

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #5
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
March 12, 2024 at 5:00 p.m.
8805 Independence Way, Alamosa CO 81101
And by Zoom/Teleconference**

Present: David Schmittle, President; George Whitten, Vice-President/Secretary/Treasurer; Corey Hill, Manager; Dale Gerstberger, Manager; and, Kit Caldon, Manager.

Absent : Doug Gunnels, Ex Officio Member.

Staff and Consultants: Pete Ampe, Hill & Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Clinton Phillips, Davis Engineering; and, April Mondragon, Administrative Assistant.

Guests: William Myers, David Hofmann, Tim Lovato, Greg Higel.

Meeting Called to Order

President Schmittle attended the meeting via Zoom, he asked George Whitten to preside. Vice President Whitten called the meeting to order at 5:02 p.m. A quorum was present for the meeting. The Pledge of Allegiance was recited.

Approval of the Consent Agenda

Vice President Whitten asked for changes, additions or a motion to approve the consent agenda. A motion was made by Kit Caldon to approve the consent agenda as presented. The motion was seconded by David Schmittle and unanimously approved.

Public Comment

Vice President Whitten asked for public comment. Tim Lovato asked if the Annual Replacement Plan (ARP) had been submitted. Chris Ivers reported the ARP had not been submitted and provided the due date.

Discussion Regarding Well Injury Payment Agreements and Bonuses

Vice President Whitten asked for discussion regarding Well Injury Payment agreements and bonuses. Chris Ivers reported on a vote taken by Subdistrict No. 4 to increase the Well Injury Payment (WIP) bonuses on San Luis Creek and Crestone Creek. He provided the new bonus amounts and the amount it would cost Subdistrict No. 5 if they agree to also increase the bonus payments. Mr. Ivers highlighted the value and importance of getting WIP agreements extended, his recommendation was to approve a match on San Luis Creek and offer to Saguache Creek. Mr. Ivers explained how longer term WIP agreements help reduce admin costs and increase stability on the creeks.

A motion was made by Kit Caldon to approve the new WIP bonus amounts on San Luis Creek and Saguache Creek. The motion was seconded by Corey Hill and unanimously approved.

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

Vice President Whitten asked for executive session to receive legal advice concerning the potential purchase of real property. A motion was made at 5:11 p.m. by Kit Caldon to enter into executive session. The motion was seconded by David Schmittle 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

Vice President Whitten asked for possible action from executive session. There was none.

New Business

Vice President Whitten asked for new business. Chris Ivers provided the date and time of a joint Work Session with Subdistrict No. 1.

Next Meeting

A joint work session was scheduled with Subdistrict No. 1 on March 20, 2024 at 11:00 a.m.
A special meeting was scheduled for April 11, 2024 at 5:00 p.m.
The next quarterly meeting is scheduled for April 17, 2024 at 5:00 p.m.

Adjournment

A motion was made by Dale Gerstberger to adjourn the meeting. The motion was seconded by Kit Caldon and unanimously approved.

The meeting was adjourned at 6:07 p.m.



President



Vice-President/Secretary/Treasurer