

Citizens' Water Advisory Committee  
P.O. Box 27210  
Tucson, AZ 85726-7210  
(520) 791-2666  
Meeting Administrator  
(520) 837-2105  
Jessica.rodriguez@tucsonaz.gov

CITIZENS' WATER ADVISORY COMMITTEE  
(CWAC)

Wednesday, March 2, 2022, 8:00 a.m.

Virtual Meeting – Microsoft Teams

Legal Action Report and Meeting Minutes

1) **Call to Order / Opening Statement:**

CWAC Chair Rory Juneman called the meeting to order at 8:04 a.m.

2) **Roll Call:**

Those present and absent were:

**Present:**

Rory Juneman, Chair	Representative, City Manager
Alison Jones, Vice Chair	Representative, Ward 6
Ed Hendel*	Representative, Mayor
Placido dos Santos	Representative, City Manager
Raye Winch*	Representative, City Manager
Mitch Basefsky	Representative, City Manager
Mark Taylor*	Representative, City Manager
Steven Washburn	Representative, City Manager
Mark Stratton	Representative, City Manager
Raul Ramirez	Representative, Ward 1
Val Little	Representative, Ward 3
George White	Representative, Ward 4
Bobby Jaramillo	Representative Ward 5

**Absent:**

- 3) **Announcements** – Member dos Santos inquired if Member Taylor is still on the committee. Mrs. Rodriguez responded that Mr. Taylor intends to remain on the committee until his vacancy is filled and he will arrive late to each meeting. Member Basefsky announced the next Central Arizona Project (CAP) meeting would take place Thursday, March 3, 2022. The meeting is open to the public and live-streamed; masks are no longer required. Finance

\*Member Winch arrived at 8:31 a.m.

\*Member Hendel arrived at 9:14 a.m.

\*Member Taylor arrived at 9:16 a.m.

Citizens' Water Advisory Committee  
P.O. Box 27210  
Tucson, AZ 85726-7210  
(520) 791-2666  
Meeting Administrator  
(520) 837-2105  
Jessica.rodriquez@tucsonaz.gov

subcommittee chair Washburn requested additional volunteers for the subcommittee. Indicating membership is low and the committee has been unable to meet because of quorum.

- 4) **Review and approval of February 2, 2022, Legal Action Report and Meeting Minutes** - Member Jones moved to approve the Legal Action Report & Minutes. Member Washburn duly seconded the motion. **Discussion:** None. The motion passed on a roll call vote of 8 – 0.
- 5) **Director's Report** – Interim Director John Kmiec provided a brief update on Mayor and Council proceedings, the potable & reclaimed water demands for January, and current staff standings.
  - a) Mayor and Council Updates:
    - i) March 22:  
SS: Residential Gray Water Ordinance Review
    - ii) April 5:  
C: Renewed Joint Funding Agreement with USGS for Santa Cruz River Stream Gauge and Subsidence Monitoring
    - iii) April 19:  
SS: PFAS Quarterly Report
  - b) Department Updates Department
    - i) Vacancies 98
    - ii) Recruitments 27
    - iii) Pending New Hires 23
  - c) Water Demand
    - i) Reclaim Daily Demand 5.3 MGD
    - ii) Potable Daily Demand 76.9 MGD

Members had additional inquiries about items happening within the utility. Rates, Mr. Kmiec shared the Financial Plan updates and rate structure discussion for the start of the new fiscal year have paused. The department in tandem with the City Manager's Office identified conflicting priorities. Discussions are expected to resume in July. Tucson Airport Remediation Project (TARP) is not considered a recharge project it should be considered as remediated groundwater. Testing groundwater in Santa Cruz

\*Member Winch arrived at 8:31 a.m.  
\*Member Hendel arrived at 9:14 a.m.  
\*Member Taylor arrived at 9:16 a.m.

**Citizens' Water Advisory Committee**

**P.O. Box 27210**

**Tucson, AZ 85726-7210**

**(520) 791-2666**

**Meeting Administrator**

**(520) 837-2105**

**Jessica.rodriguez@tucsonaz.gov**

River and the Airport Wash has been extensive, including the testing of production wells throughout the basin. A map will be provided to the group for PFAS testing. Arizona Water Authority is a proposal in the Arizona legislature to provide funding out of the states general fund to acquire water rights and projects to augment water supply.

- 6) Open Meeting Law & Robert's Rules of Order** – Ana Marrufo, from the City Clerk's Office cancelled her presentation. The agenda item was tabled to a future meeting.
  
- 7) Conflicts of Interest-** Chair Juneman introduced the item to define the rules for members who participate in other boards and interactions with Tucson Water. Christopher Avery, City Attorney's Office provided a summary of the city statute.
  - a) Reason of conflict-of-interest statute, to prevent self-dealing of public officials and officers.
    - i) Arizona Revised Statute, Title 38, Chapter 3, Article 8, 38-501 A, application to all public officers of employees incorporated cities, political subdivision of the state, Includes CWAC members.
    - ii) Prevention of members with substantial interest from participating in contract, sale, or interest.
      - (1) Substantial interest in proprietary and pecuniary, actions taken by the board effecting employment, or personal business,
        - (a) Declare the interest or conflict and self-recusal
      - (2) Remote interest, non-salaried officer of a nonprofit organization or recipient of public services that are generally available
  - b) Preclusion of members on to CWAC, members are not automatically precluded based on profession, qualifications, or employment
  - c) City of Tucson Attorney's Office available for questions and consultation

Members were given time to ask clarifying questions. No action was taken on this item.

**8) Subcommittee Membership & Structures Discussion Customer –**

Members openly discussed their individual views on whether to combine the Conservation & Education subcommittee with Technical Planning and Policy subcommittee. No plan was discussed only possible considerations. Chair Juneman suggested the discussion continue at a later date. No action was taken on this item.

\*Member Winch arrived at 8:31 a.m.

\*Member Hendel arrived at 9:14 a.m.

\*Member Taylor arrived at 9:16 a.m.

Citizens' Water Advisory Committee  
P.O. Box 27210  
Tucson, AZ 85726-7210  
(520) 791-2666  
Meeting Administrator  
(520) 837-2105  
Jessica.rodriguez@tucsonaz.gov

**9) Subcommittee Reports & Membership** – Each of the subcommittee chairs provided updates to the full committee on the actions of their subcommittees. Mrs. Candice Rupprecht provided an update for Conservation & Education subcommittee. Ms. Jones gave an update on the RWAC meetings.

**10) Call to Audience** – none

**11) Future Meetings / Agenda Items** – A request was made for Mr. Greenhill to an Intergovernmental Relations update. The committee also asked for the ADEQ PFAS well pilot, and Greywater. Open meeting law will remain as a future agenda item.

**12) Adjournment** – Meeting ended at 9:44 a.m.

\*Member Winch arrived at 8:31 a.m.  
\*Member Hendel arrived at 9:14 a.m.  
\*Member Taylor arrived at 9:16 a.m.