

**QUARTERLY MEETING OF THE BOARD OF MANAGERS  
OF SPECIAL IMPROVEMENT DISTRICT #6  
OF THE RIO GRANDE WATER CONSERVATION DISTRICT  
August 4, 2020 at 1:30 p.m.  
By Zoom/Teleconference**

**Present:** Tyler Faucette, President; Virgil Valdez, Vice-President; Ronald Reinhardt, Secretary/Treasurer; Kenneth Reynolds, Manager; Gerald Faucette, Manager; Rodney Reinhardt, Manager; Ted Heersink, Manager; Peter Clark, Manager; Mario Curto, Manager; Rodney Archer, Manager; and, Armando Valdez, Ex-Officio Member.

**Staff and Consultants:** Pete Ampe, Hill & Robbins, P.C.; Cleave Simpson, General Manager; Amber Pacheco, Program Manager; Clinton Phillips, Davis Engineering; Michael Carson, Database Administrator; and, April Mondragon, Administrative Assistant

**Guests:** Deb Sarason, David Hofmann, and Craig Cotton, DWR.

**Meeting Called to Order**

President Faucette called the meeting to order at 1:30 p.m. A quorum was present.

**Approval of Agenda**

President Faucette asked for changes, amendments or a motion to approve the agenda. Mario Curto requested a list of who has not joined the Subdistrict. President Faucette reported it would be discussed under Direction for Staff. A motion was made to approve the agenda. The motion was seconded and unanimously approved.

**Approval of the Minutes**

President Faucette asked for changes or a motion to approve the following minutes:

- May 13, 2020-Quarterly Meeting

A motion was made to approve the minutes as presented. 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 updated the Board on the CWCB grant to be used to work on the ATM Program on the Alamosa River. Mr. Ampe reported working with Amber Pacheco on contracts and the Subdistricts first Annual Replacement Plan.

**Program Manager's Report**

President Faucette asked for the Program Manager's Report.

- Financial Report  
Amber Pacheco presented the financial report and highlighted the fees that have been collected, the amount not yet collected as well as the Subdistricts formation costs. Ms.

Pacheco also presented the Profit and Loss Statement and the update tracking of expenses due to Rio Grande Water Conservation District for formation.

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

- *Confined Aquifer Update*

Amber Pacheco provided an update on the confined aquifer. She presented a memorandum from the State Engineers office of the Composite Water Head by response area the updated 5-year average Metered Ground Water Withdrawals 5-year average. Ms. Pacheco also presented a spreadsheet of her calculations of the Subdistrict's 5-year average. Armando Valdez suggested having management practices in place to manage that average. President Faucette stated they need to continue to encourage conserving and being good stewards as well as provide education on efficiency. Ms. Pacheco reported on Subdistrict No. 1's emergency programs. Discussion was held on monitor wells and transducers.

- *Update on Forbearance Operations*

Amber Pacheco reported not having a final calculation of depletions yet but presented a few scenarios which also included potential contracts. Ms. Pacheco highlighted the forbearance agreements on the Rio Grande River, the Alamosa River and the Conejos River. She a scenario of forbearance by reach and presented the total dollar amount for all of the forbearance agreements under that scenario. Discussion was held on the number of reaches with forbearance agreements, securing other resources as the Subdistrict matures and the total number of impacts for all of the Subdistricts. David Hofmann explained how the system works if all of the rivers are not connected.

### **Review and Approval of Participation/Inclusion Contracts**

President Faucette asked for the review and approval of Participation and Inclusion contracts.

- *Quarter A Circle Farms-Participation Contract*

Amber Pacheco reported on the AR Claunch contract. She presented a spreadsheet which broke down each parcel and the ten (10) active irrigation wells and four (4) inactive irrigation wells. Ms. Pacheco reminded the Board of their policy on accepting contracts and suggested not assessing any additional fees on this contract. Discussion was held on what happens to the depletions if the contracted parties were to back out of the Subdistrict. Ms. Pacheco highlighted the portion of the contract which addresses post-plan depletions.

A motion was made to accept the Quarter A Circle Farm participation contract for one year which will automatically renew each year if all conditions met. The motion was seconded and unanimously approved.

- *Finn and Ann Eriksson-Inclusion Agreement*

Amber Pacheco provided the background information on the Finn and Ann Eriksson Inclusion Agreement request. Ms. Pacheco reported they have a total of six (6) wells, two (2) of them are non-metered small capacity wells which are inactive. Ms. Pacheco explained why they are doing an inclusion contract rather than a participation contract.

A motion was made to accept the Finn and Eriksson inclusion agreement. The motion was seconded and unanimously approved.

**Discussion on Contracting with the City of Alamosa for 2020 and 2021 Annual Replacement Plans**

President Faucette asked for a discussion on possibly contracting with the City of Alamosa for the 2020 and 2021 Annual Replacement Plans. Amber Pacheco reported on the return flows from the City of Alamosa and the East Alamosa Water and Sanitation District. Ms. Pacheco provided an update on the municipalities and agencies she continues to work with. Cleave Simpson provided an overview of the active conversations being held with the City of Alamosa who has expressed interest in contracting with the Subdistrict for one partial year and one full year. Ms. Pacheco reported on the benefits to the Subdistrict if they contract with the City of Alamosa as well as the benefits to the City of Alamosa. She highlighted the terms contained in the contract. Discussion was held on how to compensate the City of Alamosa, calculating post-plan depletions and the amount of consumptive use.

A motion was made to pay the City of Alamosa a one-time payment of \$50,000 to contract with Subdistrict No. 6 for the 2020 and 2021 Annual Replacement Plans. The motion was seconded, but not voted on.

Discussion was held on the length of the agreement and the compensation amount.

A modified motion was made to pay the City of Alamosa a one-time payment of \$65,000 to contract with Subdistrict No. 6 for the 2020 and 2021 Annual Replacement Plans with additional language added to the contract to require the City of Alamosa to take care of any post-plan depletions yet to accrue from the pumping during the contract time under their augmentation plan after the contract ends. The motion was seconded and unanimously approved.

Ms. Pacheco will present the offer to the City of Alamosa's Attorney for their consideration.

**Discussion on Upcoming Filing of 2020 Partial Year Annual Replacement Plan**

President Faucette asked for the discussion on the upcoming filing of the 2020 partial year Annual Replacement Plan. Amber Pacheco reported she was working on the draft Annual Replacement Plan and basing it off a model that was put together by Deb Sarason and David Hofmann of Division of Water Resources. Ms. Pacheco provided the Board with some of her concerns on the Alamosa River. Armando Valdez updated the Board on the forbearance agreements he has been working on. Ms. Pacheco provided the forbearance agreement deadline. Craig Cotton answered a question President Faucette brought to him regarding Terrace Reservoir Company storage water being used, he stated dry up would not be required with an SWSP. Discussion was held on how much the Subdistrict will be able to pay ditch companies for water, how much the water is worth and if ditch companies would be willing to lease reservoir water to the Subdistrict. Ms. Pacheco presented a list of secured and unsecured forbearance agreements. Ms. Pacheco also provided the Board with other options that may be available to the Subdistrict.

**Discussion on the ATM Program on the Alamosa River (Grant from CWCB)**

President Faucette asked for the discussion on the ATM Program on the Alamosa River (grant from CWCB). Amber Pacheco reported CWCB approved the Subdistrict's application for grant money and she provided the amount. Ms. Pacheco presented the application and explained how it is a new



**Discussion on Upcoming Filing of 2020 Partial Year Annual Replacement Plan**

President Faucette asked for the discussion on the upcoming filing of the 2020 partial year Annual Replacement Plan. Amber Pacheco reported she was working on the draft Annual Replacement Plan and basing it off a model that was put together by Deb Sarason and David Hofmann of Division of Water Resources. Ms. Pacheco provided the Board with some of her concerns on the Alamosa River. Armando Valdez updated the Board on the forbearance agreements he has been working on. Ms. Pacheco provided the forbearance agreement deadline. Craig Cotton answered a question President Faucette brought to him regarding Terrace Reservoir Company storage water being used, he stated dry up would not be required with an SWSP. Discussion was held on how much the Subdistrict will be able to pay ditch companies for water, how much the water is worth and if ditch companies would be willing to lease reservoir water to the Subdistrict. Ms. Pacheco presented a list of secured and unsecured forbearance agreements. Ms. Pacheco also provided the Board with other options that may be available to the Subdistrict.

**Discussion on the ATM Program on the Alamosa River (Grant from CWCB)**

President Faucette asked for the discussion on the ATM Program on the Alamosa River (grant from CWCB). Amber Pacheco reported CWCB approved the Subdistrict's application for grant money and she provided the amount. Ms. Pacheco presented the application and explained how it is a new concept and new way to meet ground water withdrawal requirements. Clinton Phillips explained what the grant money could be used for. Ms. Pacheco thanked Mr. Phillips for his assistance with the grant.

**Direction for Staff**

President Faucette reported direction for staff is to provide updates on contracts and asked for any additional direction for staff. Ms. Pacheco provided what she would be working on and will update the Board accordingly. Mario Curto asked Ms. Pacheco for a list of individuals that did not petition into the Subdistrict. A brief discussion was held on the 2020 forbearance bonus payments.

**Next Meeting**

The next quarterly meeting was scheduled for November 3, 2020, at 1:30 p.m.

**Adjournment**

A motion was made to adjourn the meeting. The motion was seconded and unanimously passed. The meeting was adjourned at 5:20 p.m.

  
\_\_\_\_\_  
President

  
\_\_\_\_\_  
Secretary/Treasurer

