

**QUARTERLY MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #3  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
June 2, 2022 at 8:00 a.m.  
8805 Independence Way, Alamosa CO 81101  
And By Zoom/Teleconference**

**Present:** LeRoy Salazar, President; Nathan Coombs, Vice-President/Secretary/Treasurer; Warren Crowther, Manager; Sam Vance, Manager; Ruben Sandoval, Manager; Doug Bagwell, Manager; and, Dwight Martin, Ex-Officio Member.

**Staff and Consultants:** Pete Ampe, Hill & Robbins, P.C; Amber Pacheco, Program Manager; Wylie Keller, Water Resource Specialist; Rose Vanderpool, Program Assistant; Kylie Gregg, Office Manager; Marisa Fricke, Program Manager; Clinton Phillips, Davis Engineering; April Mondragon, Administrative Assistant; and, Michael Carson, Database Administrator.

**Guests:** David Hofmann and Deb Sarason, DWR; Amanda Stagner; Steven Smith and Landon Marston from the School of Mines; and, Monica McCafferty.

**Meeting Called to Order**

President Salazar called the meeting to order at 8:04 a.m. A quorum was present. The Pledge of Allegiance was recited. Warren Crowther led the opening prayer.

**Approval of the Consent Agenda**

President Salazar asked to add a discussion on issues with funding a purchase and how to use the Subdistrict properties and water rights to the Subdistricts benefit. President Salazar asked for approval of the consent agenda items:

- Agenda-Amended
- January 26, 2022-Special Meeting Minutes
- March 3, 2022- Annual Meeting Minutes
- March 3, 2022-Executive Session Minutes
- April 6, 2022-Special Meeting Minutes
- April 6, 2022-Executive Session Minutes
- April 11, 2022-Special Meeting Minutes
- April 11, 2022-Executive Session Minutes

A motion was made by Ruben Sandoval to approve the consent agenda as presented. The motion was seconded by Doug Bagwell and unanimously approved.

**Public Comment**

President Salazar asked for public comment. There was none.

**Attorney's Report**

President Salazar asked for the Attorney's report. Pete Ampe reported the lease purchase agreement was finalized and he continues to work with the Trinchera Subdistrict on due diligence. Mr. Ampe provided an update on the SWSP which had not yet been approved nor had he received any comments on it. He also provided an update on Subdistrict No. 5's SWSP and Subdistrict No. 1's change to their Plan of Water Management. Mr. Ampe described how water could be applied as an after acquired source on the Annual Replacement Plan (ARP). President Salazar highlighted the importance of getting the SWSPs approved in order for the Subdistrict to gain experience on how to use the water.

**Program Manager's Report**

President Salazar asked for the Program Manager's report.

- Financial Report: Amber Pacheco presented the financial report. She highlighted the fees which were coming in from the counties and reported she had completed the forbearance calculations for 2021. Ms. Pacheco reported on the offer from Subdistrict No. 1, payments made on the Lupita Sandoval purchase, and the reimbursements made to the District. She presented the Balance Sheet and the Profit and Loss Statement.

A motion was made by Sam Vance to approve the financial report as presented. The motion was seconded by Warren Crowther and unanimously approved.

- 2021 ARP Update: Amber Pacheco updated the Board on finalizing the 2021 ARP which ended April 30, 2022. She reported on the Taos Valley SWSP conditions and the final 2021 AR report. Ms. Pacheco highlighted the total acre-feet of depletions on the Conejos, Rio Grande and Alamosa Rivers and the amount of depletions covered by the Closed Basin Project, forbearance agreements and wet water. She provided the cost of forbearance on each river. Ms. Pacheco explained the conditions for using the Taos Valley water. Deb Sarason highlighted some ways to make use of the water. Ms. Pacheco suggested the Trinchera Subdistrict submit a written request in reference to use of Subdistrict No. 3's depletion pool. Dwight Martin stated the Subdistrict needs to figure out how to use the Norton Drain. Ms. Pacheco provided the names of the Board of Managers whose terms were expiring. She explained the process to continue to serve on the Board if they choose to do so.

**Discussion Regarding Long-term Forbearance Agreements**

President Salazar asked for discussion regarding long term forbearance agreements. He highlighted the need to keep water costs at a reasonable rate and how the Subdistrict can continue to do so. Warren Crowther explained how forbearance is key to keeping costs down. Sam Vance suggested raising the bonus payments on ten (10) year forbearance agreements for those who forbear under \$30.00. Nathan Coombs reported on the importance of securing forbearance agreements until the Subdistrict could secure additional water sources.

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

President Salazar asked for an executive session to receive legal advice concerning the purchase of real property. A motion was made by Doug Bagwell to enter into executive session. The motion was seconded by Nathan Coombs 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 purchase of real property. The Board would take no formal action or position during the executive session.

**Possible Action from Executive Session**

President Salazar asked for possible action from the executive session. There was none.

**New Business**

President Salazar asked for new business. Amber Pacheco provided an update on the WaterSmart Grant and how the funds could be used. Sam Vance and Nathan Coombs were appointed to the WaterSmart subcommittee. Cleave Simpson gave an update on Senate Bill 22-028 and how to make an application request for the funds.

**Next Meeting**

The next quarterly meeting was scheduled for September 1, 2022, at 8:00 a.m.

**Adjournment**

A motion was made by Sam Vance to adjourn the meeting. The motion was seconded by Doug Bagwell and unanimously approved.

The meeting was adjourned at 10:49 a.m.

  
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President

  
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Vice-President/Secretary/Treasurer