

**RESOLUTION NO. 2020-001**

**A RESOLUTION OF THE ARTESIA CEMETERY DISTRICT BOARD OF TRUSTEES SETTING TRUSTEE COMPENSATION AT A MAXIMUM OF \$100 PER BOARD MEETING AND OTHER APPROVED ACTIVITIES NOT TO EXCEED \$400 PER MONTH**

**WHEREAS**, the Artesia Cemetery District (the "District") is a special district duly organized and existing under and by virtue of the California Public Cemetery District Law, codified in Health and Safety Code Sections 9000 *et seq.*; and

**WHEREAS**, Health and Safety Code Section 9020 provides that the Board of Trustees (the "Board") shall serve as the legislative body of the District, govern the District, and establish policies for the operation of the District; and

**WHEREAS**, Health and Safety Code Section 9031 (a) provides that a board of trustees may provide, by ordinance or resolution, that each of its members may receive compensation in an amount not to exceed one hundred dollars (\$100) for attending each meeting of the board; and

**WHEREAS**, Health and Safety Code Section 9031 (a) further provides that a member of the board of trustees shall not receive compensation for more than four meetings of the board in a month; and

**WHEREAS**, Health and Safety Code Section 9031 (c) provides a meeting of the board of trustees includes, but is not limited to, regular meetings, special meetings, closed sessions, emergency meetings, board field trips, district public hearings, or meetings of a committee of the board; and

**WHEREAS**, Health and Safety Code Section 9048 provides that a district may authorize the members of its board of trustees to attend professional, educational, or vocational meetings, and pay their actual and necessary traveling and incidental expenses while on official business in addition to the payments made pursuant to Health and Safety Code Section 9031; and

**WHEREAS**, Health and Safety Code Section 9031 (c) provides that members of the board of trustees may also receive their actual and necessary traveling and incidental expenses incurred while on official business other than a meeting of the board; and

**WHEREAS**, Health and Safety Code Section 9031 (f) provides that the determination of whether a trustee's activities on any specific day are compensable shall be made pursuant to Article 2.3 of Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, commencing with Government Code Section 53232; and

**WHEREAS**, Government Code Section 53232.1 provides that a local agency may pay compensation to members of a legislative body for attendance at the following occurrences: (a) a meeting of the legislative body; (b) a meeting of an advisory body; and (c) a conference or organized educational activity including, but not limited to, ethics training only if the governing body has adopted, in a public meeting, a written policy specifying other types of occasions that constitute the performance of official duties for which a member of the legislative body may receive payment.

**NOW, THEREFORE**, be it resolved by the Board of Trustees of the Artesia Cemetery District as follows:

**Section 1. Recitals.**

That the Recitals set forth above are true and correct.

**Section 2. Trustee Compensation Policy**

That the following Compensation Policy is hereby adopted:

**Trustee Compensation Policy**

1. **Board Meetings**

- (a) Trustees shall be entitled to \$100 per board meeting, not to exceed four Board of Trustee ("Board") meetings and/or other compensable activities as described in this Policy per month. Any increase in compensation above \$100, may only be increased by ordinance pursuant to the applicable provisions of the Health and Safety Code.
- (b) A Board meeting shall include regular meetings, special meetings, closed sessions, emergency meetings, board field trips, District public hearings, at which a majority of the Board is in attendance or meetings of a committee of the Board.
- (c) A committee of the Board shall mean a committee consisting of two trustees or a committee that has continuing jurisdiction over a particular issue.
- (d) Trustees shall not be entitled to reimbursement for traveling or any other incidental expenses for attending a Board meeting.

2. **Conferences**

Trustees shall be entitled to only \$100 for attending a conference approved by the Board for attendance. The District shall pay the actual and necessary traveling and incidental expenses for a trustee's attendance at a conference, pursuant to the District's Trustee Expense Reimbursement Policy.

3. Educational and Vocational Activities

Trustees shall be entitled to \$100 for participating in any educational and vocational activities approved by the board, including without limitation the mandatory biennial Ethics Training. The District shall pay the actual and necessary traveling and incidental expenses for a trustee's participation in any education and vocational activities, pursuant to the District's Trustee Expense Reimbursement Policy.

**Section 3. Severability.**

That the Board of Trustees declares that, should any provision, section, paragraph, sentence or word of this Resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution shall remain in full force and effect.

**Section 4. Repeal of Conflicting Provisions.**

That all the provisions heretofore adopted by the Board of Trustees that are in conflict with the provisions of this Resolution are hereby repealed.

**Section 5. Effective Date.**

That this Resolution shall take effect immediately upon its adoption.

**Section 6. Certification.**

That the Secretary of the Board of Trustees shall certify to the passage and adoption of this Resolution, enter the same in the book for original resolutions of the District, and make a minute of passage and adoption thereof in the records of the proceedings of the Board of Trustees, in the minutes of the meeting at which this Resolution is passed and adopted.

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## **ARTESIA CEMETERY DISTRICT Trustee Compensation Policy**

### **1. Board Meetings**

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Resolution No. 2020-001  
Adopted: January 9, 2020

## **ARTESIA CEMETERY DISTRICT Title Transfer Fee Policy**

**Purpose.** The District carries out title transfer transactions and document transfers when plot owners want to privately sell or transfer title of their plots to another person. These transactions require District staff time to ensure the transaction is properly executed and documented. The transfer fee gives the District adequate means to effectuate transfers of titles for interment plots.

**Policy.** The District charges a \$50.00 "transfer fee" on all transfers of title of interment plots.

**PASSED, APPROVED AND ADOPTED** by the Board of Trustees of the Artesia Cemetery District at a regular meeting duly held on the 9<sup>th</sup> day of January 2020, by the following vote:

AYES: 3

NAYS: 2

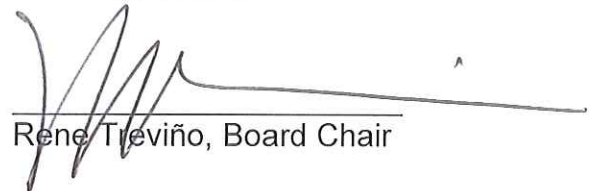
ABSENT:

ABSTAIN:

ATTEST:

  
Antonio Mendoza, District Manager

APPROVED:

  
Rene Treviño, Board Chair

APPROVED AS TO FORM:

Steven B. Quintanilla, General Counsel