MINUTES

REGULAR MEETING OF MARCH 28, 2018
Incline Village General Improvement District

The regular meeting of the Board of Trustees of the Incline Village General Improvement District was called to order by Chairwoman Kendra Wong on Wednesday, March 28, 2018 at 6:00 p.m. at the Chateau located at 955 Fairway Boulevard, Incline Village, Nevada.

A. **PLEDGE OF ALLEGIANCE**

The pledge of allegiance was recited.

B. **ROLL CALL OF THE IVGID BOARD OF TRUSTEES**

On roll call, present were Trustees Matthew Dent, Peter Morris, Phil Horan, Tim Callicrate, and Kendra Wong.

Also present were District Staff Members Communications Coordinator Misty Moga, Director of Public Works Joe Pomroy, Director of Finance Gerry Eick, Director of Human Resources Dee Carey, Diamond Peak Ski Resort Manager Mike Bandelin, Director of Golf Michael McCloskey, Director of Information Technology Jeremy Breeden, and Director of Asset Management Brad Johnson.

Members of the public present were Aaron Katz, Judith Miller, Wayne Ford, Joanelle Slocumb, Margaret Martini, Mark Alexander, Darryl Dworkin, Pete Todoroff, Steve Dolan, Mike Menath, Frank Wright, Tony Robinson, Bret Hansen, Sara Schmitz, Millie Carter, Mike Abel, Gene Brockman, and others.

*(48 individuals in attendance at the start of the meeting which includes Trustees, Staff, and members of the public.)*

C. **PUBLIC COMMENTS**

Margaret Martini read from a submitted statement which is attached hereto.

Aaron Katz said he wanted to talk about two items, F.3. and F.4, and that no, the District should not keep the lots in perpetuity rather they should give them back to Washoe County because they are going to sell them for $500. Staff lied to Washoe County and for that they should be fired but no they get a bonus because that is the IVGID way. He predicts that the Board is going to remove item F.4. from the agenda and why would they do this, and we have to see if this happens, it will be
proof that the Chair doesn’t deserve to be a Trustee. Onto F.3., this is more
wrongful acts by IVGID and now they want to pay $10,000 to We The People in
settlement and he has nothing against We The People as it is a great program but
is not what should happen as it is taking the Recreation Fee and making a donation
and the Recreation Fee is not there to make a donation. This is not about We the
People, pay off Mr. Lyons not We the People. We have spent how much and
instead of accepting responsibility we are trying to look like the good guys. Should
have never sued but you were real quick to go after him.

Frank Wright said that he told this Board so and that six months ago he came
before the Board and told them about the land deal costing them dearly. You have
given away everyone’s right but you wouldn’t give them to him who lives in Crystal
Bay and this is ten times worse. What you have done is turned everyone into
residents and it is not going to unwind with those three lots. Your Staff has done a
number and your Staff lies. He asked for a list of those who are on the list and Staff
said there was no list. Learned tonight that there is a list and one of those
individuals is here so your Staff lied. Board members – how are you going to
unwind this mess? Can you pass out punch cards and let tens of thousands of
people on our beaches? How are you going to unwind this mess? You have
incompetent counsel that you are paying ten times more than other general
improvement district and this is about to cost us everything we have. This has to
come to an end, we have got to stop it, and stop it now. There is a Trustee who
has no right to run for re-election because she hasn’t done anything since she has
been here. A candidate rubberstamped this and it is a disaster that is not right.

Pete Todoroff said he had community announcements - #1 – four individuals went
down to Washoe County yesterday and discussed how the old library is being used
and then they went to a TRPA meeting today on the same subject; #2 – there will
be a Citizen Advisory Board meeting on Monday at 5:30 p.m. at the IVGID
Administration Building and all are invited to ask Washoe County Commissioner
Berkbigler any questions; #3 – the IVCB Forum will be held on April 6 at 9 a.m. at
the Incline Village Library and Washoe County Commissioner Berkbigler will be in
attendance; and #4 – anyone wanting to be on his mailing list can send him an e-
mail and they will be added to his e-mail list.

Sara Schmitz read from a prepared statement which is attached hereto.

Mark Alexander said yes, he is a Crystal Bay resident who is here to bring a couple
of items to the Board and more so to the management. You may be aware, as he
has written directly to the Board, that he was informed that there was a list of us
who had signed up for the Bitterbrush parcels and then told that there was no such
list. He talked to Staff about twenty minutes ago about there being no list and that Staff member said there isn’t a list but if I ask for a folder I may be able to see the contents of the folder. So he has to get to IVGID speak and there maybe fifteen names inside the folder. He is a resident here who doesn’t know the IVGID speak to what is on Staff’s desk thus he is looking to the Board to have some understanding of what Staff is doing and he has written and copied each of you. No one wrote back to him. He is asking for the contents of the folder which Staff may be able to find and stated that this is absolute nonsense. When he goes one on one, Staff finally goes and tells him that there is a folder. On item F.1., the pump station, what is your master plan and why is there a sole source approval on this type of equipment as this is specification tailoring and he is a plant engineer and this is specification tailoring so get that out of here.

Mike Abel read from a prepared statement which was declined to be submitted; he paraphrased Martin Luther King Jr. with an I have a dream statement such that he dreams that IVGID protects the interests of taxpayers interest, doesn’t waste money on overpaid consultants, doesn’t loss e-mails that cross their desks, puts major contracts out to bid, manages our facilities so they don’t run down, doesn’t waste money on vindictive lawsuits, doesn’t let our precious beaches become packed wall to wall, etc. He would also like to attend a meeting where he is not challenged by a Staff member’s wife. We need to get rid of management and get a decent Board of Trustees.

Sherry Watts said she would like see a map of where the unbuidlables are. She wanted a dog beach but knows that’s not viable. She would recommend not paying the back taxes if they are sold as the property taxes should be paid for by the buyer. They should be publicly sold on the MLS or auctioned and not from a list of private buyers. She doesn’t approve of the lawsuits filed by IVGID on personal people in Incline Village especially those who are just trying get information, use the surveys more moving forward.

Darryl Dworkin passed on speaking.

Steve Dolan distributed a statement which is attached hereto. Mr. Dolan then said that public comment is an important right with this government and that when he was raised here in the US it is an obligation for citizens to be heard. He personally calls on citizens to interrupt before this Board make your motions as it is way you can reflect on the discussion you have just had. Important reason to reinstitute public comment after the Board discussion and before vote is very relevant. The civil disobedience he will continue to practice came from Henry Thoreau, at a
moment when one is experiencing the highest law, he introduced the concept of public comment after certain items.

Manuel Stein passed on speaking.

Millie Carter passed on speaking.

Jim Croley said that he wants to say that he continues to be amazed at this meeting and the negativity and toxicity that pours out to these individuals. He has met with most and fines them all to be reasonable. The implication that they are evil is just not right. He glories every morning and is so fortunate to live here, wake up here, and look at this beauty. He is truly grateful. There is a better way to conduct our lives than to attack individuals with toxicity. There has yet to be an explanation of any other perspective and he has faith in the good human nature. He is also very grateful for the willingness of those up there to sit and take this negativity. He is glad you are here as you all do reasonable jobs and you are not perfect but he is grateful that there are people who are willing to put up with that toxicity so thank you. To Staff, you take an unreasonable amount of abuse and thus he says the same thing to all of you. Happy you are here and he loves to live here and will do everything he can do to raise up and live better lives – thank you.

Bret Hansen of Waste Management gave an update and his written update is attached hereto.

Judith Miller said she wanted to talk about public records and public information – it was rather appalling to hear Mr. Alexander’s story. Public records and public information is something that citizens should not have to know how to ask for as most governments do insist that Staff help the public if not clearly spelled out and the example that Mr. Alexander gave is quite atrocious; perhaps our Public Records Officers should go and get more training. You should not hinder them and she thinks that IVGID’s own policy covers public information as well. Pursue this aggressively as it is not just about documents. Look at your own policy as it needs to be addressed with willingness and not hide things. Other thing she wants to talk about is the ability to make public comments. When you did decide to restrict public comment to the beginning and end of the meeting, it was also stated that the Chair could open it up after a particular business item and she thinks there has been times when it should have been but was not done. Like to ask the Board to consider a call for public comment after each business item.

Kevin Lyons said that we have a settlement that his company, GSGI, has agreed to and with IVGID and that he is happy to move forward. His main concern as he
and his wife have been big fans of We the People so they are delighted to be giving them a donation and hopes that we can get it done promptly for timing. The check should be written to Incline High School with the memorandum reading We the People as they are trying to close the gap on their $60,000 goal. Yes, public gifts are illegal however this is a requirement of the settlement and if IVGID wants to give the check to them personally that is fine with them and they will make the donation. Mr. Lyons said that someone mentioned that they like the surveys and while he has some concerns we can address, etc. he leaves that up to the Board and while he has to go he looks forward to the next meeting.

D. **APPROVAL OF AGENDA (for possible action)**

Chairwoman Wong asked for changes to the agenda, none were made, so Chairwoman Wong said that the agenda is approved as submitted.

E. **DISTRICT STAFF UPDATES**

E.1. Verbal Update – Solid Waste (Director of Public Works Joe Pomroy)

Director of Public Works Joe Pomroy gave a PowerPoint presentation which is incorporated herewith by reference.

Trustee Callicrate asked if Staff took care of the gentleman who brought the cart up front; Director of Public Works Pomroy said there are no pending appeals and District General Manager Pinkerton said that yes, Staff handled it.

Chairwoman Wong asked if the process had been streamlined; District General Manager Pinkerton said yes and we have had no appeals within the last month.

Trustee Horan said that Staff mentioned the review and that he would like to make sure that the access point to the review, posted on the website, is easily accessible as we now have a good baseline. District General Manager Pinkerton said he understood the request.

Trustee Morris asked, regarding the upgrades at the transfer station and noted that it is our customers who are effected, how closely are you working with Waste Management to think through the problems. Director of Public Works Pomroy said Staff has discussed this with Waste Management at our
monthly meetings and that the biggest impacts are going to be on the construction trailers and that they may have to work at night as everyone wants to do construction at the same time and people are going to have to accept some inconvenience. Waste Management is aware of this because they see the lines and the cues.

E.2. Verbal Update – 2018 Ski Season Update (Diamond Peak Ski Resort General Manager Mike Bandelin)

Diamond Peak Ski Resort Mike Bandelin gave a verbal update on the 2018 Ski Season update. Highlights are:

✓ 108th day of operation;
✓ February – 29,735 final skier count; slightly below projections;
✓ March 3 – 100% of the mountain opened; power went out but was restored within two hours;
✓ 3/11 Passholder BBQ – attendance over 300;
✓ Dummy Downhill – 24 entries, well attended – special thanks to Trustees Horan and Morris for serving as judges; and
✓ Closing date is projected to be Sunday, April 15.

Trustee Callicrate said he just heard about the tremendous job that your team has done especially early in the season so keep up the great work. Chairwoman Wong thanked Staff for everything they do and noted that she had four of her friends who came up with eight kids and they commented that the ski school did a great job such that they are looking forward to coming back to Diamond Peak. Trustee Horan said that Staff did a fantastic job at the Dummy Downhill last weekend and stated that it was a really fun event.

F. GENERAL BUSINESS (for possible action)

F.1. Review, discuss and possibly approve Sole Source Finding and review, discuss, and possibly authorize a Procurement Contract for Sewer Pump Station #11 Replacement – 2017/2018 Capital Improvement Project: Fund: Utilities; Division: Sewer; Project # 2599DL1705; Vendor: Smith and Loveless in the amount of $66,706.00 (Requesting Staff Member: Director of Asset Management Brad Johnson)

Director of Asset Management Brad Johnson gave an overview of the submitted memorandum.
Chairwoman Wong said looking long term in the updating of our station, what number is this one and how many are left. Director of Asset Management Johnson said of the nine, this is the last one for wholesale replacement and that the oldest two are from the 1990's which is fairly young and that this is the last of the old remnants station. For the non-packaged systems, we don’t do wholesale replacement but do piecemeal and manage through that on an annual basis.

Trustee Morris asked what was the anticipated life of a pump like this. Director of Asset Management Johnson said for the station that we are proposing for this replacement, it dates to the early 1970's so we have had forty plus years of reliable service years and we assign them twenty to thirty years of life cycle.

Trustee Dent asked if Staff will be coming back to the Board for the award of installation. Director of Asset Management Johnson said Staff anticipates that to be within the General Manager’s authority. We will competitively bid it and once we receive the package station, which is eight to twelve weeks out, we will put it out to bid for installation and then move forward from there. Trustee Dent asked the District General to make sure the Board gets an update on this in his General Manager’s written report once that award is made.

Trustee Horan made a motion to make the following finding:

IVGID’s purchase of a packaged sewer pump station from Smith and Loveless, Inc. for the replacement of Sewer Pump Station #11 is exempt from competitive bidding for the following reasons:

A. This purchase is for additions to and repairs and maintenance of equipment which may be more effectively added to, repaired or maintained by a certain person (NRS 332.115.1.C). The District’s small packaged pump stations are comprised extensively of Smith and Loveless equipment. Additionally, the proposed equipment is identical to equipment purchased by the District in 2017, via a competitively bid procurement process, for station replacement at Sewer Pump Station #8.

B. The equipment proposed for purchase, by virtue of the training of the personnel or of any inventory of replacement parts
maintained by the local government is compatible with existing equipment (NRS 332.115.1.d). The District’s small packaged pump stations are comprised extensively of Smith and Loveless equipment and the District employs Operators trained for Smith and Loveless equipment and maintains an inventory of replacement Smith and Loveless parts. Additionally, the proposed equipment is identical to equipment purchased by the District in 2017, via a competitively bid procurement process, for station replacement at Sewer Pump Station #6.

Trustee Callicrate seconded the motion. Chairwoman Wong asked for comments, receiving none, called the question – the motion was passed unanimously.

Trustee Horan made a motion to authorize a procurement contract with Smith and Loveless, Inc. totaling $66,706 for a packaged sewer pump station for the replacement of Sewer Pump Station #11 and authorize Staff to execute all purchase documents based on a review by General Counsel and Staff. Trustee Callicrate seconded the motion. Chairwoman Wong asked for comments, receiving none, called the question – the motion was passed unanimously.

Chairwoman Wong called for a break at 7:05 p.m.; the Board reconvened at 7:15 p.m.

F.2. Review, discuss and possibly authorize a contract amendment for Federal Legislative Advocacy Services with Marcus G. Faust, P.C. in the amount of $65,000 (Requesting Staff Member: Director of Public Works Joe Pomroy)

Director of Public Works Pomroy gave an overview of the submitted memorandum.

Chairwoman Wong commented that you can't argue with the return on investment.

Trustee Callicrate said, of the $700,000 spent, that Mr. Faust has been intimately involved as have our elected officials and when you read it in the packet it is kind of difficult to see how much money has been brought to the District. Mr. Faust has done quite a bit and thus he would like to see a yearly report which he believes usually happens in August and get that on our
calendar so this formal presentation by Mr. Faust can help us to further explain his involvement.

Trustee Dent said he thinks it would be good for him to come in front of us or have a written report that we can get and that this would be a way to improve this agenda item as well as including the contract with this item. Trustee Dent then asked since 2011, how much have we paid and how much have we received. Director of Public Works Pomroy said $3.6 million for watermains, $400,000 for export effluent, $3 to $4 million for creek restoration and we are averaging about $55,000 in costs so that would equal $300,000 since 2011 and approximately $8 million in the last six or seven years. Trustee Dent followed up by asking if there were any updates in new funding. Chairwoman Wong said she will address that in the Board of Trustees update.

Trustee Horan made a motion to authorize a contract amendment to Marcus G. Faust P.C. in the amount of $65,000 for one year for Federal Legislative Advocacy Services and authorize Staff to execute the necessary contract documents. Trustee Morris seconded the motion.

Chairwoman Wong asked for comments.

Trustee Callicrate said anytime in the future, and he wants this in stone, that we have a contract can the Staff please include it in the packet and post in online for our folks to look at. Also, please highlight the changes especially those from the prior year.

Hearing no further comments, Chairwoman Wong called the question – the motion was passed unanimously.

F.3. Review, discuss and possibly approve the term sheet and proposed settlement and release agreement, with Governance Sciences Group, Inc. to resolve all outstanding litigation and appeals (Requesting Staff Member: District General Manager Steve Pinkerton)

District General Manager Pinkerton gave an overview of the submitted materials; and read the following, as required, from the term sheet:
IVGID needs the community’s help. We want to know what we should be doing better, faster, cheaper and differently. One vote every few years doesn’t do us (or you) much good at all. In recognition of our desire to support the high-minded ideals upon which this nation was founded, $10,000 shall be donated to Incline High School “We the People” program in order to facilitate comprehension of the United State Constriction and open and transparent government.”

Chairwoman Wong said on page 16, item 5, second paragraph, it starts with “If necessary...” and she would like to get “If necessary...” struck. District General Counsel Jason Guinasso said that he will circle that and present it to GSGI. Chairwoman Wong said that they should dismiss the cases.

Trustee Callicrater said that he would like them to do some renumbering as well.

Trustee Dent said that the second bullet point says that GSGI may not conduct any surveys for IVGID; who asked for this; District General Manager Pinkerton said that he did. Trustee Dent said isn’t that against the public interest. District General Manager Pinkerton said he asked for it as he thinks a cooling off period for parties would be good.

Trustee Callicrater said that this jumped out at him as well and that Mr. Lyons stated that if we want to continue with FlashVote, if the community wants to use FlashVote that would be an opportunity that he wouldn’t be against. This language sends out a chilling that we are against that and thus he is not keen on having a cooling off period. If the community wants FlashVote, and it was very popular when it took place and in the long run the community liked it, then why this language. District General Manager Pinkerton said that the District is doing some other surveys of our own and that he would like to approve the agreement as proposed.

Trustee Horan said that he supports this agreement with the minor adjustments pointed out and that he is appreciative of Mr. Lyons and the District General Manager taking the direction of the Board and moving forward on this. He thinks the cooling off period if appropriate so he supports it as written.

Chairwoman Wong said that she agrees with Trustee Horan and that she now feels more comfortable approving it after having heard Mr. Lyon’s public comment.
Trustee Callicrate made a motion to approve the term sheet and proposed settlement and release agreement with Governance Sciences Group, Inc., to resolve all outstanding litigation and appeals with the provision that on page 16 the numbering is made consistent and in the second paragraph the words “If necessary…” are struck. Trustee Horan seconded the motion. Chairwoman Wong asked for any further comments.

Trustee Callicrate said he didn’t put in but that he does have concerns which he realizes is a moot point but he does have a problem with not conducting public surveys and that he is fine to do it as a District as long as we have a third party or whomever to ensure it is a very valid tool and that we should continue and that he does have an issue with that being put it in there but that he is going to support this because of “We the People” as this will go a tremendous way; he will be supporting the motion but he doesn’t like that bullet point.

Trustee Dent said he is trying to figure out how this serves the public interest, and that he came up with six things that IVGID gets from this:

1) Our attorney’s Guinasso and Reese get an extra $50,000.
2) IVGID makes a donation to "We the People" on behalf of GSGI.
3) Anti-public interest request by the District General Manager to silence the FlashVote users for one year. This request goes against the statement.
4) An email will be sent to FlashVote users letting them know IVGID and FlashVote no longer are partnering on surveys which everybody already knows.
5) There wasn't any customer data given to GSGI to begin with so no customer data is being given back to IVGID.
6) The District General Manager entered into litigation without Board approval which is illegal and a violation of Nevada Revised Statutes.

Hearing no further comments, Chairwoman Wong called the question – Trustee Dent voted opposed and Trustees Callicrate, Horan, Morris, Wong voted in favor; the motion passed.

F.4. Review of Capital Improvement Program Budget (Master Plan/Capital Plan Board Work Plan) (Requesting Staff Members: District General Manager Steve Pinkerton and Director of Asset
Management Brad Johnson) — this item, in draft form, was posted on IVGID’s website, ivgid.org, on March 14, 2018

District General Manager Pinkerton gave an introduction on this item and stated that on the unbuildable lot issue that he is removing that from memorandum/consideration as more information is necessary for the Board to do its review thus he is requesting the Board to not go over that tonight and save it for a later date.

Director of Asset Management Johnson and Director of Finance Gerry Eick went over the submitted materials included in the Board packet and gave a PowerPoint presentation which is incorporated herewith by reference.

Chairwoman Wong asked what the term of the bond is. Director of Finance Eick said it is a medium term, ten year bond, with a 3.25% interest rate. Chairwoman Wong said so we would be paying for a fifty year asset with a ten year bond. Director of Finance Eick said a medium term bond is appealing because it is a term we can afford and that a longer term bond means added interest costs. A ten year or less bond is more attractive and a longer term bond has additional costs. Chairwoman Wong said looking longer is that enough or will we be bonding again in the future; does a four million dollar bond put us in the right place going forward. Director of Finance Eick said that professional answer is it depends. If we continue to go with the rolling stock replacements and identified projects, generally speaking it will work. The risk is drawing ourselves down to the operating target so that if some project emerged on short notice, say in year one or year two, we could shift to afford it in a way. He would like to suggest reconsideration of using municipal leasing and as an example of a snowcat at $400,000 that by rededicating them to a stream of payments it would leave us in a better position. Director of Asset Management Johnson said he agrees with it depends as a big component is what the community decides from the Community Services Master Plan (CSMP) as well as the Incline Beach House. The five year plan addresses three out of the five and it is condition driven at the beaches. For the Administration Building, it means evaluating multiple options as they come up in the future. Chairwoman Wong said that she knows that Staff redid it based on input from the Board but what does this look like with the financing of snowcats, etc. — what would that change. Director of Finance Eick said in 2015, when we had the discussion about policy revisions, we added municipal leasing so we would follow the exact same process of medium term plus some steps. The beauty of municipal leasing is that it doesn’t have a lot of issuance costs. So say we are talking
about a municipal lease, one of the things Staff found with the organization that did our 2012 bond is that they are willing to apply the same bond rate to those leases. Last year, when we had what was that payment stream, it would have meant about $70,000 for seven years instead of an outright purchase in year one. He wouldn’t mind showing the Board some of the choices which wouldn’t change the sheet of expenditures but it could change the sheets to show a different source/use. Chairwoman Wong said she would like to get a good picture of where we are because she knows, as a Board, we don’t have four votes for bonding and leasing based on the history of our votes and since we don’t know where we are going to end up she would like to know all the different alternatives based on the makeup of the Board. Director of Asset Management Johnson said that two snowcats, two buses, and a loader using about $1.4 million and if you use leasing then it frees up cash and Staff can do that analysis. Regarding leasing and bonds, the first opportunity will be next year for a snowcat and we would have two elections for bonding. As a reminder to both the Board and the community, what is approved in May is just year one and all the years into perpetuity is up to future Boards and some may be on the Board and some may not. District General Manager Pinkerton that if the Administration building was red tagged tomorrow, it would put a strain on cash flow. Staff is making the assumption that we are doing meaningful improvement and not right now but at some point Staff will be coming back with extraordinary expenses and that is the risk with the Administration building. Director of Finance Eick said that this discussion has been on Community Services and that the Administration building may include some resources from General Fund so maybe we should have another chart as we didn’t go over the beaches. Staff hopes that you got the flavor of a lot of things to balance and kick around. The authorized expenditure is 2018/2019 and Staff does have an obligation to file an indebtedness report and give an indication to provide resources and one of the big reasons to have this presentation is to understand that if we want to plan for the larger Diamond Peak project, in 2022, we are headed towards an indebtedness plan in July that is going to have to say we will be coming with alternative resources and that includes some form of debt which is really, really important.

Trustee Dent said, regarding rolling stock replacement, how do we become more frugal with expenses and how do we get some of our equipment that doesn’t need to be emergency ready, how do we run it like a business. He understands that the Board policy is to buy new and in going back to leasing for larger equipment and replacement of rolling equipment, is that a way to free up capital. What would you recommend or what changes would you
make. Director of Asset Management Johnson said we have discussed this before and the Fleet Division does utilize best practices in extending the life span of equipment. The best equipment is our own and Staff works very hard to extend the life of our equipment. Within Community Services, the average age is thirteen to sixteen years and Staff works this equipment through its life space. We are not interested in buying used because of the maintenance cycle and buying someone else’s headache. Others have much larger maintenance staff and Mt. Rose Ski Resort has fourteen full time mechanics and we have one at Diamond Peak. Tradeoff one way or another and Staff absolutely uses best practices and maintain them through maintenance, etc. Trustee Dent said we could get five or ten years out of that investment which would be a great investment. Director of Asset Management Johnson said that we don’t have the Staff to hunt and vet the equipment and we have rolling stock that has been in place for over twenty years and it has served us very well. Trustee Dent asked how we change our policy to allow you to do this. Director of Asset Management Johnson said we don’t manage from an unlimited budget so it is a tradeoff and if the Board is willing to absorb a larger maintenance expense and longer down times, and while a greens mower may not be considered critical, like some equipment in Public Works, if our greens superintendent loses that piece of equipment it would have a six week turnaround time for maintenance/repair and that put a huge detriment to our customers; if that is the direction that the Board wants to move to then we will need to increase our Fleet Staff.

Trustee Dent said in the five year plan from 2018 when it comes to Diamond Peak, Ski Way, and Burnt Cedar, the initial run through, it went from a budget of $6 million to $11.5 million in one year, from last year to this year, which is a 100% increase. He understand that you now have a better understanding and the assumption about FEMA and Ski Way but how do you put in the absolute project and how do we improve this process such that where in a two year process we won’t have this big of a jump. He would like to approach it like a homeowner’s association and do a reserve study but he doesn’t see this happening. We understands we have $2 million in assets so how do we get better, more accurate, and how do we improve the process. Director of Asset Management Johnson said that the comparison of the District to a homeowner’s association is apples and oranges as our size and scope in no way relates to any homeowner’s association in town. What it comes down to growth, with the exception of the pool, the plan was approved by the Board of Trustees and there are two major contributors – Ski Way – where, you as a Board, directed him to pursue the larger option which was budgeted at three years at X and is now two years at Y, which is what you, as a Board
directed your Staff to pursue; on the Culvert Project, when this project started in 2011, the District engaged a premier engineering firm from the very beginning and even with that brain power, and you can skip this process, the vast majority came as of the result of brand new technology that came about since 2011. Remember, we are moving through the funnel process and fortunately this District is in a position to respond and be nimble. Great consultants don’t have crystal balls and they can’t see hidden conditions, etc. This is about doing due diligence.

Trustee Dent asked how do we get better at planning as he has worked on a project with a $50,000 budget and a $400 million budget and it just doesn’t matter because it all comes down to planning. He doesn’t understand the big swing and being more conservative is where he is going. This started at $2 million and not we are at $5 million which is not an option. He recalls that the $5.3 million for Ski Way was about safety so do we have any safety issues. Director of Asset Management Johnson said the Board discussed that in February of 2018 and there is not an appreciable safety issue and most of the concern is perceived as our incident rates are consistent with the industry for a ski resort. Trustee Dent said if you were a Board member what would you do and would you vote to go with $5.3 million. Director of Asset Management Johnson said he is not a Board member however if he were, he would listen to his constituency because this Board can choose to do things that are important to this community. The community that ski regularly wants to have enhanced safety so ultimately listen to your constituency and follow what they say. Staff presented the Board with a plan to shrink it with less value and enhancement and this is your decision and you need to make it as a Board so vote your conscience.

Trustee Dent said, with the twenty year plan, has Staff followed the Board policy when developing this plan; Director of Asset Management Johnson said absolutely.

Trustee Callicrate, referencing agenda packet page 26, in looking at that versus the pending adoption of a ten year bond, the discrepancy is $1 million so can we forgo the Diamond Peak Master Plan (DPMP) or push it out further and have that money go to the culvert and paving projects and are those options to consider. Director of Finance Eick said that on agenda packet page 26 he wants to make it clear that the stress test is about measuring fund balance on the current balance and should the current assumptions be the future assumptions on the DPMP for the various phases to look for opportunities if the District had resources and capacity instituted
without effecting the Facility Fee is the stated assumption. The Board can change the assumption such that you don’t want to use the fund balance and redirect those resources and the Board can also say theoretically use municipal leases and that might trade some of that for other items. DPMP has items that could be done with municipal leases which changes the list of assumptions with the understanding that somewhere we are doing to need additional resources if this is the list we are going to do or say changing our priorities. This Board can do this on any project and that is why we are here tonight and this is not a take it or leave it sheet. We have a process with fundamentals and assumptions if the Board is interested in tweaks and twists so be it.

Trustee Dent asked if it was Staff’s intention to follow Board policies. Director of Finance Eick said yes, that is why you have the one on debt management. Trustee Dent asked who made the decision to prioritize a new project over an existing asset. Director of Finance Eick said no one as this is the discussion presented with a plan and no one has adopted anything. Trustee Dent said that the proposal doesn’t meet the Board policy. Director of Finance Eick said what you have before you is a do you want to go there or not and that Staff is looking for a signal that you know where we are at; no decision has been made as these are your choices. Trustee Dent said that given our number one priority for capital planning is replacing existing assets and taking that with a recent poll, we have learned that 69% of the community want us to do that exact thing and the Board’s policy [12.1.0, subparagraph 3.2] is in alignment. Director of Asset Management Johnson said it comes down to changes in political priority and that direction was given to Staff to move forward with the DPMP entitlements and then go forward with implementation. Ultimately, if this Board wants to strip that out, Staff can do that. Trustee Dent said that the DPMP is different from implementing the phases and if we don’t have a plan approved, we can’t touch Snowflake. Director of Asset Management Johnson said that TRPA requires those operating within the basin to have a current/active master plan and that our master plan dates back to the 1980’s so it is prudent to move through the process of implementation, phasing, scope/breadth of individual projects, and then it comes down to changes in political position. Staff implements and Staff gives you advice. It is up to the Board to make the decision about the future of Diamond Peak.

Trustee Dent said that he doesn’t remember when a change in political priorities came into the phases but he does recall that the Board voted for entitlements as it wasn’t our your slide from February 8, 2017 so he is not
sure how it jumped up. Now we are talking about a bond yet we have $3.5 million forecasted to be tucked away in Diamond Peak phasing for the new master plan so should that be removed and in following Board policy, bond for this new project and a few other things as potentially a way to balance everything out. Chairwoman Wong said that there have been so many changes within the Board. The Board did receive the DPMP as it was written from the Diamond Peak Steering Committee and at that time the Board authorized Staff to do entitlements and asked Staff to plan for Phase 1A in our capital project plan. That was the direction of the Board at the time and we haven’t readdressed that with the understanding that when it came time, the Board would have to vote on them. What Staff has done is consistent with what the Board has directed them to do and it is consistent with the decision process that will occur in the future. She would like to emphasis what Staff has said and that is in approving our budget, it is just the 2018/2019 expenditures, and we will have to file the five-year capital plan which is a plan. As a future Board goes through the budgeting process, they will have to look at expenditures. She doesn’t see this as a new project but rather an existing project that we are talking about as a Board and a commitment that has been in the five-year plan for the last couple of years. Trustee Dent said they also said they were not following Board policy and taking money for a new project which is not the case. Staff doesn’t want to do a new dog park so let’s understand who is setting the priorities, etc. Chairwoman Wong said that Trustee Dent may not have been on the Board when the five members gave our Staff that direction. District General Manager Pinkerton added that it was in October 2015 and that later this year, this Board will be reviewing the CSMP and determining if there are additional items that would be included. Trustee Dent complimented District General Manager Pinkerton on his good comment and said he should have jumped in sooner. Director of Asset Management Johnson said that the plan is not exclusive to not take on new initiatives and directed attention to agenda packet page 41, top table on that page, which lists out the projects. Note that 92% are allocated to our current amenities and that there are grant funded projects as well and that you have, as a Board, overwhelmingly prioritized existing assets. Trustee Dent said the bond money will go for Ski Way and the deferred money will go to the DPMP with priority one being existing assets and that this should be consistent. Staff hasn’t once said that they are plugging in a number to prioritize our legacy project for next year. That legacy project is not on that list so he is curious how it got bumped up and others fell off. Director of Finance Eick said that the purpose here is to present what the picture looks like or the message and that is why we are having this discussion as this is the process to deal with that. Staff just needs
the new inputs so we can tell you. District General Manager Pinkerton said that the assumptions we have made to date are based on past inputs and this is a check in with the Board as you have the ultimate authority over one year and/or five year.

Trustee Callicrate said most of the puzzle is here and the big component is with the CSMP which isn’t fully vetted out and it is frustrating because it is a huge component that is floating out there in front of us. When he was first on this Board, there was a contentious discussion over several meetings. This is a good, mostly complete overall, but that it is tough because CSMP needs to somehow be coming out after the budget and hopefully, next year it will be incorporated. Dynamics have been pretty difficult, with the Board policies, and we have been following them to the most part and we can’t do that because we don’t have this until after the budget is passed. We are trying to make sense of this because it is difficult to comprehend and pretty complete but it is still a big chunk. District General Manager Pinkerton said for 2018/2019, the CSMP has no impact on this budget but once finished it will have a big impact on years two, three, four and five. Focus on year one and understand where you are for the future years and having that sink in is good as a basis for discussion for years two through five. This is a fairly pro forma budget and is ready to go. Years two through five will be a heavy lift and it is important for that to sink in now because Staff will come back later in the year and remind you where you are and here is the new list of potential things to do or not; this is primarily year one. Director of Finance Eick said in years past, we have talked about future planned projects and that is how Diamond Peak made that list. Maybe we will plan a Mountain Golf Course building as it was in the plan. If the Board was to decide to do a bond, you could say let’s put in X dollars for the CSMP or ask how we pay for it and does that mean taking away from other projects. Staff is not opposed to putting this is the plan however the biggest challenge with the CSMP is we don’t know the scope, etc. Staff would recommend having a discussion once it is available and then ask how it will change this plan. If there is more known, Staff is happy to include it and wouldn’t mind putting in the caveat that we know this is coming but we just don’t know the measurement and without the measurement we can’t put it into the plan.

Chairwoman Wong said that no budget is perfect and that the Board and Staff go through this process and re-evaluate every year. Whatever comes out of the CSMP, we can reassess and see if we are focusing on the right things. She does agree that the CSMP is a big missing piece and that this is heading in the right direction. When we starting layering on, we will make
better decisions in future years, either us or someone else, and hopefully look back on these conversations and take all the information and make the best decisions for the community going forward.

Trustee Dent said that all of this rolls into a reserve study and asked Staff how much would it cost to have a consultant come in to evaluate the District and then provide a grand decision that guides this Board and future Boards. Director of Asset Management Johnson said that the challenge is how to deliver a consultant contract that works with the diversity of the items in this plan and should it include the five-year utility study. We could have a civil consultant which is very different from the type of consultant for Community Services which is different from a specialty consultant at Diamond Peak and then we would have the same thing at the golf courses so this means a broad ranging skill set and he would estimate a number of $250,000. District General Manager Pinkerton said that he thinks the cost would be a lot more than that amount. Trustee Dent asked Staff to look into that a little bit more. Director of Asset Management Johnson said he would like that direction from the full Board as this District has very expensive engineers on Staff who are doing a great job and the District has spent a considerable amount of money on planning documents to date which are looked at in the development of this plan. Where that hasn’t been done in Utilities, we have an in house advantage with very deep knowledge used to develop that study. If as a Board you want to do that, than Staff will do that.

Trustee Callicrate said with the assimilation of all the plans that occurred before Trustee Dent was on the Board, which has been built upon over time and was a part of the credenza ware conversation, we are using the talent in house to develop it and that is what are doing. A comprehensive overview to give the Board a better view would be helpful. This has been a lengthy conversation but is long overdue because we are fleshing this out and he appreciates that. It has given him understanding on how we pay, good options, and we still have some things to drill into and he appreciates this and thanks Staff for doing it. Director of Finance Eck said that the power in doing the charts and adding a front cover page stating the assumptions is so that people can get some of these reference points and see that the District has a lot of documents that are pointing the way. We have thousands of hours being spent by Staff in support of this process and there is no consultant that the District could hire that has as much knowledge as do our own people. Staff started out with performance management, not just service delivery, so that we maintain our assets to make our service delivery possible. Staff is dedicated to having a good plan but things do change and
this is our process which we will make better but the framework is there and a big part of it is what the objectives are. Trustee Callicrate said that going over the disclaimer could be important because we have had such a dynamic turnover on this Board and while we have touched on our priorities we really haven’t gotten down and established them so this will help this Board and anyone else looking at it and he thinks that would be very helpful. Director of Finance Eick asked if Staff should include as one of those as why we purchase new so as to help with understanding. Trustee Callicrate said that is critical and it was good dialogue. If the tradeoff is having three mechanics and this extends things out, he doesn’t know if that balances as he just plays piano for a living so this is way out of his wheelhouse and it is your expertise so it might be beneficial but who knows. District General Manager Pinkerton said where this District is very lucky is you have Staff that have been here for a decade and attempted to put in the history. We have this issue where it is cumulative and very dynamic and that the only static thing is what amount we will spend this year and while we don’t know what we will spend, Staff tries to give a snapshot. On the reserve, there is a big difference between us and a homeowner’s association as a homeowner’s association doesn’t have full time engineering, maintenance, Staff, etc. and the law mitigates that and requires them to go through these studies which is very rare. Donner doesn’t have a public utility and has a much smaller ski area. He has been through a reserve study and ninety percent of it is Staff’s work and a consultant just shines it up which ends up with limited use. Our plan is dynamic and ever changing and a lot of what we are evaluation are things that have more policy direction which makes it hard to value what you are spending on the Recreation Center, as an example, over ten years when the cost factors have as much to do with changing demographics versus the life cycle of the building. He is very proud of what and how we are doing it now. Chairwoman Wong thanked the Staff for all the time spent on this plan.

Trustee Morris said from the interrogation and comments made by Trustee Dent it sounds as though he is experiencing a high degree of no confidence in our Staff, the following of Board policy which feels like they are not following Board policy, and the feeling that we are where we are because of following Board policy so he is asking for clarification and understanding as to whether Trustee Dent feels what Staff presented is a reflection of what has gone on with the Board. Trustee Dent said with regard to confidence in Staff as a whole, he has confidence in the Director of Finance and the Director of Asset Management. Trustee Morris asked for further clarity as to if that was them personally or to the team/Staff that they represent. Trustee
Dent said yes and he will say however that having a fresh set of eyes looking at something and he believes that they could help us that is not asking the Director of Asset Management how come he is so far off or how come it is double but that to have that come from consultants it would be verified by a fresh set of eyes looking at it which can't hurt us and to learn where we are with our $200 million in assets and see how much we will need. Trustee Morris said that this does concern him as we have some of the highest capabilities on our team that are better than any other municipality and that the concerns expressed didn’t give very much of a ringing endorsement yet we are all entitled to our own opinions. Trustee Dent said yes, he does have confidence in our Staff but it is good to have a third party opinion and are we that arrogant to say we can’t screw up, he himself screws up every day. Trustee Morris said that your example of what to understand in how a budget was up two times was that he felt that the description that Staff gave answers that question.

Chairwoman Wong said to clarify on the doubling of the budget, if one goes back to last year the budget was $11.7 million and this year it is $12.4 million. Trustee Dent said for Ski Way it was $3.3 million and this year it is $5.1 million which is a 150% increase; Burnt Cedar Pool was $125,000 and now is $575,000; Championship Maintenance Building was $70,000 and is now $730,000; and the Tennis Center remodel was $330,000 and is now $420,000 and he is not talking about the entire plan as our budget isn’t increasing rather it is those specific projects. Chairwoman Wong said and that speaks to Staff’s process and what they go through.

Director of Asset Management Johnson said that the key is that the plan is dynamic and continuous understanding and to say it is doubling, you have to ask several questions and not observe it in a vacuum. The goal is in the word “plan” which is meant to ensure we are prepared as to what is coming, being nimble, and responsive. Chairwoman Wong said that when the key indicators of an asset meet a certain threshold are they pushed up or out or increased in scope. Director of Asset Management Johnson said that condition assessment is one of the tools we utilize and all of this comprehensive work is done across a tremendous Staff and it is not intended to be perfect rather it is dynamic and an ever changing plan that goes on for perpetuity. Trustee Dent thanked both Director of Finance Eick and Director of Asset Management Johnson for their presentation.

Director of Finance Eick said one item on the beaches – one of our greatest challenges is that it stands alone and the key assumption that we made last
year was increasing that amount we are allocating to capital and while we may not be using it right away, we have to get through the pool item, he wanted to get it on the record that we continue to be committed to put a certain amount towards capital items but that it is dynamic and one thing we can count on is something will need to be taken care of. If we don’t plan and prepare, we may not see everything coming, etc. and the whole purpose is to have as much information as possible and to give you the information to be informed as decision makers. Thank you for engaging in this conversation because it is an important process that is in place and effective and allows everyone to know the direction we are going.

District General Manager Pinkerton said that Staff never got to show you agenda packet page 27 which is the accumulated depreciation and that it is a really good indicator and another way of analysis. If you go back to the beach in 1995, the number was off the chart but we didn’t have a culture of setting aside monies. As Trustee Callicrate recalls when he was on the Board, Burnt Cedar got red tagged and it should have been obvious but there was no time so it meant extending bonds, etc. Trustee Callicrate recalled that we had a beautiful trailer on a million dollar beach. District General Manager Pinkerton said Staff is making sure we get to things before they happen and our goal is to be out there well in advance.

Trustee Horan said that we, from the memorandum on this item, removed C. Chairwoman Wong said that is correct and we will have a general discussion, in the future, to get the correct facts out there.

Chairwoman Wong called for a break at 9:30 p.m.; the Board reconvened at 9:35 p.m.

G. **DISTRICT STAFF UPDATE**

G.1. **General Manager Steve Pinkerton**

District General Manager Pinkerton said he met with the Washoe County Manager and he is hoping to get him up there. With all the turnover they have had, a lot of Washoe County Staff is lacking history and understanding to help our relationship. Trustee Callicrate said to be sure to emphasize the millions of dollars we do ship over the hill and that the county understands how much we fund and don’t get back.
H. APPROVAL OF MINUTES (for possible action)

Trustee Horan said he would ask that all members of the community submit their public comments in writing. The District Clerk does a great job of doing the minutes and the Open Meeting Law only requires a summation not verbatim so if you are really concerned it is a lot better to get your written comments submitted.

Trustee Dent said, referencing agenda packet page 69, that this is a verbatim transcript and it would be great if we would get to see that. Chairwoman Wong said it is part of the packet. Trustee Dent said we have never seen anything like this before. Chairwoman Wong said that it had to be done for mediation and rather than have them retyped, we put these in instead of doing the work twice. Trustee Callicrate said on page 83, page 14 of the transcription, it should read paraphrasing instead of parroting and asked if we can make that change.

H.1. Regular Meeting of February 21, 2018

Trustee Dent asked if we could hold off on approving these minutes as they don't include the written statements received by Ms. Newman/Mr. Dobler. Chairwoman Wong said those came in under Correspondence as they weren't here to do public comments. Trustee Dent said that is right that they didn't speak but he would like to include them as an attachment to these minutes. Chairwoman Wong said she isn't sure we can do that. Trustee Morris said there has been lots of commentary about being present and he thought that was the standard regulation. District General Counsel Guinasso asked for a two minute break to add the statutory reference that allows a Trustee to add something to the minutes and noted that any of you can do that as you as a Trustee have that right. Trustee Dent said that the reference is Nevada Revised Statute 241.035 1.(e). District General Counsel Guinasso asked the District Clerk to please add the requested statements, by Trustee Dent, to the minutes.

Trustee Callicrate asked that at the bottom of the page, agenda packet page 83, that parroting be changed to paraphrasing. [Post Meeting Notation: The audio recording is in agreement with the printed text of parroting.]

Chairwoman Wong, hearing no further comments, approved the minutes as amended.
H.2. **Special Meeting of March 13, 2018**

Chairwoman Wong asked for changes, none were submitted, the minutes were approved as amended.

I. **REPORTS TO THE IVGID BOARD OF TRUSTEES**

I.1. **District General Counsel Jason Guinasso**

District General Counsel Guinasso provided an update on the Katz matter; the Nevada Supreme Court ruled three to zero on the appeal in the District’s favor and that the time period for reconsideration has lapsed however Mr. Katz asked for, and received a continuance/extension of time, and he now has until April 6 to file his motion for reconsideration. If that is denied, he then has one more opportunity to ask for a full review. Following all of this, our legal counsel will be briefing our next part of the case and that we are looking at between thirty and forty five days.

J. **BOARD OF TRUSTEES UPDATE (NO DISCUSSION OR ACTION) ON ANY MATTER REGARDING THE DISTRICT AND/OR COMMUNITIES OF CRYSTAL BAY AND INCLINE VILLAGE, NEVADA**

Trustee Horan said that we had as a Board work plan item to prepare a recommendation on correspondence in order to bring that process into the current century. We are all getting e-mails from people so he would like to address that and put that on the long range calendar.

Chairwoman Wong said she wanted to provide an update on the recent trip to Washington D.C. – District General Manager, Director of Asset Management and herself traveled to Washington D.C. and met with the Nevada Delegation staff and had a great meeting with House Representative Amodei who is working with us on securing additional funds with the U.S. Army Corp of Engineers as well as the lands bill and taking a lead stance on that legislation which is worth mentioning to the Board and our community. Senator Heller is organizing the Lake Tahoe Summit which will be held on August 21 at Sand Harbor and more details on that event are to come. District General Manager Pinkerton said we also had a lot of discussion about the fire flow money and that we are hoping, with their support, that there is a lot of authority about the money as the United States Forest Service has been allocated monies towards fire flow and we are hoping we can working with them as we have done in the past.
K.  CORRESPONDENCE RECEIVED BY THE DISTRICT*

District Clerk Susan Herron reported that correspondence has been received from Aaron Katz, Mark Alexander, and Sara Schmitz.

L.  PUBLIC COMMENTS* - Conducted in accordance with Nevada Revised Statutes Chapter 241.020 and limited to a maximum of three (3) minutes in duration; see Public Comment Advisory Statement above.

Margaret Martini said it was very refreshing to see that two of the Trustees have read and understand the budgeting numbers and said something and didn't sit there like bumps rather they were involved and animated which was very refreshing; they wanted answers and they asked for them. This helps everyone in understanding the process when Board members ask questions that are pertinent and informative. It also helps everyone else who is not sitting here. We are sunsetting another bond and it isn't coming off our Recreation Fee and while she understands about coming up with the money, it needs to come off and then have a vote on a fee increase. There is responsibility for this bond and for it to be sunseted. The Recreation Fee technically needs to be reduced and then a vote needs to be conducted for the increase. Smoothing and this other stuff, the public was amenable to that and the public felt violated and cheated as it was basically no transparency, there was nothing. It was more of an oh well which is not the way to conduct business as an IVGID Board as it is deceitful. She hopes that this Board would in the future just sunset the bond then bring forward, discuss, and vote on a Recreation Fee increase.

Pete Todoroff said that he has lived here longer than anyone else except Ms. Martini and he doesn't like to see one Trustee attack another Trustee. Regarding his TRPA meeting, they did send delegates to Washington D.C. who were seeking money from the Federal Government and they said they were getting more money for forestry which includes California and Nevada. His pet peeve is with Tahoe Keys as they proposed to use herbicide in the lake and he went to their last meeting as well as their annual meeting and the summit and he talked at length to people who have ultraviolet lights and asked that before they consider contaminating the lake to use the ultraviolet light; they said they will see what they can do about this and noted that this has been his pet peeve for twenty five years.

Steve Dolan said that Trustee Dent asked a lot of pertinent questions and he understands how he was pointing out conflicting information that continues to percolate up and that he does clearly recall Staff saying that they needed to get all this money for the permitting process so as to move forward with long term
planning and his recommendation it was $65,000 or something close to that. Chairwoman Wong tried to bring some light to the confusion and then we heard from Staff that maybe this TRPA approval will point the way for us when in fact it was preemptory. On the culvert, for the last year and a half, Staff has been telling us that FEMA is paying for this but in this budget planning Staff said they can’t do that and that we should be prepared for FEMA not to pay and that could double the budget. Something that bothers him in terms of how these things evolve is that we put things in one place in order to get a bond, etc. All information get presented one way and then presented another way and thus he really appreciates all of the Board’s questions. The change in politic is something that is a distraction.

M.  **LONG RANGE CALENDAR**

District General Manager Pinkerton went over the Long Range Calendar that was included in the packet and the following changes were made:

- April 11 – add in a discussion about the unbuildable lots
- May 9 – add in an item on communication and meet with Trustee Horan

Trustee Callicrate notified the Board and Staff that on April 11 he will not be present at the meeting and will be calling in.

N.  **ADJOURNMENT (for possible action)**

The meeting was adjourned at 9:58 p.m.

Respectfully submitted,

Susan A. Herron
District Clerk

Attachments*:
*In accordance with NRS 241.035.1(d), the following attachments are included but have neither been fact checked or verified by the District and are solely the thoughts, opinions, statements, etc. of the author as identified below.

Submitted by Margaret Martini (1 page): IGID 3-28-18 Board of Trustees Public Comments, By: Margaret Martini – To Be Included with the Minutes of the Meeting
Minutes
Meeting of March 28, 2018
Page 27

Submitted by Aaron Katz (1 page): Written statement to be included in the written minutes of this March 28, 2018 regular IVGID Board Meeting – Agenda Items F(3) – F(4) – Several items

Submitted by Sara Schmitz (1 page)

Submitted by Steve Dolan (1 page): Civil Disobedience required at IVGID meetings

Submitted by Bret Hansen, Waste Management (2 pages)
IVGID 3-28-18 Board of Trustees Meeting Public Comment
By: Margaret Martini — To Be Included with the Minutes of the Meeting

Tonight’s first assault (think Parasol) on accountability and transparency lies buried in the Review of the Capital Improvement Program Budget. This is the District’s “unique $88 K + proposed project.” It is the amount of back taxes waived by Washoe County for the 87 tax delinquent parcels transferred to IVGID for free when Mr. Eick falsely represented to the Board and the County that the parcels would be used for public purpose open space. It is the amount proposed to bail out Mr. Eick from his unauthorized sale of public land to private buyers. Without holding Mr. Eick accountable for lying to the Board and the County and selling three unbuildable lots with Beach privileges to private buyers ineligible to have beach privileges under the Beach Deed – you are being asked to call this settlement a Capital Project and open the door for all the unbuildable lots to be auctioned off to the highest bidder which could be a commercial enterprise. Do you have any idea of the consequences? The three parcels already sold can be resold to anyone along with the ability to purchase additional picture passes and an unlimited number of punch cards. If you think the beaches are overcrowded now by non-residents, the worst is yet to come. Not only for the beaches, but the golf courses which will permit any one and everyone to gain prime tee times at resident rates. If the intent is to destroy our property values and increase our user rates to subsidize the overuse of our community’s facilities by non-residents—-you will have succeeded. You will also have sent the message that our Director of Finance, retained attorney and General Manager have your permission to continue to lie and break the law without any consequences. And we will all know that YOU DO NOT KNOW the meaning of your fiduciary responsibilities and are completely unworthy of our trust.

The right thing to do, here and now, is simple. Retain the remaining tax delinquent parcels as public purpose open space as designated by Washoe County when they transferred the parcels to us for free—and approve a resolution to keep those parcels as public purpose open space into perpetuity and make appropriate consequences of retribution and loss of job security to the main parties, Eick, Pinkerton and Guinasso.

Note: IF any more lots are sold unlimited passes are grandfathered it. Think about that.

THIS IS NOT A ‘PROJECT’ IT IS A GIVEAWAY OF PROPERTY RIGHTS.
WATCH THE VOTE TODAY AND BE MINDFUL OF WHO YOU VOTE FOR IN THE FUTURE
WRITTEN STATEMENT TO BE INCLUDED IN THE WRITTEN MINUTES OF THIS  
MARCH 28, 2018 REGULAR IVGID BOARD MEETING – AGENDA ITEMS F(3) –  
F(4) – SEVERAL ITEMS

Item F(3) - I object to payment of $10K to "We the People" (see page 16 of the Board packet) because this is not settlement of litigation. I have no issue with the "We the People" program. But here IVGID is making an outright donation of public funds. IVGID has no power to waste public assets by donating them to anyone. If $10K must be paid to Kevin Lyons, then pay it to him. But not as a donation to the School District.

Here staff wants to purchase public admiration. So rather than admitting it was very wrong and cost the public $70K or more in acting as a predator against Mr. Lyons, they want to look like good guys at local property owners' expense. This is wrong and masks the truth! And we don't even get a charitable contribution write off. Wrong, wrong, wrong.

Item (F4) - Buried within an unclear and incomplete agenda item which states it is reviewing IVGID's CIP, is item C on page 21 of the Board packet; paying the County $88,243 in back taxes and acquiring 89 parcels IVGID obtained because of false representations by Gerry Eick that these lots, if given by the County, would be used for "public purposes." Now Mr. Eick claims these lots can be used for any purposes whatsoever. In other words, he admits he lied to the County about their intended use.

Tell Mr. Eick "NO." All 89 lots should be returned to the County because they were acquired as a result of fraud. And $88,243 of our Rec Fee should NOT used to purchase real property unrelated to public recreation - the misrepresented purpose for the Rec Fee in the first place.

If this agenda item is removed rather than heard, because I have heard rumors that this is going to occur, then I object again. Why are you removing this agenda item Ms. Wong? Is it because the public is coming out in force to object and you're trying to "cut the public off at the pass?" Do you think by removing this item from the agenda you can put it back on in the future when so many protestors will not be appearing? If so this shows your real intent and it's neither right nor ethical.

If you pull this agenda item Ms. Wong, let the voters in our community clearly understand the type of trustee Kendra Wong really is. And you want four more years of this?

And You Wonder Why Our Recreation and Beach Facility Fees are as High as They Are Because of This and Comparable Misuse? I’ve now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).
My name is Sara Schmitz, candidate for Incline Village GID Trustee. I’m not here to speak about my candidacy but rather voice my recommendations as a concerned citizen of this community.

I implore this Board to increase its oversight and involvement of the District. My faith in the Executive Team’s decisions making ability has been lost. Actions have been taken to embark on initiatives that are NOT in the best interest of our community. As Board members it’s your role to represent the interests of the property owners and residents.

Some examples of poor decision making by the leadership team include:

1. Allowing Mr. Guinasso to advise on legal issues AND receive additional financial compensation for legal services. There is only financial upside for Mr. Guinasso to lead the district into legal action. This is a conflict of interest and change is needed.

2. Management’s decision to sell public land.

3. Management’s decision to expend staff time and spend money pursuing the Parasol Building potential purchase. This activity was not in alignment with the interest of the community.

4. The District conducted 2 surveys in 2017. Surveys are great, but if they’re ignored they are, yet again, another waste of money.

In last year’s survey results, the community expressed interest in things like expanded exercise classes, equipment and activities for all ages. Another priority identified are our crowded beaches and facilities. The survey indicated that having current services enhanced was more important than additional capital projects. Last but not least was their priority for improved financial transparency. Had this issue been properly addressed, there would be far less frustration and anger being expressed.

So, to me, it appears the Executive Team is directing resources in ways that are NOT in alignment with the wants and needs of the community. Therefore, in an effort to improve community spirit and bring the community together, I’m asking this Board to increase their involvement and take a more hands on role with District decision making.

Our community deserves to be listened to.

Thank you for taking my recommendations under advisement.
Civil Disobedience Required at IVGID meetings.
Steve Dolan 3/28/2018

Mr. Morris, In America, when our government refuses to listen to the voters, Civil disobedience is a tradition, an obligation, and a respected method for citizens to be heard. I call on Incline’s citizens to join me -invited or not- in civil disobedience by interrupting motions before a trustee’s call for a vote—if public comment regarding a specific voting issue is personally relevant.

- Public Comment within the construct of a topical debate shows the public you respect their input – especially because they have persevered your partisan politicking.

- Public Comment, on voting issues, helps to keep the public around and thus encourages citizen participation another valued American concept.

- Public Comment Allows for an opportunity of neutrality with which to guide Trustees in otherwise polarized issues.

- Public Comment Offers out of your box thinking.

- Most importantly, while you Trustees are squabbling, Public Comment is a way to remove you from the spotlight and give you a breather to reflect upon your own discussions - before voting.

Please reinstate public comment –within and related to an agenda topic being voted upon. As well, give Trustees a secondary opportunity to discuss the comments garnered from these relevant public comments.
Bret Hansen
Waste Management

Good evening Trustees,

I just wanted to catch you up on some of the exciting things that Waste Management is working on for our customers here in Incline Village.

Sometime this year, we will be starting our two-year Transfer Station renovation. The renovation will include new asphalt, stormwater and drainage improvements, a new maintenance shop, new signage to direct customers, new fencing, transfer station lighting, and an expansion to both office buildings – to improve both customer and employee environments. We are currently in the permitting process, but it appears that we will be able to start on the asphalt, drainage, and stormwater improvements this year, with the office buildings and shop to be completed next year.

Unfortunately, this WILL cause delays at the transfer station this year, as the site is incredibly small and there will be a lot going on. We are working diligently to ensure that our renovation has minimal impact to our customers by working with our contractors and increasing our communication to our customers. We ask all of our customers to please bear with us as we improve our long term capabilities to service you.

Our Winter Storm Plan which we developed this past fall, has ensured that our customers have the information that they need, and the WM crews have the tools to attempt to service every customer. This winter, with our ability to flex additional labor in and out of the district, we only had one storm service delay which affected 180 customers. This delay was due to impassable and unsafe road conditions for our trucks and crews. These customers were notified about the conditions and were given communication to place their bins on the next work day. All of these customers were service on that following work day.

Pine needle season is just ahead and we are ready. As we had in October Pine Needle Season, this year, we will have a dedicated Pine Needle route, with the ability to flex to two routes if needed. I would like to remind everyone that you do have the option to take your un-bagged pine needles directly to the transfer station and use your stickers. This would save on time and money to avoid having to place the needles into bags. We have seen an increase in gardening services and residents using this option. If this option does not work for you, we understand, and will still be picking bags up at the street.
I am also happy to announce that ALL commercial bins in Incline Village have been upgraded to the locking bar style bin approved by IVGID last year. We have also upgraded 10 bins to the “park-style” self-closing bins, with 4 yoders in stock. The requested 6 yard park-styles are currently being made, and I am in the process of placing an order for additional (30) 6 yard bins and (20) 4 yard bins without customer requests so that we may have an inventory for the summer season.

I also wanted to mention that the Incline Village Waste Management District has received a perfect score on an Waste Management internal ranking system that measures efficiency, safety, and customer service. There are currently only 12 districts out of 562 total districts that scored a perfect score. This shows what I have known for some time, and that is that the drivers, office personnel, and my local manager are solving problems, and just slinging garbage in a safe and friendly way.

Thank you.
The following one (1) page was added to the minutes of the March 28, 2018 IVGID Board of Trustees meeting by Trustee Matthew Dent on April 11, 2018 under the authority of Nevada Revised Statutes 241.035 1.(e) which reads as follows:

(e) Any other information which any member of the public body requests to be included or reflected in the minutes.
Dear Ms. Susan Herron, Mr. Gerry Eick and Trustees Wong, Horan, Callicrate, Dent and Morris,

Please take note that I would like several sentences of my public comments in the March 28th, 2018 BOT Meeting Minutes CORRECTED.

This is on pages marked 246 and 247 of the Board Packet as follows:

On page 246 last line you state: “... who had signed up for the Bitterbrush parcels and then told that there was no such ...” This line should read “... who had signed up for the Bitterbrush parcels and then told by Susan Herron that there was no such ...”

On page 247 beginning on the first line you state: “He talked to Staff about twenty minutes ago about there being no list and that Staff member said there isn’t a list but if I ask for a folder I may be able to see the contents of the folder ...” THIS IS INACCURATE. I spoke specifically and directly to and with Mr. Gerry Eick, as you can hear for yourself on the LiveStream and I want my comments to be accurately reflected. Please substitute Mr. Gerry Eick in place of Staff and Staff member. The same substitution is required when you speak of Staff’s desk on line 5. Please also include, as I stated, “... why should I be asking for this for 6 months?”

In addition, in my March 29, 2018 email Public Records Request Follow-up which I sent to Ms. Herron, Mr. Eick and all Trustees, I specifically requested the complete email exchange of public records requests and responses be included in the next Board packet. That packet would be the one posted on the website for the 11 April 2018 BOT Meeting. As you can see, Agenda “Item L CORRESPONDENCE RECEIVED BY THE DISTRICT” is not in the Board Packet. In addition to the absence of my correspondence, NO CORRESPONDENCE has been included.

As a citizen, I am deeply distressed by the District’s inability to comply with public records requests in addition to your sanitizing statements made by Trustees, Staff, Legal Counsel and our Citizens in Board Minutes as well as the omission of Correspondence received by the District from its citizens.

Susan, please place a copy of this exchange in the next BOT packet.

Sincerely, Mark
Mark Alexander, Jr
M – 775 772-9128