

**SPECIAL MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #5
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
May 15, 2023 at 5:00 p.m.
Rio Grande Water Conservation District Conference Room
And by Zoom/Teleconference**

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

Absent : Doug Gunnels, Ex Officio Member.

Staff and Consultants: Pete Ampe and, Matt Montgomery, Hill & Robbins P.C.; Chris Ivers, Program Manager; Wylie Keller, Water Resource Specialist; Clinton Phillips, Davis Engineering; April Mondragon Administrative Assistant; and Michael Carson, Database Administrator.

Guests: William Myers, David Hofmann, Lynne Thompson.

Meeting Called to Order

President Schmittle called the meeting to order at 5:04 p.m. A quorum was present for the meeting.

Approval of the Agenda

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

Public Comment

President Schmittle asked for public comment. There was none.

Executive Session to Receive Legal Advice Concerning Potential Litigation, a Potential Acquisition of an Interest in Real Property, and to Receive Legal Advice Thereto

President Schmittle asked for executive session to receive legal advice concerning potential litigation, a potential acquisition of an interest in real property, and to receive legal advice thereto. A motion was made by Kit Caldon to enter into executive session. The motion was seconded by George Whitten 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, a potential acquisition of an interest in real property, and to receive legal advice thereto. The Board would take no formal action or position during the executive session.

Possible Action from Executive Session

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

Discussion on Revegetation Planning

President Schmittle asked for discussion on revegetation planning. Chris Ivers asked the Board for direction on a revegetation plan on the North Star and Hazard properties. He described Subdistrict No. 4's revegetation project. George Whitten reported on the potential need to drill natives at some point in the future to assist with blowing dirt. He also informed the Board on the need to take soil samples. Kit Caldon highlighted a concern with prairie dogs on the North Star property. Discussion was held on certain prairie dogs being endangered species, the best method to get rid of them, how to manage the revegetation project and what types of vegetation to plant. Mr. Ivers explained why CREP may not be a good option and suggested the Board establish a revegetation committee. Kit Caldon and George Whitten volunteered to be on the committee.

CREP Discussion

President Schmittle asked CREP Discussion. Chris Ivers highlighted discussions held at other Subdistrict meetings on the possibility of expanding the CREP program. He reported Subdistrict No. 5 may not qualify but was directed to check with each Subdistrict to see if there was interest. Pete Ampe explained working through some of the alfalfa restrictions on the Farm Bill and reported he would be sending out an informational packet covering the basics on CREP.

New Business

President Schmittel asked for new business. Pete Ampe provided an update on SB22-028. Chris Ivers gave an update on Xcel Energy's progress at the well site.

Next Meeting

The next meeting is scheduled for July 19, 2023 at 5:00 p.m.

Adjournment

The meeting was adjourned at 6:02 p.m.



President



Vice-President/Secretary/Treasurer