

**SPECIAL MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #4  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
November 25, 2024 at 11:00 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; Jennifer Rodriguez, Manager; and, Peggy Godfrey, Ex-Officio Member.

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

**Guests:** David Hofmann.

**Meeting Called to Order**

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

**Approval of the Agenda**

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

**Public Comment**

President Frees asked for public comment. There was none.

**Discussion Regarding 2024 Administrative and Groundwater Withdrawal Fee Assessments**

President Frees asked for discussion regarding 2024 Administrative and Groundwater Withdrawal Fee Assessments. Chris Ivers presented the draft budget; he reported no changes had been made since it was presented at the September meeting. Mr. Ivers gave the amount budgeted to collect for Administrative Fees, Stream Impact and for Sustainability expenses. He explained the increase to staff salaries, went over routine legal and engineering expenses, revegetation costs, stream impact and water management costs. Mr. Ivers presented the calculated fees. He went over the increase from last year and reported on one well in Subdistrict No. 4 participating in the Senate Bill program. Mr. Ivers described the discussion amongst staff on whether or not the well should be assessed fees. Discussion was held on the average usage, post plan depletions, revegetation and the dry up covenant agreement to establish a cover crop. Wylie Keller updated the Board on the remaining funds available in the program and when the program is set to expire. Discussion was held on the impact to the budget, loss of revenue, burden on the remaining wells, and meeting the Subdistrict sustainability goals. Mr. Ivers highlighted Subdistrict No. 5's decision to not assess fees on the retired wells. Pete Stagner commented on the remaining wells picking up the tab for the retired wells. Jeff Regenold and Jennifer Rodriguez felt the wells should be assessed fees for the water used for revegetation. Peggy Godfrey reported how it was left to the Subdistricts to decide to assess fees or not. President Frees highlighted the well would still be active and should be subject to the admin and groundwater withdrawal fees. Mr. Ivers explained how the retired wells would no longer be benefited. Pete Stagner suggested the fees be assessed to the District. Jan Waye reported the seller of the water right should have anticipated the need to fund the additional three (3) years in connection with revegetation and should be assessed fees. Mr. Ivers explained how it would change the budget.

A motion was made by Pete Stagner to assess fees on wells retired under the Senate Bill program sponsored by the Rio Grande Water Conservation District during the revegetation period. The motion was seconded by Jeff Regenold and unanimously approved.

**Resolution to Approve 2024 Administrative and Groundwater Withdrawal Fee Assessments**

President Frees asked for Resolution to Approve 2024 Administrative and Groundwater Withdrawal Fee Assessments. Chris Ivers presented the proposed resolution and read it into record.

A motion was made by Jeff Regenold to approve the Resolution to Approve 2024 Administrative and Groundwater Withdrawal Fee Assessments. The motion was seconded by Jennifer Rodriguez. Roll call vote was taken and unanimously approved.

**Adjournment**

A motion was made by Jan Wayne to adjourn the meeting. The motion was seconded by Jennifer Rodriguez and unanimously approved.

The meeting was adjourned at 11:53 a.m.

  
\_\_\_\_\_  
President

  
\_\_\_\_\_  
Vice-President/Secretary/Treasurer

**RESOLUTION TO ASSESS FEES FOR SPECIAL IMPROVEMENT DISTRICT NO. 4 OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

A RESOLUTION ASSESSING FEES FOR THE BUDGET YEAR 2025 TO (1) FUND THE ADMINISTRATIVE COSTS OF SPECIAL IMPROVEMENT DISTRICT NO. 4 OF THE RIO GRANDE WATER CONSERVATION DISTRICT'S WATER ACTIVITY ENTERPRISE (SUBDISTRICT NO. 4); (2) TO FUND THE COSTS OF REMEDYING INJURIOUS DEPLETIONS AS REQUIRED BY THE PLAN OF WATER MANAGEMENT; AND, (3) TO FUND THE COSTS OF RECOVERING THE AQUIFER AS REQUIRED BY THE PLAN OF WATER MANAGMEENT FOR SUBDISTRICT NO. 4 FOR THE 2025 BUDGET YEAR.

WHEREAS, the amount of money necessary to balance the budget for Subdistrict No. 4 administrative expenses is \$92,131.85; and

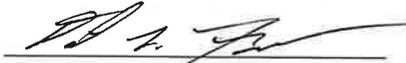
WHEREAS, the amount of money necessary to fund the replacement of injurious depletions is \$103,260.87.

WHEREAS, the amount of money necessary to fund aquifer recovery is \$112,676.75

NOW THEREFORE, BE IT RESOLVED BY THE Board of Managers of Subdistrict No. 4, Colorado:

- Section 1: That for the purpose of meeting all administrative expenses of the Special Improvement District No. 4 during the 2025 budget year there is hereby assessed a fee of \$719.78 per Subdistrict Well as defined by the Plan of Water Management for Subdistrict No. 4 for the year 2023.
- Section 2: That for the purpose of funding the remedy of injurious depletions of Subdistrict No. 4 there is hereby assessed a fee of \$13.16 per acre-foot based on a five-year average of groundwater withdrawals during the period 2019-2023 as defined by the Plan of Water Management for Subdistrict No. 4.
- Section 3: That for the purpose of funding the recovery of the aquifer there is hereby assessed a fee of \$14.36 per acre-foot of groundwater withdrawn through a Subdistrict Well based on a five-year average of groundwater withdrawals during the period 2019-2023.
- Section 4: That the General Manager is hereby authorized and directed to immediately certify to the County Commissioners of Saguache County, Colorado, the assessments above determined and set.

ADOPTED, this 25th day of November, 2024.

  
\_\_\_\_\_  
President

Attest:   
\_\_\_\_\_  
Secretary/Treasurer