

RECORD OF PROCEEDINGS
SAN JUAN WATER CONSERVANCY DISTRICT
MARCH 10, 2022 SPECIAL MEETING

Attendance

A Special Meeting of San Juan Water Conservancy District was held, Thursday March 10, 2022, at 2 pm in person at the Pagosa Area Water and Sanitation District Board Room and on Zoom.

The following Directors were present: Al Pfister, Bill Hudson, Doug Secrist, and Joe Tedder. Also present was Sally High, Executive Assistant.

Attending by Zoom were: Directors Susan Nossaman and John Porco, Jeffrey Kane (Attorney), Terri House (Editor, Pagosa Springs Sun), James Dickoff, Josh Pike, Brenna Mefford, and Tori Rohwer. Keith Bruno joined later in the meeting.

Call to Order

The Special Meeting for the San Juan Water Conservancy District (SJWCD) was called to order by Chairman Al Pfister at 2:06 p.m.

Revisions to Agenda

The Board considered Revisions to Agenda. No revisions were requested.

Declaration of Conflicts of Interest

The Board considered Declarations of Conflict of Interest. Chairman Pfister states that he intends to recuse himself from consideration of the Geothermal Greenhouse Partnership's educational funding request. No further Conflicts of Interest were identified.

Public Comment

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

Consideration of Watershed Enhancement Partnership Request to Revise the Budget

Mandy Eskelson's request was included in the Board Packet. All \$2,500 budgeted by San Juan Water Conservancy District will go toward the Town of Pagosa Springs South Yamaguchi Park. Director Pfister moved and Director Porco seconded to move \$500 from the Gateway Project to the South Yamaguchi. Director Hudson objected to Director Pfister making the motion, citing a Conflict of Interest. Director Porco moved and Director Secrist seconded the motion to move all \$2,500 to be used at South Yamaguchi. Approval was unanimous.

Consideration of Wilson Water Group Services

Director Pfister and Director Secrist negotiated with Erin Wilson and Brenna Mefford to include all services requested by San Juan Water Conservation District. The revised proposal was included in the Board Packet. After discussion, Director Pfister moved to approve the proposed Scope of Work and budgeted expense to SJWCD. Director Tedder seconded. Approval was unanimous.

Consideration of 2022 Strategic Plan Review

Director Secrist explained that responsibility for management of Running Iron Ranch needed to be added to the Strategic Plan. The status of 2021 West Fork water rights decisions needs to be updated. Accomplishments, including Project Resource Studio work, Wilson Water Group, and Watershed Enhancement Project need to be referenced for public understanding. Director Hudson volunteered to write updates of the West Fork changes. Director Pfister agreed to describe PRS community outreach and related work. Director Secrist will write a description Running Iron Ranch management and potential State Park development. Conversation with PAWSD will clarify expectations to manage Running Iron Ranch.

A suggestion was made that SJWCD hire a part-time employee(s) to provide information to Board – possibly an administrator, program manager, grant writer. Directors discussed the pros and cons of contracted workers as opposed to employees.

Further discussion of the Strategic Plan was postponed until a future agenda.

Consideration of Director Hudson's Requests for Copies of Communications Between Other Directors and the District's Legal Counsel

Attorney Kane explained that Director Hudson had contacted him "a few times" to learn of other Directors' communications with counsel. The attorney reminds the Board that he represents the District, not Directors. Directors were reminded that they agreed to communicate with the attorney through the Board President. Director Hudson states his reticence to communicate with the attorney through Board President Pfister, because of perceived conflict. Discussion ensued that included Directors' fiduciary duties, attorney's fees, and appropriate Board procedures. A request was made that a future meeting include discussion of an individual Director's conduct when in opposition to the Board, its approved SJWCD projects, and Statutory Duties. Attorney Kane will provide Director Hudson requested emails.

Consideration of SJWCD Participation in Earth Day Activities

Director Porco encouraged SJWCD to have a table/booth at the Earth Day activities on Saturday April 23 from 10 am to 2 pm. No opposition was voiced. The tri-fold brochure will be updated.

Geothermal Greenhouse Board Member Keith Bruno requested that SJWCD sponsor the GGP's Environmental Film Festival and ongoing water education activities. The request was for \$250. An AIR form and letter from GGP, outlining benefits to SJWCD, was in the Board Packet. Director Tedder moved to transfer \$250 from Travel budget line to Education budget line. Director Secrist seconded. Approval was unanimous. Director Tedder moved to give the \$250 to GGP. Director Hudson seconded. Unanimous approval.

Consideration of Motion to Reappoint Director Nossaman

Director Nossaman's letter to the Court requesting reappointment was included in the Board Packet. Director Pfister moved. Director Secrist seconded. Director Hudson questioned the need for a Motion to be submitted to the Court. Attorney Kane explained that a Motion to the Court is recommended. Director Pfister will confirm the need for a Motion with the Court Clerk. Pending that confirmation, Director Pfister moved and Director Hudson seconded reappointment of Director Nossaman to the SJWCD Board. Motion passed unanimously.

There being no further business to come before the Board, the Special Meeting was adjourned at 3:47 pm.

The next Regular Meeting of the San Juan Water Conservancy District is scheduled for Monday, April 18, at 4 pm.

SAN JUAN WATER CONSERVANCY DISTRICT

By /s/ Sally High

For Board of Directors

DISTRICT SEAL