

**BOARD OF DIRECTORS  
METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT  
PIMA COUNTY, ARIZONA**

April 13, 1998

Wilson Room  
Tohono Chul Park  
7366 North Paseo del Norte  
Tucson, Arizona 85704

**MINUTES**

Board Members Present:        Jim Doyle, Chair  
   Jim Tripp, Vice-Chair  
   Marty Cramer, Member  
   Herb Johnson, Member

Board Members Not Present:    Sam Ray, Member

District Staff:                    Mark R. Stratton, General Manager  
   Joyce E. Osborne, Recording Secretary  
   Lisa Chase, Legal Counsel

**Regular Session**

**I.     Call to Order and Roll Call**

Mr. Doyle, Chair of the Board of Directors of Metropolitan Domestic Water Improvement District (MDWID), called the regular Board meeting to order at 6:00 p.m. Mr. Herb Johnson, Mr. Jim Tripp, and Ms. Marty Cramer were present. Mr. Ray was not present at the meeting.

**II.    Comments From the Public**

There were no comments from the public.

**III.   Consent Agenda**

- A.    Approval of Minutes - March 9, 1998 Board Meeting**
- B.    Approval of Minutes - March 27, 1998 Study Session**
- C.    Ratification of Billing Adjustments**
- D.    Approval of Bill of Sale - Fairway Heights, Lots 1-44.**
- E.    Approval of Water Service Agreement - Amber Lights**

Mr. Tripp made a motion to approve the Consent Agenda. Ms. Cramer seconded the motion and it passed unanimously.

#### **IV. General Business - Items For Discussion and Possible Action**

##### **A. Financial Report**

Mr. Land, Chief Financial Officer for the District, explained that expenditures were being watched closely. Staff was look at the possibility of a \$200/month savings through a new phone contract.

##### **B. Approval of Fiscal Year 1998-1999 Budget**

Mr. Tripp made a motion to approve the Fiscal Year 1998-1999 budget for the District. Ms. Cramer seconded the motion and it passed unanimously.

##### **C. Status of ADWR's Third Management Plan**

Mr. Stratton gave a brief update of the District's position regarding Arizona Department of Water Resources (ADWR) Third Management Plan. The District has provided comments regarding the draft municipal chapter of the Third Management Plan. ADWR is still focused on conservation as the main means to attain safe yield. The District, along with other water providers, have tried to encourage ADWR to promote the use of renewable supplies through incentives if safe-yield is to be reached; however, ADWR has been resistant to such an approach. There will be a meeting on April 24 , 1998 of the Groundwater Users Advisory Council to review and comment on other draft chapters. As soon as these are received, Mr. Stratton will make them to the Board.

Mr. Stratton explained that the District's recent comments were similar to joint comments on the initial draft sent in August 1997 by seven water providers, including the District. Warren Tenney, Assistant to the General manager, said it is hoped that though the comments have not been well received by the local ADWR office, that the state ADWR office and others may respond favorably. Ms. Cramer asked when the Third Management Plan is to be finalized. Mr. Tenney said ADWR hopes to finalize all the chapters by the end of May. The Third Management Plan would then be promulgated, requiring ADWR to formally respond to any comments made and hold a series of formal public hearings. The original goal was to adopt this document by the end of 1998 but it is doubtful that will happen. Mr. Tenney explained that in the draft municipal chapter, ADWR raised the possibility of a task force being formed to look at some large issues that the District has raised. The District would be more than willing to be involved in a task force, if it is thorough in looking at the overall goals of safe-yield.

**D. Direction to Staff on Possible Agreement with Kampen & Greenwell, Inc. to Lease District Property**

Mr. Tripp made a motion to instruct staff to negotiate a possible agreement with Kampen and Greewell, Inc. to lease District property per the Board's final approval. Mr. Johnson seconded the motion and it passed unanimously.

**E. Status of New Office Building**

Mr. Stratton explained that the plans for the new office building were still being reviewed by Pima County. He also explained that Mr. Johnson, Mr. Land and Mr. Reader of Peacock, Hislop, Given & Staley are reviewing the Proforma for the Municipal Property Corporation (MPC) financing, which will be presented to the MPC and the Board at an upcoming meeting to be scheduled. The Board will be kept apprised of costs and of the award of contract by the MPC.

**F. Update of Central Arizona Project Allocation Transfer to the District**

Lisa Chase, legal counsel from Brown & Bain, explained that she had spoken with Jan Reynolds of CAWCD who had put the CAP Allocation Transfer to the District on the Central Arizona Water Conservation District (CAWCD) Board's May 7 consent agenda. She also stated that Tom Delgado of CAWCD had sent a letter to Marvin Cohen pointing out that the City of Tucson had neglected to amend its allocation due to the transfer to the District. If Mr. Delgado does not hear from Mr. Cohen by Thursday, he will call him. Mr. Stratton stated that based on the action of the May 7 meeting, the U.S. Bureau of Reclamation should respond in 30-40 days which will allow the District's bond to be issued shortly afterwards.

**G. Legislative Update**

Mr. Stratton explained that most legislative issues had been slowed down because of the school financing reform, SB 1301, to have a study committee examine regional issues, was to be killed by its sponsor Senator Ann Day. However, John Kai of Avra Valley is trying to solicit support to keep the bill alive. This bill does not impact the District and deals with the City of Tucson's issues of CAP and disenfranchisement. The incorporation bill still seems to be in limbo.

**V. General Manager's Report**

Mr. Stratton explained that the issue of back property taxes involves Pima County wanting to collect those taxes but the issue is determining who is the actual responsible party. The District should be able to show it did not receive the monies.

Mr. Stratton discussed that for its main line replacement program, the District needs acquisition of an easement (approximately 40 feet') located on Inn Suites property. Staff is pursuing all considerations, including possible condemnation.

Mr. Stratton said that at Pulte's subdivision called the Bluffs, it appears that part of their requirement was to pave Camino del Fiero west of their subdivision which is the same route as the District's 24" main to Linda Vista Reservoir and would be within 2' of the pavement. Charlie Maish, District Engineer, said that Pulte is willing to put monies for a low bid in an escrow account to have the paving done and then during the construction of the transmission line, the District would do the pavement as part of the transmission line project and be reimbursed by the County for road improvements. Staff is pursuing this and will advise the Board in the near future regarding the District's options.

Mr. Stratton informed the Board that another domestic water improvement district was in the making in the Marana area. Mr. Stratton and Mr. Johnson have attended meetings and met with several individuals and the overall opinion is that the new district is feeling its way through the least expensive options available and are prudent in pursuing the formation of a district slowly and cautiously.

**VI. Legal Counsel's Report**

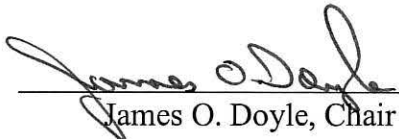
Ms. Chase had nothing further to report.

**VII. Future Meeting Dates; Future Agenda Items**

The next regular board meeting is May 11, 1998

**VIII. Adjournment**

Mr. Tripp moved to adjourned at 6:29 p.m.

  
James O. Doyle, Chair of the Board

ATTEST:

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Clerk of the Board