

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #5
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
June 17, 2021 at 5:00 p.m.
8805 Independence Way, Alamosa, CO 81101
And by Zoom/Teleconference**

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

Staff and Consultants: Pete Ampe, Hill & Robbins, P.C.; Cleave Simpson, General Manager; Chris Ivers, Program Manager; Amber Pacheco, Program Manager; Rose Vanderpool, Program Assistant; Marisa Fricke, Program Manager; Allen Davey, and Clinton Phillips, Davis Engineering; Wylie Keller, Water Resource Specialist; Michael Carson, Database Administrator; and, April Mondragon, Administrative Assistant.

Guests: David Hofmann, William Myers, John Gerstle, Tom McCracken, Patrick Shea, James Stephenson, Craig Perrin, Deb Sarason, John Mattingly, Rachael Walke, Tim Lobato, Ryan Unterreiner.

Meeting Called to Order

President Schmittel called the meeting to order at 5:16 p.m. A quorum was present. The Pledge of Allegiance was recited.

Peggy Godfrey announced she would be stepping down as the Ex-Officio Member of the Board of Managers of Subdistrict No. 5. She said she would be informing the District Board of Directors at the meeting tomorrow.

Approval of the Agenda

President Schmittel asked for any changes, 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 Dale Gerstberger and unanimously approved.

Executive Session to Receive Legal Advice Concerning the Potential Purchase of Real Property

President Schmittel asked for a motion to enter into executive session to receive legal advice concerning the potential purchase of real property. A motion was made by Dale Gerstberger to enter into executive session. The motion was seconded by Kit Caldon 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 concerning the potential purchase of real property. The Board would take no formal action or position during the executive session.

Possible Action from Executive Session

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

Discussion on Saguache Creek Remedies

President Schmittel asked for discussion on Saguache Creek remedies. President Schmittel updated the Board on conversations he had with Ed Nielsen and his feelings regarding the proposed Subdistrict pumping cutback and challenge to the ARP denial. Discussion was held on the Subdistrict proceeding with the pipeline plan, pumping reductions and a way to get farms and ranches back in business and operating. Cleave Simpson encouraged farmers and ranchers to make good water management choices. Tim Lovato reported on an idea he proposed to the Board and staff regarding using a portion of water out of the Werner Arroyo. Chris Ivers reported the Subdistrict Board of Managers, staff, engineering and legal would need to meet and figure out a way to account for the water he is referring to.

Review of Bids to Drill an Augmentation Well

President Schmittel asked for review of bids to drill an augmentation well. Chris Ivers reported the Subdistrict had not received any bids to review. He recommended extending the deadline out one week.

A motion was made by Dale Gerstberger to extend the bid package deadline to drill an augmentation well seven (7) days. The motion was seconded by Kit Caldon and unanimously approved.

Discussion on Rules Governing Groundwater Withdrawal Allocations for Subdistrict Wells

President Schmittel asked for discussion on Rules governing groundwater withdrawal allocations for Subdistrict wells. Pete Ampe highlighted the changes made to the document since the last time the Board reviewed it. Chris Ivers reported he would like for the Subdistrict Members to have a chance to review the Rules and they would be available on the website.

Direction for Staff

President Schmittel asked for direction for staff. Chris Ivers highlighted the companies they had been in contact with in connection with getting bids to drill the augmentation well.

New Business

President Schmittel asked for new business. George Whitten highlighted the Subdistrict would be seeking additional legal counsel to assist with the 1041 regulation process and will be moving forward with it as quickly as possible.

Next Meeting

A special meeting was scheduled for June 25, 2021 at 5:00 p.m.

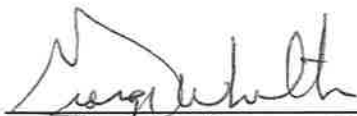
The next quarterly meeting is scheduled for July 21, 2021.

Adjournment

The meeting was adjourned at 5:57 p.m.



President



Vice-President/Secretary/Treasurer