

**RECORD OF PROCEEDINGS**  
SAN JUAN WATER CONSERVANCY DISTRICT  
FEBRUARY 15, 2021 REGULAR MEETING

**Attendance**

All Board Members and attendees present participated via the District's Zoom account in accordance with the CDC and CDPHE recommendations regarding COVID – 19.

The following Directors were present: Al Pfister, Susan Nossaman, John Porco, Bill Hudson, Merlin Wheeler, and Joe Tedder.

Also present were: Jeff Kane, Renee Lewis, Justin Ramsey, and Chris Mannara.

**Call to Order**

The Regular Meeting for the San Juan Water Conservancy District (SJWCD) was called to order by Chairman Al Pfister at 5:01 p.m.

**Revisions to Agenda**

A motion was made by Director Porco and seconded by Director Hudson to remove the following items from the agenda as they do not need to be discussed further – Consideration of Director Hudson Allegations of Unethical Conduct Against Director Pfister and How to Proceed and Consideration of Executive Session Pursuant to C.R.S. § 24-6-402(4)(b) – for the purposes of receiving advice from legal counsel on specific legal questions. The motion passed 5 – 0 with Chairman Pfister abstaining.

**Declaration of Conflicts of Interest**

The Board considered Declarations of Conflicts of Interest. No conflicts were declared.

**Public Comment**

Chairman Pfister opened the meeting to public comment. No comments were offered.

**Consideration of Report – Study Alternative Uses for West Fork Reservoir and Canal Water Rights – Wilson Water Group**

The Board considered Report – Study Alternative Uses for West Fork Reservoir and Canal Water Rights – Wilson Water Group (copy attached). Erin Wilson, Wilson Water Group, presented Consideration of Report – Study Alternative Uses for West Fork Reservoir and Canal Water Rights – Wilson Water Group, stating this final draft report does not contain any additional information than what was presented at the January 18, 2021 meeting, but that she was hoping to field final questions and comments from the

Board in order to finalize the document. Following a lengthy discussion, Ms. Wilson stated she would incorporate comments from the Board in an effort to better clarify some of the information in the report. Chairman Pfister asked that any further questions/comments from the Board be sent to him in the next couple of weeks to allow Ms. Wilson to prepare a final report for discussion at the end of March. The Board agreed to schedule a March 29, 2021 Special Meeting at 4:00 p.m.

### **Consideration of Attorney Report**

The Board considered Attorney Report. The District's attorney, Jeff Kane, presented Consideration of Attorney Report, stating an overview of the meeting he and Chairman Pfister had with representatives from the Bureau of Land Management (BLM) regarding the Treasure Pass Ditch water right. He further stated that BLM is seeking to file an application for a change of use in the next couple of months. Once the application is filed, Mr. Kane stated he would bring it before the Board for consideration.

### **Consideration of Treasurer's Report**

The Board considered the Treasurer's Report (copy attached). Director Hudson presented the Treasurer's Report, stating the highlights of the deposits, expenses, and ending balances. He also stated the No Fault Water Intrusion portion of the Property and Liability Insurance Policy had been canceled per Board direction during the January 18, 2021 as the water intrusion portion does not apply to the Running Iron Ranch property in any way and can be reinstated in the future. Director Hudson further added the rent for the office space was set to increase by \$15.00, but this was likely an insignificant increase compared to finding a new office space. The Board agreed. Lastly, he asked if the Board would like to continue its Chamber of Commerce Membership. The Board agreed continuing the membership was a benefit to the District and directed the annual membership fee be paid.

### **Consideration of Approval of November 16, 2020 Joint Special Meeting, December 10, 2020 Regular Meeting, and January 18, 2021 Special Meeting Minutes**

The Board considered Approval of November 16, 2020 Joint Special Meeting, December 10, 2020 Regular Meeting, and January 18, 2021 Special Meeting Minutes (copy attached). Chairman Pfister presented Approval of November 16, 2020 Joint Special Meeting, December 10, 2020 Regular Meeting, and January 18, 2021 Special Meeting Minutes, stating he had reviewed the minutes and did not have any suggested revisions. A motion was made by Director Hudson and seconded by Director Nossaman to approve the November 16, 2020 Joint Special Meeting minutes as presented. The motion passed unanimously. A motion was made by Director Hudson and seconded by Chairman Pfister to approve the December 10, 2020 Regular Meeting Minutes as presented. The motion passed unanimously. A motion was made by Director Hudson and seconded by Chairman Pfister to approve the January 18, 2021 Special Meeting Minutes as presented. The motion passed unanimously.

### **Consideration of Resolution 2021 – 01 – Board of Directors Annual Posting for Meetings**

The Board considered Resolution 2021 – 01 – Board of Directors Annual Posting for Meetings (copy attached). Renee Lewis presented Consideration of Resolution 2021 – 01 – Board of Directors Annual Posting for Meetings, stating this is the annual meeting notice required by statute providing the date, time, and location for the District’s regular meetings in 2021. Chairman Pfister stated he would prefer the regular meetings in 2021 begin at 4:00 p.m. rather than 5:00 p.m. as stated in the resolution. The Board agreed. A motion was made by Director Hudson and seconded by Director Porco to adopt Resolution 2021 – 01 – Board of Directors Annual Posting for Meetings as amended above. The motion passed unanimously.

### **Consideration of Approval of Strategic Plan**

The Board considered Approval of Strategic Plan (copy attached). Renee Lewis presented Consideration of Approval of Strategic Plan, stating she had made the revisions directed during the January 18, 2021 meeting including, but not limited to, adding the original appendices from the August 5, 2020 version of the Draft Strategic Plan, replacing the word “led” with “participated” in the sentence “Beginning in 1996, SJWCD led a multi-agency public/private effort to improve and restore the streambed habitat in the lower Blanco” of the section titled “Lower Blanco River Restoration” and replaced “SJWCD community” with “constituents” where appropriate distinguishing the SJWCD taxpayers from the community-at-large. A motion was made by Chairman Pfister and seconded by Director Hudson to approve the final presentation of the Strategic Plan. The motion passed unanimously.

### **Consideration of Professional Consulting Agreement – RGL Consulting, LLC**

The Board considered Professional Consulting Agreement – RGL Consulting, LLC (copy attached). Renee Lewis presented Consideration of Professional Consulting Agreement – RGL Consulting, LLC, stating she was no longer seeking to renew the Professional Consulting Agreement – RGL Consulting, LLC as she is pursuing another opportunity. Ms. Lewis also stated she would be willing to extend the terms of the existing contract for an additional month to assist in securing her replacement. A motion was made by Director Hudson and seconded by Chairman Pfister to extend the terms of the Professional Consulting Agreement – RGL Consulting, LLC for an additional month. The motion passed unanimously.

### **Consideration of Future Uses of Running Iron Ranch Property**

The Board considered Future Uses of Running Iron Ranch Property (copy attached). Chairman Pfister presented Consideration of Future Uses of Running Iron Ranch Property, stating potential future uses of the property are still under consideration following the rejection of the PAWSD/SJWCD counteroffer on a renewal by the current

leaseholder. A motion was made by Director Hudson and seconded by Chairman Pfister to allow Chairman Pfister to reengage Colorado Parks and Wildlife and the Town of Pagosa Springs regarding future uses of the Running Iron Ranch Property. The motion passed unanimously.

### **Consideration of Chamber of Commerce Membership**

The Board did not consider this item as it was addressed under Consideration of Treasurer's Report.

### **Update Regarding Water Information Program Steering Committee**

The Board considered Update Regarding Water Information Program Steering Committee. Director Porco presented Update Regarding Water Information Program Steering Committee, stating the highlights of the biannual Water Information Program (WIP) Steering Committee meeting he attended in January. He also stated the WIP newsletter submission deadline was fast approaching and asked if the Board would like to submit an article regarding the District's newly completed Strategic Plan. The Board agreed that Director Porco should submit a piece on the Strategic Plan on behalf of the Board.

### **Consideration of Revisions to SJWCD Bylaws**

The Board considered Revisions to SJWCD Bylaws (copy attached). Director Hudson presented Consideration of Revisions to the SJWCD Bylaws, stating he would like to work with one other Board Member on his proposed revisions prior to presenting for full Board consideration. Director Nossaman agreed to work on the proposed revisions to the SJWCD Bylaws.

### **Other Business**

Chairman Pfister administered Director Wheeler's Oath of Office as he was reappointed by District Court on January 25, 2021 for a four-year term expiring on March 21, 2025.

There being no further business to come before the Board, the meeting was adjourned 7:05 p.m.

Respectfully submitted,

Renee Lewis  
Recording Secretary  
For the Board of Directors