

**SPECIAL MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #5  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
March 9, 2021 at 1:00 p.m.  
By Zoom/Teleconference**

**Present:** David Schmittle, 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.; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Allen Davey and Clinton Phillips, Davis Engineering.

**Guests:** Steve Keller, John Gerstle, Deb Sarason, David Hofmann, Daryl Dinkla, Wes Entz, Rebie Hazard, Willie Myers, Tyrel Mares.

**Meeting Called to Order**

President Schmittle called the meeting to order at 1:06 p.m. A quorum was present.

**Approval of the Agenda**

President Schmittle asked for additions or a motion to approve the agenda. A budget discussion and possible approval of additional Well Injury Payment agreements on San Luis Creek were added to the agenda. A motion was made by Kit Caldon to approve the agenda as amended. The motion was seconded by Corey Hill and unanimously approved.

**Discussion and Possible Approval of Well Injury Payments**

President Schmittle asked for discussion and possible approval of Well Injury Payment agreements. Chris Ivers presented the proposed Lee C. Ridgely Well Injury Payment agreements and proposed Little River Properties, LLC Well Injury Payment agreement.

A motion was made by Dale Gerstberger to approve the Lee C. Ridgely and Little River Properties, LLC Well Injury Payment agreements. The motion was seconded by Kit Caldon and unanimously approved.

**Groundwater withdrawal reduction ideas and budget discussion**

President Schmittle asked for groundwater withdrawal reduction ideas and budget discussion. Chris Ivers presented several budget scenarios that showed how changing the groundwater withdrawal numbers would change the fees per acre foot withdrawal for sprinkler, flood and other. Mr. Ivers and Mr. Whitten reported on a conversation held with Ryan Fox in connection with the Subdistrict leasing a portion of his water. Mr. Ivers also provided the estimated Subdistrict depletions. Discussion was held on a potential pumping reduction percentage. Pete Ampe explained what the court considers when changing a water right in the State of Colorado.

**Executive Session**

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

**Direction for Staff**

President Schmittle asked for direction for staff. Chris Ivers reported receiving direction.

**New Business**

President Schmittle asked for new business. There was none.

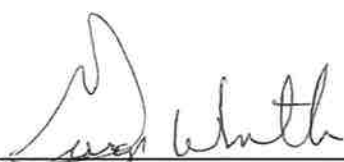
**Next Meeting**

A special meeting was scheduled for March 12, 2021 at 1:00 p.m. The annual meeting is scheduled for April 21, 2021.

**Adjournment**

The meeting was adjourned at 3:50 p.m.

  
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President

  
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Vice-President/Secretary/Treasurer