

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #5
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
June 12, 2020 at 1:00 p.m.
By Zoom/Teleconference**

Present: David Schmittle, President; George Whitten, Vice-President/Secretary/Treasurer; Dale Gerstberger, Manager; Kit Caldon, Manager; and, Peggy Godfrey, Ex-Officio Member.

Absent: Corey Hill, Manager.

Staff and Consultants: Pete Ampe, Hill & Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Michael Carson, Data Base Administrator; and, April Mondragon, Administrative Assistant.

Guests: Rebie Hazard.

Meeting Called to Order

President Schmittle called the meeting to order at 1:10 p.m. A quorum was present.

Approval of the Agenda

President Schmittle asked for additions or a motion to approve the agenda.

A motion was made by Kit Caldon to approve the agenda as presented. The motion was seconded by George Whitten and unanimously approved.

Executive Session

President Schmittle asked for a motion to enter into executive session to receive legal advice regarding a potential real property purchase. 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 to discuss potential real property purchases. The Board would take no formal action or position.

Action on Executive Session Discussion

Pete Ampe stated the Board was in executive session and had voted to come out. Discussion was related to potential property purchases.

Well Information

President Schmittle asked for an update on the potential test well. Chris Ivers reported on the discussion he had with David Cooper regarding drilling a test well. Discussion was held on the depth of the test well, the status of seeking a hydrologist to be on site during drilling as well as the funding for a hydrologist. Peggy Godfrey asked if a well permit for the test well was already in place, a discussion on the authorization from the Division of Water Resources was addressed. Pete Ampe reported he would check with PRT or Division of Water Resources to see if they could have an experienced individual on site during the drilling of the test well. Mr. Ivers provided an update on the appraisals on the potential property to be purchased. Rebie Hazard asked for the location the test well would be drilled. Mr. Ampe reported it would be drilled above the town and did not provide the exact location. Mr. Ivers reported the land owner is ok with an easement, Mr. Ampe stated he would put a draft easement together.

Direction for Staff

President Schmittle asked for direction for staff. Pete Ampe said staff has direction and will continue to move forward and would report back to the Board when information is received.

New Business

President Schmittle asked for new business. Kit Caldon asked for a discussion on a price for Well Injury Payments which he feels may help secure agreements. Pete Ampe reported Chris Ivers would reach out to the surface water right owners and would like for the Board to lead the way. Allen Davey stated the Davey Ranch on the Werner Arroya Ditch will sign a Well Injury Payment agreement and encouraged the Board of Managers to sign as well. Discussion was held on the payment amount and having a conversation with Subdistrict No. 4 about injurious

depletions on San Luis Creek. Allen Davey commented on the amount Subdistrict No. 5 would be able to pay out on Well Injury Payment agreements. Pete Ampe reported the Subdistrict may not get everyone to sign a Well Injury Payment agreement, however the Division of Water Resources will require wet water regardless. Mr. Davey reported on the importance and need of surface water. President Schmittel stated they would continue to reach out to individuals regarding Well Injury Payment sign ups. Mr. Ivers provided a few names of property owners that would be beneficial for the Subdistrict to get Well Injury Payment agreements.

Next Meeting


President Schmittel asked for the next meeting. The next quarterly meeting is scheduled for July 22, 2020 at 1:00 p.m.

Adjournment

The meeting was adjourned at 2:00 p.m.



President



Vice-President/Secretary/Treasurer