

# ACTION ITEM MINUTES

The General Managers Advisory Committee Meeting on Ordinance 7 will be held on Zoom starting at **5:30 p.m.** on **Tuesday, August 26, 2021.**

Page 1 of 4

## A. ROLL CALL OF COMMITTEE MEMBERS

**Committee Members:** Diane Becker, Mary Danahey (absent), Denise Davis, Kristen Ferrall (absent), Scott Hill, Margaret Martini, Hal Paris, Trevor Smith (absent), Bruce Townsend, and Frank Wright. Indra Winqest, IVGID District General Manager, Shelia Leijon, Parks and Recreation Superintendent, and Tim Callicrate, IVGID Board of Trustees (absent), Chairman.

**Administrative Support Staff:** Kari Ferguson and Susan Herron

**Reminder Only:** Rules of Engagement: All committee members shall be respectful of one another and treat each other with kindness. No one member shall talk over another member. All ideas are welcome however they may not be discussed in depth or in detail depending upon time and/or merit and that determination is solely held with the General Manager. All committee members are equal participants.

## B. RECAP OF MEETING OF AUGUST 17, 2021

1. Review data related to the survey questions
2. Further discuss potential data to evaluate in more detail
3. Discuss comments from the survey results
4. Discuss General Manager notes for draft conceptual recommendations framework

District General Manager Winqest gave a brief overview of what happened at the last meeting and an overview was given on the format for what was going to the Board of Trustees. District General Manager Winqest then reviewed an e-mail sent by Ms. Martini that was sent out earlier today. Ms. Martini asked if the boat operators were picture pass holders? District General Manager Winqest said yes and we are working with them. Ms. Martini said that is where the definition is going to come in and it needs to be run by an attorney who understands how to enforce those definitions. She then shared with the committee that the boat owners are sending down their employees and that it isn't the parcel owners themselves. District General Manager Winqest said that the boat operators see it differently and that he understands that the outside legal counsel review is important as is the definition of a guest. Ms. Martini said that this was discussed early on and to tie a boat owner to a valid parcel within Incline Village. District General Manager Winqest said it does extra steps and we will have to customize our software to able to handle that. Ms. Martini said that once the boat operators and businesses understand that we are checking perhaps they would be a little more diligent. Ms. Leijon said that some of the boats are registered to their addresses in another state. Mr. Hill said there is also a problem with multiple owners of one boat. Mr. Wright said that the deed is pretty clear on this topic and he thinks that the hull number is the best identifier. Using the beaches as a commercial operation needs to be stopped and he hasn't seen that being done. There is nothing being done on the boat operators and slowing that down. There is a lot of abuse taking place and it hasn't been mitigated but rather enhanced. He doesn't agree with the excuses and there are ways to stop all of this and until you have a program to stop, it is going to continue on. It is a slap in the face to those in Crystal Bay and being ignored. Jumping to employees who don't live here, there is abuse. Our recommendations won't hold any water and we haven't addressed the comments from the survey. There is a focus on parcel owners and do's and don'ts for them and this is policing of

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Page 2 of 4

them. This committee has the obligation to do something and we are just spinning our wheels – focus on one thing and that is keeping the parcel owners in line. The employees don't live here, why don't have they have rules and regulations – Gold and Silver cards – find those odd. Always being criticized for bringing things up. He wants the beaches to protected from the outsiders. He is suggesting to take a step back and what can we do for all the parcel owners who are paying the bills. Ms. Becker said on the commercial boat operators – we have gone through a lot of things as a committee and that they can only launch boats for parcel owners. When we are dealing with businesses, it is different from homeowners and we have to address it. She has a boat, it is registered in Las Vegas and we need to work on it. There are people who do need help from the boat operators and we have to figure out how to do it so we are benefitting the commercial boat operators and they may need to give their passes to their employees which they can do. Ms. Martini said that the owners of the boat should be present for that launching. Ms. Becker said she likes that but she was told by a number of her friends that they don't want to be present because they want their family members to use their boat. It would be easier to say owners should be present but then we would get complaints. District General Manager Winqest said that they launch the boat at the start of the season, put it on the buoy, and the boat operator walks away until the end of the season. He is in favor of restricting this and we need to have a definition for a guest; we have to get this cleaned up and trying to be transparent about what is going on. Doesn't agree with Mr. Wright as it is getting better. We need good policy to get this working. District General Manager Winqest moved onto the next item. Ms. Leijon said that the current policy is that employees can park inside the gates with a picture pass and that she can change that. District General Manager Winqest said please do that. Ms. Martini said that she has seen nonprofits down there and she knows that there are deep discounts; does a nonprofit have access by being nonprofits. District General Manager Winqest said we don't discount anyone, no access, if the local nonprofit wants to rent the group picnic area and they have access just like everyone else – picture pass, paid for, etc. Ms. Martini said that you are telling me that everyone goes in is accompanied by a picture pass holder and paid by credit card. District General Manager Winqest said that there was going to be a Stuff the Bus event – event put on by a local nonprofit, every person that comes through the gate was supposed to a paid guest, picture pass holder or punch card holder. Unfortunately, because of the smoke, they moved it to one of the real estate offices. Mr. Hill said maybe Ms. Martini is referring to local nonprofit groups that have picnics such as the Trampers – first need to reserve with the Trampers and be a guest or pay. There are some nonprofits that use it in that way and most are picture pass holders. District General Manager Winqest said he gave the committee three years of data on employee visit – non issue as well. Can run the report again at the end of this season. When we finalize recommendations, he is going to have Josh Nelson review it before it is given to the Board, to make sure there are no hot buttons. The agenda is about to go out and there will be an item to hire outside legal counsel to analyze the beach deed and a number of other items. Goal is to hire someone, after approval, within the next two or three weeks. Ms. Martini said she is not against any employee and what she is concerned about is that the beach deed says parcel owner, guest of parcel owner. She doesn't have an animosity towards any employee. District General Manager Winqest said we have talked about this ad nauseum and we have taken a straw poll and that is going to be on an agenda. Ms. Martini asked if it was going to be on a future agenda. District General Manager Winqest said yes, next Thursday. Mr. Townsend said we have talked about overcrowding and people keep talking about overcrowding and he doesn't know how it is defined. District General Manager Winqest said he thinks it is all about parking and everyone should realize we will always have a parking issue. He then moved on to #3 – the beaches are owned by IVGID and this is something that we are going to have the outside legal counsel look at. He also has an agenda item to look at Policy 16.1.1 next Thursday. Ms.

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Page 3 of 4

Martini said the government entities that own parcels in Incline Village that are qualified for being within the area of Incline Village, are you saying that all of those government entity parcels are exempt from the recreation fee thus making them exempt from beach access. District General Manager Winquest said yes and gave an example of a USFS parcel. Ms. Martini said she would like that to be clarified and who is exempt as it applies to the deed. District General Manager Winquest said we rely on Washoe County to do that definition. The real area to address it is within Policy 16.1.1 and the Board will be discussing it. Ms. Martini said as per Washoe County definition – how does the commercial enterprise fit into that? Without dwelling units, how are they being addressed? District General Manager Winquest said that there are a lot that would qualify and we can get more into that and he says your point of tying it all together through the ordinance. Ms. Martini said that will be run through the outside attorney for clarification; District General Manager Winquest said maybe and we had a ruling from the AG in the 1970's on exempt property. Ms. Martini said she is concerned with staying within the perimeters of the deed and trying to avoid the many lawsuits that are filed following anything we do. District General Manager Winquest said when we put together our recommendations, we will have legal counsel look at it. The Board, he expects, will have more engagement with this counsel. Moving onto #5, every person on this committee validates that the beach deed is the most important thing and understands that. Moving onto #6, he is going to be compiling the information and putting together the recommendations and circulating those documents to committee members. Ms. Martini asked if you were going to be asking the committee members for their written comments so that nothing is ambiguous. She thinks that soliciting in writing opinions of what they have taken away from doing this is worthwhile. Our input should be written. District General Manager Winquest said he has no problem with receiving input from the committee; he will draft up recommendations which will be reviewed and then final recommendations will go to the Board. Ms. Martini said that written records are key with governmental entities and she is a firm believer in written records. District General Manager Winquest said he will show you his draft later in this meeting. Moved on to #7, yes the survey comments were monumental. This year, most people have loved what has been the processes at the beaches. Parking continues to be a problem and not sure what we can do there. Ms. Martini said that the COVID protocol has been a blessing in disguise and getting people used to that and not get the blowback that you might have had it been done another way. Easy to say it was very success and that we are going to continue it. District General Manager Winquest said that it will give us a lot of good information, it is working. Ms. Becker said that the restrictions have really changed it and she has gone more this year than she has ever gone. Commend on these restrictions. Ms. Martini said she really appreciates you taking the time in answering these questions going forward. Mr. Townsend said in lot of cases, people don't understand the process and what is available and what they can do. District General Manager Winquest said that he and Ms. Ferguson are going to meet with Ms. Davis next week about doing e-mail blasts so that people can receive fun facts and information. There were a lot of comments about being new to the community and we need to address that as best we can. Ms. Martini said early on we discussed putting a pamphlet together with all the important items and hand them something written which takes less time for your employees to talk to them. Make it convenient for people. Put that pamphlet out through the title companies and have it available throughout the District. There is a lot of frustration with a lot of people and their phones and then if that doesn't work then it would merit a phone call.

## **C. CONTINUE DISCUSSION ON FORMAL RECOMMENDATIONS FOR REVISION**

1. Finalize discussion of survey results

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**Page 4 of 4**

2. Continue discussion on potential recommendations to the Board of Trustees
3. Discuss format for delivering recommendations to the Board of Trustees
4. Possible straw polling on key potential recommendations

District General Manager Winqest then went over his framework document and the committee was invited to make their individual comments on the items covered.

## **D. GOALS FOR NEXT MEETING**

1. Discuss next meeting date: September 7 at 5:30 p.m.
2. Finalize discussions and confirm recommendations to be made to the Board of Trustees

## **E. ADJOURNMENT**

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