

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
July 27, 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; Linda Ramirez, Program Assistant; Cheryl Anderson, Office Manager; April Mondragon, Administrative Assistant; and, Michael Carson, Database Administrator.

Guests: Deb Sarason, John Gerstle, William Myers, and, Sarah Parmar.

Meeting Called to Order

President Frees called the meeting to order at 9:02 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 by Jan Waye to approve the agenda as presented. The motion was seconded by Jeremy Uhlenbrock and unanimously approved.

Public Comment

President Frees asked for public comment. There were none.

Review and Possible Consideration of Contract to Replace Injury to San Luis Creek from a Saguache Response Area Well

President Frees asked for review and possible consideration of contract to replace injury to San Luis Creek from a Saguache response area well. Chris Ivers reported Tim Lovato opted to pursue his own augmentation plan and would like to contract with Subdistrict No. 4 to remedy his depletions to San Luis Creek. Mr. Ivers provided the total acre feet amount of depletions caused by Mr. Lovato's well and a few items for the Board to consider such as staff time to track the replacements. Discussion was held on how Subdistrict No. 4 would benefit from approving the contract and the type of fees that would be charged. Further discussion was held on the timeline and process of Mr. Lovato's SWSP and augmentation plan.

David Frees stepped out of the chair and made a motion to direct Pete Ampe to draw up a contract for Tim Lovato with a standard \$500 onetime contract fee, \$643.63 administrative fee for the 2021 ARP and depletions will be calculated at the rate of \$100 per acre foot prorated to something less than one acre foot. The motion was seconded by Jeremy Uhlenbrock and unanimously approved.

Executive Session

President Frees asked for a motion to enter into executive session to receive legal advice concerning a potential purchase of real property. A motion was made by Jan Waye to enter into executive session. The motion was seconded by Jeremy Uhlenbrock and unanimously approved.

Mr. Ampe stated the Board was entering into executive session pursuant to section 24-6-402(4)(a) to discuss a potential purchase of real property. The Board would take no formal action or position during the executive session.

Possible Action from Executive Session

President Frees asked for possible action from executive session. A motion was made by Jeremy Uhlenbrock to direct Pete Ampe to draft a non-binding letter of intent concerning purchase of real property. The motion was seconded by Jan Waye and unanimously approved. Staff was also directed to proceed as discussed in executive session.

New Business

President Frees asked for new business. There were none.

Next Meeting

The next quarterly meeting is scheduled for September 7, 2021 at 9:00 a.m.

Adjournment

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

The meeting was adjourned at 10:36 a.m.



President



Vice-President/Secretary/Treasurer