

**QUARTERLY MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
March 3, 2026 at 9:00 a.m.
8805 Independence Way, Alamosa CO 81101
And by Zoom/Teleconference**

Present: David Frees, President; Pete Stagner, Vice-President/Secretary/Treasurer; Jan Waye, Manager; Jeff Regenold, Manager; and Jennifer Rodriguez, Manager.

Staff and Consultants: Pete Ampe, and Arthur Sayre, Hill and Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Wylie Keller, Water Resources Specialist; Michael Carson, Database Administrator; Quinton Norris, Program Manager; Kylie Gregg, Office Manager; Clinton Phillips, Davis Engineering; and, April Mondragon, Administrative Assistant.

Guests: Jessica Valdez, David Hofmann, Deb Sarason, Tom Lovato, William Myers, Dick Spartks.

Meeting Called to Order

President Frees called the meeting to order at 9:01 a.m. There was a quorum present for the meeting. The Pledge of Allegiance was recited.

Approval of the Agenda

President Frees asked for amendments or a motion to approve the agenda. A motion was made by Pete Stagner to approve the agenda as presented. The motion was seconded by Jeff Regenold and unanimously approved.

Approval of the Consent Agenda

President Frees asked for amendments or approval of the consent agenda items:

- November 25, 2025-Special Meeting Minutes
- December 2, 2025-Annual Meeting Minutes

A motion was made by Jeff Regenold to approve the consent agenda as presented. The motion was seconded by Jan Waye and unanimously approved.

Public Comment

President Frees asked for public comment. There was none.

Attorney's Report

President Frees asked for the Attorney's report. Pete Ampe gave an update on the acceptance of stipulation by the Special Master in the Texas vs New Mexico Colorado US Supreme court case. He also updated the Board on the Subdistrict No. 1 Plan of Water Management No. 4 trial and the SWAG augmentation trial. Mr. Ampe reported on the challenges filed in connection with the RGDSS Phase 7 model as well as the objection filed by the District in connection with the timing of the response functions.

District Engineer's Report-Clinton Phillips

President Frees asked for the District Engineer's report. Clinton Phillips presented the change compared to the 2015 baseline and 2024. He reported including the individual monitoring well charts in the board packet.

Program Manager's Report

President Frees asked for the Program Manager's report.

- *Financial Report*

Chris Ivers presented the financial report. He went over the costs covered by the District for formation, expenses and the remaining amount due to the District. Mr. Ivers presented the Balance Sheet. He went over the balance in the checking account, assessments receivable, assets and liabilities. Mr. Ivers presented the Profit and Loss Statement. He went over utilities and payment in lieu of taxes. Discussion was held on possibly moving the cash in the checking account into a interest earning account.

A motion was made by Jan Waye to approve the financial report as presented. The motion was seconded by Pete Stagner and unanimously approved.

Chris Ivers updated the Board on the status of Saguache Creek and the augmentation wells being pursued by Subdistrict No. 5. He reported the Memorandum of Understanding (MOU) was being reviewed and the details were being worked on by Subdistrict No. 5. Mr. Ivers provided an update on the Peachwood property revegetation.

Review and Consider Investment Resolutions

President Frees asked for review and consider investment resolutions. Kylie Gregg went over the core details of a financial investment policy adopted by the District. She presented a list of the approved financial institutions. Chris Ivers reported preparing resolutions should the Board decide to participate in COLOTRUST and CSAFE.

A motion was made by Jeff Regenold to approve both investment resolutions. The motion was seconded by Jan Wayne and unanimously approved.

Discussion and Possible Action Directing Banking and Investment of Subdistrict Funds

President Frees asked for discussion and possible action directing banking and investment of Subdistrict funds. A special meeting was scheduled for March 19, 2026 at 3:00 p.m.

Review and Consider Contract with Tim Lovato

President Frees asked for the review and consider contract with Tim Lovato. Tim Lovato thanked the Board for working with him in the past. He reported on the need to replace depletions to Subdistrict No. 4 and the Rio Grande River. Mr. Lovato provided the acre foot amount of water he needs to replace and asked the Board to consider renewing his contract. He explained the issues he is having with his augmentation plan and a request for a long term agreement from the Division of Water Resources (DWR). Mr. Lovato reported being open to working out a forbearance agreement with the Subdistrict. He described how his depletions are being calculated. Mr. Ivers presented a letter received from DWR regarding an issue with how the contracts have operated in the past. He provided an option for Subdistrict No. 5 to contract with wells in the Saguache Creek response area. David Homann and Deb Sarason described the information Craig Cotten is requesting. Pete Ampe explained the wording and how a contract would be drafted.

A motion was made by Pete Stagner to approve the Tim Lovato contract with staff direction to add lag depletions replacement language in an appropriate manner. The motion was seconded by Jeff Regenold and unanimously approved.

Discuss 2026 Outlook and Replacements

President Frees asked for a discussion on 2026 outlook and replacements. Chris Ivers reported on the need to get a Well Injury Payment Agreement (WIP) renewed. He described how Crestone Creek had been operating without any issues. Mr. Ivers suggested the Farming Committee meet to develop a plan for 2026 on the Peachwood property. President Frees reported on the need to wait for the soil analysis before proceeding. President Frees scheduled a Farm Committee meeting for March 19, 2026 at 2:00 p.m. Mr. Ivers gave an outlook update on how dry it will be.

New Business

President Frees asked for new business. Chris Ivers reported on the discussions in connection with funding and locations to drill another replacement well

Next Meeting

The next quarterly meeting is scheduled for June 2, 2026 at 9:00 a.m.

A special meeting is scheduled for April 10, 2026 at 2:30 p.m.

A farm committee meeting was scheduled for March 19, 2026 at 2:00 p.m.

A special meeting is scheduled for March 19, 2026 at 3:00 p.m.

Adjournment

A motion was made by Jeff Regenold to adjourn the meeting. The motion was seconded by Pete Stagner and unanimously approved.

The meeting was adjourned at 10:09 a.m.


President

Vice-President/Secretary/Treasurer

**RESOLUTION OF THE BOARD OF MANAGERS OF THE RIO GRANDE
WATER CONSERVATION DISTRICT SPECIAL IMPROVEMENT DISTRICT
NO. 4**

A resolution authorizing the Rio Grande Water Conservation District Special Improvement District No.4 to join with other local governments as a Participant in the Colorado Local Government Liquid Asset Trust (the "Trust") to pool funds for investment.

RECITALS

WHEREAS, pursuant to Part 7, Article 24 (C.R.S.), it is lawful for any local government to pool any moneys in its treasury that are not immediately required to be disbursed with the same such moneys in the treasury of any other local government in order to take advantage of short-term investments and maximize net interest earnings; and

WHEREAS, the District has adopted an Investment Policy that permits the District, including, its special improvement districts ("Subdistricts"), to pool moneys in treasury that are not immediately required to be disbursed with the same such moneys in the treasury of any other local government in order to take advantage of short-term investments and maximize net interest earnings consistent with and pursuant to such Investment Policy; and

WHEREAS, the Trust is a statutory trust formed under the laws of the state of Colorado in accordance with the provisions of Parts 6 and 7, Article 24 and Articles 10.5 and 47 of Title 11 of the Colorado Revised Statutes regarding the investing, pooling for investment, and protection of public funds; and

WHEREAS, the Subdistrict desires to become a Participant in the Trust.

RESOLUTION

NOW THEREFORE, be it resolved by the Board of Managers of the Rio Grande Water Conservation District Special Improvement No. 4 that:

1) Rio Grande Water Conservation District Special Improvement No. 4 hereby approves, adopts, and thereby joins as a Participant with other local governments pursuant to Part 7, Article 75, Title 24 of the Colorado Revised Statutes that certain Amended and Restated Indenture of Trust entitled the Colorado Liquid Government Asset Trust dated May 1, 2021 as amended from time to time, the terms of which are incorporated herein by this reference and a copy of which shall be filed with the minutes of the meeting at which this Resolution was adopted; and

2) The Designee and Authorized Signatories are those persons who hold the positions of General Manager (Cleave Simpson), Deputy General Manager (Amber Pacheco), Program Manager (Chris Ivers), President (David Frees), and Vice-President (Pete Stagner). The current persons holding those positions are listed on the Trust Registration Form attached hereto and incorporated herein. The Authorized Signatories are authorized by the Participant to direct the investment of such Participants' investment funds.

3) The Designee and Authorized Signatories may be changed from time to time by written notice to COLOTRUST; and

4) The Trust currently has three investment portfolios COLOTRUST PRIME, COLOTRUST PLUS+, and COLOTRUST EDGE. Prior to investing in any of the portfolios offered by the Trust, Participants are encouraged to review the COLOTRUST Information Statements and Investment Policies for each portfolio. Any investments in such portfolios must be consistent with and pursuant to the District Investment Policy.

Adopted, this 3th day of March A.D. 2026


_____, President

ATTEST: 
_____, Secretary/Treasurer

**RESOLUTION OF THE BOARD OF MANAGERS OF THE RIO GRANDE
WATER CONSERVATION DISTRICT SPECIAL IMPROVEMENT DISTRICT
NO. 4**

A resolution authorizing the Rio Grande Water Conservation District Special Improvement District No. 4 to join with other local governments as a Participant in the Colorado Surplus Asset Fund Trust (“CSAFE”) to pool funds for investment.

RECITALS

WHEREAS, pursuant to the provisions of C.R.S. Section 24-75-601 and 701, et seq., as amended and C.R.S. 24-75-702, et seq. as amended, any local government entity (including cities, towns, school districts, special districts, counties or political subdivisions of the state) is authorized to pool any moneys in its treasury, which are currently surplus funds and not immediately required to be disbursed, with similar moneys from other local government entities, in order for these entities to take advantage of short-term investments and maximize net interest earnings. CSAFE is formed as a common law trust under the laws of the state of Colorado.

WHEREAS, the District has adopted an Investment Policy that permits the District, including, its special improvement districts (“Subdistricts”), to pool moneys in treasury that are not immediately required to be disbursed with the same such moneys in the treasury of any other local government in order to take advantage of short-term investments and maximize net interest earnings consistent with and pursuant to such Investment Policy.

WHEREAS, the Subdistrict desires to participate in CSAFE formed in accordance with the aforesaid statutes, in order to pool its surplus funds with other local government entities.

WHEREAS, the Subdistrict has passed, by majority vote the following resolution:

RESOLUTION

NOW THEREFORE, be it resolved by the Board of Managers of the Rio Grande Water Conservation District Special Improvement No. 4 that:

The Subdistrict has reviewed C.R.S. Section 24-75-601, as amended and C.R.S. Section 24-75-701, et seq., as amended, of the Colorado Revised Statutes and the merits of investing in a trust as permitted by C.R.S. Section 2475-601, as amended and C.R.S. Section 24-75-701, et seq. as amended, including the trust’s liquidity, risk diversification, flexibility, convenience and cost compared to the alternative direct purchase of comparable investments and finds it is in the best interest of the local government entity and therefore hereby approves and adopts this Resolution, along with other local government entities in the trust for the purpose of pooling surplus funds. The terms of the above-mentioned trust indenture shall be incorporated herein by this reference and a copy filed with the minutes of the meeting at which warranties, either expressed or implied, are part of this agreement between CSAFE and the District unless as set forth in the Indenture of Trust, but that CSAFE shall use its best efforts in conjunction with the District to accomplish these goals.


The Subdistrict is liable for all checks written on its account, authorized or unauthorized. The Subdistrict should implement proper security procedures to safeguard the checks for each account. CSAFE does not guarantee the prevention of fraud or theft from a District account.


The Authorized Signatories for the Rio Grande Water Conservation District Special Improvement District are those persons who hold the positions of General Manager, Deputy General Manager, Program Manager, Subdistrict President, Subdistrict Vice-President, and Subdistrict Secretary/Treasurer. The current persons holding those positions are those persons listed in the Banking Resolution attached hereto and incorporated herein whom are the approved staff and Board Officers empowered to invest funds of the Participant or his/her successor in function, are hereby authorized and directed to execute the Indenture of Trust and any other documents necessary to establish an account with CSAFE. The Authorized Signatories are hereby designated the "Treasurer" as that term is defined in the Indenture of Trust and are therefore authorized to invest money from the Participants' treasury, from time to time, which are not immediately required to be disbursed, by purchasing shares of CSAFE with those available funds and is authorized to redeem, from time to time, part or all of those shares as funds are needed for other purposes.

The Authorized Signatories may be changed from time to time by written notice to CSAFE.

Any investment in CSAFE must be consistent with and pursuant to the District Investment Policy.

Adopted, this 3th day of March A.D. 2026


_____, President

ATTEST: 
_____, Secretary/Treasurer