

**CITIZENS' WATER ADVISORY COMMITTEE
(CWAC)**



Legal Action Report and Summary Minutes

Wednesday, May 8, 2013, 7:00 a.m.

Director's Conference Room

Tucson Water, 3rd Floor

310 W. Alameda Street, Tucson, Arizona

1. Roll Call

The meeting was called to order by CWAC Chair, Mark Taylor at 7:06 a.m. Those present and absent were:

Present:

Mark Taylor	Chair, Representative, City Manager
Christopher Brooks	Vice Chair, Representative, City Manager
Mark Murphy	Representative, Mayor
Brian Wong	Representative, City Manager
Chuck Freitas	Representative, City Manager
W. Mark Day	Representative, City Manager
Catlow Shipek	Representative, City Manager
Jean McLain	Representative, City Manager
Herman Ortiz	Representative, City Manager
Alan Tonelson	Representative, Ward 1
Amy McCoy	Representative, Ward 2
Bruce Billings	Representative, Ward 3
Evan Canfield	Representative, Ward 5

Absent:

Kelly Lee	Representative, Ward 6
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Staff Members Present:

Alan Forrest	Tucson Water, Director, Ex Officio Member
Sandy Elder	Tucson Water, Deputy Director
Ivey Schmitz	Tucson Water, Deputy Director
Jeff Biggs	Tucson Water, Strategic Initiatives Administrator
Stephen Dean	Tucson Water, Water Quality Administrator
Melodee Loyer	Tucson Water, Engineering Manager
Michael Coffey	Tucson Water, Management Coordinator
Fernando Molina	Tucson Water, Public Information Officer
Leah Rhodes	Tucson Water, Executive Assistant
Clint Beattie	Tucson Water, Meter Services Supervisor

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Others Present:

Corin Marron	ARCADIS, Engineer
Mark Stratton	Metro Water District Director
Michael Block	Metro Water District Water Resources Manager
Jackson Jenkins	Pima County Regional Wastewater Reclamation Department Director, Ex-Officio Member
Karen Wilson	Pima County Regional Wastewater Reclamation Department
Claire Zucker	PAG, Sustainable Environmental Program Director
Colby Bowser	Pima County Regional Wastewater Reclamation Department
Julie Brugger	University of Arizona
Scott Beeson	CH2MHILL, Engineer

2. **Announcements** – Fernando Molina reported that Tucson had won first place in its category in the Mayor's Water Conservation Challenge. He also reported on the status of the rate public hearings.
3. **Call to Audience** – No action taken
4. **Review of April 3, 2013 Legal Action Report and Meeting Minutes** – Committee Chair Taylor motioned to approve the Legal Action Report and Meeting Minutes of April 3, 2013. Chuck Freitas and Alan Tonelson seconded. Minutes were approved.
5. **Director's Report - (Alan Forrest)**
 - a. **Mayor and Council Items** – Alan Forrest reported on Water Department items before Mayor and Council. On April 16, 2013, Mayor and Council discussed the Notice of Intent to increase water rates. This sets the stage for the public hearing on May 21, 2013, at which all three options will be discussed. On April 23, 2013, Mayor and Council approved Ordinance 11054, authorizing the issuance of an amount not to exceed \$75,000,000 in Water Revenue Refunding Bonds and Ordinance 11055, authorizing the issuance of approximately \$25,000,000 in Water System Revenue Obligations. On May 7, 2013, Mayor and Council approved the nine refinements to the Water Service Area Policy with minor amendments, mostly relating to clarifying language. Mayor and Council also approved an amendment to the Intergovernmental Agreement (IGA) with the University of Arizona for "Project Wet", a conservation project, an amendment to the agreement for design and construction of the Santa Rita Bel Air Interconnection Facilities, and authorized staff to negotiate and acquire right of way from the Arizona State Land Department needed for access to Tucson Water wells SC-023A and SC-024A, near Sahuarita Road and Nogales Highway. On May 14, 2013, Mayor and Council will consider criteria for determination of groundwater recharge, easement acquisitions, and a wheeling agreement with Vail will be coming up in June. Sandy Elder explained further details of the Vail Wheeling Agreement.
 - b. **Department Updates** – Mr. Forrest announced that Ivey Schmitz, Deputy Director, will retire on May 31, 2013. Tucson Water vacancies still hover around 62.

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6. Subcommittee Reports

Technical, Policy, and Planning Subcommittee – Christopher Brooks reported that plans are for a presentation on the Gary Woodard proposal at the June 19, 2013 meeting.

Finance Subcommittee – Bruce Billings reported the subcommittee has not met.

Conservation and Education Subcommittee – Amy McCoy reported that the Subcommittee will be meeting that day, May 8, 2013 to discuss the Midyear Report, Annual budget, and adjustments to the rainwater harvesting rebate.

Urban Agriculture Subcommittee – Chuck Freitas reported that the Sub-Committee produced its recommendation – “Urban Agriculture as defined by the City’s Planning and Development Services Department, as well as Pima County Wastewater’s option for secondary metering to ensure accurate/minimum wastewater fees, provides for the lowest possible water rates for Urban Agriculture use. There is little that the Water Department can provide in way of discounts or additional benefits for Urban Agriculture. No action is recommended. Committee is disbanded.

RWRAC Update – The industrial wastewater ordinance and the 2013-14 Financial Plan, with minor revisions, passed the sub-committee.

7. **CWAC Legal Action Reports (LARs) and Minutes** – Sandy Elder explained the City Clerk’s requirements regarding LARs and Minutes for CWAC and its sub-committees. A recording will not suffice as a permanent record. After each meeting, a LAR must be completed and submitted to the Clerk’s office within three days. Minutes of meetings or ‘Extended LARs’ must be approved at the next meeting and submitted to the Clerk’s office within three days.
8. **Metro Water Bill for RTA Water Main Relocation Costs** – Mark Stratton, General Manager, Metro Water District, described the evolution of the RTA Waterline Relocation Fee. In 2009, it was determined that the Metro Water District would have to relocate its waterlines at its own expense to accommodate RTA road widening projects. To finance the relocation projects, the Metro Water Board of directors approved a relocation fee in June 2009. The fee is based on meter size with the majority of customers paying a flat \$3 per month. The completion date for the relocation projects has been brought forward to the end of 2013. In order to pay for the expedited schedule, Water Revenue Obligations for \$6,630,000 were issued in January 2011. It is expected that the fee, which generates \$800,000 per year, will cover the debt service over the ten year term.
9. **RWAC and ROMP Updates** – Jackson Jenkins, Director, Pima County Regional Wastewater Reclamation Department, presented a presentation and reported on the progress of the projects. The Ina road upgrade is 80% complete with expenditure to date is \$309 million. Expenditure on the new water reclamation campus is \$188 million. The lab facility is also being expanded. A biogas/biosolid utilization project is under development.

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10. **AMR/AMI ARCADIS** – This presentation was held over until the next meeting because of time constraints.
11. **Future Meeting / Agenda Items** – Long Range Water Resource Plan, Line Item on Metro Water Bill for RTA Water Main Relocation Costs, Green Streets Presentation, Administration Allocation Cost, AMR/AMI Study, IBM Follow-Up, Factors in Municipal Water Use- Gary Woodard, CAP Finances, Report from USGS on Subsidence, Ocotillo Brine Reduction Facility Tour, Wastewater Infrastructure and Finance, CAP Rates(was added).
12. **Call to Audience** – No action taken
13. **Adjournment** – Meeting was adjourned at 8:52a.m.