

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
December 20, 2023 at 9:00 a.m.
8805 Independence Way, Alamosa CO 81101
And by Zoom/Teleconference**

Present: David Frees, President; Pete Stagner, Vice-President/Secretary/Treasurer; Jan Waye, Manager; and Peggy Godfrey, Ex-Officio Member.

Absent: Jeff Regenold, Manager.

Staff and Consultants: Pete Ampe, Hill and Robbins, P.C.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Linda Ramirez, Program Assistant; Michael Carson, Database Administrator; Clinton Phillips, Davis Engineering; and, April Mondragon, Administrative Assistant.

Guests: David Hofmann.

Meeting Called to Order

President Frees called the meeting to order at 9:02 a.m. There was a quorum present for the meeting.

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 David Frees and unanimously approved.

Public Comment

President Frees asked for public comment. There was none.

Executive Session to Receive Legal Advice Concerning Potential Litigation

President Frees asked for an executive session to receive legal advice concerning potential litigation. A motion was made by Jan Waye to enter into executive session. The motion was seconded by David Frees 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 potential litigation. 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. There was none.

Review and Consider Bids to Perform Cultural Resource Survey

President Frees asked for review and consider bids to perform cultural resource survey. Chris Ivers presented four (4) bids that had been received. He reported not having experience with this type of project. President Frees reported on a conversation with Mr. Heiner who is an archeologist from the Forest Service who has experience with Espinosa Consulting. Pete Ampe explained the requirements to have the survey performed were due to the state statues. President Frees added the Subdistrict is a public entity and is required by law to perform the survey. He described what would be done to protect the remains/items if any were to be found. Pete Stagner highlighted the price being the main difference in the bids and Espinoza came with good recommendations. President Frees reported Mr. Bunker would be listed as unpaid advisor/observer and Mr. Heiner as a consultant. Peggy Godfrey described Mr. Bunkers experience with the Smithsonian and Baca Ranch.

A motion was made by Jan Waye to contract with Espinoza Consulting to facilitate the study as described. The motion was seconded by David Frees and unanimously approved.

Elk Management

President Frees asked for a discussion regarding elk management on the Peachwood property. Chris Ivers reported on concerns from the District and legal counsel. He highlighted liability issues and the potential to raise issues with the distribution of hunting tags as a benefit. Pete Ampe reported on the possibility to offer elk outfitters the opportunity to bid the property in an effort to manage the elk. Discussion was held on potential restrictions, the purpose of keeping the elk moving and being proactive in managing the elk population. President Frees suggested holding a work session in January to discuss ground rules. Pete Ampe suggested inviting CPW, Subdistrict No. 1 who is

experiencing similar issues, and the potential outfitters. Discussion was held on private citizens contracting with CPW directly to manage the elk. Pete Ampe reiterated the liability concern. President Frees reported he would contact the regional director for advice on how to protect and manage the Subdistrict property.

Next Meeting

The next quarterly meeting is scheduled for March 5, 2024 at 9:00 a.m.

Adjournment

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

The meeting was adjourned at 9:47 a.m.



President

Vice-President/Secretary/Treasurer