



# CITIZENS' WATER ADVISORY COMMITTEE (CWAC)

Wednesday, May 5, 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 9:00 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
Marie Pearthree*	Representative, City Manager
Raul Ramirez	Representative, Ward 1
Steve Arnquist*	Representative, Ward 2
Val Little	Representative, Ward 3
George White	Representative, Ward 4
Mark Lewis	Representative, Ward 5

#### **Absent:**

Raye Winch	Representative, City Manager
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- 2. Announcements** – Member Lewis requested clarification on the opening statement and the continued use of the chatbox for motions. The chatbox will be used, and motions will be read aloud for the legal action report and meeting minutes before the voice vote. Member Basefsky advised of the upcoming Central Arizona Project (CAP) board meeting: municipal water rates and taxes will be on the agenda. Michael E. Mann, author of "The New Climate War," is speaking on July 17, 2021; contact member Jones for information.
- 3. Review and approval of April 5, 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: None. The motion passed on a voice vote of 13 – 0.
- 4. Director's Report** - Interim Director John Kmiec provided a brief update on Mayor and Council proceedings, potable & reclaimed water demands, and Department updates.

\* Member Stratton arrived at 9:06 a.m.  
Member Basefsky arrived at 9:06 a.m.  
Member Juneman left the meeting at 9:58 a.m.  
Member Arnquist left the meeting at 11:08 a.m.  
Member Washburn left the meeting at 11:08 a.m.  
Member Pearthree left the meeting at 11:08 a.m.

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*April 6*

Adopted: Notice of Intent to Increase Water Rates (Differential Water Rates)

*April 20*

Discussed:

PFAS quarterly update

Green Stormwater Infrastructure Capital Projects

Approved:

PADA EDU Fee

Pascua Yaqui Water Service and Storage

IGA Amendments

*May 18*

Conservation Effluent Pool project application

*June 8*

Public Hearing: Water Rate Increase (Differential Water Rates)

Members asked clarifying questions during the report. Andrew Greenhill, Intergovernmental Relations Manager, provided a legislative update on two bills in the Legislature affecting the utility. Mr. Greenhill also agreed to provide a comprehensive update at the next CWAC meeting.

### **5. Subcommittee Report –**

**Technical, Planning and Policy Subcommittee (TPP)** – Subcommittee Chair Basefsky shared that the subcommittee met in April to discuss the Colorado River and Arizona drought status.

**Finance Subcommittee** – Subcommittee Chair Washburn shared that the subcommittee meets as needed. The next scheduled meeting is May 20.

**Conservation and Education Subcommittee (C&E)** – Subcommittee Chair Little shared that the subcommittee met in April to review and discuss the Conservation Annual Report

**Regional Wastewater Reclamation Advisory Committee (RWRAC)** – CWAC Vice-Chair Jones reported that the committee met on April 22 to review the 2021 drafted Financial Plan and recommendations.

### **6. Conservation Ordinance Updates** – TPP Chair Basefsky reviewed the ordinances before presenting a memorandum to the committee for approval and distribution to the Mayor and Council.

- Commercial Rainwater Harvesting Ordinance (#10597 2008)
  - Conduct a complete evaluation of this ordinance to determine how well it has worked over the past 12 years.
  - If the ordinance has not been enforced, should the ordinance be simplified or clarified to lessen or eliminate the enforcement component of the same.
  - Tackle the lack of maintenance requirement in the ordinance as currently written.
  - Consider a fee structure for lack of maintenance penalty.
  - In 2008 assumption: 45% of water use is outdoor, currently per TW outdoor water use is 27%. This drastically changes the water budget calculation.
  - Per Sec. 6-186: Water use budget report is not coming to TW; SAHRA no longer exists.
- Residential Gray Water Ordinance (#11089 2008, 2011)

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- Assess the current cost-effectiveness of the ordinance as written.
- Change the emphasis of the ordinance to encourage gravity-fed systems: washing machine discharge and second-floor Graywater capture.
- Target revisions or develop a new ordinance to target multifamily and commercial on-site reuse. This change would come under the ARS reclaimed water regulations rather than the Graywater regulations.

**Motion:** Member Little moved to approve the Memorandum and send it to the Mayor and Council. Member Jones duly seconded the motion. Discussion: None. The motion passed on a voice vote of 13 – 0.

### **7. 2020 Conservation Program Annual Report** – Candice Rupprecht, Water Conservation Program Manager, provided a presentation. The information reviewed and discussed included:

- Focus Areas for 2020
- 2020 Milestones
- Program Expenditures
- Rebates
- Program Savings
- Conservation Work
- Drought Preparedness and Response Plan
- Zanjeros
- Water Waste Enforcement
- Low-Income Rainwater Harvesting
- Grants
- K-12 Education
- Priorities

Members asked clarifying questions during the presentation. No action was taken.

### **8. Differential Rate Status**

a) Fiscal Year 21-22 Water Rates - Timothy Thomure, PE, Interim Assistant City Manager, provided a presentation. The information reviewed and discussed included:

- Overview of Water Rates for FY 21-22
- Policy Considerations
  - Infrastructure Differential
  - Water Resources Differential
  - Water Conservation Differential
  - Equity and Precedent
- Stakeholder Comments
- Differential Rate Options
- Bill Impacts
- Q&A

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Members asked clarifying questions during the presentation. The Finance Subcommittee will review the rate model and options for consideration. No action was taken.

- 9. Call to Audience** - item was not called or discussed.
- 10. Future Meetings / Agenda Items** - item was not called or discussed
- 11. Adjournment** – Meeting ended at 11:15 a.m.