**

WHEREAS, the Board of Directors of the Santa Margarita Water District has determined that public access to certain District facilities is beneficial to the community; and

WHEREAS, the Santa Margarita Water District desires to protect and maintain those facilities for the public; and

WHEREAS, the demand for the use of Santa Margarita Water District facilities has grown and is anticipated to grow with the community; and

WHEREAS, the Santa Margarita Water District desires to adopt a fee to allow residents to have the benefit of access to the facilities that their tax dollars have purchased or built;

NOW, THEREFORE BE IT RESOLVED that the governing body of the Santa Margarita Water District does hereby approve a facility rental fee, starting in January 2017, of fifty dollars (\$50) per use of the Board room and twenty-five dollars (\$25) per use of the kitchen to provide for the appropriate uses of District facilities and protection of the assets for future generations;

APPROVED AND ADOPTED by the Board of Directors of the Santa Margarita Water District this 7th day of September 2016.

Charles Wilson
President of the Board of Directors
Santa Margarita Water District

ATTEST:

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

STATE OF CALIFORNIA)

COUNTY OF ORANGE)

ss

I, Kelly Radvansky, Secretary of the Board of Directors of the Santa Margarita Water District, do hereby certify that the foregoing Resolution was duly adopted by the Board of Directors said District at a regular meeting held on the 7th day of September 2016 and that it was so adopted by the following vote:

AYES: DIRECTORS:

NOES: DIRECTORS:

ABSENT: DIRECTORS:

ABSTAIN: DIRECTORS:

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

I, Kelly Radvansky, Secretary of the Board of Directors of the Santa Margarita Water District, do hereby certify that the above and forgoing is a full, true, and correct copy of Resolution No. 2016-09-04 of said Board, and that the same has not been amended or repealed.

DATED: September 7, 2016

Kelly Radvansky
Secretary to the Board of Directors
Santa Margarita Water District

(Seal)