



# CITIZENS' WATER ADVISORY COMMITTEE (CWAC)

Wednesday, April 7, 2021, 9:00 a.m.

Virtual Meeting – Microsoft Teams

## Legal Action Report and Meeting Minutes

### 1. **Roll Call:**

CWAC chair Mark Taylor called the meeting to order at 9:01 a.m. Those present and absent were:

#### **Present:**

Mark Taylor, Chair*	Representative, City Manager
Alison Jones, Vice Chair	Representative, Ward 6
Ed Hendel	Representative, Mayor
Mitch Basefsky	Representative, City Manager
Rory Juneman*	Representative, City Manager
Steven Washburn	Representative, City Manager
Mark Stratton	Representative, City Manager
Placido dos Santos	Representative, City Manager
Raye Winch	Representative, City Manager
Marie Pearthree	Representative, City Manager
Raul Ramirez	Representative, Ward 1
Steve Arnquist	Representative, Ward 2
Val Little*	Representative, Ward 3
Mark Lewis	Representative, Ward 5

#### **Absent:**

Raye Winch	Representative, City Manager
George White	Representative, Ward 4

- 2. Announcements** – Chair Taylor advised he was leaving the meeting early. Member Lewis announced he would like the meeting link to be resent.
- 3. Review and Approval of January 6, 2021, February 3, 2021, and March 3, 2021, Legal Action Report and Meeting Minutes** - Member Stratton moved to approve the Legal Action Report and Minutes. Member Washburn duly seconded the motion. Discussion: Member Pearthree requested a correction to the tally of members who were supportive and unsupportive of Differential Rates. The comment came after the voice vote took place. The motion passed on a voice vote 12 - 0
- 4. Director's Report** - Interim Director John Kmiec provided a brief update on Mayor and Council proceedings, Potable & Reclaim Water Demands, and Department updates.

#### MAYOR & COUNCIL

##### **March 23**

Approval of:

- Grant award from ADWR for expansion of TW's water-loss control program

Member Little Arrived at 9:32 a.m.

Member Taylor left the meeting at 10:30 a.m.

Member Juneman left the meeting at 10:58 a.m.

## Citizens' Water Advisory Committee (CWAC)

Legal Action Report

April 7, 2021

- Agreement with Sonoran Institute for expansion of the Living River Tucson report
- Agreement with USGS for joint funding of Heritage Project streamflow gauging stations

### April 6

Differential water rates discussion and adoption of Notice of Intent to initiate differential water rates

### April 20

PFAS quarterly update

Green Stormwater Infrastructure Fund capital projects

Public Hearing: PADA EDU Fee

Amendments to Pascua Yaqui Water Service & Storage Agreements

5. **Open Meeting Law & Robert's Rules of Order** – Ana Marrufo, Management Assistant, City of Tucson Clerk's Office, provided a presentation. The information presented and discussed was:

Important Handouts

M&C Rules & Regs – help structure all Boards, Commissions, and Committees (BCC) meetings

Code of Ethics – It applies to all City employees, including BCC commissioners

Addtl material available on the BCC webpage

What is Open Meeting Law

State Law (ARS 38-431 thru 38-431.09)

Core Concepts

Virtual Meetings

Guidelines

Technology Platforms

Definition

Open Meeting Law Elements

Meeting Notice Requirements

Quorum

Call to Audience

Executive Sessions

Members had clarifying questions during the presentation. Chair Taylor stopped the presentation for time constraints. He requested that the discussion continue at a later date. No action was taken.

6. **Differential Rate Follow-up Discussion** – Chair Taylor opened the discussion with appreciation to all members for the time and effort to educate themselves and provide a memorandum to the Mayor and Council. Members were given the opportunity to weigh in on the possibility of establishing ad-hoc subcommittee, to discuss the memorandum sent to the Mayor and Council, and to comment on the Mayor and Council meeting on April 6, 2021.

**Motion:** Member Little motioned to have the Differential Rate Discussion remain with CWAC as a whole and remain on the agenda for full CWAC as a standing item. Member Juneman duly seconded the motion. **Discussion:** None. The motion passed on a voice vote 12 - 0.

## **Citizens' Water Advisory Committee (CWAC)**

Legal Action Report

April 7, 2021

7. **Conservation Ordinance Updates (Val Little, C&E Chair, and Mitch Basefsky TPP Chair)**  
– Member Basefsky requested the agenda item to be moved to the May agenda in the interest of time.
  
8. **Subcommittee Report –**  
  
**Technical, Planning and Policy Subcommittee (TPP)** – Subcommittee Chair Basefsky shared that the subcommittee met in March to discuss the pipeline protection program.  
  
**Finance Subcommittee** – Subcommittee Chair Washburn shared that the subcommittee received an update on the year-to-date financials and affordable housing.  
  
**Conservation and Education Subcommittee (C&E)** – Subcommittee Chair Little did not provide a report.  
  
**Regional Wastewater Reclamation Advisory Committee (RWRAC)** – CWAC Vice-Chair Jones reported that the committee reviewed the 2020 Financial Plan and four-year projections.
  
9. **Call to Audience** – None
  
8. **Future Meetings / Agenda Items** – None discussed??
  
9. **Adjournment** – Meeting ended at 11:01 a.m.