ORDINANCE NO. 2008-_115

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA AMENDING ORDINANCE NO. 1986-130, AS AMENDED, TO AMEND THE MEMBERSHIP OF THE REGIONAL WASTEWATER RECLAMATION ADVISORY COMMITTEE TO INCLUDE THE DIRECTOR OF THE CITY OF TUCSON WATER DEPARTMENT AND THE PIMA COUNTY REGIONAL WASTEWATER RECLAMATION DEPARTMENT AS NON-VOTING MEMBERS

WHEREAS, the Regional Wastewater Reclamation Advisory Committee is a citizens' committee directed by the Pima County Board of Supervisors to advise the Pima County Regional Wastewater Reclamation Department regarding its policies and rate structures related to the treatment of wastewater; and

WHEREAS, the Pima County Regional Wastewater Reclamation Department and the City of Tucson Water Department each have operations that regularly interact with the other's; and

WHEREAS, closer cooperation between the Pima County Regional Wastewater Reclamation Department and the City of Tucson Water Department will improve the quality of service provided by each; and

WHEREAS, regular participation by the City of Tucson Water Department in Regional Wastewater Reclamation Advisory Committee deliberations will greatly advance development of cooperative and effective water and wastewater policies;

IT IS HEREBY ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA:

SECTION 1. Ordinance No. 2008-71 is hereby amended to read as follows:

SECTION 1. REGIONAL WASTEWATER RECLAMATION ADVISORY COMMITTEE

There is hereby established an entity to be called the Regional Wastewater Reclamation Advisory Committee to Pima County.

SECTION 2. FUNCTIONS AND PURPOSES

The functions, purposes, powers, and duties of the Committee shall be:

A. Act as the official advisory body on the Regional Wastewater Reclamation Department's Capital Improvement Program planning and rate structure formulation to County government;

B. Annually review the proposed Regional Wastewater Reclamation Department Capital Improvement Program and recommend to the governing body an annual and a five-year Capital Program;

C. Review and report to the governing body on the long-term (10 years) capital needs of the sanitary sewerage system utilizing staff of the Regional Wastewater Reclamation Department and other sources for the information necessary for such review;

D. Annually review the revenue requirements of the sanitary sewerage system and recommend to the governing body rate adjustments as required;

E. Support and sponsor community programs and projects to provide information and education to the community regarding wastewater reclamation in Pima County;

F. Review and make recommendations on proposed State and Federal legislation relating to wastewater reclamation.

G. To consult with the governing body from time to time as may be required by the Board of Supervisors relative to wastewater reclamation system development needs.

H. Review and make recommendations on significant policies and regulations relating to wastewater reclamation.

SECTION 3. MEMBERSHIP COMPOSITION, TERMS AND QUALIFICATIONS

A. Appointment

The Regional Wastewater Reclamation Advisory Committee shall be composed of 13 voting members and two non-voting members, who shall serve without compensation as follows: Each member of the Pima County Board of Supervisors shall appoint two (2) voting members of the Committee from the County-at-large. The remaining three (3) voting Committee members shall be appointed by the Citizens' Water Advisory Committee to the City of Tucson, the Environmental Planning Advisory Committee of the Pima County Association of Governments, and the ~~Arizona Water and Pollution Control Association~~AZ Water Association, respectively. Each of these organizations shall select and appoint one voting member to the Committee. In addition, the sitting Director of the City of Tucson Water Department (or his/her authorized representative) and the sitting Director of the Pima County Regional Wastewater Reclamation Department (or his/her authorized representative) shall each be a non-voting member of the Committee and may fully participate in all Committee and subcommittee discussions.

B. Terms

The term of voting committee members shall be four years. Appointees to fill vacancies shall serve for the remainder of the vacant term.

SECTION 4. COMMITTEE ORGANIZATION

The Committee chairperson and vice-chairperson shall be selected by a majority of the Committee members and each shall serve in that respective position for a period of one (1) years. In the event the chairperson resigns or can

no longer serve in that position for any reason, the vice-chairperson shall automatically succeed to the chairperson position and the Committee shall select a new vice-chairperson by a majority vote. The membership shall appoint their own executive committees, standing committees and sub-committees, if needed, and shall meet at such time and places as determined by the Committee.

SECTION 5. COMMITTEE REPORTS

The Committee shall render to the Board of Supervisors an annual report in September of each year for the previous fiscal year and send additional reports and recommendations as it determines, or as requested by the Board of Supervisors. Minutes of the Committee shall be filed with the Clerk of the Board.

SECTION 6. LIMITATION OF POWERS

Neither the Committee nor any member may incur County expenses without prior authorization of the Board of Supervisors, nor may it obligate Pima County Government in any manner or form.

SECTION 7. PROMULGATION

That the various County officers and employees be, and the hereby are, authorized and directed to perform all acts necessary or desirable to give effect to this Ordinance.

SECTION 8. SEVERABILITY

If any provision of this Ordinance, or the application thereof to any person or circumstance, is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

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SECTION 2. This Ordinance shall become effective 31 days from the date of adoption.

SECTION 3. The various County officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

PASSED, ADOPTED, AND APPROVED by the Board of Supervisors of Pima County this 9th day of December, 2008.

Chairman, Pima County Board of Supervisors

Date: 12/9/08

ATTEST:

Clerk of the Board

Date: 12/9/08

APPROVED AS TO CONTENT:

Director, Regional Wastewater Reclamation Department

Date: 11/25/08

APPROVED AS TO FORM:

Deputy County Attorney

Date: Nov 21, 2008