

**QUARTERLY MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #2  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
August 6, 2024, 9:00 a.m.  
8805 Independence Way, Alamosa, CO 81101  
And by Zoom/Teleconference**

**Present:** Karla Shriver, President; Scot Schaefer, Secretary/Treasurer; Mark Deacon, BOM; Harold Stoeber, BOM; and, Greg Higel, Ex-Officio.

**Absent:** Eric Hinton, Vice-President; Gerald Ziegler, BOM; Michael Schaefer, BOM.

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

**Guests:** William Myers, Charles Stillings, Rick Davie, Michelle Lanzoni.

**Meeting Called to Order**

President Shriver called the meeting to order at 9:07 a.m. and announced a quorum was not present, therefore the meeting would begin with reports. The Pledge of Allegiance was recited.

**Public Comment**

President Shriver asked for public comment. There was none.

**Attorney's Report**

President Shriver asked for the Attorney's report. Pete Ampe gave an update on the US Supreme Court rejection to the settlement agreement on the Texas vs New Mexico Colorado case. He reported on the resignation of the Special Master in Texas v. New Mexico, the 2026 litigation dates coming up for RGWCD cases and gave an update on the Farm Bill.

**Engineer's Report**

President Shriver asked for the Engineer's report. Clinton Phillips presented the Subdistrict No. 2 Aquifer Update. He reported the Subdistrict did not have a current sustainability requirement. Mr. Phillips presented the change to the unconfined aquifer storage update. He gave the change for July 2024, the change between July 2023-2024, the current aquifer level, current five (5) year average level and the acre feet needed for Subdistrict No. 1 to get to the -400,000 level. Mr. Phillips presented a snapshot of the change in aquifer storage from 2002-2024 and a graph of the entire study period. He also gave an update on the confined aquifer and showed a map of the location of the wells being monitored by the District. Mr. Phillips reported on the change in the wells from 2015-2024 in model layer five (5) and four (4).

**Program Manager's Report**

President Shriver asked for the Program Manager's report.

- **Financial Report**

Angelo Bellah presented the Financial Report. He went over the costs and expenses covered by the District for Formation, the amount reimbursed so far and the remaining amount owed. Mr. Bellah presented the Balance Sheet, he highlighted the assets including the balance in the checking account, liabilities and equity and a payment made to Subdistrict No. 6. He presented the Profit and Loss Statement and went over the income and expenses, water leases, water storage lease payment and the Davie Ranch fee.

- **Irrigation Season Update**

Angelo Bellah gave an update on forbearance agreements utilized during the 2024 irrigation season for April-July. He provided the current reservoir account balances and reported on the 2023 ARP forbearance agreement payments. Mr. Bellah updated the Board on the status of the Town of Del Norte SWSP, the TPR and Taos Valley SWSPs.

**Real Property/Water Rights Purchase Opportunities**

President Shriver asked for real property/water rights purchase opportunities.

- **Pur Water Facility Update**

Angelo Bellah reported the property sold before the due diligence on a potential purchase by Subdistrict No. 2 could be completed.

- **Carr's Rio Grande Ditch No. 1 Shares**

Angelo Bellah reported on the application made by the Carr's for the Senate Bill 22-028 program to sell shares of water. Mr. Ampe explained how the program was set up for ground water only and an application for shares would not qualify.

The Board took a recess at 9:36 a.m. and resumed at 9:49 a.m. Board of Manager Scot Schaefer arrived, a quorum was present.

**Approval of the Agenda**

President Shriver asked for amendments or a motion to approve the agenda. A motion was made by Mark Deacon to approve the agenda as presented. The motion was seconded by Harold Stoeber and unanimously approved.

**Approval of the Minutes**

President Shriver asked for approval of the following minutes:

- May 7, 2024-Quarterly Meeting
- May 7, 2024-Executive Session

A motion was made by Harold Stoeber to approve the minutes as presented. The motion was seconded by Mark Deacon and unanimously approved.

A motion was made by Mark Deacon to approve the financial report as presented. The motion was seconded by Harold Stoeber and unanimously approved.

**Ratify Proxy Votes**

President Shriver asked for the ratification of proxy votes:

- *Pine Weaver Water Purchase*

Angelo Bellah reported on the need to ratify the yes proxy vote to approve the Pine Weaver water purchase.

A motion was made by Mark Deacon to ratify the yes vote to purchase the Pine Weaver water. The motion was seconded by Scot Schaefer and unanimously approved.

- *Rick Davie Fee Appeal*

Angelo Bellah reported on the need to ratify the yes proxy vote to approve the Rick Davie fee appeal

A motion was made by Mark Deacon to ratify the yes vote to approve the Rick Davie fee appeal. The motion was seconded by Scot Schaefer and unanimously approved.

**Contracts for 2025 ARP**

President Shriver asked for Contracts for 2025 ARP.

- *Cooley and Sons Excavating-Participation Contract*

Angelo Bellah reported the Cooley and Sons Excavating participation contract would be presented at the November meeting.

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

President Shriver 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 by Harold Stoeber at 9:55 a.m. to enter into executive session. The motion was seconded by Mark Deacon 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 regarding negotiations for the lease/purchase of real property. The Board would take no formal action or position during the executive session.

**Possible Action from Executive Session**

President Shriver asked for possible action from Executive Session. A motion was made by Mark Deacon to instruct staff to continue negotiations for the potential acquisition of an interest of real property. The motion was seconded by Harold Stoeber and unanimously approved.

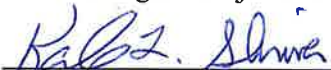
**Next Meeting**


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

**Adjournment**

A motion was made by Mark Deacon to adjourn the meeting. The motion was seconded by Harold Stoeber and was unanimously approved.

The meeting was adjourned at 10:11 a.m.

  
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President

  
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Secretary/Treasurer