

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
April 13, 2022 at 11:00 a.m.
RIO GRANDE WATER CONSERVATION DISTRICT CONFERENCE ROOM
AND ZOOM/TELECONFERENCE**

Present: David Frees, President; Pete Stagner, Vice-President/Secretary/Treasurer; Jan Waye, Manager; Jeremy Uhlenbrock, Manager; and, Peggy Godfrey, Ex-Officio Member.

Staff and Consultants: Pete Ampe, Hill and Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Wylie Keller, Water Resource Specialist; April Mondragon, Administrative Assistant; and, Michael Carson, Database Administrator.

Guests: David Hofmann, Deb Sarason, Willie Myers, Mike Dill, Sarah Parmar, May Folsom, Steve Keller, Brian Caruso.

Meeting Called to Order

President Frees called the meeting to order at 11:02 a.m. A quorum was present.

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 Jan Waye and unanimously approved.

Public Comment

President Frees asked for public comment. There were none.

Executive Session

President Frees asked for a motion to enter into executive session to receive legal advice concerning the lease/purchase of real property. A motion was made by Pete Stagner to enter into executive session. The motion was seconded by Jan Waye and unanimously approved.

Mr. Ampe stated the Board was entering into executive session pursuant to section 24-6-402(4)(a) to receive legal advice concerning the lease/purchase of real property. The Board would take no formal action or position during the executive session.

Possible Action from Executive Session

President Frees asked for possible action from executive session. There were none.

Action Items

President Frees asked for action items. Chris Ivers reported on requests made to Subdistrict No. 4 by the Town of Saguache, Tim Lovato and Willie Myers to remedy their injures to the San Luis Creek. Mr. Ivers provided the acre feet on San Luis Creek needed by Mr. Myers as well as his response function. Mr. Ivers highlighted the Subdistricts sole reliance on forbearance agreements, he reported having secured verbal agreements and is actively working to get them signed and returned.

A motion was made by Pete Stagner to approve the contracts for Willie Myers, the Town of Saguache and Tim Lovato. The motion was seconded by Jan Waye and unanimously approved.

Approval of the 2022 Annual Replacement Plan

President Frees asked for approval of the 2022 Annual Replacement Plan (ARP). Chris Ivers provided the number of wells in the Subdistrict No. 4 plan response function. He highlighted how many of those wells were contract wells and reported two (2) of the wells were conditional and would require further discussion. Mr. Ivers reported on a new request from Dick Blumenhein for a contract well, he presented the location on a map, the proposed gallons per minute and estimated acre feet per year. Discussion was held on the well going to year around use, how the timing of the depletions would change and how it would change the number of depletions.

A motion was made by Pete Stagner to approve the contract for the Blumenhein wells associated with 22CW3004. The motion was seconded by Jan Waye, Jeremy Uhlenbrock abstained, the motion passed.

Chris Ivers provided the total groundwater withdrawals for 2021 and the projected 2022-acre feet of groundwater withdrawals. He reported how much was flood, other, irrigation, provided the 2022

stream flow forecast for Saguache Creek and North Crestone Creek. Mr. Ivers provided the projected net groundwater consumptive withdrawals, post plan depletions on San Luis Creek and Crestone Creek as well as the current year depletions on San Luis Creek, total depletions on Crestone Creek and total irrigation season depletions. Mr. Ivers provided the actual post plan depletions the Subdistrict would be responsible for on San Luis Creek and Crestone Creek. He explained how the depletions would be remedied, and provided the amount of admin fees and groundwater fees that were assessed.

A motion was made by Jeremy Uhlenbrock to approve the 2022 Annual Replacement Plan. The motion was seconded by Pete Stagner and unanimously approved.

Other Director Reports/Comments/Questions

President Frees asked for other director reports/comments/questions. Deb Sarason suggested getting the Well Injury Payment Agreements signed prior to the State approval.

New Business

President Frees asked for new business. Discussion was held on whether grow operations are being classified as irrigation or commercial.


Next Meeting

The next quarterly meeting is scheduled for June 7, 2022 at 9:00 a.m.

Adjournment

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

The meeting was adjourned at 12:30 a.m.



President



Vice-President/Secretary/Treasurer