

**QUARTERLY MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #2
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

August 1, 2023, 9:00 a.m.

Rio Grande Water Conservation District Conference Room

Alamosa, CO 81101

And by Zoom/Teleconference

Present: Karla Shriver, President; Scot Schaefer, Secretary/Treasurer; Michael Schaefer, BOM; Gerald Ziegler, BOM; Mark Deacon, BOM; and Greg Higel, Ex-Officio.

Absent: Eric Hinton, Vice-President; Harold Stoeber, BOM.

Staff and Consultants: Pete Ampe, Hill & Robbins P.C.; Amber Pacheco, Deputy General Manager; Angelo Bellah, Program Manager; Rose Vanderpool, Program Assistant; Crystal Benevides, HCP Coordinator/Program Assistant; Clinton Phillips, Davis Engineering; Michael Carson, Database Administrator; Wylie Keller, Water Resource Specialist; Kylie Gregg, Office Manager; Taylor Chick, Program Manager; and, April Mondragon, Administrative Assistant.

Guests: Michelle Lanzoni, Sally Weir, Deb Sarason, David Hofmann.

Meeting Called to Order

President Shriver called the meeting to order at 9:03 a.m. A quorum was present. The Pledge of Allegiance was recited.

Approval of the Agenda

President Shriver asked for amendments or a motion to approve the agenda. A motion was made by Scot Schaefer to approve the agenda as presented. The motion was seconded by Michael Schaefer and was unanimously approved.

Approval of the Minutes

President Shriver asked for approval of the following minutes:

- April 13, 2023-Special Meeting
- April 13, 2023-Executive Session
- May 2, 2023-Quarterly Meeting
- May 2, 2023-Executive Session
- May 15, 2023-Special Meeting
- May 15, 2023-Executive Session
- June 28, 2023-Special Meeting
- June 28, 2023-Executive Session

A motion was made by Gerald Ziegler to approve the minutes as presented. The motion was seconded by Scot Schaefer and unanimously approved.

Public Comment

President Shriver asked for public comment. There was none.

Attorney's Report

President Shriver asked for the Attorney's report. Pete Ampe updated the Board on the Texas v. New Mexico and Colorado Compact litigation settlement agreement, the early termination of the SWAG trial and the

status of the Subdistrict No. 1 Plan of Water Management No. 4. Mr. Ampe also reported on the stepping down of Judge Michael Gonzales as Chief Judge for the 12th Judicial District.

Program Manager's Report

President Shriver asked for the Program Manager's report.

- *Bill 28 Second Round Criteria and Well Database Tool*

Angelo Bellah requested feedback on the first round criteria of SB22-028 and the Well Database Tool. Wylie Keller provided an overview of the qualifying criteria for the first round of the program. He highlighted the number of applications that had been received, the amount of money to be spent from the fund and when the first round of the program will conclude. Discussion was held on the type of wells that would qualify, the potential to broaden the criteria to accept lower capacity wells and municipal wells in the second round. President Shriver recommended moving forward with the Well Database Tool.

- *Financial Report*

Angelo Bellah presented the financial report. He reported on the formation costs, reimbursements to Rio Grande Water Conservation District, and expenses since formation. Mr. Bellah presented the Balance Sheet and the Profit and Loss Statement. He highlighted the assets, liabilities, equity, income, and gross profit.

- *Update on 2023 Budget Process*

Angelo Bellah reported the draft budget would be prepared and submitted to the Board for review prior to approval.

- *After Acquired Source Forbearance Agreements*

Mr. Bellah provided an overview of the irrigation season. He highlighted the acre foot amount of stream depletions and post plan stream depletions owed by the Subdistrict for the 2023 ARP year. Mr. Bellah reported on forbearance agreements in place as well as agreements being negotiated. He gave an update on the reservoir balances, SWSPs, and contracts being worked on. Mr. Bellah highlighted other ongoing projects including the Twin Pines Ranch 20% water rights purchase and the potential to further discuss CREP at a work session.

Engineer's Report

President Shriver asked for the Engineer's report. Clinton Phillips presented the change in unconfined aquifer storage study update. He highlighted the change for July 2023, change between July 2022-2023, current aquifer level, current five (5) year average and the acre feet needed to get to the -400,000 level. Mr. Phillips presented a graph of the change in the unconfined aquifer storage since 2002 and reported on the confined aquifer monitoring wells measured by the District.

Executive Session to Receive Legal Advice Regarding Negotiations for the Lease/Purchase of Real Property

President Shriver asked for a motion to enter into executive session to receive legal advice regarding negotiations for the lease/purchase of real property. A motion was made by Mark Deacon to enter into executive session. The motion was seconded by Michael Schaefer 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 regarding negotiations for 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 Shriver asked for possible action from Executive Session. A motion was made by Gerald Zeigler to direct staff to pursue conversations and negotiations on the purchase of real property. The motion was seconded by Scot Schaefer, Mark Deacon abstained, the motion was unanimously approved.

New Business

President Shriver asked for new business. There was none.


Next Meeting

The next quarterly meeting is scheduled for November 7, 2023, at 9:00 a.m.

Adjournment

A motion was made by Scot Schaefer to adjourn the meeting. The motion was seconded by Michael Schaefer and was unanimously approved.

The meeting was adjourned at 10:50 a.m.



President



Secretary/Treasurer