

**QUARTERLY MEETING OF THE BOARD OF MANAGERS
OF SPECIAL IMPROVEMENT DISTRICT #6
OF THE RIO GRANDE WATER CONSERVATION DISTRICT
August 1, 2023, at 1:00 p.m.
RIO GRANDE WATER CONSERVATION DISTRICT CONFERENCE ROOM
AND BY ZOOM/TELECONFERENCE**

Present: Tyler Faucette, President; Virgil Valdez, Vice-President; Ronald Reinhardt, Secretary/Treasurer; Mario Curto, Manager; Austin Miller, Manager; Peter Clark, Manager; and Robert Middlemist, Manager.

Absent: Rodney Reinhardt, Manager; Kenneth Reynolds, Manager; Gerald Faucette, Manager; and, Armando Valdez, Ex-Officio Member.

Staff and Consultants: Pete Ampe, Hill & Robbins, P.C.; Amber Pacheco, Deputy General Manager; Angelo Bellah, Program Manager; Rose Vanderpool, Program Assistant; Crystal Benevidez, HCP Coordinator/Program Assistant; Kylie Gregg, Office Manager; Michael Carson, Database Administrator; Clinton Phillips, Davis Engineering; Wylie Keller, Water Resource Specialist; and, April Mondragon, Administrative Assistant.

Guests: Sally Wier, Deb Sarason, Dusty Hicks, Virginia Christensen, Michelle Lanzoni, Steve Keller, and David Hofmann.

Meeting Called to Order

President Faucette called the meeting to order at 1:00 p.m. A quorum was present. The Pledge of Allegiance was recited.

Approval of the Consent Agenda

President Faucette asked for any amendments or a motion to approve the following consent agenda items:

- Agenda
- May 10, 2023-Quarterly Meeting Minutes
- May 10, 2023-Executive Session Minutes
- May 15, 2023-Special Meeting Minutes
- May 15, 2023-Executive Session Minutes
- June 28, 2023-Special Meeting Minutes

A motion was made to approve the consent agenda. The motion was seconded and unanimously approved.

Public Comment

President Faucette asked for public comment. There was none.

Attorney's Report

President Faucette asked for the Attorney's report. Pete Ampe provided an update on the Texas vs. New Mexico compact case and the early end to the SWAG trail. He explained how the SWAG case could be refiled and reported on the next steps for trial regarding Subdistrict No. 1's Amended Plan of Water Management No. 4.

Engineers Report-Clinton Phillips

President Faucette asked for the Engineers report. Clinton Phillips presented an update on the monitoring wells in Subdistrict No. 6. He identified the model layer of the wells, provided June measurements, the baseline difference, yearly difference, and the well depth for the wells in model layer 4, 2, and 1.

Program Manager Update

President Faucette asked for the Program Manager update.

- **Financial Report**

Angelo Bellah presented the Financial Report. He highlighted the costs since formation, reimbursements made, expenses and the remaining balance due to the District. Virgil Valdez questioned an amount listed under miscellaneous costs. Mr. Bellah presented the Balance Sheet and the Profit & Loss Statement. He highlighted the total income, expenses, the Subdistrict 5 Russell Lakes project, the Subdistrict No. 1 Santa Maria lease, and storage costs. Kylie Gregg explained the miscellaneous cost questioned by Mr. Valdez. Discussion was held on the storage fees and where it is shown on the Profit & Loss statement.

Angelo Bellah provided an update on the irrigation season. He highlighted the number of acre feet of stream depletions and post plan depletions for the 2023 ARP year. Mr. Bellah reported on forbearance agreements, reservoir balances, contracts, SWSPs, and potential exchange opportunities on the Taos Valley No. 3. He also described the maintenance needs on the ditch leading to the recharge pond. Ron Reinhardt volunteered to perform the needed maintenance. Mr. Bellah provided an update on the Fish and Wildlife Service/Bureau of Land Management lease, the Twin Pines Ranch closing, the upcoming meetings with the Division of Water Resources, and a work session on CREP.

A motion was made to lease the requested acre-feet from the depletion bank to the Trinchera Subdistrict. The motion was seconded and unanimously approved.

A motion was made to use Alpine Title Company to file the dry up covenant associated with the 20% shares of the Twin Pine Ranch purchase. The motion was seconded and unanimously approved.

A motion was made to approve the financial report as presented. The motion was seconded and unanimously approved.

Senate Bill 22-028 and Well Database Feedback

President Faucette asked for feedback on the second-round program criteria for Bill 28. Discussion was held on the possibility to include partial well shut downs and the number of participants from Subdistrict No. 6 in the first round. Sally Wier explained how an easement might fit into round two (2) funding and how they could make it work for the land owners. Clinton Phillips provided an update on the well database tool.

Executive Session to Receive Legal Advice Regarding Negotiations for the Lease/Purchase of Real Property

President Faucette asked for a motion to enter into executive session to receive legal advice regarding negotiations for the lease/purchase of real property. A motion was made to enter into executive session to receive legal advice regarding negotiations for the lease/purchase of real property. The motion was seconded and unanimously approved.

Mr. Ampe stated the Board was entering into executive session pursuant to section 24-6-402(4) to receive legal advice concerning the potential lease/purchase of real property and the Board would take no formal action or position during the executive session

Direction for Staff

President Faucette asked for direction for staff. A motion was made to approve and move forward with the PSA for the Deacon purchase. The motion was seconded and unanimously approved.

Next Meeting

The next quarterly meeting was scheduled for November 7, 2023, at 1:30 p.m.

Adjournment

A motion was made to adjourn the meeting. The motion was seconded and was unanimously approved. The meeting was adjourned at 2:26 p.m.


President


Secretary/Treasurer