

RECORD OF PROCEEDINGS
SAN JUAN WATER CONSERVANCY DISTRICT
SPECIAL MEETING – NOVEMBER 7, 2024, 3 pm

Attendance

A Special Meeting of San Juan Water Conservancy District was held Thursday, November 7, 2024, at 3 pm in person at 46 Eaton Drive and on Zoom.

The following Directors were present in person: Joe Tedder, Bill Nobles, Randy Cooper, Rod Proffitt, Candace Jones, Chuck Riehm, and Susan Nossaman.

Also present in person were Sally High (SJWCD Executive Assistant) and Bill Hudson (Pagosa Area Water and Sanitation District & Pagosa Daily Post).

Attending on Zoom were Jeff Kane (SJWCD Attorney), Glenn Walsh (Pagosa Area Water and Sanitation District), and Josh Pike (Pagosa Springs SUN).

Call to Order

The Special Meeting of the San Juan Water Conservancy District (SJWCD) was called to order by President Candace Jones at 3 pm. A quorum was present.

Consideration of Executive Session

Director Jones read the statute defining SJWCD's use of Executive Session.

Upon an affirmative vote of at least two-thirds of the members present, the San Juan Water Conservancy District will go into executive session pursuant to section 24-6-402(4) of the Colorado Revised Statutes to discuss matters concerning the transfer or sale of real, personal or other property interest pursuant to section 24-6-402(4)(a) of the Colorado Revised Statutes, to confer with the District's attorney for the purposes of receiving legal advice on specific legal questions pursuant to section 24-6-402(4)(b), C.R.S., and to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators pursuant to section 24-6-402(4)(e), C.R.S., all regarding the potential sale of the Running Iron Ranch on the initiative of the Pagosa Area Water & Sanitation District.

Director Jones moved to enter Executive Session. Director Cooper seconded. A roll call vote resulted in unanimous approval.

Josh Pike and Glenn Walsh were placed in the Zoom waiting room. Mr. Hudson left the room. The SJWCD Board of Directors entered Executive Session with their attorney.

Director Riehm moved to leave Executive Session. Director Cooper seconded. A unanimous roll call vote ended Executive Session. Josh Pike was re-admitted to the

meeting on Zoom. Glenn Walsh had left the meeting. Mr. Hudson reentered the room in person.

Consideration of Action

In Executive Session, SJWCD Directors discussed PAWSD's intended sale of Running Iron Ranch and received legal advice from Counsel. After adjourning Executive Session and returning to the Special Meeting, Director Jones reported publicly that SJWCD had received by email an offeror purchase of the Running Iron Ranch. Director Cooper moved that SJWCD respond to the prospective purchaser that SJWCD would not pursue the offer. Director Proffitt seconded. Approval was unanimous.

Director Proffitt moved that Director Jones write a public statement and release the statement after the attorney and board members have a chance to read it and provide comments. The statement is to include these three points:

- The offer received by SJWCD does not commit to a future reservoir at the Running Iron Ranch as Pagosa Area Water & Sanitation District board members publicly stated.
- SJWCD cannot sell reservoir project water rights. The SJWCD board has a fiduciary duty to manage project water rights that it owns for the benefit of the public.
- SJWCD was asked to sign a nondisclosure agreement. SJWCD is a special district subject to Colorado open records laws. SJWCD manages its records in accordance with applicable law.

Director Nobles seconded. Approval of the motion was unanimous.

Discussion and Consideration of Talking Points Ahead of Film Event

Director Riehm moved that Director Tedder lead the board's planning of and be authorized to approve talking points for the video event. Director Cooper seconded. The motion was approved by unanimous vote.

Adjournment

There being no further business to come before the Board, the Special Meeting was adjourned at 4:39 pm. Director Hagberg moved. Director Tedder seconded. Approval was unanimous.

SAN JUAN WATER CONSERVANCY DISTRICT

By /s/ Sally High

Executive Assistant for Board of Directors

DISTRICT SEAL