

**ORDINANCE NO. 64**

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF WILDOMAR, CALIFORNIA, ADDING A NEW  
CHAPTER 2.08 TO THE WILDOMAR MUNICIPAL CODE  
ESTABLISHING THE WILDOMAR CEMETERY DISTRICT  
AS A SUBSIDIARY DISTRICT OF THE CITY**

THE CITY COUNCIL OF THE CITY OF WILDOMAR ORDAINS AS FOLLOWS:

**SECTION 1. Addition of Chapter 2.08.** A new Chapter 2.08 "Wildomar Cemetery District" is hereby added to Title 2 "Administration and Personnel" of the Wildomar Municipal Code, and shall read as follows:

"CHAPTER 2.08

Sections:

- 2.08.010 Statement of Authority
- 2.08.020 Subsidiary District Established
- 2.08.030 Board of Trustees
- 2.08.040 Compensation

2.08.010 Statement of Authority. The City Council is authorized under California law to establish subsidiary districts within its boundaries to provide public services. The Wildomar Cemetery District is a validly organized cemetery district under the provisions of Section 9000 et seq. of the Health and Safety Code operating within the City of Wildomar. Pursuant to action taken by the Local Agency Formation Commission for the County of Riverside ("LAFCO"), the City of Wildomar has been authorized to establish the Wildomar Cemetery District as a subsidiary district of the City.

2.08.020 Subsidiary District Established. Pursuant to the provisions of section 9000 et seq. of the Health and Safety Code and the Plan of Services approved by LAFCO, the Wildomar Cemetery District is hereby established as a subsidiary district of the City of Wildomar.

2.08.030 Board of Trustees. The City Council for the City of Wildomar shall serve as the Board of Trustees for the Wildomar Cemetery District.

2.08.040 Compensation. In accord with the provisions of Health and Safety Code Section 9031(A), members of the Board of Trustees may

receive compensation in the amount of one hundred dollars (\$100.00) for attendance at each public meeting of the Board; however, no trustee shall received more that four hundred dollars (\$400.00) in compensation in any calendar month. The necessary expenses of each Trustee for actual traveling in connection with meetings or business of the Board of Trustees shall be allowed and paid pursuant to the provisions of Health and Safety Code Section 9031(C).”

**SECTION 2. Declaration of Facts Constituting Urgency.** Unless this ordinance takes effect immediately upon its adoption, the functions of the Wildomar Cemetery District for the community will be interrupted until such time as this ordinance can become effective. Therefore, the City Council finds that this ordinance is necessary for the immediate preservation of the public peace, health and safety, and declares that it shall take effect immediately upon its adoption as an urgency ordinance.

**SECTION 3. Severability.** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance, and each and every section, subsection, sentence, clause or phrase not declared invalid or unconstitutional, without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

**SECTION 4. Effective Date.** This ordinance shall take immediate effect upon its passage by the City Council.

**SECTION 5. Publication.** The City Clerk shall cause this ordinance to be published or posted in accordance with Government Code section 36933.

**PASSED, APPROVED, AND ADOPTED** this 9th day of November, 2011.



Marsha Swanson  
Mayor

APPROVED AS TO FORM:

ATTEST:

  
Julie Hayward Biggs  
City Attorney  
Debbie A. Lee, CMC  
City Clerk

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE )  
CITY OF WILDOMAR )

I, Debbie A. Lee, CMC, City Clerk of the City of Wildomar, California, do hereby certify that the foregoing Urgency Ordinance No. 64 was duly introduced and adopted at a regular meeting of the City Council of the City of Wildomar, California, on November 9, 2011, by the City Council of the City of Wildomar, California, by the following vote:

AYES: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker

NOES: None

ABSTAIN: None

ABSENT: None



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Debbie A. Lee, CMC  
City Clerk  
City of Wildomar