

**SPECIAL MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #5  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
March 9, 2022 at 5:00 p.m.  
Rio Grande Water Conservation District Conference Room  
And by Zoom/Teleconference**

**Present:** David Schmittel, President; George Whitten, Vice-President/Secretary/Treasurer; Kit Caldon, Manager; Dale Gerstberger, Manager; and, Corey Hill, Manager.

**Staff and Consultants:** Pete Ampe, Hill & Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Linda Ramirez, Program Assistant; Wylie Keller, Water Resource Specialist; Clinton Phillips, Davis Engineering; and, April Mondragon, Administrative Assistant.

**Guests:** David Hofmann, Deb Sarason, Phil Ortega, Darrell Atkinson, Tim Lovato, Anthony Lobato.

**Meeting Called to Order**

President Schmittel called the meeting to order at 5:17 p.m. A quorum was present for the meeting.

**Approval of the Agenda**

President Schmittel asked for any changes, additions or a motion to approve the agenda. A motion was made by George Whitten to approve the agenda as presented. The motion was seconded by Kit Caldon and unanimously approved.

**Public Comment**

President Schmittel asked for public comment. There were none.

**Discussion and Possible Action on Groundwater Allocation Rules**

President Schmittel asked for discussion and possible action on groundwater allocation rules. Chris Ivers presented the revised Groundwater Allocation Rules. He highlighted all of the edits that had been made. Discussion was held on the meaning of the historical groundwater withdrawal annual average, Mr. Ivers provided examples and further explained. He also highlighted the variance section that was added and how the process would work. Discussion was held on carry over credit leases, the process and adding a section to the rules.

A motion was made by George Whitten to table the Groundwater Allocation Rules until the next meeting. The motion was seconded by Kit Caldon and unanimously approved.

**Executive Session**

President Schmittel asked for a motion to enter into executive session to receive legal advice concerning the potential purchase of real property. A motion was made by Dale Gerstberger to enter into executive session. The motion was seconded by George Whitten 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 potential purchase of real property. The Board would take no formal action or position during the executive session.

**Possible Action from Executive Session**

President Schmittel directed staff to continue negotiations.

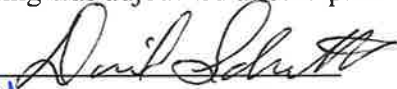
**Next Meeting**

A special meeting was scheduled for March 16, 2022.

The annual meeting is scheduled for April 20, 2022.

**Adjournment**

The meeting was adjourned at 6:27 p.m.

  
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President

  
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Vice-President/Secretary/Treasurer