



*Public Notice Pursuant to A.R.S. § 38-431.02*

**ARIZONA MUNICIPAL WATER USERS ASSOCIATION  
MANAGEMENT BOARD**

**MEETING NOTICE AND AGENDA**

**Wednesday, December 11, 2019 – 10:00 a.m.**

**Arizona Municipal Water Users Association  
Board Conference Room  
3003 North Central Avenue, Suite 1550  
Phoenix, Arizona 85012**

**A. Call to Order**

**B. General Business—Items for Discussion and Possible Action**

1. Approval of the Minutes from the November 13, 2019 Meeting
2. Schedule Next Meeting Date: Wednesday, January 15, 2020, 10:00 a.m.
3. Recommendation for 2020 Management Board Chair and Vice-Chair

**C. Executive Director's Report**

**D. Future Agenda Items**

**E. Adjournment**

\*The order of the agenda may be altered or changed by the AMWUA Management Board. Members of the AMWUA Management Board will attend either in person or by telephone or internet conferencing.

More information about AMWUA public meetings is available in the AMWUA office, online at [www.amwua.org/what-we-do/public-meetings](http://www.amwua.org/what-we-do/public-meetings), or by request.

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Arizona Municipal Water Users Association



**MANAGEMENT BOARD**  
**MEETING MINUTES**  
**November 13, 2019**

**VOTING MEMBERS PRESENT**

Mr. John Knudson, Chandler, Chairman  
Mr. Javier Setovich, Goodyear, Vice Chairman  
Mr. Brian Biesemeyer, Scottsdale  
Ms. Cindy Blackmore, Avondale  
Ms. Karen Peters, Phoenix  
Mr. Terry Piekarz for Ms. Tara Ford, Tempe  
Ms. Jessica Marlow, Gilbert  
Mr. Craig Johnson, Glendale  
Mr. Jake West, Mesa

**OTHERS PRESENT**

Barry Aarons, The Aarons Co.	Gregg Capps, Chandler	Diana Pina, AMWUA
Patrick J. Adams, AMWUA	Brian Draper, Mesa	Sarah Saenz, AMWUA
Jamie Ashby, SRP	Kathy Ferris, AMWUA	Richard Siegel, SRP
Michelle Barclay, AMWUA	Brett Fleck, AMWUA	Warren Tenney, AMWUA
Eric Braun, Gilbert	Lacey James, Avondale	Sheri Trapp, AMWUA
Craig Caggiano, Tempe	Sam Jaskolski, AMWUA	Tammi Watson, CAP
Cynthia Campbell, Phoenix	Kathy Macdonald, Mesa	

**A. Call to Order**

Mr. Knudson called the meeting to order at 10:29 a.m.

**B. General Business – Items for Discussion and Possible Action**

1. Approval of the Minutes from the October 9, 2019 Meeting

Upon a motion made by Mr. Johnson and a second by Mr. West, the AMWUA Management Board unanimously approved the October 9, 2019 meeting minutes.

2. Next meeting scheduled: Wednesday, December 11, 2019, 10:00 a.m., in the AMWUA office

3. 2020 Legislative Agenda

Mr. Tenney reported that the AMWUA Board of Directors approved the legislative agenda for the 2020 session and encouraged the Management Board to include the legislative objectives into their own legislative agendas to increase collaboration in the next session.

Mr. Tenney reported that the AMWUA Board of Directors voted to support the legislative concept to update the water efficiency plumbing standards. On November 12<sup>th</sup>, the concept was discussed at the Vetting Forum. Mr. Tenney asked Mr. Aarons to give a brief review of the forum.

Mr. Aarons reported that there were three items on the agenda at the Vetting Forum for Water (VF4W) including legislative strategies for adjudication, the water efficiency plumbing standards update and the funding for Water Quality Revolving Fund (WQRF). Mr. Aarons reported that the forum was well attended by legislators and that the next VF4W will be held on December 18<sup>th</sup>.

#### 4. Pinal AMA Groundwater Issues

Mr. Adams explained that in 2017, ADWR notified developers that it was unlikely there was enough groundwater in Pinal County to provide a 100-year Assured Water Supply (AWS) for their projects. Mr. Adams stated that since then, many AWS applications for new developments have been in waiting as ADWR works with stakeholders to review and update their projections. ADWR recently released an AWS update that outlined their most recent modeling efforts for accessing groundwater supplies in Pinal County.

Mr. Adams gave background information on Arizona's AWS Program and how the central principle protects consumers. The AWS Program ensures that homebuyers will have a long-term, reliable water supply. In order for ADWR to sign off on an AWS application, the water must be high quality, and have financial capability to access, treat and deliver the water with the legal authority to use those supplies. He emphasized that the prime concern of this discussion revolves around whether there is enough physical availability of groundwater to meet 100 years of demand.

Mr. Adams stated that there are three primary determinations for AWS: Designation, Certificate and Analysis of AWS. AMWUA cities are Designated water providers, meaning that within their service areas they have successfully demonstrated an ability to meet all of the AWS criteria, including physically having 100 years of supplies to serve existing customers and projected growth. The Certificate of AWS demonstrates that prior to sale of any lots, a developer has met the AWS criteria for that particular development. Lastly, Analysis allows a developer to demonstrate physical availability, typically of groundwater, for a large, speculative project. The AWS program requires a demonstration that there are sufficient groundwater supplies to meet those demands for 100 years.

Mr. Adams reported that ADWR's recent update to the Pinal model focuses on two groundwater sub-basins where there is a heavy concentration of agricultural and urban development. Within the Pinal model, there are existing uses of groundwater demands and AWS groundwater demands. He reported that when ADWR ran the model for these demands in 2017, they had the same overall result as they do today; a shortfall in the groundwater supply needed to sustain these pumping projections. The results of the model show that there

is more groundwater pumping than there is physical availability of that supply. Because of this, ADWR has stated that it is unlikely new AWS applications will be able to prove they have access to sufficient physical availability of groundwater. Mr. Adams stated that Pinal stakeholders are working to develop proposed solutions and ADWR has agreed to be involved in an advisory capacity and to consider proposals that may change or improve the model.

Mr. Adams explained how the situation in Pinal County is relevant to the Phoenix AMA because Phoenix is subject to the same AWS criteria, having a finite physical availability of groundwater and resource constraints, and unreplenished groundwater pumping occurring in the Salt River Valley. Mr. Adams reported that a new modeling effort will be needed for Phoenix within the next few years because the AMWUA cities will have to renew the designations by 2025 and it is likely that any policy change implemented in Pinal will impact this process. As a result, AMWUA will be monitoring any policy developments in Pinal that may affect the AWS program, including the Phoenix AMA, and has begun the conversations with WRAG about preparations for the redesignation process.

Mr. Tenney re-emphasized that AMWUA will be monitoring the Pinal AMA situation to see how they address the challenges of physical availability of groundwater and will have conversations if there are proposals for solutions that would try to weaken the Groundwater Management Code (GMC). He added that AMWUA would continue to advocate for strengthening the GMC and keep the Management Board updated on what happens in the Pinal AMA in addition to avoiding any similar situations in the Phoenix AMA.

Ms. Marlow asked about new processes for ADWR to cancel certificates for AWS when a new developer wants to develop land or if certificates appear to be double counted. Ms. Ferris explained that ADWR can revoke certificates if no residential lot within a subdivision has been sold or ADWR can revise the certificate of AWS if they can meet certain requirements provided that the water use cannot increase. Mr. Tenney stated that more analyses have been issued and extended than water that is available so there is concern about changing the analyses and a required change in rules because of the lack of physical availability.

Ms. Peters commented that ADWR should provide good resources and adequate data; a model that inspires confidence and can withstand the issues that Pinal will be presented with. She appreciated the presentation delivered by Mr. Adams.

##### 5. [Update on the Governor's Water Council and ADWR Management Plans](#)

Mr. Tenney reported that ADWR requested comments on the best management practices under the Non-Per-Capita Conservation Program for the 4<sup>th</sup> Management Plan (4MP). He appreciated Ms. Jaskolski leading the efforts with Mr. Adams to get the comments completed and submitted to ADWR on November 8<sup>th</sup>. Mr. Tenney stated that the Governor's Water Council's Non-AMA Groundwater Committee and the Post 2025 AMAs Committee will meet again on December 9<sup>th</sup> and the Governor's Water Council will meet on December 3<sup>rd</sup>.

##### 6. [Presentation of New Plants for Arizona Desert Microsite](#)

Mr. Tenney introduced Ms. Jaskolski to present the New Plants for the Arizona Desert website, a microsite that is a part of the AMWUA website.

Ms. Jaskolski explained that the *Landscape Plants for the Arizona Desert* brochure is AMWUA's top publication and gave a brief history of the brochure, the first website that was launched and the partnership AMWUA has with ADWR and the Desert Botanical Garden for this website. Ms. Jaskolski presented the new Plants website, highlighting the new plant photography and the revision of the botanical names. AMWUA has provided these photos to the members' conservation staff for promotional materials. Ms. Jaskolski showed the Management Board different features of the website including its mobile capability.

7. [Nominating Committee for Chair and Vice-Chair](#)

Mr. Knudson appointed himself, Ms. Peters, and Mr. Powers to the nominating committee to recommend a candidate for the AMWUA Management Board Chair and Vice-Chair for 2020. Mr. Knudson requested that anyone who qualifies per the AMWUA Bylaws and is interested in serving as Chair or Vice-Chair next year should contact the nominating committee.

8. [AMWUA's Quarterly Financial Statement – First Quarter](#)

Mr. Tenney presented the financial statements for the first quarter to the AMWUA Management Board. AMWUA is showing a year-to-date actual of \$8,044 less than the year-to-date budget.

Upon a motion by Mr. Biesemeyer and a second by Mr. West, the AMWUA Management Board unanimously recommended that the AMWUA Board of Directors accept the first quarter financial statements as presented.

9. [AMWUA's Annual Financial Audit Report for Fiscal Year 2019](#)

Mr. Tenney presented the Annual Financial Audit Report for Fiscal Year 2019 to the AMWUA Management Board. The independent accounting firm of Heinfeld Meech & Co conducted the audit and made no significant findings. The audit report confirms that AMWUA completed FY 2019 under budget and financially meets the future needs of the Association.

Upon a motion by Mr. Setovich and a second by Ms. Marlow, the AMWUA Management Board unanimously recommended that the AMWUA Board of Directors accept the audit report as presented.

**C. Management Board Members' Updates**

The Management Board members were invited to report on water updates in their city/town. Mr. Setovich reported that the construction of Goodyear's first surface water treatment facility started on November 1<sup>st</sup> and will be completed and in service in December 2021.

Mr. Biesemeyer reported that the Scottsdale Canal Convergence and the brewing showcase with Scottsdale's recycled water was a great event and helped positively promote the value of recycled water and potable consumption to both Scottsdale and the industry as a whole.

**D. Executive Director's Report**

Mr. Tenney reported that Mr. Fleck's last day at AMWUA would be November 15<sup>th</sup>. He added that he appreciated his hard work and contribution to AMWUA. Mr. Tenney stated that AMWUA will be looking to fill the Water Policy Advisor position.

**E. Future Agenda Items**

No future agenda items were identified.

**F. Adjournment**

Upon a motion made by Mr. Johnson, a second by Mr. West and unanimous approval, Mr. Knudson adjourned the meeting at 11:27 a.m.



**MANAGEMENT BOARD**  
**INFORMATION SUMMARY**  
December 11, 2019

**Recommendation for 2020 Management Board Chair and Vice-Chair**

**STRATEGIC PLAN REFERENCE**

Operational Principles – Facilitate our Strength in Numbers

**SUMMARY**

The Management Board is to elect a Chair and Vice-Chair to serve from January 1, 2020 through December 31, 2020. To accomplish this by the December 11, 2019 meeting, the current Management Board Chair appointed a three-member nominating committee to recommend a candidate for Chair and a candidate for Vice-Chair.

Per the AMWUA Bylaws, the qualifications for serving as an officer are 1) serve as a member of the current Management Board for at least the immediately preceding twelve months (January 2019 – December 2019); 2) have not missed more than three Management Board meetings in the preceding twelve months; 3) be able to serve at least one year as Chair or Vice-Chair; and 4) the Chair and Vice-Chair may serve a maximum of two consecutive years in the same position.

Based on those requirements, the Management Board members who qualify as Chair or Vice-Chair are Brian Biesemeyer, Cindy Blackmore, Craig Johnson, John Knudson, Jessica Marlow, Javier Setovich, and Jake West.

The Nominating Committee is recommending that Javier Setovich, Goodyear, serve as Chair; and Jessica Marlow, Gilbert, serve as Vice-Chair.

**RECOMMENDATION**

The AMWUA Management Board is requested to consider the Nominating Committee’s recommendation for Chair and Vice-Chair for calendar year 2020.