

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
November 29, 2021 at 9:00 a.m.
8805 Independence Way, Alamosa CO 81101
And by Zoom Teleconference**

Present: David Frees, President; Jan Waye, Manager; Jeremy Uhlenbrock, Manager; and, Peggy Godfrey, Ex-Officio Member.

Absent: Pete Stagner, Vice-President/Secretary/Treasurer.

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

Guests: David Hofmann, Deb Sarason, Mike Dill, Monica McCafferty, Chris Schaffer, John Gerstle, and William Myers.

Meeting Called to Order

President Frees called the meeting to order at 9:00 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 to approve the agenda as presented. The motion was seconded and unanimously approved.

Public Comment

President Frees asked for public comment. William Myers asked the Board if they would be interested in managing his depletions to the Rio Grande. Chris Ivers suggested he work with a Subdistrict that has depletions to the Rio Grande.

Discussion regarding 2021 Administrative and Groundwater Withdrawal Fee Assessments

President Frees asked for discussion regarding 2021 administrative and groundwater withdrawal fee assessments. Chris Ivers presented the fees as calculated per the budget. Discussion was held on adjusting the fees the draft budget was based on or reducing the budget and collecting about the same that is budgeted. Discussion was also held on how to assess fees on the petitioned wells.

A motion was made by Jeremy Uhlenbrock to leave the fee assessments the same as budgeted at the previous meeting. The motion was seconded by Jan Waye and unanimously approved.

Discussion was held on Subdistrict members with unpaid assessments and how to move forward. Mr. Ivers reported failure to pay would result in the member being removed from the Subdistrict 2022 Annual Replacement Plan and risk being red tagged from the State and not being allowed to use their wells.

A motion was made by Jeremy Uhlenbrock that the petitioned wells have a deadline of February 1, 2022 to pay their in arears fees or will not be included in the Subdistrict No. 4 2022 Annual Replacement Plan. The motion was seconded by Jan Waye and unanimously approved.

A motion was made by Jeremy Uhlenbrock to require contract wells to pay their in arears fee assessments by February 1, 2022 and in order to renew a contract for the 2022 year, fees must be prepaid. The motion was seconded by Jan Waye and unanimously approved.

Resolution to Approve 2021 Administrative and Groundwater Withdrawal Fee Assessments

President Frees asked for Resolution to approve 2021 Administrative and Groundwater Withdrawal Fee Assessments. Chris Ivers provided the amount necessary to balance the budget for administrative fee, the amount for replacement of injurious depletions, and the amount necessary to fund the aquifer recovery.

A motion was made by Jeremy Uhlenbrock to approve the Resolution as presented. The motion was seconded by Jan Wayne and unanimously approved.

Mr. Ivers reported on an application for a participation contract that was submitted prior to the December 1st deadline.

Adjournment

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

The meeting was adjourned at 9:45 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 2022 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 ~~2021~~ BUDGET YEAR.

WHEREAS, the amount of money necessary to balance the budget for Subdistrict No. 4 administrative expenses is \$56,535.05; and

WHEREAS, the amount of money necessary to fund the replacement of injurious depletions is \$94,743.69.

WHEREAS, the amount of money necessary to fund aquifer recovery is \$49,468.78

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 2022 budget year there is hereby assessed a fee of \$395.35 per Subdistrict Well and as defined by the Plan of Water Management for Subdistrict No. 4 for the year 2021.
- Section 2: That for the purpose of funding the remedy of injurious depletions of Subdistrict No. 4 there is hereby assessed a fee of \$9.94 per acre-foot based on a five-year average of groundwater withdrawals during the period 2016-2020 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 \$5.19 per acre-foot of groundwater withdrawn through a Subdistrict Well based on a five-year average of groundwater withdrawals during the period 2016-2020.
- Section 4: That the General Manager is hereby authorized and directed to immediately certify to the County Commissioners of Saguate County, Colorado, the assessments above determined and set.

ADOPTED, this 29th day of November, 2021.



President

Attest: _____
Secretary/Treasurer