



2006

CITIZENS' WATER ADVISORY COMMITTEE

Wednesday, December 6, 2006

Legal Action Report

1. Call to Order/Roll Call – a quorum was established.
2. Approval of Minutes - November 1, 2006
Motion, duly seconded, to approve the minutes as presented passed 9 to 0.
3. Call to Audience
4. Director's Report
 - a. Recent and Upcoming Mayor & Council Items
Report received, no action taken.
 - b. Other items of interest
Report received, no action taken.
5. Recommendation regarding Regional Water Study
Motion, duly seconded, that Citizens' Water Advisory Committee (CWAC) recommend that the Mayor and Council agree to the establishment of an independent, objective appointed commission. The role of this commission would be to outline critical issues related to water and wastewater services and supplies and to outline a scope of work for a regional water plan. The commission would be charged with defining the scope of work for the study of a regional water plan. The scope should include an analysis of funding sources.

Secondary motion, duly seconded, that the Citizens' Water Advisory Committee (CWAC) recommend that the Mayor and Council agree to the establishment of an independent, objective appointed commission. The role of this commission

would be to outline critical issues related to water and wastewater services and supplies and to outline a scope of work for a regional water plan. The commission would be charged with defining the scope of work for the study of a regional water plan. The scope should include an analysis of funding sources. If the Mayor and Council proceed with the establishment of such a commission, and then CWAC would be pleased to participate in the oversight of the committee, scope of the study and community process. If a study is completed, we request that CWAC review the study recommendations on behalf of the taxpayers.

The secondary motion passed 12 to 1 (John Carhuff dissenting)

6. Proposed "Waiver Letter" Policy regarding Exempt Wells
Motion, duly seconded, that CWAC recommend that Tucson Water not grant waiver letters to allow a property owner to disconnect from the Utility's distribution system in order to drill an exempt (private) well on the property, as required by A.R.S. § 45-454 (D)(4), except under extenuating circumstances as determined by the Water Director. Also, that Tucson Water shall not grant waiver letters to allow a property owner to drill an exempt (private) well on the property in lieu of connecting to the Utility's distribution system, as required by A.R.S. § 45-454(D)(4), except under extenuating circumstances as determined by the Water Director. Passed 13 to 0.
7. Election of Chair and Vice-Chair positions for calendar year 2007
Motion to appoint Frank Boyle as Chair for the 2007 calendar year, passed 13 to 0.

Motion to appoint James Barry as Vice-Chair for the 2007 calendar year, passed 13 to 0.
8. FY2007-FY2011 Tucson Water Financial Plan
Report was given, no action taken.
9. System Equity Fee Update

Motion, duly seconded that the Citizens' Water Advisory Committee (CWAC) recommend to the Mayor and Council to approve the System Equity Fee. Passed 13 to 0.

10. Proposed Water Resource Fee

Motion, duly seconded that the Citizens' Water Advisory Committee (CWAC) look at the fee and make a determination that this is consistent with best industry practice and they indicate what other types of fees of this type they had studied.

Substitute motion, duly seconded that the Citizens' Water Advisory Committee (CWAC) recommend adoption of the Water Resource Fee as it is proposed now, while continuing to look at alternatives to expand the fee to include the infrastructure and possibly additional costs over the entire system. Failed 6 to 7. (Boyle, Fogel, Emanuel, Zimmerman, Logan, Canfield, and Carhuff dissenting)

Main motion passed 7 to 6. (Gentzler, Fogel, Horvath, Barry, Sullivan, and Evans dissenting)
11. Subcommittee Reports

Report was given, no action was taken.
12. Call to Audience
13. Adjournment