INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT
ONE DISTRICT ~ ONE TEAM

NOTICE OF MEETING

The regular meeting of the Incline Village General Improvement District will be held starting at 6:30 p.m. on Wednesday, February 25, 2015 in the Chateau, 955 Fairway Boulevard, Incline Village, Nevada.

A Meet and Greet reception will be held prior to the Board meeting at 6:00 p.m. – all members of the public are invited to attend.

A. PLEDGE OF ALLEGIANCE*

B. ROLL CALL OF THE IVGID BOARD OF TRUSTEES*

C. NOT USED

D. NOT USED

E. PUBLIC COMMENTS* (*During the Public Comment section of the agenda, the public may comment on any subject pertaining to Incline Village General Improvement District, that is in Reports and/or on the Consent Calendar and/or is not on the agenda for action. Comments from the public, relating to a General Business agenda item, will be taken during the Board's consideration of that item. When recognized by the Chair, speakers are requested to come to the designated area at the front of the room, state their name and address, and direct their comments to the Chair. All speakers are made aware that their comments will be included in the minutes of the meeting. Speaking time is limited to three minutes and yielding of time is prohibited. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment. The Chair may or may not provide a response or may take the comment under advisement. The Board of Trustees conducts the business of Incline Village and Crystal Bay and its citizens during its meetings. The Chair may order the removal of any person whose conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive behavior may or may not be given prior to removal. Reasonable restrictions may be imposed upon the time, place and manner of speech.)*

F. NOT USED

G. DISTRICT STAFF UPDATE – GENERAL MANAGER

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

I. CONSENT CALENDAR *(for possible action)*

1. Change in Signature Authority for all District Accounts with Wells Fargo Bank – Remove Former Trustees as Account Signers and Add New Trustees as Account Signers (Requesting Staff Member: Director of Finance, Accounting, Risk Management and Information Technology Gerry Eick) – page 1

J. GENERAL BUSINESS *(for possible action)*

1. Board Policy 3.1.0, Conduct Meetings of the Board of Trustees, Proposed revisions effective February 25, 2015 (Requesting Staff Member: District General Counsel Geno Menchetti) – pages 2 - 18

2. Authorize Multiple Contracts for the Effluent Export Project – Phase II – 2014/2015 Capital Improvement Project (CIP): Fund: Utilities; Division: Sewer; Project # 2524SS1010; Vendors: PICA Corp and HDR Engineering (Requesting Staff Member: Engineering Manager Brad Johnson) – pages 19 - 58

3. Utility Rate Study Presentation – 2015 (Requesting Staff Member: Director of Public Works Joe Pomroy) – pages 59 - 97

4. Authorize Staff to execute access easements, watermain easement and encroachments between District and Incline Pines Homeowner Association (Requesting Staff Member: Director of Public Works Joe Pomroy) – pages 98 - 101

5. Set Date and Time for Public Hearing for April 29, 2015 for the Proposed Amendments to Sewer Ordinance #2 and Water Ordinance #4 that Includes the Utility Rate Increase (Requesting Staff Member: Director of Public Works Joe Pomroy) – pages 102 - 108

6. Set Date and Time for Public Hearing for the 2015/2016 Budget and Recreation Roll for Thursday, May 21, 2015, 9:00 a.m. (Requesting Staff Member: Director of Finance, Accounting, Risk Management and Information Technology Gerry Eick) – page 109

7. Washoe County Organizational Effectiveness Committee – Summary of Notes from the February 4, 2015 (Requesting Trustee: Chairman Jim Smith) – pages 110 - 113

K. NOT USED

L. APPROVAL OF MINUTES *(for possible action)*

1. Regular Meeting of January 14, 2015 – page 114 - 187

2. Special Meeting of January 15, 2015 – page 188 - 198

M. REPORTS TO THE IVGID BOARD OF TRUSTEES*

1. District Staff Updates *(written updates may have been provided; if there are any questions, from the Board of Trustees, they may be asked at this time)*

2. District General Counsel Devon Reese/Geno Menchetti

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

O. CORRESPONDENCE RECEIVED BY THE DISTRICT* – page 199 - 212

P. PUBLIC COMMENTS*

Q. REVIEW WITH BOARD OF TRUSTEES, BY THE DISTRICT GENERAL MANAGER, THE LONG RANGE CALENDAR *(for possible action)* – page 213 - 223

R. ADJOURNMENT *(for possible action)*

CERTIFICATION OF POSTING OF THIS AGENDA

I hereby certify that on or before Friday, February 20, 2015 at 9:00 a.m., a copy of this agenda (IVGID Board of Trustees Session of February 25, 2015) was delivered to the post office addressed to the people who have requested to receive copies of IVGID's agendas; copies were either faxed or e-mailed to those people who have requested; and a copy was posted at the following six locations within Incline Village/Crystal Bay in accordance with NRS 241.020:

1. IVGID Anne Vorderbruggen Building (Administrative Offices)
2. Incline Village Post Office
3. Crystal Bay Post Office
4. Raley's Shopping Center
5. Incline Village Branch of Washoe County Library
6. IVGID's Recreation Center

/s/ Susan A. Herron, CMC
Susan A. Herron, CMC
Clerk to the Board of Trustees (e-mail: sah@ivgid.org/phone # 775-832-1207)

***Board of Trustees**: Kendra Wong, Tim Callicrate, Bill Devine, Jim Hammerel, and Jim Smith*

Notes: *Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent Calendar section; or may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later. Items listed in the Consent Calendar section of the agenda are voted on as a block and will not be read or considered separately unless removed from the Consent Calendar section by Board action. Once a motion is made on the Consent Calendar, Trustees may or may not ask questions regarding an item on the Consent Calendar prior to the vote being taken. Those items followed by an asterisk (*) are items on the agenda upon which the Board of Trustees will take no action. Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to call IVGID at 832-1100 at least 24 hours prior to the meeting. Copies of the packets containing background information on agenda items are available for public inspection at the Incline Village Library.*

IVGID'S agenda packets are now available at IVGID's web site, www.yourtahoeplace.com. Go to "Board Meetings and Agendas". A hard copy of the complete agenda packet is also available at IVGID's Administrative Offices located at 893 Southwood Boulevard, Incline Village, Nevada, 89451.

MEMORANDUM

TO: Board of Trustees

REQUESTING TRUSTEE: Kendra Wong
Treasurer, Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

FROM: Gerry Eick
Director of Finance, Accounting, Risk Management and Information Technology

SUBJECT: Change in Signature Authority for all District Accounts with Wells Fargo Bank – Remove Former Trustees as Account Signers and Add New Trustees as Account Signers

DATE: February 10, 2015

I. RECOMMENDATION

That the Board of Trustees make a motion to remove former Trustees Joe Wolfe and Bruce Simonian as Account Signers for all District accounts and to approve the addition, as Account Signers, of Tim Callicrate and Kendra Wong with Wells Fargo Bank Nevada, N.A. and Wells Fargo Securities, LLC.

II. BACKGROUND

Wells Fargo has requested evidence of this action to allow them to change signers for accounts based on an executed Addendum to Certificate of Authority.

The Director of Finance, Accounting, Risk Management and Information Technology is a signer in order to administrate the various accounts of the District held with Wells Fargo. Other previously authorized signers remain unchanged. Staff can execute the Addendum of Certificate of Authority, but only at the Board's direction.

Changes made; in detail

Major proposed changes are as follows:

§0.5 Item(s) of Business:

Makes changes to the order of Business, and provides matters will not be heard unless all relevant materials have been provided to the Trustees in their Board Packet.

§0.6(d) Recording Vote:

Provides for a roll call vote by the Clerk if votes are not unanimous.

§0.8 Agenda Preparation:

Deals with Agenda Preparation and provides The Board Chair and General Manager are responsible for preparation; That any Trustee may request an item be added to the Agenda from the Chair, and that three Trustees can request that General Manager to add an item (See §0.9)

§0.9 Reconsideration:

Deals with reconsideration of an item within six months of passage, and requires three Trustee to request the same, This essentially means that a Trustee who previously voted in favor of an item, which has been approved, now must join two dissenters to bring it up again.

§0.10 Public Participation:

This section contains the provision for public comment to be given on any matter, whether it is on the Agenda or not, twice at each meeting. Once, at the beginning of the meeting and once at the end. It also provides the opportunity to allow additional public comment.

§0.15 Consent Calendar:

This section allows any Trustee to remove an item from the Consent Calendar and move it to the General Business Section of the meeting. The rest of the Consent Calendar remains unchanged and must be removed by a unanimous vote of those present.

§0.16 Advisory Committees:

This section has been removed at the request of The Chairman and General Manager.

§0.18 Conflict Resolution: Provides that this section of 3.1.0 prevails if it is in conflict with a current IVGID policy.

Policy 3.1.0 as proposed with changes incorporated

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT
ONE DISTRICT ~ ONE TEAM

Conduct Meetings of the Board of Trustees
Policy 3.1.0

POLICY. The Board of Trustees will fix the time and place of the regular meeting of the Board of Trustees of the Incline Village General Improvement District and provide the manner in which special meetings of said District may be called, designating an official mailing address, and establishing the order of business and rules for its proceedings for the Incline Village General Improvement District, Washoe County, State of Nevada.

0.1 Regular Meetings. The regular meetings of the Board of Trustees of the Incline Village General Improvement District shall hereafter be held at the time and place set by the Board of Trustees.

0.2 Special Meetings. Special meetings of the Board of Trustees shall be held upon call of the Chair of the Board or of at least two of the members thereof. Notice of all meetings shall be given in conformity with the provisions of Nevada Revised Statutes 241.020.

0.3 Meeting Place. All meetings of the Board of Trustees shall be held within the District.

0.4 Holidays. In the event that any day fixed for a regular meeting of the Board shall fall upon a holiday, that meeting shall be rescheduled by the Board.

0.5 Item(s) of Business. The item(s) of business at the regular meetings of said Board may include, but are not limited to:

- Roll call of Trustees
- Initial Public Comment
- Public Hearings (if any)
- Approval of minutes
- Approval of agenda
- Approval of Bills
- Reports
- Consent Calendar*
- General Business*
- Final Public Comment

- Adjournment

*UNLESS OTHERWISE APPROVED BY The Board Chair, no matter shall be heard, or acted upon unless all relevant materials have been included in the Board of Trustees Meeting Packet.

0.6 Rules of Proceedings.

a. Public Meetings. All meetings of the Board shall be in accordance with Nevada Revised Statutes 241, the Nevada Open Meeting Law.

b. Quorum. A majority of the Board of Trustees present in person or by remote communication shall constitute a quorum for the transaction of business. In no event shall any matter be approved without the affirmative vote of three trustees.

c. Method of Action. The Board of Trustees shall act only by motion which, to become effective, shall be adopted by the affirmative vote of at least a majority of its members present in public meeting, unless otherwise provided by statutes. In the event of only three members present, the method of action must be unanimous.

d. Recording Vote. Except where action shall be taken by the unanimous vote of all Trustees present and voting, the yes/ayes and no/nays shall be taken on all actions had and entered upon the minutes. All Trustees shall have the equal right to vote, make and second motions. If the vote for/against any item is not unanimous, the Chair may ask the Clerk to conduct a roll call vote.

e. Ordinances. The enacting clause of all ordinances passed by the Board shall include the word "ordinance" and be consecutively numbered. All actions to pass or revise an ordinance shall be attested by the Secretary.

f. Contracts. Contracts entered into by the District that are required to be advertised under Nevada Revised Statutes 332 and/or 338 must be approved by the Board of Trustees. All documents approved or awarded by the Board shall be signed in the name of the District by the Chair and countersigned by the Secretary, unless authorization to sign is given to another person(s) by the Board.

Contracts, other than those covered by Nevada Revised Statutes 332.115 and which are not subject to the advertising thresholds of Nevada Revised Statutes 332 and/or 338, may be authorized, approved and executed by the General Manager of the District or designee, unless otherwise ordered by the Board of Trustees.

Contracts covered by Nevada Revised Statutes 332.115 may be authorized, approved and executed by the General Manager or his designee of the District, if it is for an amount less than the advertising threshold of Nevada Revised Statute 332. Contracts over the threshold of NRS 322.115 must be approved by the Board of Trustees.

g. Claims. The General Manager and General Counsel, and their designees, are authorized to negotiate on behalf of IVGID, the settlement of all property damage, personal injury, or liability claims, unless otherwise ordered by the Board of Trustees. Final settlement of such claims may be authorized by the General Manager, provided the amount attributed to IVGID is less than the amount that must be approved by the Board for amounts per occurrence, including all sources of payment (insurance, risk reserve, operating funds, or working capital). For claims that exceed the amount, those must be approved by the Board, the General Manager may authorize and accept a tentative settlement, which shall not be final and binding upon IVGID, unless and until approved by the Board of Trustees.

Conduct Meetings of the Board of Trustees
Policy 3.1.0

0.7. **Robert's Rules**. Unless contrary to this rule, such meetings shall be substantially conducted in conformity with Robert's Rules of Order unless those provisions conflict with Chapter 241 of the NRS, in which case, the statutes will prevail.

0.8. **Agenda Preparation**. The Board Chair, in cooperation with the General Manager, is responsible for preparing the agenda for each meeting. The Chair will place on the Agenda any item requested by a fellow Trustee. The General Manager shall schedule for consideration by the Board any matter requested to be placed on the agenda by any three Trustees. Unless directed otherwise by the Board, the General Manager may delay consideration of any item. In any conflict between the provisions of this paragraph and that of paragraph 0.9., paragraph 0.9. shall govern.

0.9. **Reconsideration**. Reversal, or substantial modification, of any item by the Board of Trustees within six months of the meeting date at which the action was taken, shall only be considered As follows: the General Manager may request reconsideration of any action of the Board, and place reconsideration of the action before the Board, if the General Manager determines that the action compromises the efficiency of operations or otherwise impairs the effective management of The District. Additionally, a Board action may also be scheduled for reconsideration if at least three Trustees request same. Once placed on the agenda under the procedure established herein, the Board may rescind, modify, reaffirm, or take no action on the item; in the same manner it would take action on any other general item of business.

0.10 **Public Participation**. Trustees are urged to communicate with the public outside of Board meetings. The public shall have the right to comment on any matter, whether or not it is on the agenda. In Public Comment Sessions to be held at the beginning and end of each meeting, all parties are asked to speak respectfully, and while the Chair may set a time limit on each person's comment, comments may not be limited by point of view.

The Trustees may, at their discretion, take additional unagendized public comment on any agendized item.

0.11 Officers of the Board. The officers of the Board shall be elected as provided by Nevada Revised Statutes 318.085 and shall consist of a Chair of the Board, Vice Chair of the Board, Treasurer, and Secretary. The term of office shall be for one (1) year or until a reorganization of the Board is required.

0.12 Authorization to Sign Checks. The General Manager and the officers of the Board are hereby authorized to sign checks drawn on the various bank accounts of the District. It shall be required that at least two (2) signatures are affixed to any check drawn on such accounts.

0.13 Facsimile Signatures. The banks with which the District does business are authorized and directed to honor checks drawn on the various bank accounts of the District, when bearing any two facsimile signatures of the officers of the Board and General Manager of the District, after their manual signatures are filed with the Secretary of State, in conformance with Nevada Revised Statutes 351.030.

0.14 Reports. The Board Meeting agenda may include items under Reports which are intended to inform the Board and/or the public. These reports are not actionable items rather informational in nature and substance. Should an action be required the matter shall be presented as a General Business Item.

0.15 Consent Calendar. In cooperation with the Chair, the General Manager may schedule matters for consideration on a Consent Calendar. The Consent Calendar may not include changes to user rates or taxes, adoption or amendment of ordinances, or any other action which is subject to a public hearing. Each consent item shall be separately listed on the agenda, under the heading of "Consent Calendar." A memorandum will be included in the packet materials for each Consent Calendar item. The memorandum should include the justification as a consent item in the Background Section.

Any member of the Board may request the removal of a particular item from the consent calendar and that the matter shall be removed and addressed in the general business section of the meeting.

A unanimous affirmative vote shall be recorded as a favorable motion and approval of each individual item included on the Consent Calendar.

0.16 Advisory Committees. SECTION OMITTED

0.17 Legislative Matters. The General Manager may from time to time propose positions on legislative issues, which positions shall be reviewed and approved by the Board at its regular meeting. In the event a position on a legislative issue must be established prior to the next regular Board meeting, the General Manager is hereby authorized to adopt a position on IVGID's behalf.

0.18 Conflict Resolution: In the event that the provisions of Policy 3.1.0 conflict with any other Policy Provisions, this section shall prevail.

Policy 3.1.0 as it currently exists

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT
ONE DISTRICT – ONE TEAM

Conduct Meetings of the Board of Trustees
Policy 3.1.0

POLICY. The Board of Trustees will fix the time and place of the regular meeting of the Board of Trustees of the Incline Village General Improvement District and provide the manner in which special meetings of said District may be called, designating an official mailing address, and establishing the order of business and rules for its proceedings for the Incline Village General Improvement District, Washoe County, State of Nevada.

0.1 Regular Meetings. The regular meetings of the Board of Trustees of the Incline Village General Improvement District shall hereafter be held on a schedule set by the Board of Trustees.

0.2 Special Meetings. Special meetings of the Board of Trustees shall be held upon call of the Chair of the Board or of a majority of the members thereof, by delivering personally or by mail or other notice to each member. Notice of all meetings shall be given in conformity with the provisions of Nevada Revised Statutes 241.020.

0.3 Meeting Place. All meetings of the Board of Trustees shall be held within the District, unless they shall adjourn to or fix another place of meeting in a notice to be given thereof, or unless prevented by flood, fire or other disaster.

0.4 Holidays. In the event that any day fixed for a regular meeting of the Board shall fall upon a holiday, that meeting shall be canceled unless the meeting is rescheduled by the Board.

0.5 Item(s) of Business. The item(s) of business at the regular meetings of said Board may include, but not limited to:

- Roll call
- Approval of minutes
- Approval of agenda
- Reports
- Consent Calendar
- General Business
- Public hearings

- Public comment
- Adjournment

0.6 Rules of Proceedings.

a. Public Meetings. All meetings of the Board shall be in accordance with Nevada Revised Statutes 241, the Nevada Open Meeting Law.

b. Quorum. A majority of the Board of Trustees shall constitute a quorum for the transaction of business. For a five member Board, a quorum is three.

c. Method of Action. The Board of Trustees shall act only by ordinance, resolution, motion or contract, which, to become effective, shall be adopted by the affirmative vote of at least a majority of its members present in public meeting, unless otherwise provided by statutes. In the event of only three members present, the method of action must be unanimous.

d. Recording Vote. Except where action shall be taken by the unanimous vote of all Trustees present and voting, the yes/ayes and no/nays shall be taken on all actions had and entered upon the minutes. All Trustees shall have the equal right to vote, make and second motions.

e. Ordinances. The enacting clause of all ordinances passed by the Board shall include the word "ordinance". All actions to pass or revise an ordinance shall be attested by the Secretary.

f. Contracts. Contracts entered into by the District that are required to be advertised under Nevada Revised Statutes 332 and/or 338 must be approved by the Board of Trustees. All documents approved or awarded by the Board shall be signed in the name of the District by the Chair and countersigned by the Secretary, unless authorization to sign is given to another person by the Board. In the absence of the Chair or Secretary, another member of the Board may sign.

Contracts, other than those covered by Nevada Revised Statutes 332.115 and which are not subject to the advertising thresholds of Nevada Revised Statutes 332 and/or 338, may be authorized, approved and executed by the General Manager of the District or designee, unless otherwise ordered by the Board of Trustees.

Contracts covered by Nevada Revised Statutes 332.115 may be authorized, approved and executed by the General Manager or his designee of the District, if it is for an amount less than the advertising threshold of Nevada Revised Statute 332. Contracts under Nevada Revised Statutes 332.115 over that threshold must be approved by the Board of Trustees.

g. Claims. The General Manager and General Counsel, and their designees, are authorized to negotiate on behalf of IVGID, the settlement of all property damage, personal injury, or liability claims, unless otherwise ordered by the Board of Trustees. Final settlement of such claims may be authorized by the General Manager, provided the amount attributed to IVGID is less than the amount that must be approved by the Board for amounts per occurrence, including all sources of payment (insurance, risk reserve, operating funds, or working capital). For claims that exceed the amount that must be approved by the Board, the General Manager may authorize and accept a tentative settlement. Such tentative settlement shall not be final and binding upon IVGID, unless and until approved by the Board of Trustees.

0.7. Robert's Rules. In all other regards, such meetings shall be substantially conducted in conformity with Robert's Rules of Order.

0.8. Agenda Preparation. The General Manager, in cooperation with the Board Chair, is responsible for preparing the agenda for each meeting. The General Manager shall schedule for consideration by the Board any matter requested to be placed on the agenda by a Trustee. If a person or party wishes to have a matter considered by

the Board, a written request should be submitted to the General Manager, in advance of the meeting, allowing enough time for staff research. The amount of advance time required will be determined by the General Manager, based upon Board meeting needs, administrative procedure, and the facts in each instance. Unless directed otherwise by the Board, the General Manager may delay consideration of an item, based upon the length of an agenda, need for coordination with other agenda items, meeting efficiency, or other considerations. In any conflict between the provisions of this paragraph and that of paragraph 0.9., paragraph 0.9. shall govern.

0.9. Reconsideration. Reversal, or substantial modification, of any item by the Board of Trustees within six months of the meeting date at which the action was taken, will only be considered by the Board under the procedures established in this paragraph. After six months, the provisions of paragraph 0.8 shall be controlling. The General Manager may request reconsideration of any action of the Board, and place reconsideration of the action before the Board, if the General Manager determines that the action compromises the efficiency of operations or otherwise impairs the effective management of IVGID. A Board action may also be scheduled for reconsideration with the concurrence of at least three Trustees, such concurrence expressed in a Board meeting or filed in the form of a request to the Clerk to the Board of Trustees, in writing. Written requests for reconsideration by any other person or party, including members of the general public, will be distributed to the Trustees but shall not be placed on the Board agenda, without the concurrence of at least three Trustees, as provided above. If the original action was taken after a public hearing, a second hearing shall be held in conjunction with any reconsideration. Once placed on the agenda under the procedure established herein, the Board may rescind, modify, reaffirm, or take no action on the item; in the same manner it would take action on any other general item of business.

0.10 Public Participation. Comments shall be solicited from the public on each General Business item. When comments from the public are solicited, the Board or Board chairperson may set a time limit on any presentation by a member of the audience. Unless otherwise

permitted by the Chair, no person shall be allowed to speak more than once on any single agenda item.

0.11 Officers of the Board. The officers of the Board shall be elected as provided by Nevada Revised Statutes 318.085 and shall consist of a Chair of the Board, Vice Chair of the Board, Treasurer, and Secretary. The term of office shall be for one (1) year or until a reorganization of the Board is required.

0.12 Authorization to Sign Checks. The General Manager and the officers of the Board are hereby authorized to sign checks drawn on the various bank accounts of the District. It shall be required that at least two (2) signatures are affixed to any check drawn on such accounts.

0.13 Facsimile Signatures. The banks with which the District does business are authorized and directed to honor checks drawn on the various bank accounts of the District, when bearing any two facsimile signatures of the officers of the Board and General Manager of the District, after their manual signatures are filed with the Secretary of State, in conformance with Nevada Revised Statutes 351.030.

0.14 Reports. The Board Meeting agenda may include items under Reports which are intended to inform the Board and/or the public. These reports are not actionable items rather informational in nature and substance. Should an action be required from a specific report, it shall either be given as a General Business Item or a related General Business item will be included on the same agenda or a future agenda.

0.15 Consent Calendar. In preparation of agendas for regular meetings, the General Manager may schedule routine matters for consideration on a Consent Calendar. The Consent Calendar may not include changes to user rates or taxes, adoption or amendment of ordinances, or any other action which is subject to a public hearing. Each consent item shall be separately listed on the agenda, under the heading of "Consent Calendar." A memorandum will be

included in the packet materials for each Consent Calendar item. The memorandum should include the justification as a consent item in the Background Section.

On each Board Meeting agenda, there is included an item for action called "Approval of the Agenda". This is the point in the meeting when a Trustee should make it known that they would like an item moved from the Consent Calendar to General Business. The Chair may or may not ask for reasons why this movement should occur and, generally speaking, the Board should agree to this movement upon request by an individual Trustee.

If the vote on the Consent Calendar is less than unanimous in the affirmative, it shall fail and all items shall be automatically removed from the Consent Calendar. A unanimous affirmative vote shall be recorded as a favorable motion and approval of each individual item included on the Consent Calendar. All items removed from the Consent Calendar shall then be considered as separate items by the Board or at such other time during the meeting as the Board may designate.

0.16 Advisory Committees. The Board of Trustees may from time to time establish citizen committees to advise it on policy matters of the District. All such committees shall serve at the pleasure of the Board, and the Board shall have the authority to remove any member or all members from any and all committees at any time, or to change any of the terms of office thereof. Committees shall be advisory in nature only, and shall have no authority to set policy; expend or obligate funds; hire, fire, supervise, or direct staff; or speak on behalf of the District, the Board, or its officers or employees. All committees shall conduct their business according to Roberts Rules of Order and shall conform to all provisions of the Nevada Open Meeting Law. If any Trustee shall be appointed to serve on a committee, the Trustee shall be the chair of that committee, unless other methods for selecting the chair have been approved by motion of the Board of Trustees. If more than one Trustee is appointed to serve on the committee, then the Board shall determine by motion which Trustee shall serve as chair. If a conflict arises between the provisions of this

paragraph and the provisions of any other policy, resolution, rule, guideline or other document pertaining to any advisory committee, including but not limited to any such documents adopted prior hereto, the provisions of this paragraph shall prevail.

District Venue Advisory Teams (DVAT) are distinctively different as they are appointed by the General Manager to provide input. They are not governed by the Nevada Open Meeting Law, but a reasonable attempt will be made to notify members of the public of their meetings.

0.17 **Legislative Matters**. The General Manager may from time to time propose positions on legislative issues, which positions shall be reviewed and approved by the Board at its regular meeting. In the event a position on a legislative issue must be established prior to the next regular Board meeting, the General Manager is hereby authorized to adopt a position on IVGID's behalf.

MEMORANDUM

TO: Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

THROUGH: Joseph J. Pomroy, P.E.
Director of Public Works

FROM: Bradley A. Johnson, P.E.
Engineering Manager

SUBJECT: Authorize Multiple Contracts for the Effluent Export Project – Phase II – 2014/2015 Capital Improvement Project (CIP): Fund: Utilities; Division: Sewer; Project # 2524SS1010; Vendors: PICA Corp and HDR Engineering

DATE: February 17, 2015

I. RECOMMENDATION

That the Board of Trustees makes a motion to:

1. Authorize a contract amendment to PICA Corp in the amount of $100,000 for electromagnetic remote field testing (RFT) inspection services of the effluent export pipeline.

2. Authorize an additional services addendum with HDR Engineering totaling $62,831 for engineering services associated with the RFT inspection of the effluent export pipeline.

3. Authorize Staff to execute the necessary contract documents.

II. BACKGROUND

The District's effluent export pipeline transports treated wastewater from the District's wastewater treatment plant to the disposal point at the District's wetlands facility southeast of Carson City. This pipeline was constructed in 1970 as part of a regional effort to eliminate all wastewater effluent discharges in the Lake Tahoe Basin. The effluent export pipeline has been in continuous service

since that time and is comprised of five segments totaling approximately 20-miles in length. Three segments (Segments 1-3), totaling approximately 12-miles, are located within the Lake Tahoe Basin.

As part of the original Effluent Export Project, the District replaced approximately 6-miles of 16-inch diameter effluent export pipeline in the Lake Tahoe Basin. This was accomplished in multiple phases (starting in 2006 and finishing in 2009) and included approximately 18,000-linear feet of Segment 1 (Incline Village to Sand Harbor) and 11,000-linear feet of Segment 3 (around Spooner Meadow). During planning and design of the first phase approximately 13,700-linear feet of Segment 3 and all 17,300-linear feet of Segment 2 were identified to be in good condition and were not identified for replacement. These pipeline segments are in the southbound shoulder of State Route 28 between Sand Harbor and Spooner Meadow.

In August of 2009, a pipe break within the un-replaced portion of Segment 3 washed out State Route 28. An investigation conducted by District Staff and a District hired corrosion consulting engineer revealed areas of advanced corrosion on the damaged pipeline section indicating the un-replaced portions of the export line may be nearing the end of their service life and replacement of the remaining pipeline should be planned and budgeted.

A second significant pipe break within the un-replaced portion of Segment 3 occurred on April 17, 2014 and again caused significant damage to State Route 28 and forced the shutdown of the Southbound lane for two days.

At the January 5, 2011 and the October 10, 2012 meetings, the Board of Trustees authorized preliminary engineering services contracts with HDR Engineering to begin Phase II of the Effluent Export Project. The project was initially scoped to replace the two remaining sections within the Lake Tahoe Basin (a total length of approximately 6-miles). Segment 2 is comprised of approximately 17,300-linear feet of welded, cement mortar lined, high pressure steel pipe. The remaining 13,700-linear feet of Segment 3 is comprised of bell and spigot, cement mortar lined, low pressure steel pipe.

During the construction of the Spooner Pumping Station Improvements Project during the summer of 2012, a section of the high pressure welded steel pipe in Segment 2 was removed. The condition of this pipe section was better than anticipated and, if the section examined is representative of the condition of the

rest of Segment 2, could mean replacement of some or all of Segment 2 is not necessary in the near future.

At the April 30, 2014 meeting, the Board of Trustees authorized contracts with PICA Corp and HDR to complete non-destructive electromagnetic inspection, using high-resolution RFT technology, of Segment 2 and the un-replaced portions of Segment 3 of the effluent export pipeline.

The inspection work utilizes PICA's "SeeSnake" assessment tool. The SeeSnake is a free swimming device employing RFT to identify localized areas of pipe wall loss and measure the depth and length of those local wall loss indications. The SeeSnake measures the time of flight and the signal strength of an electromagnetic signal emitted by an exciter coil contained in the "head" of the SeeSnake and detected by an array of receivers contained in the "tail" of the SeeSnake.

As part of their contract, HDR designed the piping improvements necessary at the Spooner Pumping Station to allow PICA's SeeSnake to be launched as well as the vault and piping improvements near Spooner Summit to allow tool retrieval. HDR also procured the necessary permits to allow completion of the improvements.

In late October 2014, the launch and retrieval piping improvements were constructed and in November 2014 PICA arrived to conduct condition assessment activities.

Prior to inserting the SeeSnake into the pipeline, PICA conducted a series of gauging test runs to ensure the SeeSnake would successfully travel the pipeline from the launching location to the retrieval location without becoming stuck or damaged. The gauging test runs started with a series of progressively larger soft foam "squeegee pigs" designed to clean the pipeline and remove any accumulated debris and then finished with a rigid "gauging pig" designed to replicate the SeeSnake. The gauging pig contains a sacrificial aluminum gauge plate designed to deform should the pig encounter any bore reductions in the pipeline. This gauging plate allows detection of any unknown changes in pipe diameter that would cause the SeeSnake to become stuck while allowing, because the plate deforms upon encountering a bore reduction, the gauging pig to pass. The gauging pig also contains a locater beacon to allow PICA to track and assess run progress and travel time as well as geo-locate any problem areas.

During completion of the gauging test runs, the squeegee pigs were successfully launched and retrieved in good condition with little sign of damage or excessive debris. However, the rigid gauging pig encountered a bore reduction just outside the Spooner Pumping Station and sustained substantial damage during the test run. Upon retrieval of the gauging pig from the pipeline and evaluation of the gauging plate and damage to the pig, District Staff and PICA opted to end the pigging operation and not insert the SeeSnake tool until a physical assessment of the problem location could be conducted.

In early February 2015, the District exposed a pipeline dismantling joint outside the Spooner Pumping Station, drained the pipeline, and inserted a remotely operated track mounted camera into the pipe. The camera inspection revealed what District Staff, PICA, and HDR believe to be a reduction in the internal diameter of the pipe resulting from a short section of pipe where there is excessive cement mortar lining. This thickened lining is likely the result of a field applied mortar repair dating to the construction of the pipeline in 1970.

As part of the proposed contract, HDR will design the necessary piping repairs to remove the bore restriction in the pipeline. They will also procure the necessary permits from NDOT and design any necessary traffic control and pavement repairs to support completion the work. Depending on the extent and location of the repair work, it is anticipated to be completed by an outside contractor, under separate contract, no later than May 2015.

The proposed contract amendment with PICA will allow their team to remobilize to the site and complete an additional round of confirmatory gauging test runs followed by the comprehensive SeeSnake RFT evaluation. Depending on the timing of the pipeline repair, PICA will return to complete their work as early as May 2015 or as late as September 2015.

Upon completion of the SeeSnake runs, PICA will complete analysis of the collected RFT data. This process will take eight to ten weeks and will provide the District with a comprehensive condition assessment of the evaluated pipeline Segments. This assessment provides critical information to the District about each individual pipe segment installed (an individual pipe segment is a length of pipe between each bell and spigot joint in Segment 3 or between each welded joint in Segment 2). For each individual pipe segment, PICA Corp will provide the start location and end location of the segment, the average wall thickness, the

maximum circumferential thickness, the minimum circumferential thickness, and the location, "clock-position", and depth of any significant pitting in each segment.

Upon receipt of the condition assessment report from PICA Corp, HDR and District Staff will evaluate the findings and develop next steps relative to overall scope of the Effluent Export Project – Phase II as well as determine whether any immediate emergency action needs to be taken.

III. FINANCIAL IMPACT AND BUDGET

A total of $2,000,000 for this project is included in the 2014/2015 Capital Improvement Budget (see attached data sheet) and there is an additional $4,650,000 carried forward and available from previous years' CIP budgets.

IV. BID RESULTS

This item is not subject to competitive bidding within the meaning of Nevada Revised Statutes (NRS) 332.115 as described in subsection (b) Professional Services.

Additionally, per NRS 625.530, selection of a professional engineer or registered architect to perform work on public works projects (where the complete project costs exceed $35,000) is to be made solely on the basis of the competence and qualifications of the engineer or architect and not on the basis of competitive fees.

V. ALTERNATIVES

None. To ensure long term reliable operation of the effluent export system, the District must move forward with these contracts. Additionally, as a result of the two catastrophic failures in the effluent export pipeline, the Nevada Division of Environmental Protection (NDEP) is requiring the District to complete a comprehensive condition assessment of the pipeline and provide a report back to NDEP staff.

VI. BUSINESS IMPACT

This item is not a "rule" within the meaning of Nevada Revised Statutes, Chapter 237, and does not require a Business Impact Statement.

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT

Project Summary

Project Number:	2524SS1010
Title:	Effluent Export Line - Phase II
Asset Class:	
Division:	24 - Transmission
Budget Year:	2015
Scenario Name:	**Active:** Yes
Budget Status:	Data Entry
Locations:	
Project Something:	SS - Sewer System

Project Description

As part of the original Effluent Export Pipeline Project, IVGID replaced approximately 6-miles of 16-inch Export Pipeline. These included approximately 18,000 linear feet (LF) in Segment 1 and 11,000 LF in Segment 3. During planning and design of the first phase approximately 13,700 LF of Segment 3 and and all 17,300 LF of Segment 2 were identified to be in good condition and were not identified for replacement. In August 2009, a pipe break within the unreplaced portion of Segment 3 washed out State Route 28. Investigation of the leak by IVGID staff and an IVGID-hired corrosion consulting engineer revealed areas of advanced corrosion on the damaged pipeline section, indicating that unreplaced portions of the export line may be nearing the end of their service and replacement of the remaining pipeline should be planned and budgeted.
The proposed project, Effluent Export Pipeline Project - Phase II, will replace these two remaining sections within the Tahoe Basin (a total length of approximately 6 miles). Segment 2 is comprised of approximately 17,300 LF of welded, cement mortar lined, high pressure steel pipe. The remaining 13,700 LF of Segment 3 is comprised of bell and spigot, cement mortar lined, low pressure steel pipe. The project will be completed over multiple years in a manner similar to the original Effluent Export Pipeline Project. Like Phase I, the Export line will be replaced using open-cut construction, moving the pipeline to the center of the Southbound travel lane.

Project Internal Staff

The Engineering Department will manage all phases of this project.

Project Justification

The effluent export line transports treated wastewater from Incline Village General Improvement District's (IVGID) wastewater treatment plant to the disposal point at the wetlands southeast of Carson City. This line was constructed in the early 1970's as part of a regional effort to eliminate all wastewater effluent discharges in the Lake Tahoe basin. The effluent export line has been in continuous service since that time. Approximately 6 miles of line was replaced as part of the Effluent Export Pipeline Project - Phase I. Phase II will pursue the replacement of the remaining 6 miles of pipe within the Tahoe Basin.

The current Project Cooperation Agreement with the US Army Corps of Engineers will expire with the completion of the Phase I work. IVGID will look to enter into an expanded Project Cooperation Agreement with the US Army Corps of Engineers for 55% funding of all construction costs The current political climate and financial issues in Washington D.C. make it unlikely that any future funding will be secured for this project. All grant funding has been removed for this project. IVGID will also place the project on the list for the Nevada State Revolving Loan Fund. Funding for this project will be the utility rates.

Forecast

Budget Year	Total Expense	Total Revenue	Difference
2015			
Internal Services	100,000	0	100,000
Segment 3 Construction - Phase 3	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2016			
Internal Services	100,000	0	100,000
Segment 2 Construction - Phase 1	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2017			
Internal Services	100,000	0	100,000
Segment 2 Construction - Phase 2	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2018			
Internal Services	100,000	0	100,000
Segment 2 Construciton - Phase 3	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2019			
Internal Services	100,000	0	100,000
Segment 2 Construciton - Phase 4	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2020			
Internal Services	100,000	0	100,000
Segment 2 Construciton - Phase 5	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2021			
Internal Services	100,000	0	100,000
Segment 2 Construciton - Phase 6	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2022			
Internal Services	100,000	0	100,000
Segment 2 Construciton - Phase 7	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
2023			
Internal Services	100,000	0	100,000

Segment 2 Construciton - Phase 8	1,900,000	0	1,900,000
Year Total	2,000,000	0	2,000,000
	18,000,000	**0**	**18,000,000**

Year Identified	Start Date	Project Partner	Manager	Est. Completion Date
2012			Engineering Manager	

INCLINE VILLAGE
PUBLIC WORKS

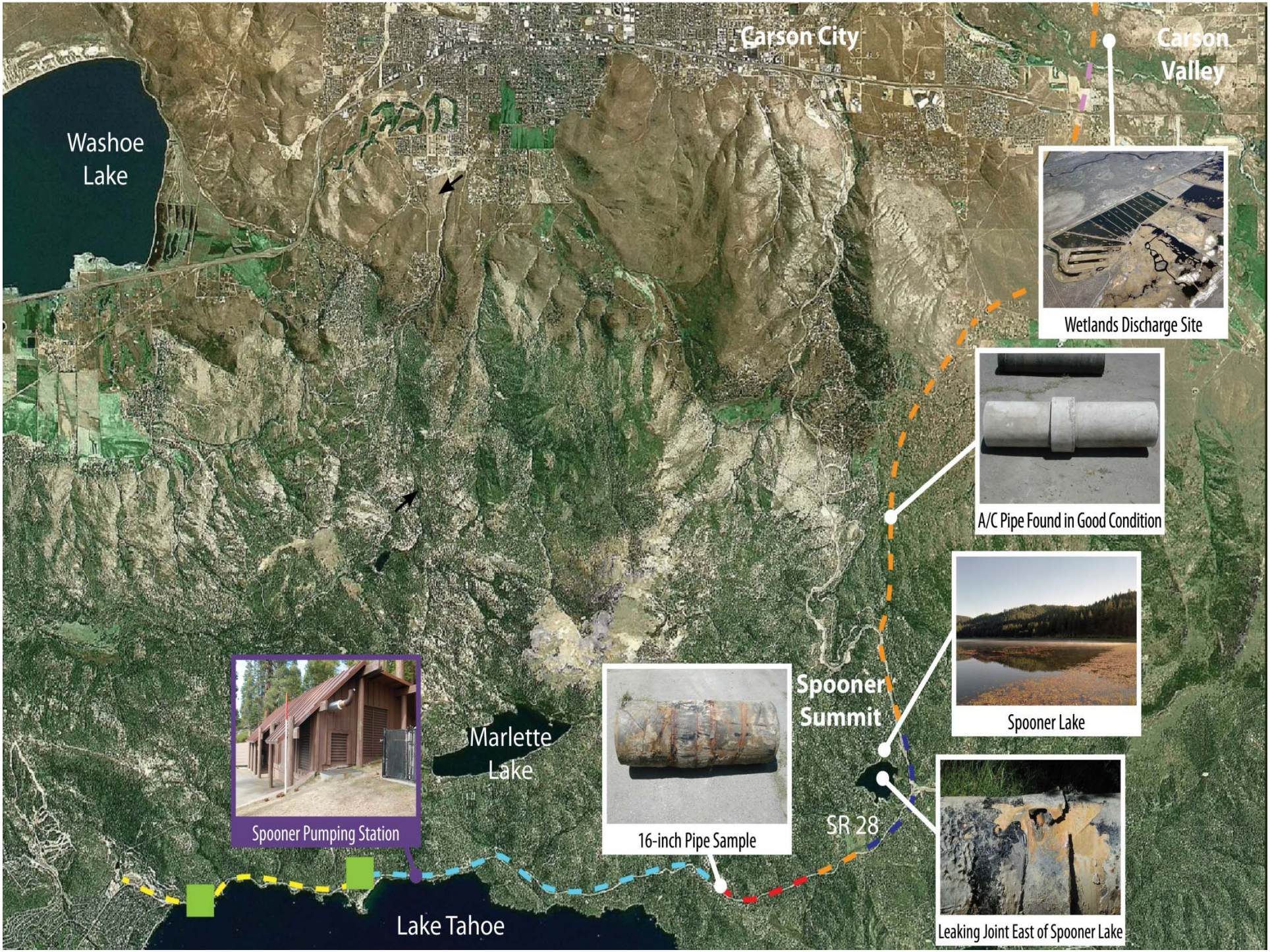
Effluent Export Pipeline Condition Assessment

February 25, 2015

Bradley A. Johnson, P.E.

Effluent Export Project – Phase I

- Pipeline replacement – 2006 to 2009
  - Segment 1 – 18,000-lf (~3.4-miles) from Incline to Sand Harbor
  - Segment 3 – 11,000-lf (~2.1-miles) around Spooner Meadow
  - Segment 5 – 1,100-lf (~0.2-miles) near Carson River
- Spooner Pumping Station – 2012
  - Expanded emergency power capacity
  - Improved pump redundancy and reliability
- Other Improvements


Carson City
Carson Valley
Washoe Lake
Wetlands Discharge Site
A/C Pipe Found in Good Condition
Spooner Summit
Spooner Lake
Marlette Lake
Spooner Pumping Station
16-inch Pipe Sample
SR 28
Leaking Joint East of Spooner Lake
Lake Tahoe

Export Pipeline Replacement – Phase II

- Segment 2
  - 17,300-lf (~3.3-miles) of welded steel pipe
  - Cement mortar lined in three wall thicknesses
  - No leaks to date on this segment
- Segment 3
  - 13,700-lf (~2.6-miles) of push-on steel pipe remains
  - Cement mortar lined
  - Numerous small leaks and two catastrophic failures

Export Pipeline Replacement Cost Reduction Strategy

- USACE Funding Support
  - Lobbying efforts in DC via Marcus Faust continue
  - Discussions with USACE Sacramento District continue
- Bike Path Co-Location
  - Work with TTD continues
  - Second call for FLAP projects expected Spring 2015
- Reduction in Pipeline Replacement
  - Based on outcome of condition assessment

Condition Assessment

- Electromagnetic Remote Field Testing

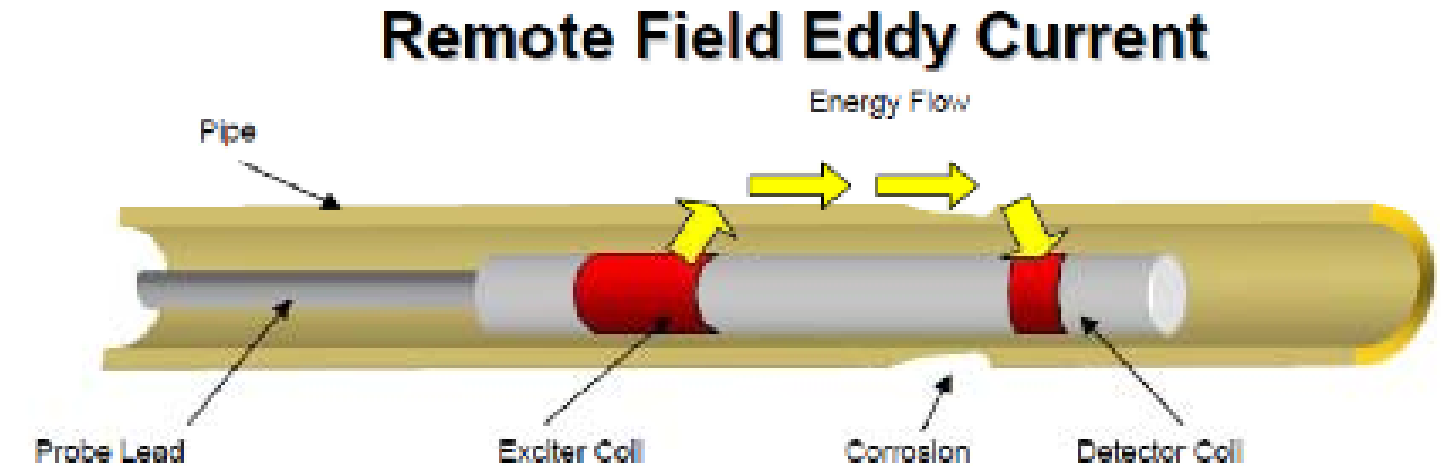


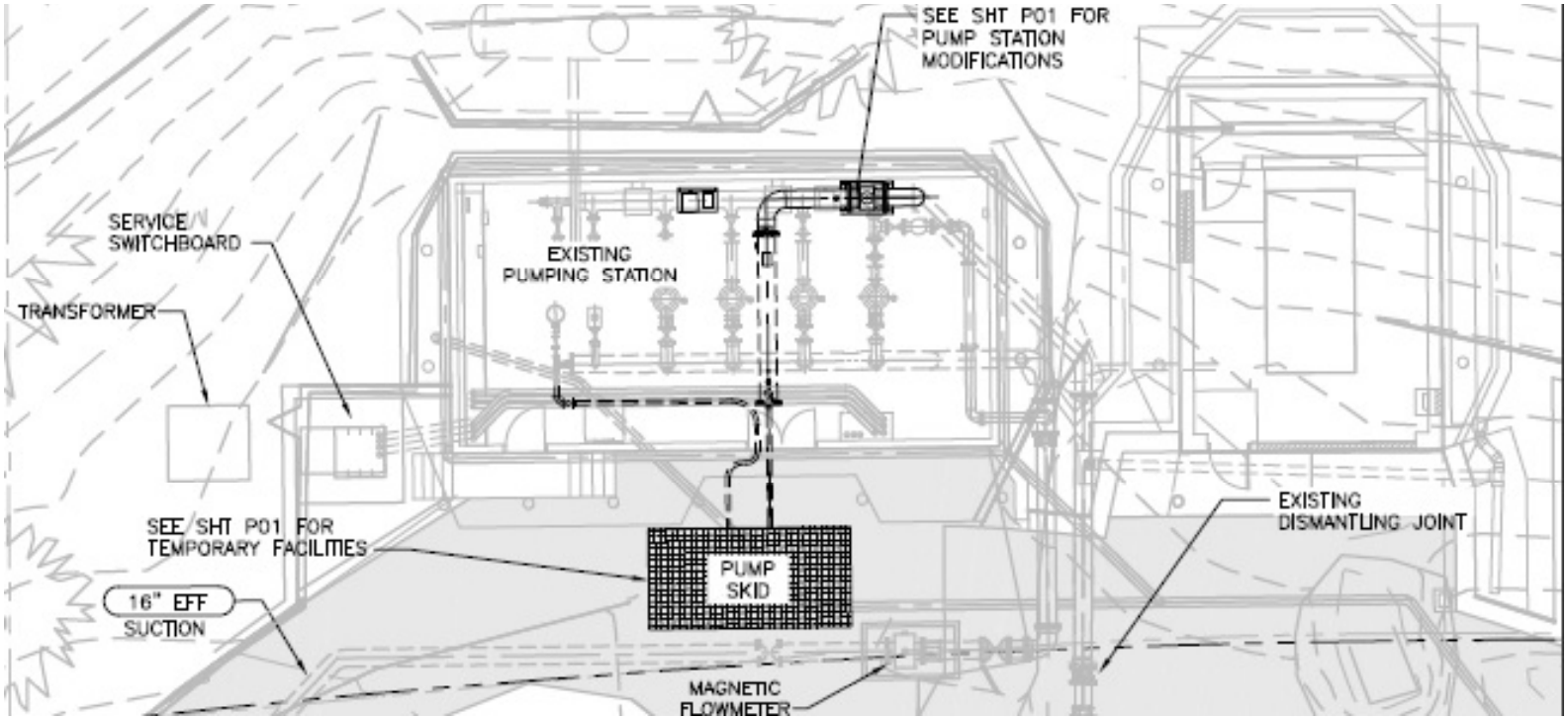
Figure 1. Basic Setup of RFT probe in pipe.

Condition Assessment

- Pica Corp's SeeSnake

Condition Assessment

- Launching Facilities – Spooner Pumping Station



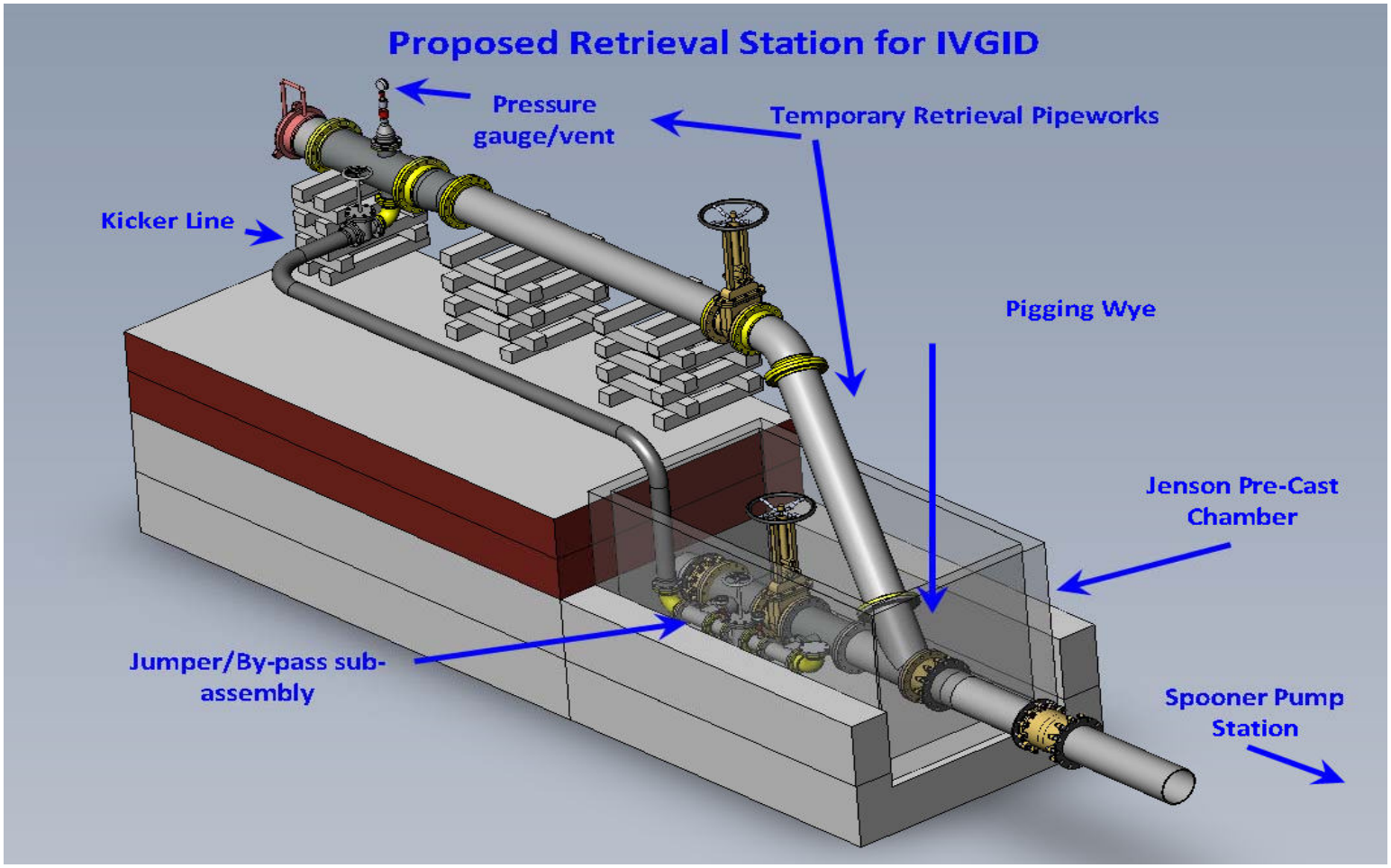
B2571
PLASTER & CONCRETE 600 PSI WP

WARNING
WARNING

CAUTION
NOTICE

Condition Assessment

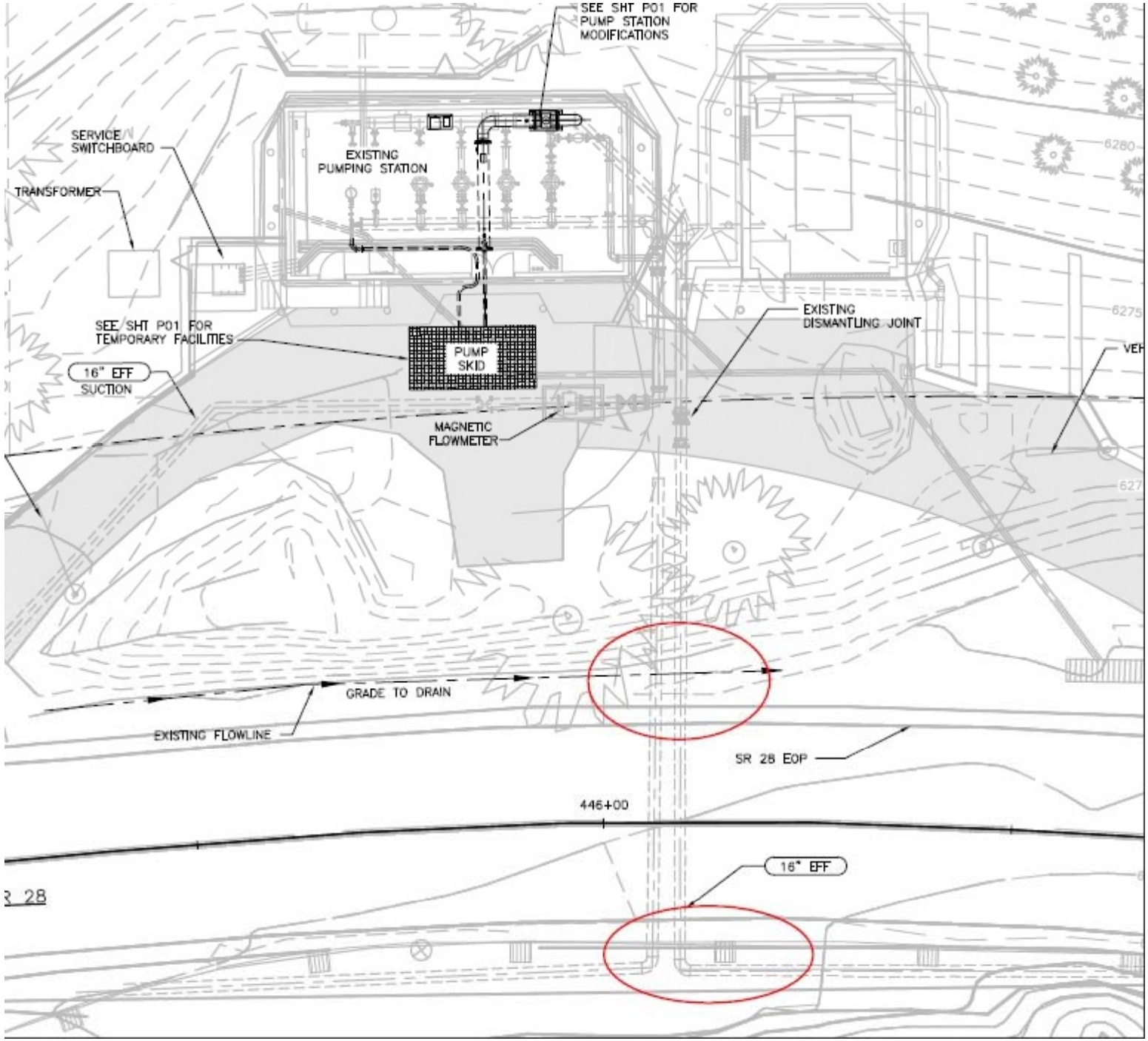
- Retrieval Facilities – Spooner Summit



Condition Assessment

- Gauging Test Runs
  - Squeegee Pigs
    - Soft foam pigs of progressively larger diameter
    - Cleans pipeline and removes debris
  - Rigid Gauging Pig
    - Soft foam tow pig with a rigid aluminum gauge plate
    - Replicates SeeSnake diameter
    - Identifies any changes in pipeline diameter
    - Contains locator beacon

ELECTRO-MAGIC
GRIME FIGHTER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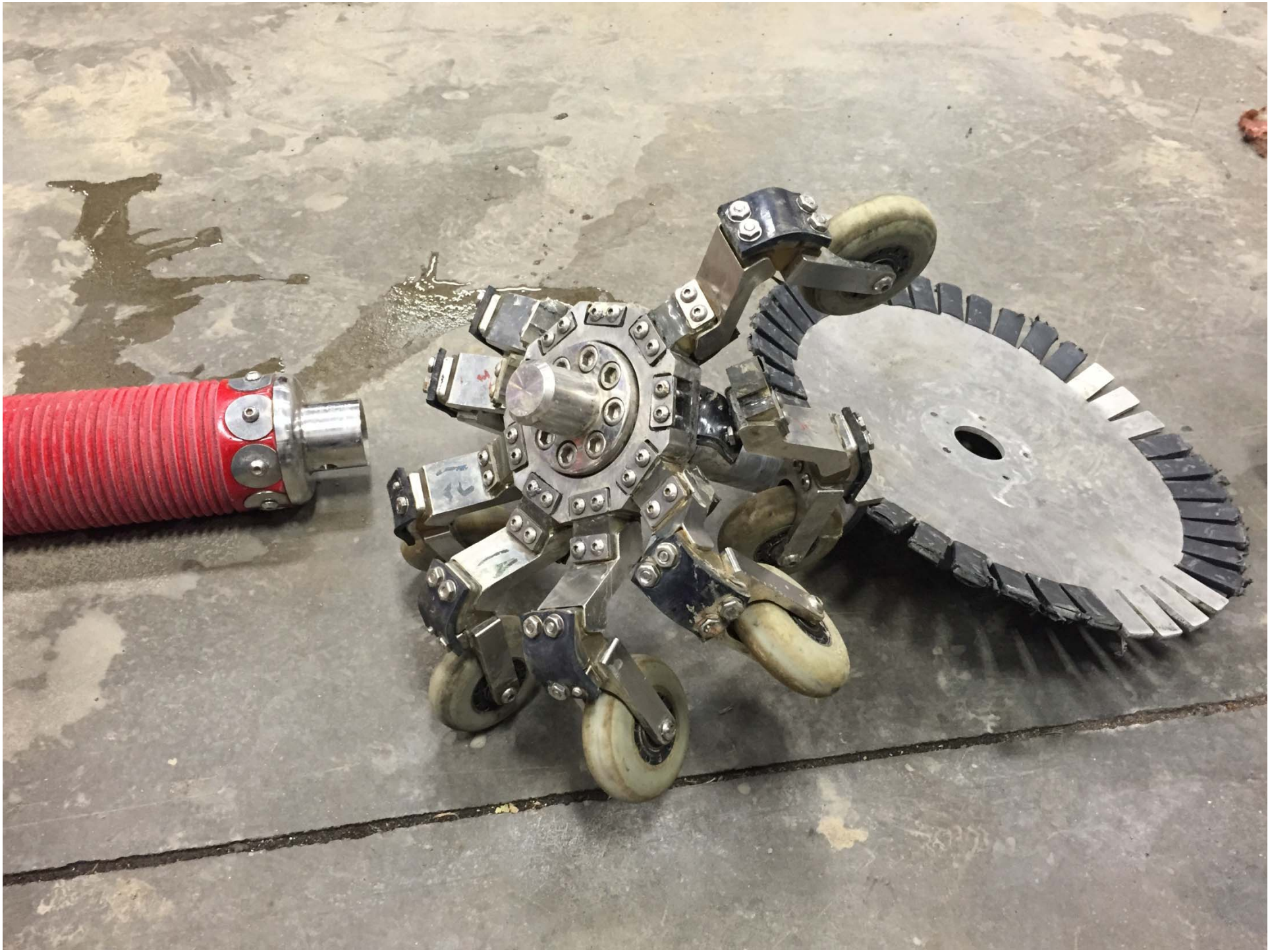

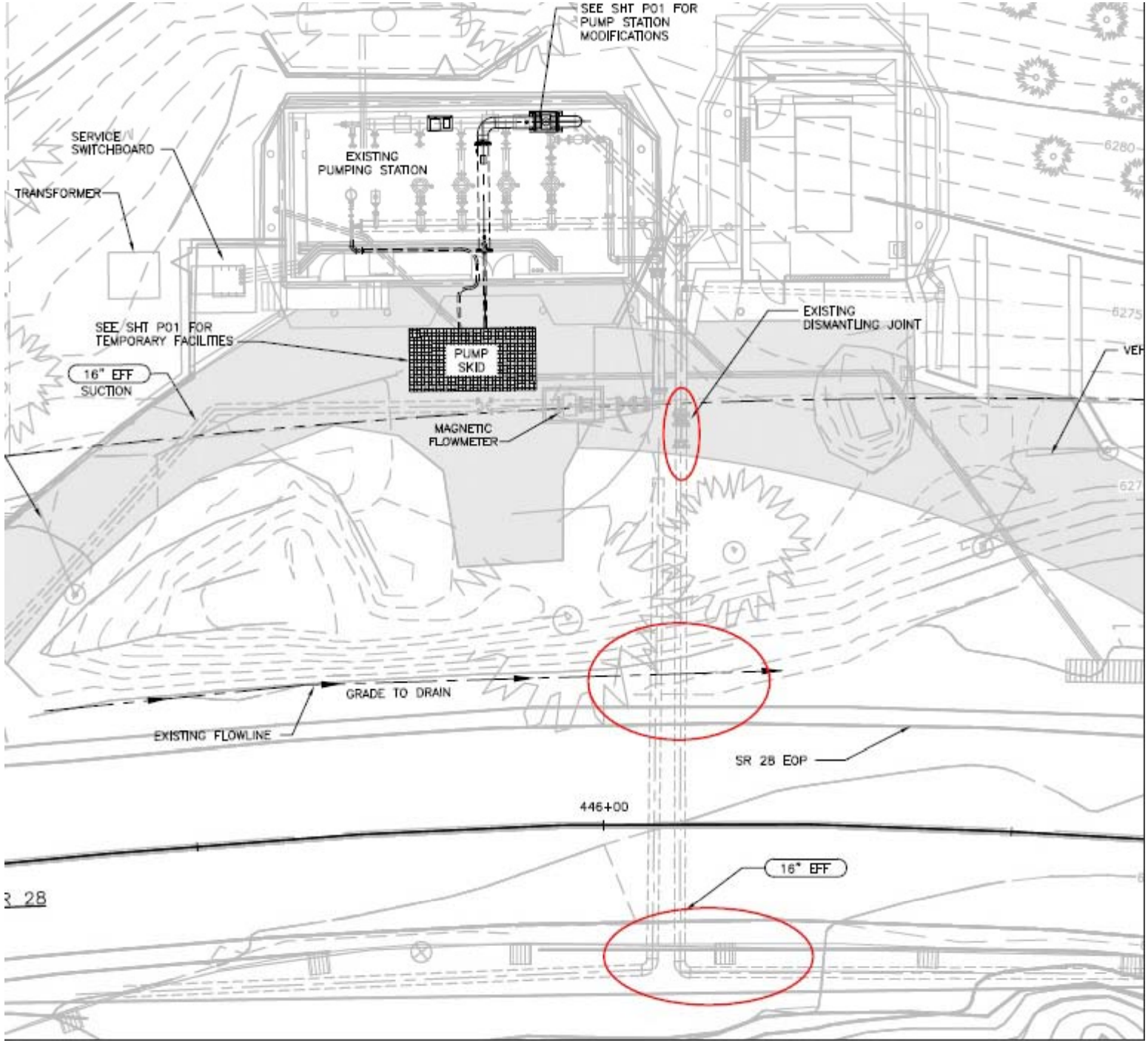
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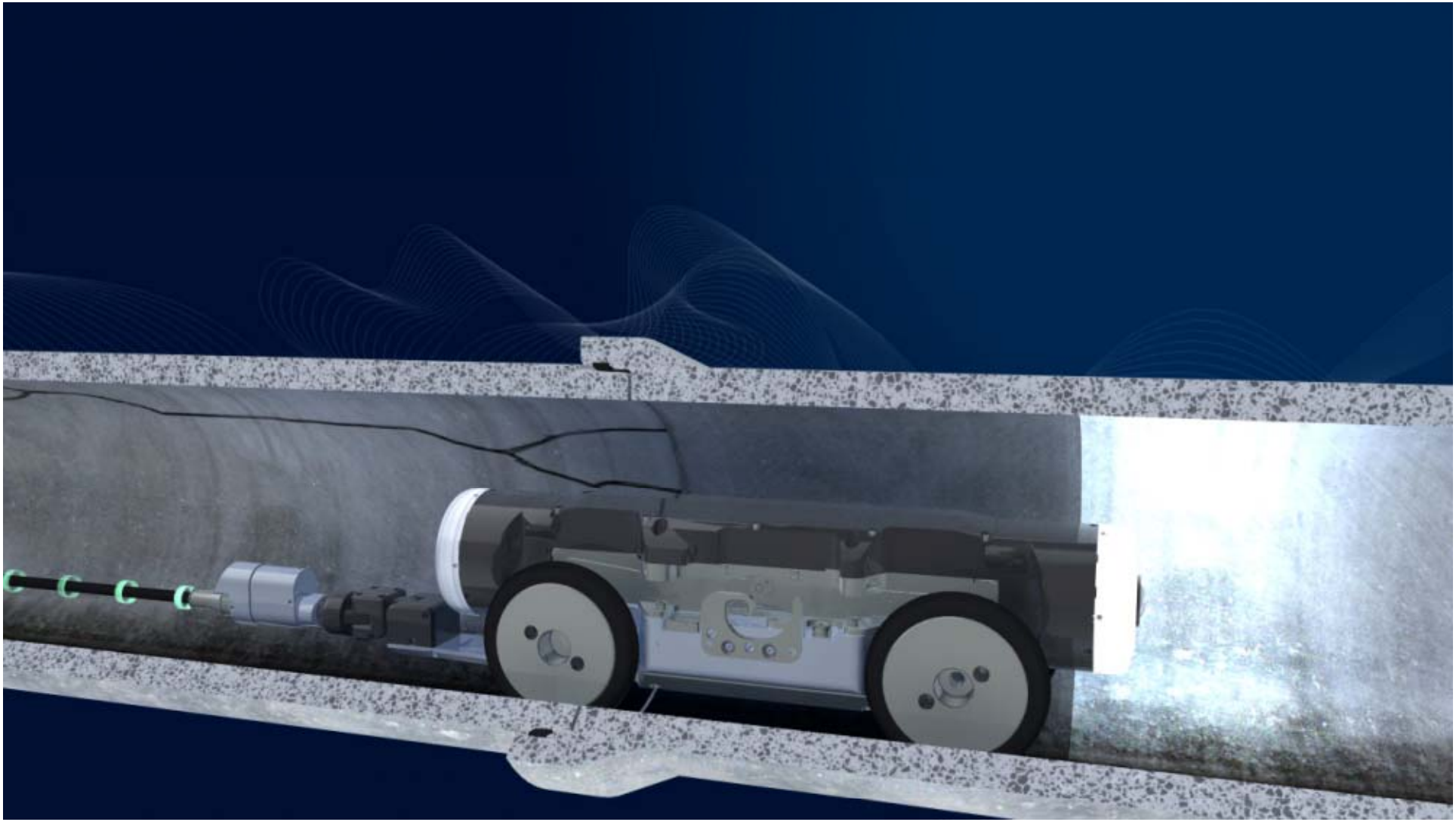
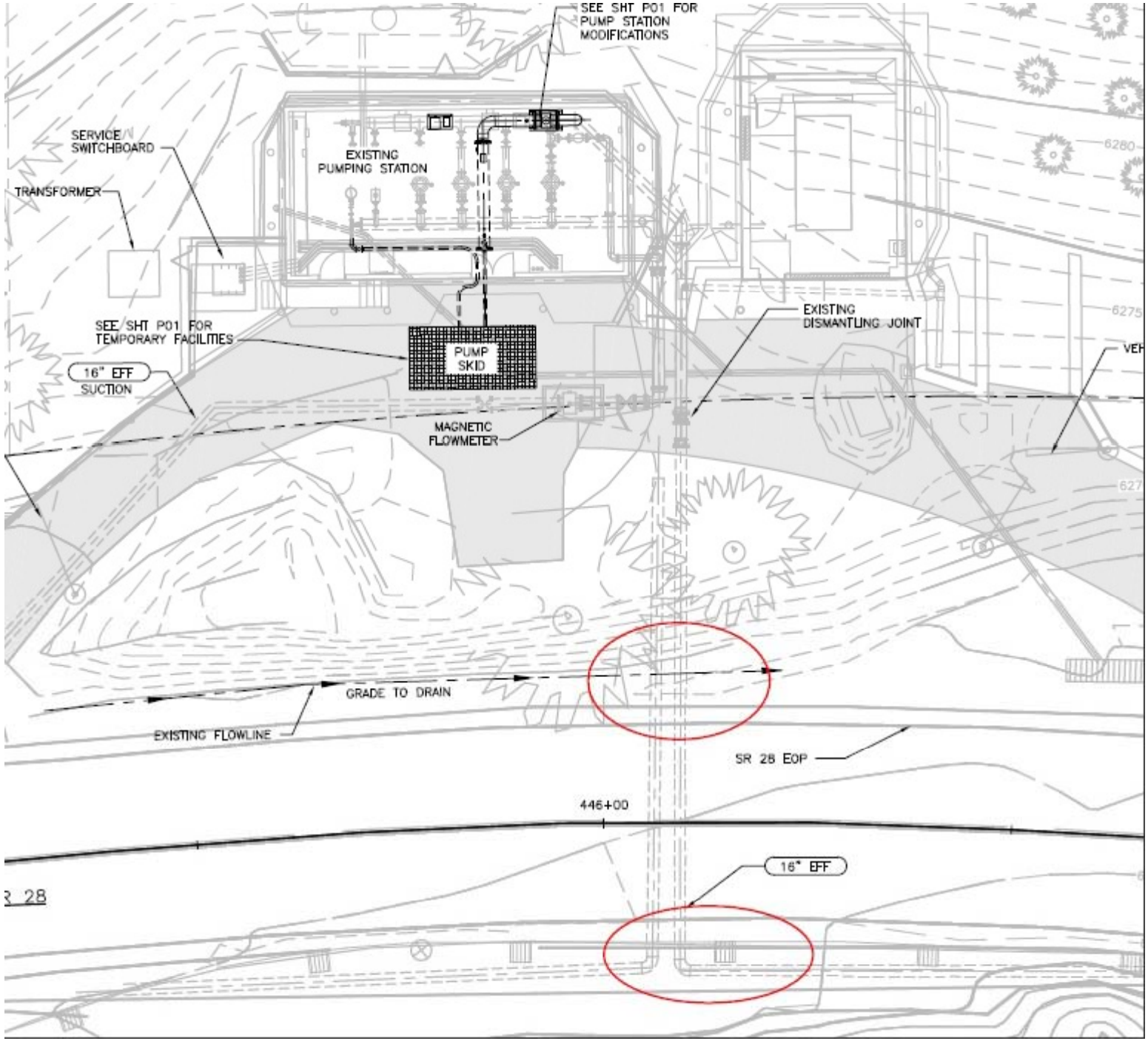


Condition Assessment

- Video Footage
  - Revealed excess cement mortar lining in short section of pipeline outside Spooner Pumping Station
  - Likely a hand applied mortar repair during 1970 construction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Condition Assessment

- Next Steps
  - Pothole and locate pipeline with thickened mortar lining relative to edge of pavement
  - Design repairs
  - Construct repairs – No later than May 2015
  - Resume PICA condition assessment – No later than September 2015

MEMORANDUM

TO: Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

FROM: Joseph J. Pomroy, P.E.
Director of Public Works

SUBJECT: Utility Rate Study Presentation - 2015

DATE: February 12, 2015

I. RECOMMENDATION

That the Board of Trustees provides direction and comment to Staff on the 2015 Five Year Utility Rate Study and proposed utility rate increase for 2015.

II. BACKGROUND

Rate Study Fundamentals

The Public Works Department conducts an annual rate study to calculate the appropriate rates for water and sewer service to meet revenue and expense demands while maintaining an appropriate reserve fund balance. The rate study includes a five year projection for revenues and expenses with an eye out for large capital projects outside of the five year window. This annual effort insures rates are meeting the needs of the District and that adjustments can be made efficiently and effectively. The rate study is based on utility management strategies and industry best practices that are briefly described below.

Effective Utility Management

In 2006, the Environmental Protection Agency (EPA) worked alongside the six largest water and wastewater professional organizations (American Water Works Association (AWWA), Water Environment Federation (WEF), American Public Works Association (APWA), National Association of Water Agencies, National Association of Clean Water Agencies, Association of Metropolitan Water Agencies) collaboratively to develop a benchmarking document called the "Ten

Attributes of Effectively Managed Water Sector Utilities". The major strategies that were identified are as follows:

- Financial Viability
- Product Quality
- Customer Satisfaction
- Employee and Leadership Development
- Operational Optimization
- Operational Resiliency
- Community Sustainability
- Infrastructure Stability
- Stakeholder Understanding
- Support and Water Resource Adequacy

Public Works uses all of these management strategies to maximize our resources, improve performance, and safeguard the community's assets for the future. The primary purpose of our annual rate study is to make sure we utilize the management strategy of financial viability as stated above and more fully described in the next section.

Financial Viability

The water utility sector management strategy defines financial viability as understanding the full life-cycle cost of the utility and establishing and maintaining an effective balance between long-term debt, asset values, operations and maintenance expenditures, and operating revenues. It also establishes predictable rates consistent with community expectations and acceptability to recover costs, provide for reserves, maintain support from bond rating agencies, and plan and invest for future needs.

In other words, the water and sewer rates need to collect revenues equal to the full cost of operations, maintenance and capital replacement of the utility over the long term. This has been dubbed, Full Cost Pricing. Without fully funding a Utility, the value of the community asset will suffer and jeopardize disinfection and the delivery of safe potable water and the collection and treatment of wastewater. Conversely, performing long term financial planning insures that future generations will enjoy the same benefits as customers today in being able to rely on safe potable drinking water and properly collected and treated wastewater to protect the environment. This allows the customer to make personal and economic decisions based on the signaling they receive from the utility rates and system performance.

AWWA Principal of Water Rates, Fees and Charges

The American Water Works Association (AWWA) has 61 Manuals of Practices. The AWWA manual on Principles of Water Rates, Fees and Charges was first written in 1954, and is over 300 pages long covering the detailed practice of setting water rates and charges for a financially viable utility. Manuals such as this are developed by industry experts over decades using the best practices that have been implemented in the industry. This shared knowledge base assists all water agencies in developing and implementing rate structures. It also helps customers when they move from town to town across the United States so they can expect some consistency in how water and sewer services will be charged because of agency acceptance of these best practices.

The District has a long history (25 plus years) of using the principles in this AWWA Manual for determining the type of rate structure that we have to collect the necessary revenues to pay for all costs to operate the water and sewer system. The rate structure used by the District is called the commodity demand method where costs of service are divided into commodity costs, demand costs, customer costs and direct fire protection costs. This is more fully explained under the rate structure section where fixed, variable and capital improvement costs are described. Generally, it is important to know that the rate structure utilized by the District is a best practice supported by the AWWA and is similar to water rate structures across the United States.

Rate Structure

The Public Works budget is comprised of water, sewer, and trash funds. Water is further broken down into water supply, pumping, treatment, transmission and compliance services. Sewer is further broken down into effluent disposal, pumping, treatment, collection and compliance. General administration includes customer service, legal, lobbying, central services and other utility wide expenses. The general administration is spread evenly between sewer and water. Trash will not be a part of the utility rate study.

The water and sewer rates are based on the water and sewer budgets and are made up of three main components - fixed charges, variable charges, and capital improvement charges. Each major division in the water and sewer budget has a portion of fixed and variable costs and the rates are designed to fund these expenses. The fixed, variable and CIP rate components are discussed in more detail below.

Fixed Charges (Water and Sewer Base Rates)
To provide water and sewer services, there is a portion of the costs that are fixed charges. These are sometimes called the ready to serve costs. Essentially, there is a certain level of costs that are incurred to staff, operate and maintain our system prior to delivering any water or treating any wastewater from our customers. There is a regulatory requirement for minimum staffing to be prepared to provide service, a certain amount of supplies such as tools, training, and equipment that are needed to be ready to serve and there are electrical and gas charges to our facilities so that they can be ready to serve. These fixed charges are calculated as a percentage of the budget components to determine the fixed charges of operating the water and sewer system.

Variable Charges (Water and Sewer Consumption)
To provide water and sewer services, there is a portion of the costs that are variable charges. These charges are the costs to treat and distribute water and to collect, treat and dispose wastewater. The variable charge for water is essentially the cost to pump it out of Lake Tahoe, treat the water and deliver it to the customer. The variable charge for sewer is essentially what it costs to collect the wastewater from each property and deliver it to the wastewater plant, treat the wastewater, pump and dispose of the effluent and biosolids to the Carson Valley per State and TRPA requirements. This requires staff, chemicals, supplies, tools, equipment, and energy to perform these services.

Capital Improvement Charge
The capital improvement charge funds the replacement of water and sewer infrastructure. There are separate connection fees to new customers to buy into existing infrastructure. The capital charge is based on funding the costs of the five year capital improvement plan with a consideration for the multi-year capital plan out a total of twenty years.

Summary of Utility Rate Changes for the Effluent Export Project
The Effluent Export Project has been the major driver in raising the sewer rates over the last four years and has been discussed in each of the last five utility rate studies. The District currently does not have sufficient reserves to fund this project and it has been necessary to collect the funds through sewer rates in advance of the project. The District has initiated Phase II of the Effluent Export Project to replace the remaining six miles of effluent export pipeline in the Tahoe Basin at a cost of $23.0 million. Previous capital budgets showed that up to 75% of this work was to be funded through the Section 595 Program. The District is still working with our Federal Legislative Advocate to secure new funding through the Section 595 program. The capital plan has been modified to show that we receive no funding for the Effluent Export, since the availability of these funds

appears to be unlikely. The District is also pursuing funding options with other project partners.

The District has worked with the Tahoe Transportation District (TTD) for the last three years on the feasibility of co-locating the new effluent export pipeline with the Tahoe Bike Path. At the October 2014 Board of Trustees meeting, the District entered into an amendment of the existing Interlocal Agreement that would allow the completion of the next steps of the project: completion of preliminary engineering and design and conducting the necessary environmental analysis of the proposed alignment to satisfy the National Environmental Policy Act (NEPA) and the Tahoe Regional Planning Agency (TRPA) requirements.

Should TTD be able to secure funding for the final design and construction of the proposed SR-28 bikeway, District Staff estimates there will be substantial savings by co-locating the pipeline within the bikeway. Depending on the total length of pipeline eventually replaced, the District could save upwards of $7,000,000 via co-location and cost sharing with TTD over replacing the pipeline entirely within the SR-28 roadway.

At this time, borrowing costs for long term loans are quite high because of uncertainty in the economy. The District is also a low priority on the Clean Water State Revolving Loan Fund Project list and we do not expect to receive funding under current State Loan funding levels.

The portion of the sewer rate used to pay for infrastructure including the Effluent Export Project is called the CIP charge (capital improvement project charge). In 2010/11 this CIP charge was $13.61 per residential user and increased to $27.68 per residential user, a total increase of 103% in 4 years, or 20% per year for four years. This dramatic increase in the sewer CIP charge now funds the reserves in the amount of $2 million per year so the funding of the Export Project will be completed by 2022. The District has collected over $6 million to date and will therefore have eight more years of collecting these funds before consideration can be given to lowering the CIP charge.

Residential Utility Rate Summary

The following table provides the average monthly water and sewer utility bill for our average residential user (71,578 gallons water use per year) in the District's service area for the last seven years and the proposed change in charges for 2015.

Year	Monthly Water Charge	Monthly Sewer Charge	Total Monthly Water and Sewer Charge
2008	$30.50	$36.96	$67.46
2009	$30.50	$36.96	$67.46
2010	$30.59	$36.97	$67.56
2011	$31.76	$43.42	$75.18
2012	$33.44	$46.63	$80.07
2013	$34.13	$51.77	$85.90
2014	$34.89	$56.28	$91.17
2015- Proposed	$35.63	$58.49	$94.13

The average residential rate has increased $26.67 per month from $67.46 in 2008 to $94.13 in 2015. There has been an increase of $14.07 per month to pay for the effluent export project which is 53% of the total rate increase of $26.67 per month over the last seven years.

	Monthly Water Charge	Monthly Sewer Charge	Total Monthly Water and Sewer Charge
% of Change 2008-2015	16.8%	58.3%	39.5%
Annual Change over 7 yrs	2.2%	6.8%	4.9%

III. FINANCIAL IMPACT AND BUDGET

2015 Five Year Rate Study

The rate study for 2015 has been prepared to determine the next five years of operating and capital expenses and to provide sufficient and stable revenue to meet the operating cost increases and the near term capital needs. The analysis is done on a cash flow basis in order to achieve a target reserve fund balance. The reserve fund is set by Board Policy. In the five year period of this rate study reserves will be below target policy levels of $5 million while we accumulate savings to fund the Effluent Export Project. Unrestricted reserves will fluctuate from $2.5 to $3.5 million in this five year period.

Funding for Capital asset replacement in Public Works is a blend of funds already collected for that purpose in previous years and current year capital revenues. The District also uses borrowing to pay replacement of capital assets that places some of the financial burden on future rate payers. This has been the traditional method in paying for capital in Public Works. We are currently using about 15% of the collected capital revenue to pay for debt. In 2012/13, two significant loans were paid off while we also began payments on the new $3 million State Revolving Fund Loan that financed the Burnt Cedar Water

Disinfection Plant Project that renovated our water disinfection facilities to achieve compliance with Federal Regulations.

The rate model is prepared to determine the revenue needs to meet operating and capital expenses while maintaining prudent reserves. This target reserve balance has been adjusted downward based on current economic conditions in Nevada and with consideration given to the cost of borrowing money versus spending down reserves.

Once a revenue target is established, the water and sewer rates are adjusted to generate that revenue in the most equitable way possible. The revenue is also balanced among the various rate components to pay for fixed, variable and capital components. The new rate structure is modeled for all of the customer classes and analyzed for equity among the customer classes.

The proposed utility rate increase is to raise water rates by 2.0 % and sewer rates by 4.0% for a total utility rate increase of 3.2%.

Utility Rates

The utility rates are being adjusted to meet expected cost increases and to fund future capital replacement. Increasing rates by a constant percentage is a basic concept but it must be verified that in adjusting the rates that no customer class sees a disproportionate change in rates that would unfairly shift the cost burden to other rate payers.

The rate structure is shown below for the water rates and sewer rates. The rates below include a $1.05 total defensible space charge to each user. The base rate for water is increasing by $0.56 per month. The base rate for sewer is increasing by $1.82 per month.

Residential Water Rate Comparison

2014 Rate Component	2014 Rate		2015 Rate Component	2015 Rate	Change
Base Rate	$ 9.55		Base Rate	$ 9.74	$0.19
Capital Improvements	$ 13.69		Capital Improvements	$ 13.96	$0.27
Customer Account Fee	$ 3.25		Customer Account Fee	$ 3.35	$0.10
Defensible Space	$ 1.05		Defensible Space	$ 1.05	-
Monthly Water Bill	**$ 27.54**		**Monthly Water Bill**	**$ 28.10**	**$0.56**
Consumption	$ 1.32		Consumption	$ 1.35	$0.03
1st Tier	$ 1.00		1st Tier	$ 1.02	$0.02
2nd Tier	$ 1.16		2nd Tier	$ 1.18	$0.02

Consumption, 1st Tier, and 2nd Tier are per 1000 gallons of water use.

Residential Sewer Rate Comparison

2014 Rate Component	2014 Rate		2015 Rate Component	2015 Rate	Change
Base Rate	$ 15.20		Base Rate	$ 15.81	$ 0.61
Capital Improvements	$ 27.68		Capital Improvements	$ 28.79	$ 1.11
Customer Account Fee	$ 3.25		Customer Account Fee	$ 3.35	$ 0.10
Monthly Sewer Bill	**$ 46.13**		**Monthly Sewer Bill**	**$ 47.95**	**$ 1.82**
Consumption	$ 2.68		Variable Rate	$ 2.79	$ 0.11

Variable Rate is per 1000 gallons of use.

Operating Revenues and Expenses

The operating revenue is the portion of revenue generated from the water and sewer rates that is not the CIP charge. The operating revenue is increasing by an average of 3.2% per year for five years and is a mix of rate increase and sales of water and sewer. The information below represents the net income for operating, excluding the capital revenue and the depreciation expense. The rate study goal is to keep a balance between operating expenses and revenues over the five year period. The variance between operating revenue and expense is within 3% and the slight loss over 5 years is a projection. Typically, the Public Works Department beats its budget projection and the projected operating loss is not realized. Every year Public Works budgets the normal and customary expenses plus some additional amount for emergency repairs that may or may not be utilized. There is also a small existing operating reserve fund. The rate model is revisited annually and recalibrated with actuals from the completed fiscal year. Any budget savings stay in the utility fund to offset future rate increases.

The operating expense is the staff costs, services and supplies, utilities, insurance, legal and audit fees, central services expense and the defensible space costs but it does not include depreciation. Years two through five are escalated at a nominal 3% per year over the five year period. The 2015-16 is not the actual budget number but an estimate used for rate setting purposes and is approximately 2% greater than the 2014-15 budget. Final budget numbers are inputted into the rate study for future rate adjustments.

The five year rate study is presented below for operating revenues and expenses.

5-Year Plan	2015-16	2016-17	2017-18	2018-19	2019-20	5-Yr Sum
Operating Revenue	6,354,000	6,552,000	6,756,000	6,967,000	7,186,000	$33,815,000
Operating Expense	(6,607,000)	(6,812,000)	(7,022,000)	(7,238,000)	(7,438,000)	($35,117,000)
					Subtotal	**($1,302,000)**

Capital Revenues and Expenses

The capital revenue is the summation of monthly capital fees collected in the utility rates, connection fees, and interest income and increases by approximately 3.6% per year averaged over 5 years.

The capital expense is the capital improvement projects net of grants. This is the current five year capital plan that is being developed as part of the budget process. The five year capital expenses and revenues are presented in the following table.

5-Year Plan	2015-16	2016-17	2017-18	2018-19	2019-20	5-Yr Sum
Capital Revenue	4,557,000	4,722,000	4,893,000	5,070,000	5,255,000	$24,497,000
Capital Expense	(4,196,000)	(4,943,000)	(4,525,000)	(4,157,000)	(4,642,000)	($22,463,000)
					Subtotal	**$2,034,000**

It is important to remember that the capital expenses are budget estimates with further refinement to occur in the CIP budgeting process. The goal of the rate study is to collect sufficient revenues to fund capital expenses over the following five years.

With the 2012-13 budget year, Public Works began accumulating $2,000,000 per year in savings for the construction of the Effluent Export Project. We expect to have accumulated a total of $8,000,000 by the early construction project start date in spring 2016 while also continuing to collect $2 million annually for this critical project.

The reserve balance is a critical fund to be managed in Public Works. At this time, there are several large variables mentioned above that can significantly

swing the reserve balance. The amount of the bonding will be adjusted to assure the reserve fund remains at a prudent balance while also considering the costs of borrowing, the economic conditions in Nevada and the susceptibility of the funds. The uncommitted reserve fund, separate from the accumulated savings for the Export Project, is currently scheduled to be less than the Policy target for the next five years. The current goal is to keep the uncommitted reserve fund above $2.0 million.

Federal Funding of Capital Projects

Over the last 11 years the District has received Federal Funding in the amount of $15,500,000 for the Sewer Effluent Export Project and $3,100,000 for Water Infrastructure Projects. This combined amount of $18,600,000 over 11 years equates to a total savings of $2,067 per residential customer or on average $16 per month. The Effluent Export Project funding comes through our partnership with the US Army Corp of Engineers and we receive funding from the Section 595 Program of the Water Resources and Development Act of Congress. The Water Infrastructure funding comes through the Lake Tahoe Fire Partnership led by the South Lake Tahoe Public Utilities District and is funded through the US Forest Service.

Summary

The proposed utility rate increase is to raise water rates by 2.0% and sewer rates by 4.0% for a total utility rate increase of 3.2%. The rates are currently scheduled for an average 3.3% increase per year for five years to meet the projections presented here.

In 2014-15, total water and sewer revenues for Public Works are budgeted to be $10.52 million and are now projected to be $10.85 million in 2015-16. This is an increase in revenues of $330,000 from increased commodity sales and from the rate increase.

The current reserve balance had been built up in preceding years to pay for some of the major capital expenses in the last few years such as the Burnt Cedar Water Disinfection Plant Improvements Project and water and sewer main projects. The reserve balance will be below Policy targets but the District will be accumulating savings to pay for the Export Project. The contributions to the reserve will be less than $1 million over the next five years as we expect to have an uncommitted reserve fund balance in 2020 of $3 million.

2015 Five Year Rate Study	5-Year Total
Operating and Capital Revenue	$58,312,000
Operating and Capital Expense	$57,580,000
Net increase in reserves	**$732,000**

Schedule

The next step will be at the February 25, 2015 meeting when the Board of Trustees will consider setting the date of the Public Hearing for April 29, 2015 for the revised Water and Sewer Ordinances that include the new rate structure and to authorize Staff to publish the legal notice of same. If the rates are approved at the Public Hearing, then the new rates will become effective with the May 19th billing cycle.

IV. ALTERNATIVES

The rate structure used by the District has been in place since the installation of water meters over 25 years ago.

V. COMMENTS

Staff has investigated the equity of the rate structure for the various customer classes. Equity is calculated by determining the proportion of fixed and variable demand on the water and sewer system (size of water meter, water consumption, sewer consumption, etc) by each customer class compared to the fixed and variable revenue collected from each customer class (water and sewer rate revenue). The current rate structure exhibits equity amongst the major user classes. Miscellaneous accounts include effluent sales, state park facilities, construction accounts, etc.

Customer Class	Revenue as % of Sewer Revenue	Demand as % of Sewer Demands
Commercial	10.5%	10.2%
Residential	87.6%	88.1%
IVGID Facilities	1.4%	1.4%
IVGID Snowmaking	0%	0%
Misc accounts	0.5%	0.3%

Customer Class	Revenue as % of Water Revenue	Demand as % of Water Demands
Commercial	10.5%	10.5%
Residential	82.2%	81.3%
IVGID Facilities	5.3%	6.2%
IVGID Snowmaking	1.6%	1.8%
Misc accounts	0.4%	0.2%

The current use patterns are showing the rate structure is equitable among the customer classes but we are beginning to see some changes in use patterns that will need to be monitored for the impact to equity. We have seen a change in the multi-family use patterns as occupancy rates are decreasing. The current rate structure is a full service cost model with a pay for what you use commodity charge. This naturally creates a rate structure that is equitable since all customers will pay for what they use. A customer's base rate is calculated from the meter size which is equivalent to the customer's demand potential. The District's irrigation and snowmaking accounts do not pay excess tier charges on water which is why that revenue is less than the demand for those customer classes.

Area Water and Sewer Rates

The presentation at the Board meeting includes a slide on the area water and sewer rates. The Table below shows the area water and sewer rates and the increase in rates since the 2014 Utility Rate Study Presentation using the average IVGID customer as the use pattern.

Agency	Monthly Water and Sewer Rate	Change from 2014 Rate Study
Incline Village GID	$ 94.13	$ 2.96
South Tahoe PUD	$ 87.75	$ 5.06
Tahoe City PUD	$ 134.76	$ 10.61
North Tahoe PUD	$ 113.69	$ -
Truckee Donner PUD	$ 109.25	$ 2.71
Kingsbury GID	$ 130.68	$ 2.17
Round Hill GID	$ 111.00	$ -

VI. BUSINESS IMPACT

This item is a "rule" within the meaning of Nevada Revised Statutes, Chapter 237, but it does not impose a direct and significant economic burden on a business, or directly restrict the formation, operation or expansion of a business, and therefore does not require a Business Impact Statement.

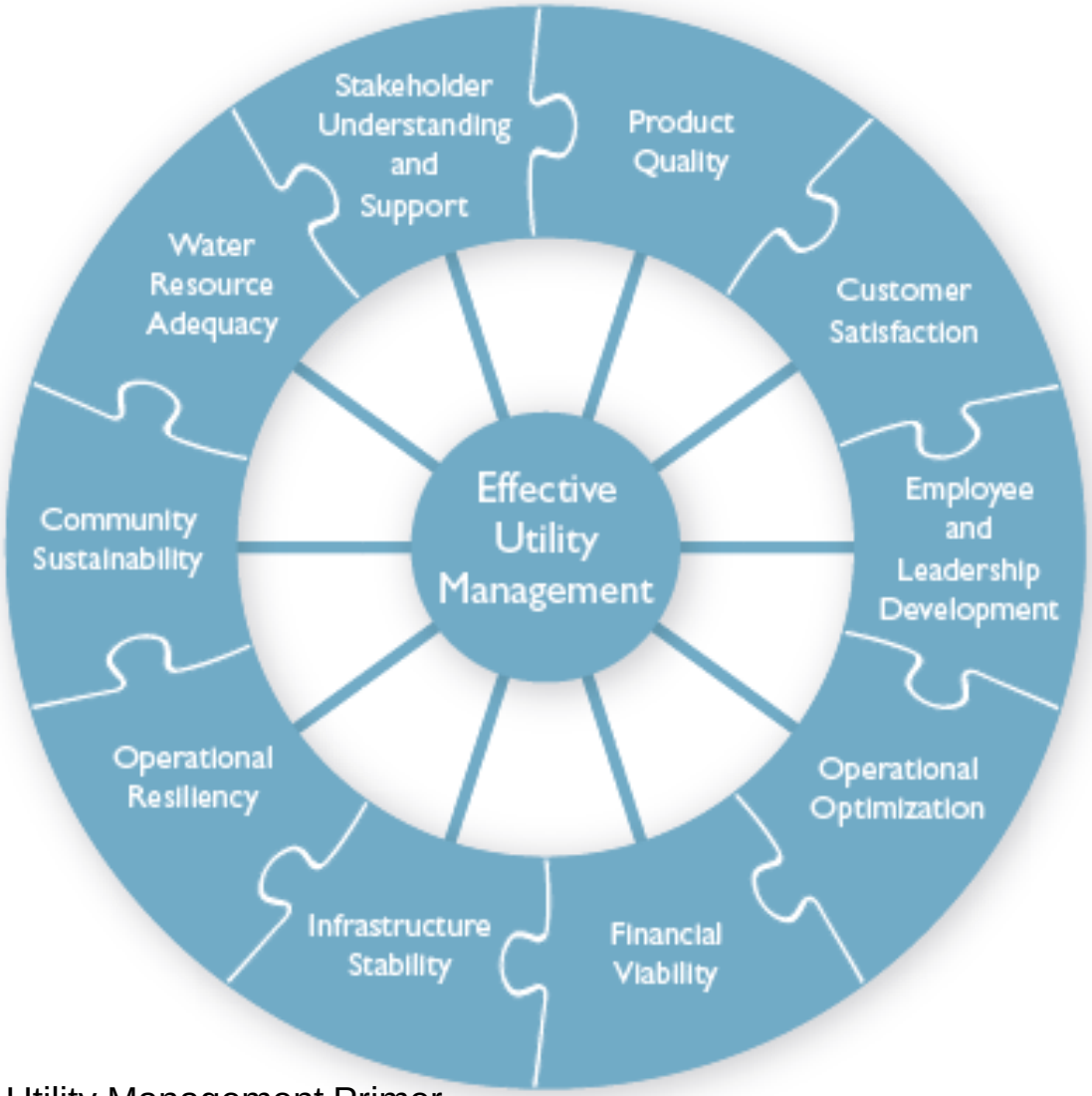
INCLINE VILLAGE
PUBLIC WORKS

Utility Rate Study Presentation
February 25, 2015
Joe Pomroy

Public Works Management

- District Strategic Plan
  - Mission, Vision, Goals and Objectives, Culture Training, & Customer Service Training
- Industry Best Practices
  - Effective Utility Management
  - AWWA Best Practice Manuals
  - Professional Organizations, AWWA & WEF
  - Industry Peers
  - Benchmarking and Performance Measures

Effective Utility Management



Taken from the Effective Utility Management Primer

ASCE Infrastructure Report Card

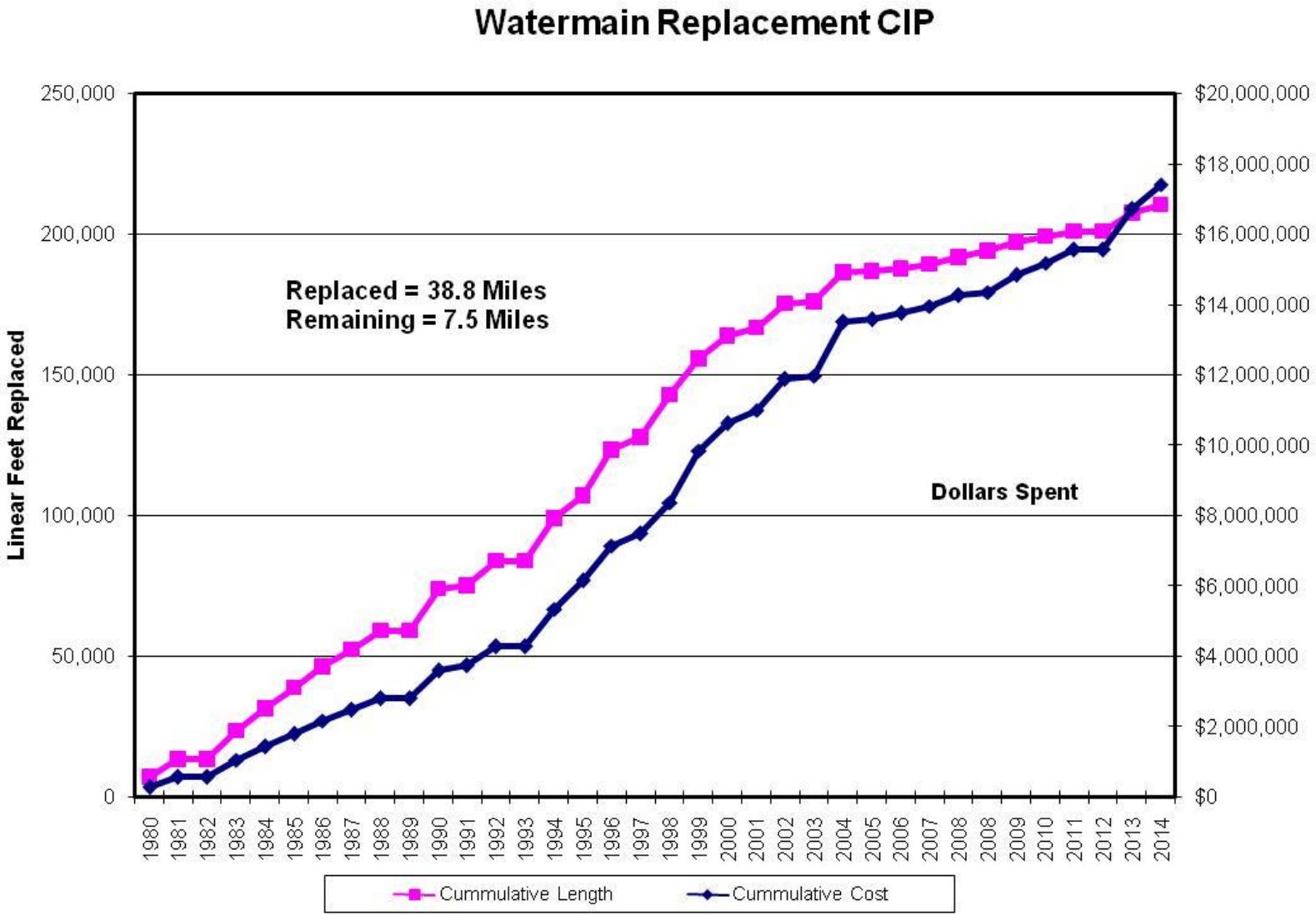
District Report Card

Facility	1992 Grade	2015 Grade
Water Treatment Plant	C-	A+
Wastewater Treatment Plant	A+	B-
Wastewater Collection (Sewer mains)	B+	A-
Water Distribution (Watermains)	B-	B+
Water Pumping	A-	B+
Wastewater Pumping	B+	C+

Watermain Report Card - 1995

Pipe Type	Miles of Pipe	Percent of Total Pipe Miles	Condition Score	Condition Grade
Concrete Pipe	49.0	50%	91	A-
PVC	6.4	6%	98	A+
Ductile Iron	10.3	10%	96	A
Original Steel	30.0	31%	60	D-
Welded Steel	2.6	3%	84	B
	98.2	100%	**Overall**	B-

35 Years of Watermain Replacement



Watermain Report Card - 2015

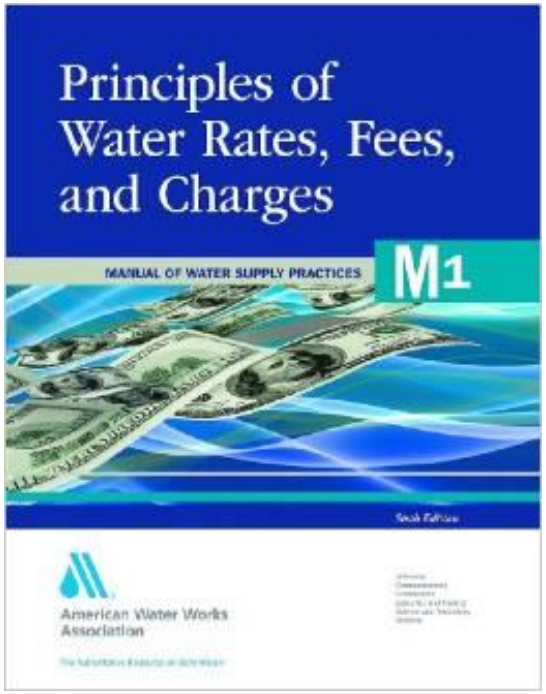
Pipe Type	Miles of Pipe	Percent of Total Pipe Miles	Condition Score	Condition Grade
Concrete Pipe	49.0	47%	85	B
PVC	20.3	20%	97	A
Ductile Iron	23.8	23%	95	A
Original Steel	7.5	7%	60	D-
Welded Steel	2.6	3%	85	B
	103.2	100%	**Overall**	**B+**

Watermain Leaks and Breaks

Year	Watermain Leak (minor)	Watermain Break (major)
2010	16	2
2011	21	3
2012	31	2
2013	39	2
2014	29	1

- 139 Steel watermain minor leaks and 3 breaks
- 1 PVC watermain breaks (pipe defect)
- 1 DIP watermain breaks (pre 1980 pipe)
- 5 Concrete watermain breaks
- Industry average is 11 breaks per 100 miles

AWWA Standards Manual



- Industry best practices
- Guiding document – 60 years
- 300 pages of rate Info
- Price Signaling
- Commodity demand method
- Increasing block rate structure

2015 Rate Study

- Capital Infrastructure Driven
- Water Rates - ↑2.0%
- Sewer Rates - ↑4.0%
- Overall Rates - ↑3.2%
- Increase Across All Rate Components
- Average 3.3% Increase for Next 5 Years

Operating Revenues and Expenses

5-Year Plan	2015-16	2016-17	2017-18	2018-19	2019-20	5-Yr Sum
Operating Revenue	6,354,000	6,552,000	6,756,000	6,967,000	7,186,000	$33,815,000
Operating Expense	(6,607,000)	(6,812,000)	(7,022,000)	(7,238,000)	(7,438,000)	($35,117,000)
					Subtotal	**($1,302,000)**

Does not include depreciation
Operating Revenue Increases on average 3.2% per year.
Operating Expense Increases on average 3.1% per year.

Capital Revenues and Expenses

5-Year Plan	2015-16	2016-17	2017-18	2018-19	2019-20	5-Yr Sum
Capital Revenue	4,557,000	4,722,000	4,893,000	5,070,000	5,255,000	$24,497,000
Capital Expense	(4,196,000)	(4,943,000)	(4,525,000)	(4,157,000)	(4,642,000)	($22,463,000)
					Subtotal	**$2,034,000**

Export Project = Currently Accumulating $2 million per/year
Capital Revenue Increases on average 3.6% per year.
Note 1 - Capital Expense is net of grants and debt proceeds.

Total Revenues and Expenses

2015 Five Year Rate Study	**5-Year Total**
Operating and Capital Revenue	$58,312,000
Operating and Capital Expense	($57,580,000)
Net increase in reserves	**$732,000**

Impacts to Uncommitted Utility Reserves

July 1, 2014 Reserve Balance	**$2.5 Million**
July 1, 2020 Reserve Balance	**$3.3 Million**
Target Reserve Balance	**$5.0 Million**

Proposed 2015 Water Rates

2014 Rate Component	2014 Rate		2015 Rate Component	2015 Rate	Year to Year Change
Base Rate	$ 9.55		Base Rate	$ 9.74	$0.19
Capital Improvements	$ 13.69		Capital Improvements	$ 13.96	$0.27
Customer Account Fee	$ 3.25		Customer Account Fee	$ 3.35	$0.10
Defensible Space	$ 1.05		Defensible Space	$ 1.05	-
Monthly Water Bill	**$ 27.54**		**Monthly Water Bill**	**$ 28.10**	**$0.56**
Consumption	$ 1.32		Consumption	$ 1.35	$0.03
1st Tier	$ 1.00		1st Tier	$ 1.02	$0.02
2nd Tier	$ 1.16		2nd Tier	$ 1.18	$0.02

Consumption, Tier 1 and Tier 2 is cost per 1000 gallons of water use

Proposed 2015 Sewer Rates

2014 Rate Component	2014 Rate		2015 Rate Component	2015 Rate	Change
Base Rate	$ 15.20		Base Rate	$ 15.81	$ 0.61
Capital Improvements	$ 27.68		Capital Improvements	$ 28.79	$ 1.11
Customer Account Fee	$ 3.25		Customer Account Fee	$ 3.35	$ 0.10
Monthly Sewer Bill	**$ 46.13**		**Monthly Sewer Bill**	**$ 47.95**	**$ 1.82**
Consumption	$ 2.68		Variable Rate	$ 2.79	$ 0.11

Consumption is cost per 1000 gallons of water use.
Residential sewer consumption is capped in summer months.

Utility Bill History – Median User

Year	Monthly Water and Sewer Utility Bill
2008	$67
2009	$67
2010	$68
2011	$75
2012	$80
2013	$86
2014	$91
2015	$94

$14 of $27 Rate Increase for Effluent Export Project over 7 years

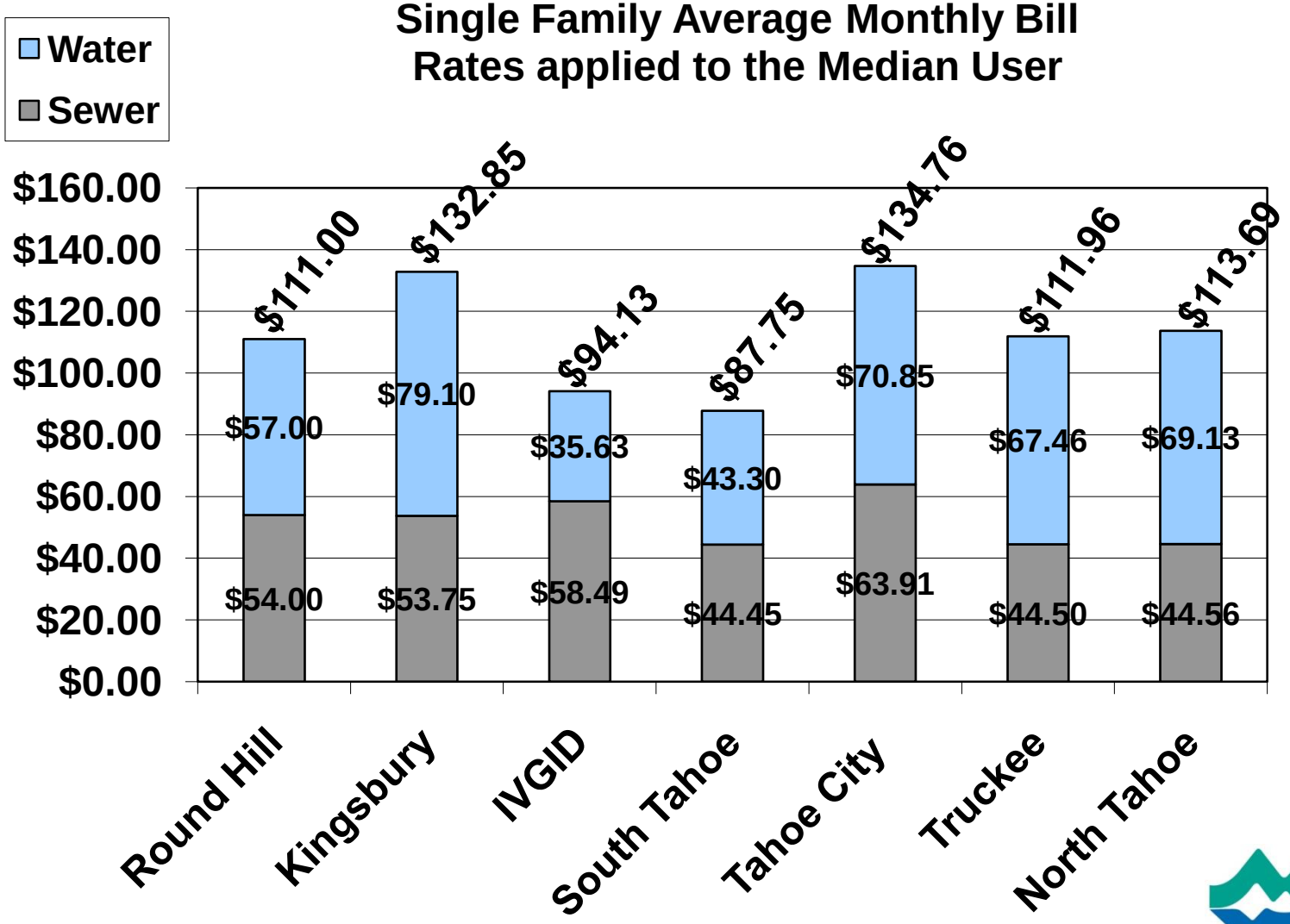
Water Rate Equity Comparison

Customer Class	Revenue as % of Water Revenue	Demand as % of Water Demands
Commercial	10.5%	10.5%
Residential	82.2%	81.3%
IVGID Facilities	5.3%	6.2%
IVGID Snowmaking	1.6%	1.8%
Misc accounts	0.4%	0.2%

Sewer Rate Equity Comparison

Customer Class	Revenue as % of Sewer Revenue	Demand as % of Sewer Demands
Commercial	10.5%	10.2%
Residential	87.6%	88.1%
IVGID Facilities	1.4%	1.4%
IVGID Snowmaking	0%	0%
Misc accounts	0.5%	0.3%

2015 Utility Bill Comparison



Incline Village General Improvement District
One District ~ One Team

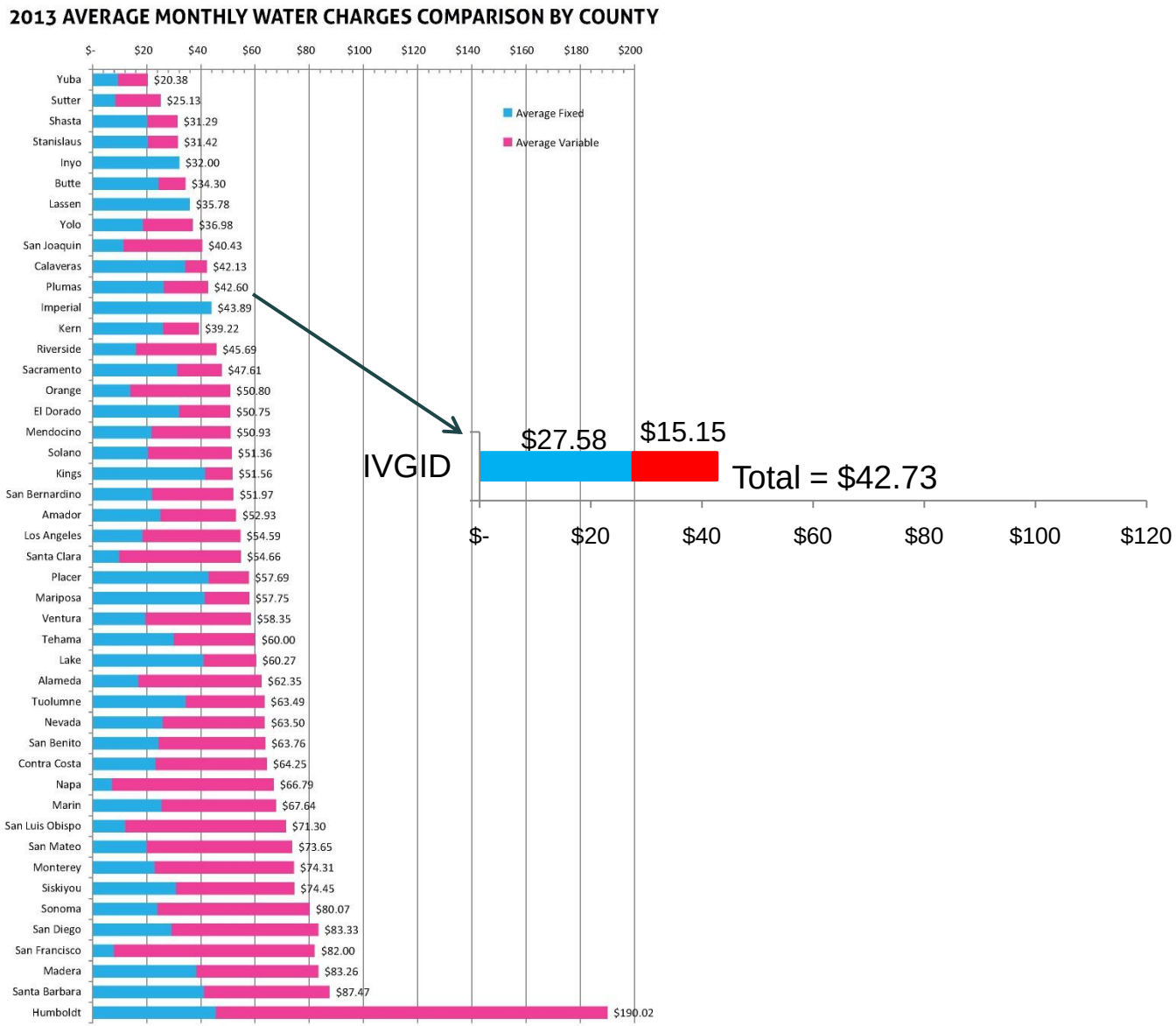


Figure K: 2013 Average Monthly Water Charges Comparison by County in California

Figure K shows the average monthly rate for 15 ccf by county. Based on our survey, the highest rates are found in Humboldt County, while the lowest rates are in Yuba County. Only one agency responded for Humboldt County.

Federal Funding Received For CIP through 2014

- Sewer Export Project - $15,500,000
  - Section 595 with USACE
- Water Infrastructure - $3,100,000
  - Fire Partnership with USFS
- Received $18,600,000 over 11 years
- Equates to $2,067 per residential user, Approx. $16 per month over 11 years.

2015 Rate Study Summary

- 2015 Rate increase = 3.2%
  - Water Rate increase = 2.0%
  - Sewer Rate increase = 4.0%
- 2015-16 Revenue Increase - $330,000
- 5-year average = 3.3% per year

Other Changes

- N0 Ordinance Language Changes
- No Change to User Fees
  (backflow, service calls, inspections)

Utility Rate Timeline

- February 25, 2015 - Set Public Hearing Date for Proposed Water and Sewer Ordinance Amendments and Utility Rate Structure for April 29, 2015
- April 29, 2015 - Conduct Public Hearing for Proposed Water and Sewer Ordinance Amendments and Utility Rate Structure
- April 29, 2015 – General Business Item on Water and Sewer Ordinance Amendments
- May 19, 2015 – Implement New Rates with May Bills if Approved

MEMORANDUM

TO: Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

FROM: Joseph J. Pomroy, P.E.
Director of Public Works

SUBJECT: Authorize Staff to execute access easements, watermain easement and encroachments between District and Incline Pines Homeowner Association

DATE: February 12, 2015

I. RECOMMENDATION

That the Board of Trustees makes a motion to authorize Staff to execute access easements, utility easements and encroachments between the District and Incline Pines Homeowner Association for parcels APN 126-273-02 and 126-300-00

II. BACKGROUND

The Incline Village General Improvement District owns and operates a water tank on APN 126-273-02 adjacent to the Incline Pines Homeowners Association, APN 126-300-00 at 725 Fairview Blvd. (see exhibit following memo) Staff desires to resolve historical property encroachment, easement and access issues between the two parties for the mutual benefit of both parties and to avoid litigation to obtain the watermain easement and access easement for the operation of the water system.

The District accesses its water tank via a very steep unimproved driveway from Fairview Blvd. This access road is unusable in the winter because it is unsafe to plow or travel on the steep driveway in icy conditions. The tank is supplied water by two distinct watermains from the water distribution system. One watermain comes up from Eagle Drive and travels overland to the water tank and is located on District property all the way to the water tank. The second watermain travels along Fairview Blvd and then crosses over the Incline Pines property prior to connecting to the water tank. This second watermain was installed in 1991.

Approvals for construction were provided by Incline Pines but an easement was never recorded, although it was prepared and sent to Incline Pines. In the last five years, several attempts have been made to get this easement signed but without success. The District would like to have this easement signed and to obtain all season access to the water tank.

Incline Pines is a 40-unit Homeowners Association. It was discovered in the last five years during the effort to get the easement signed that the Association has existing pavement on the District's parcel. The total amount of pavement is less than 1,000 square feet. This pavement is part of the access road and driveway system through the Association's common ground. This pavement is on a portion of the District's parcel that is not utilized. There are also two property owners with units near the water tank that want to develop a new access to their units from Fairview Blvd for personal reasons. This new access would provide ideal all season access to the District's water tank property from Fairview Blvd by crossing the Incline Pines HOA common ground.

There is an opportunity right now to resolve all outstanding property encroachments, easement and access between the District and Incline Pines. This includes granting an encroachment for existing pavement for the benefit of Incline Pines on the District's parcel, Incline Pines granting and signing the easement for the watermain across the Incline Pines parcel and the two parties sharing an access road across the Incline Pines and District parcels. The mutual benefit of these transactions should compel both parties to reach an agreement. I recommend that there should be no additional fees or costs associated with completing these easement and encroachments between the properties except document preparation. The District will share in the construction cost of the new access driveway to the water tank parcel from Fairview Blvd.

III. BID RESULTS

Not applicable.

IV. FINANCIAL IMPACT AND BUDGET

The costs of the document preparation will be shared by the two parties and should be less than $5,000. The District will share in the construction costs of the new driveway and this will be paid for out of the Public Works Capital

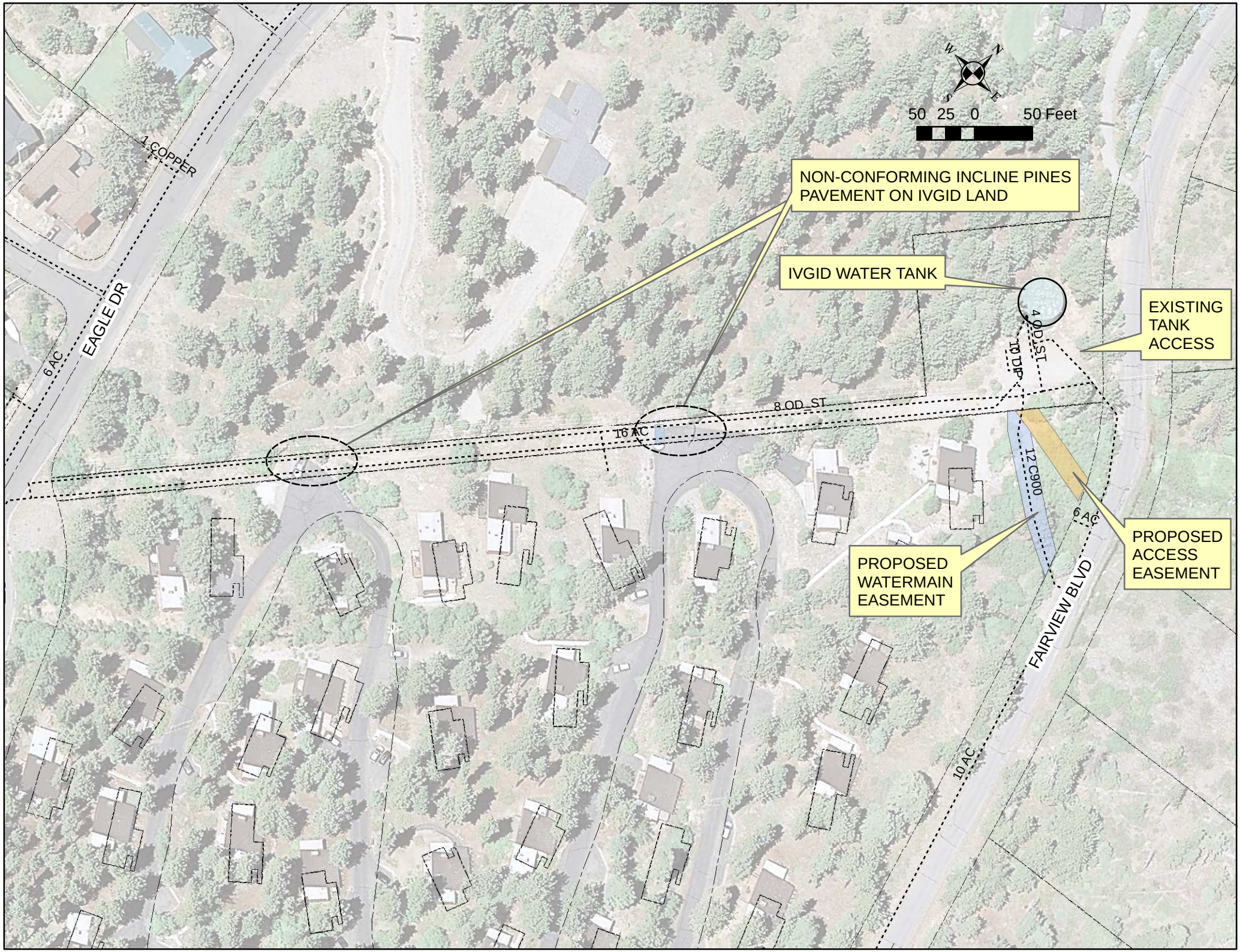
Improvement Plan. The total cost to the District for the documentation and driveway construction is estimated at $20,000.

V. ALTERNATIVES

Staff has worked with Incline Pines for over five years on these land issues and has explored many alternatives. This is the first alternative that provides mutual benefit and has the ability to resolve these contentious issues.

VI. BUSINESS IMPACT

This item is not a "rule" within the meaning of Nevada Revised Statutes, Chapter 237, and does not require a Business Impact Statement.


NON-CONFORMING INCLINE PINES PAVEMENT ON IVGID LAND
IVGID WATER TANK
EXISTING TANK ACCESS
PROPOSED WATERMAIN EASEMENT
PROPOSED ACCESS EASEMENT
50 25 0 50 Feet
1 COPPER
EAGLE DR
6 AC
8 OD_ST
16 AC
4 OD_ST
10 DIP
12 C900
6 AC
FAIRVIEW BLVD
10 AC

MEMORANDUM

TO: Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

FROM: Joseph J. Pomroy, P.E.
Director of Public Works

SUBJECT: Set Date and Time for Public Hearing for April 29, 2015 for the Proposed Amendments to Sewer Ordinance #2 and Water Ordinance #4 that Includes the Utility Rate Increase

DATE: February 13, 2015

I. RECOMMENDATION

That the Board of Trustees make a motion to set the date of a public hearing for the proposed amendments to IVGID Sewer Ordinance No. 2, entitled "An Ordinance Establishing Rates, Rules and Regulations for Sewer Service by the Incline Village General Improvement District" and IVGID Water Ordinance No. 4, entitled "An Ordinance Establishing Rates, Rules and Regulations for Water Service by the Incline Village General Improvement District," for April 29, 2015 at 6:30 pm.

II. BACKGROUND

At the February 25, 2015 District Board of Trustees Meeting, Staff conducted a Utility Rate Study presentation that presented the next five years of operating and capital expenses and the projected revenue needs to provide sufficient and stable revenue during that time period. The following sections present the key information from the 2015 Five Year Utility Rate Study.

The proposed utility rate increase is to raise water rates by 2.0% and sewer rates by 4.0% for a total utility rate increase of 3.2%.

The utility rates are included in the Water and Sewer Ordinance in Exhibit A in each Ordinance. The modified Exhibits are included in the Board agenda packet. There are no proposed Ordinance body language changes.

District Staff will publish the required notices in compliance with NRS 318.199 and have documents available for viewing by the Public at the Administration Office, at the Public Works Office and posted on the IVGID website. Customers will also be notified through the PW News that is made available to every account.

III. BID RESULTS

Not applicable.

IV. FINANCIAL IMPACT AND BUDGET

In 2014-15, total water and sewer revenues for Public Works are budgeted to be $10.52 million and are now projected to be $10.85 million in 2015-16. This is an increase in revenues of $330,000 from increased commodity sales and from the rate increase.

The current reserve balance had been built up in preceding years to pay for some of the major capital expenses in the last few years such as the Burnt Cedar Water Disinfection Plant Improvements and large water and sewer main projects. The reserve balance will be below Policy targets but the District will be accumulating savings to pay for the Export Project. The contributions to the reserve will be less than $1 million over the next five years as we expect to have an uncommitted reserve fund balance in 2020 of $3 million.

V. ALTERNATIVES

Not set a date for the public hearing and keep Ordinance 2 and Ordinance 4 the same and not increase water and sewer rates. This will have a long term negative impact on the assets and financial health of the District. Water and sewer systems have regulatory oversight so the District must meet operation and infrastructure standards regardless of available funds.

VI. COMMENTS

The applicable Nevada Revised Statute is as follows.

NRS 318.199 Rates, tolls and charges for sewerage or water services or products: Schedules; public hearings; adoption of resolution; action to set aside resolution.

1. The board of trustees of any district organized or reorganized under this chapter and authorized to furnish sanitary sewer facilities pursuant to NRS 318.140 or to furnish water facilities pursuant to NRS 318.144 shall establish schedules showing all rates, tolls or charges for services performed or products furnished.

2. Whenever the board of trustees proposes to change any individual or joint rate, toll, charge, service or product, or any individual or joint practice which will affect any rate, toll, charge, service or product, the board of trustees shall hold public hearings after 30 days' notice has been given to all users of the service or product within the district.

3. Notice shall be given by publication in a newspaper published in the county and if no such newspaper is published, then a newspaper published in this state which has a general circulation in the county. The notice shall not be placed in that portion of the newspaper where legal notices and classified advertisements appear and the type used in the headline of such notice shall not be smaller than 18 point.

4. All users of the service or product shall be afforded a reasonable opportunity to submit data, views or arguments orally or in writing at the place, date and time specified in the notice, or at any subsequent place or time to which the hearing may be adjourned.

5. If, after public hearing, the board of trustees determines that the proposed action is required, the board shall adopt a resolution establishing the new or changed rates, tolls, charges, services to be performed or products to be furnished.

6. Within 30 days immediately following the effective date of such resolution, any person who has protested it may commence an action in any court of competent jurisdiction to set aside the resolution.

7. Within 30 days after the effective date of the resolution, the secretary of the district shall file a copy of the new schedules in the office of the district. The schedules shall be made available to any user of the service or product.

(Added to NRS by 1977, 541)

VII. BUSINESS IMPACT

This item is a "rule" within the meaning of Nevada Revised Statutes, Chapter 237, but it does not impose a direct and significant economic burden on a business, or directly restrict the formation, operation or expansion of a business, and therefore does not require a Business Impact Statement.

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT

EXHIBIT A

Schedule of Sewer Service Charges

Monthly sewer charges are the summation of the following components:

1. Fixed Charge = $15.20 X CAF [1] X number of units.
2. Administrative / Customer Service Account Charge = $3.25 per account.
3. Capital Improvement Charge = $27.68 X CAF [1] X number of units.
4. Variable Cost [2] = $2.68 per 1,000 gallons of water use.[billed as sewer consumption charges]

[1] Capacity Adjustment Factor:

Service Size for Billing Purposes	CAF
All Residential Customers	1.0
¾"	1.0
1"	1.67
1.5"	3.33
2"	5.33
3"	10.00
4"	16.67
6"	33.33
8"	53.33
10"	76.65

[2] Residential Variable Cost:

Variable sewer costs for residential customers are based on monthly water use (see #4, above) as follows: During the non-irrigation months (December through April), the variable sewer cost is calculated using the metered water use value. During irrigation billing months (May through November), the variable sewer cost shall be the lesser of the metered water use value or the non-irrigation months' average metered water use. The non-irrigation months' average shall not be set at a value less than 3,000 gallons.

Typical monthly single-family residential sewer service charges with no metered water use:

CHARGE	2008/09	2009/10	2010/11	2011/12	2012/13	2013/14	2014/15
Base rate (#1)	$18.45	18.45	$18.37	$18.17	$17.30	$14.85	$15.20
Capital rate (#3)	13.31	13.31	13.61	16.20	18.81	23.80	27.68
Administrative fee (#2)	2.85	2.85	3.05	3.15	3.20	3.20	3.25
Total Sewer:	**$34.61**	**$34.61**	**$35.03**	**$37.52**	**$39.31**	**$41.85**	**$46.13**

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT

EXHIBIT A
Schedule of Sewer Service Charges

Monthly sewer charges are the summation of the following components:

5. Fixed Charge = $15.81 X CAF [1] X number of units.
6. Administrative / Customer Service Account Charge = $3.35 per account.
7. Capital Improvement Charge = $28.79 X CAF [1] X number of units.
8. Variable Cost [2] = $2.79 per 1,000 gallons of water use.[billed as sewer consumption charges]

[1] Capacity Adjustment Factor:

Service Size for Billing Purposes	CAF
All Residential Customers	1.0
¾"	1.0
1"	1.67
1.5"	3.33
2"	5.33
3"	10.00
4"	16.67
6"	33.33
8"	53.33
10"	76.65

[2] Residential Variable Cost:

Variable sewer costs for residential customers are based on monthly water use (see #4, above) as follows: During the non-irrigation months (December through April), the variable sewer cost is calculated using the metered water use value. During irrigation billing months (May through November), the variable sewer cost shall be the lesser of the metered water use value or the non-irrigation months' average metered water use. The non-irrigation months' average shall not be set at a value less than 3,000 gallons.

Typical monthly single-family residential sewer service charges with no metered water use:

CHARGE	2008/09	2009/10	2010/11	2011/12	2012/13	2013/14	2014/15	2015/16
Base rate (#1)	$18.45	18.45	$18.37	$18.17	$17.30	$14.85	$15.20	$15.81
Capital rate (#3)	13.31	13.31	13.61	16.20	18.81	23.80	27.68	28.79
Administrative fee (#2)	2.85	2.85	3.05	3.15	3.20	3.20	3.25	3.35
Total Sewer:	**$34.61**	**$34.61**	**$35.03**	**$37.52**	**$39.31**	**$41.85**	**$46.13**	**$47.95**

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT

EXHIBIT A

Schedule of Water Service Charges

Monthly water charges are the summation of the following components:

1. Fixed Charge = $9.55 X CAF [1] X number of units.
2. Administrative / Customer Service Account Charge $3.25 per account.
3. Capital Improvement Charge = $13.69 X CAF [1] X number of units
4. Variable Cost = $1.32 per 1,000 gallons of water use. [billed as water consumption charges]
5. Excess water charge[2]
   a. First Tier: Additional Cost = $1.00 per 1,000 gallons for all water use greater than 20,000 gallons X CAF[1] X number of units, in addition to the Variable Cost (#4), above.
   b. Second Tier: Additional Cost = $1.16 per 1,000 gallons for all water use greater than 60,000 gallons X CAF[1] X number of units, in addition to Variable Cost (#4) and First Tier Cost (#6a), above.
6. Defensible Space Fee = $1.05 X number of units.
   a. The defensible space fee is to pay 50% of the IVGID share of costs for fuels treatment on IVGID lands that will enhance the protective boundary from destructive wildfire that could threaten the communities of Incline Village and Crystal Bay. The other 50% share of this cost is paid by the IVGID Recreation Facility Fee.

[1] **Capacity Adjustment Factor:**

Service Size for Billing Purposes	CAF
All Residential Customers	1.0
¾"	1.0
1"	1.67
1.5"	3.33
2"	5.33
3"	10.00
4"	16.67
6"	33.33
8"	53.33
10"	76.65

[2] **Designated Public Service Recreation** irrigation accounts are not assessed excess water charges.

Typical monthly single-family residential water service charges with no metered water use:

Charge	2008/09	2009/10	2010/11	2011/12	2012/13	2013/14	2014/15
Water Base Rate (#1)	$11.92	$11.92	$11.94	$11.72	$10.78	$9.50	$9.55
Capital Rate (#3)	11.28	11.28	11.53	11.98	12.59	13.28	13.69
Administrative Fee (#2)	2.81	2.81	3.04	3.14	3.20	3.20	3.25
Defensible Space (#6)			1.05	1.05	1.05	1.05	1.05
Total Water:	$26.01	$26.01	$27.56	$27.89	$27.62	$27.03	$27.54

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT

EXHIBIT A

Schedule of Water Service Charges

Monthly water charges are the summation of the following components:

7. Fixed Charge = $9.74 X CAF [1] X number of units.
8. Administrative / Customer Service Account Charge = $3.35 per account.
9. Capital Improvement Charge = $13.96 X CAF [1] X number of units
10. Variable Cost = $1.35 per 1,000 gallons of water use. [billed as water consumption charges]
11. Excess water charge[2]
    a. First Tier: Additional Cost = $1.02 per 1,000 gallons for all water use greater than 20,000 gallons X CAF[1] X number of units, in addition to the Variable Cost (#4), above.
    b. Second Tier: Additional Cost = $1.18 per 1,000 gallons for all water use greater than 60,000 gallons X CAF[1] X number of units, in addition to Variable Cost (#4) and First Tier Cost (#6a), above.
12. Defensible Space Fee = $1.05 X number of units.
    a. The defensible space fee is to pay 50% of the IVGID share of costs for fuels treatment on IVGID lands that will enhance the protective boundary from destructive wildfire that could threaten the communities of Incline Village and Crystal Bay. The other 50% share of this cost is paid by the IVGID Recreation Facility Fee.

[1] **Capacity Adjustment Factor:**

Service Size for Billing Purposes	CAF
All Residential Customers	1.0
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3"	10.00
4"	16.67
6"	33.33
8"	53.33
10"	76.65

[2] **Designated Public Service Recreation** irrigation accounts are not assessed excess water charges.

Typical monthly single-family residential water service charges with no metered water use:

Charge	2008/09	2009/10	2010/11	2011/12	2012/13	2013/14	2014/15	2015/16
Water Base Rate (#1)	$11.92	$11.92	$11.94	$11.72	$10.78	$9.50	$9.55	$9.74
Capital Rate (#3)	11.28	11.28	11.53	11.98	12.59	13.28	13.69	13.96
Administrative Fee (#2)	2.81	2.81	3.04	3.14	3.20	3.20	3.25	3.35
Defensible Space (#6)			1.05	1.05	1.05	1.05	1.05	1.05
Total Water:	$26.01	$26.01	$27.56	$27.89	$27.62	$27.03	$27.54	$28.10

MEMORANDUM

TO: Board of Trustees

THROUGH: Steven J. Pinkerton
General Manager

FROM: Gerald W. Eick CPA CGMA
Director of Finance, Accounting, Risk Management and Information Technology

SUBJECT: Set Date and Time for Public Hearing for the 2015/2016 Budget and Recreation Roll for Thursday, May 21, 2015, 9:00 a.m.

DATE: February 11, 2015

I. RECOMMENDATION

That the Board of Trustees makes a motion to set the date of a public hearing for the 2015/2016 Budget **and** Recreation Roll for Thursday, May 21, 2015 under the Nevada Revised Statues. The time of the meeting is expected be 9 a.m. or as determined by the Board of Trustees.

II. BACKGROUND

The Nevada Revised Statutes (NRS) requires that the public hearings of the District's budget be held by the third Thursday in May or the Friday immediately succeeding the third Thursday in May; this year that dates are May 21, 2015 and May 22, 2015. Staff will also ask the Board to adopt as final the Operating Budget for the Fiscal Year 2015/2016 from the tentative budget as presented, which includes the Recreation and Beach Facility Fees.

The calendar as dictated by the NRS is as follows:

DATES	ACTION
April 15, 2015	Tentative budget to be filed with the Department of Taxation.
May 7, 2015	Earliest date for notice of public hearing. The NRS reads "...notice of public hearing for tentative budget shall be published not more than 14 days or less than seven days prior to the date set for the hearing."
May 21, 2015	Tentative Budget hearing for general improvement special district and all other districts. (Note: Staff will also ask the Board to adopt the final budget the same day).
June 1, 2015	The final budget shall be adopted on or before June 1, 2015.

MEMORANDUM

TO: Board of Trustees
District General Counsel
District Staff

FROM: Chairman Jim Smith
Board of Trustees

SUBJECT: Washoe County Organizational Effectiveness Committee – Summary of Notes from the February 4, 2015 Meeting

DATE: February 6, 2015

I was appointed to the Washoe County Organizational Effectiveness Committee by Washoe County Commissioner Marsha Berkbigler.

The Washoe County Organizational Effectiveness Committee meets monthly.

The Washoe County Organizational Effectiveness Committee is a real world cabinet of advisors for Washoe County that compares Washoe County's effectiveness to how things operate in the business world. They share ideas and review projects.

2015 Legislative Session – there are twenty five (25) bills this week that effect Washoe County and the Washoe County Manager and Washoe County Staff has the pulse on legislation and they are active participants on a daily basis.

IVGID may want to host a future Organizational Effectiveness Committee meeting and the Washoe County contact is Chuck Alvey.

Washoe County is recruiting/interviewing for a Chief Information Technology Officer and they did a national search which resulted in seven (7) outstanding candidates.

The IVGID General Manager may want to attend these meetings; they would like to meet Mr. Pinkerton

The Washoe County Strategic Plan is done and they have assigned one Commissioner to each goal – is this a good idea for the IVGID Board of Trustees?

I took a tour of the Washoe County Jail today with Lieutenant Adam Hopkins and was I impressed with its operation. Any IVGID Staff member or Board member may schedule a tour.

ORGANIZATIONAL EFFECTIVENESS COMMITTEE

February 4, 2015
7:30 a.m.
Washoe County Sheriff's Office
Nevada Room (upstairs from Main Lobby)
911 Parr Blvd, Reno, Nevada 89512

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; or moved to the agenda of another meeting. The Washoe County Sheriff's Office is accessible to the disabled. If you require special arrangements, call the County Manager's Office at 328-2000 24-hours prior to the meeting.

Public Comment. Comments heard under this item will be limited to three minutes per person and may pertain to matters both on and off the OEC agenda. The OEC will hear public comment during individual action items, with comment limited to three minutes per person.

Action Items. Items on this agenda on which action may be taken are identified by the words "for possible action" next to the topic. Before action is taken on each item, public comments will be heard. An item listed with an asterisk (*) next to it is an item for which no action will be taken.

*1. **Roll Call.**

*2. **Public Comment.** NONE
Comments heard under this item will be limited to three minutes per person and may pertain to matters both on and off the OEC agenda.

3. **Election of OEC Chair and Vice Chair. (for possible action)**
Discussion, nomination, and selection of the OEC Chairman and Vice Chairman.
CHAIR - CHUCK ALVEY / VICE MATS YNCLAIR

*4. **Washoe County Management Update.**
Update from the Office of the County Manager including, but not limited to, Strategic Planning, Legislative Affairs, Fiscal Year 2016 Budget, and a discussion and updates on other Washoe County issues of interest to the OEC. PLAN FOR GROWTH - TESLA

*5. **Introduction/Overview of Washoe County Sheriff's Office.**
SHERIFF CHUCK ALLEN

*6. **OEC Member Comments.**
This item is limited to announcements or topics/issues proposed for future meeting agendas.
ENERGY, STRATEGIC PLANNING - LEGISLATIVE SESSION

*7. **Public Comment.** NONE
Comments heard under this item will be limited to three minutes per person and may pertain to matters both on and off the OEC agenda.

8. **Adjournment.**

Tour: Immediately following the meeting, the OEC will tour the Sheriff's Office and Detention Facility. No OEC business will be conducted during the tour.

Support documentation for the items on the agenda provided to the Washoe County Organizational Effectiveness Committee is available to members of the public at the County Manager's Office (1001 E. 9th Street, Bldg. A, 2nd Floor, Reno, NV) Debi Gonsalves (775) 328-2066 and on the County's website at www.washoecounty.us/mgrsoff/strategic_planning/oec_agendas_and_minutes and the State of Nevada website at https://notice.nv.gov

PURSUANT TO NRS 241.020, THIS NOTICE HAS BEEN POSTED AT THE FOLLOWING LOCATIONS: WASHOE COUNTY CENTRAL LIBRARY (301 S. CENTER STREET) – DOWNTOWN COURTHOUSE (COURT AND VIRGINIA STREETS) – SPARKS JUSTICE COURT (1675 E. PRATER WAY Ste. 107, SPARKS) – WASHOE COUNTY ADMINISTRATIVE BUILDING (1001 E. 9TH STREET).

WASHOE COUNTY

FY16-18 DRAFT STRATEGIC PLAN

UPDATED ON JANUARY 27, 2015

MISSION

The purpose of the mission statement is to clearly articulate why we exist as an organization.

Working together regionally to provide and sustain a safe, secure and healthy community

VALUES

The purpose of the values statement is to articulate how we behave as staff and community members.

- **Integrity** - We are dedicated to uncompromising honesty in our dealings with the public and each other in conformance with our code of conduct.
- **Effective Communication** - We believe in simple, accurate, and clear communication. We encourage the open exchange of ideas and information.
- **Quality Public Service** –The County exists to serve the public. We put the needs and expectations of citizens at the center of everything we do and take pride in delivering services of the highest quality.

DIRECTION

The purpose of the strategic direction is to establish a concrete picture of the future:

Washoe County will be the social, economic and political leadership force in Nevada and the western United States.

We will accomplish this by:

- Being forward thinking
- Financially stable
- Elevating the quality of life so our community is a great place for everyone to live, regardless of means
- Accessible to everyone we serve and representing the people
- Using the power of collaboration internally and externally

STRATEGIC OBJECTIVES & FY16 GOALS

Stewardship of Our Community

See goal under Valued & Engaged Workforce.

Proactive Economic Development and Diversification

FY16 Goal- Be responsive and proactive to pending economic impacts.

There is excitement in the air throughout Washoe County and Northern Nevada. The region is emerging from the recent recession and poised for a period of significant economic growth. The County has an opportunity to play a leadership role in facilitating smart growth and a duty to proactively prepare for the increased demand on County services expected as a result.

Safe, Secure and Healthy Communities

FY16 Goal- Keep senior services on pace with rising senior population.

To be a healthy, stable community, Washoe County must be seen as a desirable place to live for people in all stages of life. As the number of seniors rises in our community, the County must make improvements in its ability to meet the unique needs of the senior population. The impact of this significant demographic shift will affect many County departments and must be addressed holistically if it is to be addressed effectively.

FY16 Goal- Enhance community safety through investing in critical infrastructure for current and future needs.

Community safety is a broad category into which much of the County's operations could reasonably fit. In FY16, the goal of enhancing community safety is focused on addressing critical infrastructure needs that have been deferred due to limited resources in the recent past. By investing in targeted infrastructure projects the County will shore up weaknesses and rebuild with an eye towards the future needs of the community.

FY16 Goal- Prepare for the impact of medical marijuana on the county.

The full impact of the legalization of medical marijuana will be felt throughout the County in FY16. By learning how to mitigate the negative consequences of medical marijuana and capitalize on the positive impacts from other regions that have legalized medical marijuana in the past, the County will proactively prepare for the expected impacts of this new regulation.

Regional and Community Leadership

FY16 Goal- Working as a unified team.

The individual departments of Washoe County provide a vast array of services that each require specific knowledge and expertise. However, each department shares common goals related to enhancing the quality of life of citizens. The effectiveness and reputation of the County as a whole is enhanced by the ability of departments to work collaboratively to solve problems and address issues that are larger than any single department.

Valued Engaged Employee Workforce

FY16 Goal- Simplify workflows to improve service delivery and customer outcomes.

The County will be seen as effective stewards of County resources based on its ability to deliver quality services efficiently. By continuing to implement fundamental review projects and identifying new projects to increase operational efficiency both within and across departments, the County will be able to increase service levels that meet or exceed pre-recession levels.

MINUTES

REGULAR MEETING OF JANUARY 14, 2015
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 Vice Chairman Jim Hammerel on Wednesday, January 14, 2015 at 6:00 p.m. at the Chateau located at 955 Fairway Boulevard, Incline Village, Nevada.

MOMENT OF SILENCE* in honor of T. Scott Brooke, Incline Village General Improvement District's former General Counsel who passed away on December 24, 2014

A. PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited.

B. SWEARING IN OF TRUSTEES KENDRA WONG AND TIM CALLICRATE BY WASHOE COUNTY CLERK NANCY PARENT

Washoe County Deputy County Clerk Susan Herron administered the Oath of Office to Trustees Wong and Callicrate.

C. ROLL CALL OF THE IVGID BOARD OF TRUSTEES

On roll call, present were Trustees Bill Devine, Jim Hammerel, Jim Smith, Kendra Wong, Tim Callicrate

Also present were District Staff Members Engineering Manager Brad Johnson, Parks and Recreation Director Hal Paris, General Manager of Diamond Peak Ski Resort Brad Wilson, Director of Human Resources Dee Carey, Director of Public Works Joe Pomroy, Assistant Parks and Recreation Director Indra Winquest, and Senior Head Golf Professional Michael McCloskey.

Members of the public present were Aaron Katz, Judith Miller, Howard, Bill Echols, Ed Leutheuser, Jack Tedford, Kevin Lyons, Don Epstein, Bruce Simonian, Pete Todoroff, Don Kanare, Andy Whyman, Barbara Perlman-Whyman, and others.

(39 individuals in attendance which includes Trustees, Staff and members of the public.)

D. **PUBLIC HEARING (TIME CERTAIN) - Proposed amendments to IVGID Solid Waste Ordinance No. 1, entitled "An Ordinance Regulating Solid Waste Matter and the Collection, Removal and Disposal Thereof by the Incline Village General Improvement District"**

Trustee Devine made the motion to open the public hearing, Trustee Callicrate seconded the motion, and Vice Chairman Hammerel called the question with the motion passing unanimously.

General Counsel Geno Menchetti gave an overview of the rules for public comment.

Director of Public Works Joe Pomroy gave an overview of the proposed amendments.

Trustee Devine asked about how two Trustees would be selected for the hearing committee; Director of Public Works Pomroy said it would be done through the normal committee process and is not defined in the ordinance. Trustee Devine asked if the terms suspend and terminate are interchangeable; Director of Public Works Pomroy said that suspend should be the term used.

Vice Chairman Hammerel opened up the matter for public comments.

Aaron Katz said that this proposed change deals with two matters – enforcement and administration and he has no problem with the language but he does have a problem with Staff proposing something that is against the law as he expects the Trustees to follow the law. In Section 2, discontinue can be construed as terminate. His first item is on the fines and in NRS 318.170 it is clear to him that the District has the power to impose fines up to $100 not up to $500 and that for commercial, the District can only go up to $1,000 except federally mandated standards. We have been through this before and fines over $100 do not comply with the law. There is no provision for a waiver for their penalty or a waiver with a bear box. In Section 1.4, it states it shall be unlawful and unlawful, he believes, means law and IVGID doesn't have that power. Further, he resents IVGID telling him it is unlawful because just because Staff says so doesn't mean it is true.

Bill Echols read his prepared statement which is attached hereto.

Hearing no further public comments, Trustee Smith made a motion to close the public hearing. Trustee Wong seconded the motion and Vice Chairman Hammerel called the question – the motion was unanimously passed.

E. PUBLIC COMMENTS

Don Kanare spoke about Incline Lake and asked the Board for a letter of support in favor of restoration; his written statement is attached hereto.

Carole Bernardi spoke about the Tennis Center and thanked the Board for listening and giving it the attention it deserved; her written statement is attached.

Aaron Katz thanked the Board and Staff for changing the minutes of September 10 and talked about an ad placed by Sotheby's.

F. ELECTION OF BOARD OF TRUSTEES OFFICERS FOR THE 2015 TERM *(for possible action)*

Clerk to the Board of Trustees Susan Herron stated that the nominations of Board of Trustees officers for the 2015 are now open.

Trustee Hammerel nominated Trustee Smith for Board Chair and stated his reasons for this nomination; Trustee Callicrate seconded the nomination.

Trustee Devine nominated Trustee Devine for Board Chair; Trustee Wong seconded the nomination.

Hearing no further nominations, Clerk to the Board of Trustees Herron closed the nominations for Board Chair and did a roll call vote on the nomination of Trustee Smith for Board Chair – Trustee Devine voted no, Trustee Callicrate voted yes, Trustee Smith voted yes, Trustee Wong voted no, and Trustee Hammerel voted yes. With concurrence from District General Counsel Menchetti, Trustee Smith was elected Board Chair.

Trustee Smith nominated Trustee Callicrate for Board Vice Chair; Trustee Wong seconded the nomination.

Hearing no further nominations, Clerk to the Board of Trustees Herron closed the nominations for Board Vice Chair and did a roll call vote on the nomination of Trustee Callicrate for Board Vice Chair – Trustee Devine voted no, Trustee Callicrate voted yes, Trustee Smith voted yes, Trustee Wong voted yes, and Trustee Hammerel voted yes. Trustee Callicrate was elected Board Vice Chair.

Trustee Callicrate nominated Trustee Wong for Board Treasurer. Trustee Smith seconded the nomination.

Hearing no further nominations, Clerk to the Board of Trustees Herron closed the nominations for Board Treasurer and did a roll call vote on the nomination of Trustee Wong for Board Treasurer – Trustee Devine voted yes, Trustee Callicrate voted yes, Trustee Smith voted yes, Trustee Wong voted yes, and Trustee Hammerel voted yes. Trustee Wong was elected Board Treasurer.

Trustee Devine nominated Trustee Hammerel for Board Secretary. Trustee Smith seconded the nomination.

Hearing no further nominations, Clerk to the Board of Trustees Herron closed the nominations for Board Secretary and did a roll call vote on the nomination of Trustee Hammerel for Board Secretary – Trustee Devine voted yes, Trustee Callicrate voted yes, Trustee Smith voted yes, Trustee Wong voted yes, and Trustee Hammerel voted yes. Trustee Hammerel was elected Board Secretary.

Following the election, the Board took a five minute recess; they reconvened at 6:55 p.m.

G. DISTRICT STAFF UPDATE – GENERAL MANAGER

General Manager Pinkerton congratulated Chairman Smith and formally introduced new District General Counsel.

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

Chairman Smith asked that General Business Item J.1. be removed in its entirety from the agenda.

Trustee Callicrate made a motion to approve the agenda as amended; Trustee Hammerel seconded the motion. Chairman Smith called the question and the motion was unanimously passed.

I. CONSENT CALENDAR *(for possible action)*

There were no items on the Consent Calendar.

J. GENERAL BUSINESS *(for possible action)*

J.1. Resolution No. 1832 – Adoption of IVGID Solid Waste Ordinance No. 1, entitled "An Ordinance Regulating Solid Waste Matter and the Collection, Removal and Disposal Thereof by the Incline Village General Improvement District" (Requesting Staff Member: Interim General Manager/Director of Public Works Joe Pomroy) – *this item was removed, in its entirety, from the agenda*

J.2. Board Policy 3.1.0, Conduct Meetings of the Board of Trustees, Proposed revisions effective January 1, 2015 (Requesting Staff Member: General Manager Steven J. Pinkerton)

General Manager Pinkerton gave an overview of the submitted materials.

Chairman Smith called for public comments.

Aaron Katz said that he didn't attend the meeting where this was requested and there was no webcast for him to watch. He cannot dream that the Board would ask Staff to do this as there were two Trustees who ran on more transparency and this makes it less and there is so much questionable conduct by Staff that the last thing this Board should want to do is to give more discretion to Staff and that nothing will come before this Board anymore. His suggestion is that every expense over $500 comes to the Board and that it is important to take the General Manager authority away because this is about the stunt that they pulled with the SE Group and its contract escalation; you need to take away the authority of the General Manager because it resulted in the electric vehicle charging station. Mr. Katz then talked about the District's contract with Pepsi Cola and Solomon for skis and stated that the list goes on and on. Mr. Katz concluded by asking the Board to keep the policy the way it is and don't give them this authority.

Hearing no further public comments, Chairman Smith brought the matter back to the Board.

Trustee Wong stated that this is consistent with what the Board discussed.

Trustee Hammerel said that he concurred with Trustee Wong and that these changes alleviate any conflicts with once a month Board meetings.

Trustee Callicrate said that he differs and that what the Board discussed was to bring before the Board, for further discussion, the merits or lack of merits of taking the limits from $25,000 to $50,000. He did express concern and while he understands the rationale, he feels this is not the right direction to go and what we need to allow. We need to really be aware and if we see something that doesn't fit, we need to put in restraints and his recommendation is he would like to see this go below to something like $10,000. This is the first time he has been able to discuss this as a Trustee and he doesn't want this to go forward as presented.

Trustee Devine said that this is not a matter of trust and that he didn't know the level of involvement by Trustee-elects but that he is not in favor of changing this policy.

Chairman Smith said he would like to take a more conservative approach and that when asked if there were any General Business items that were between $25,000 and $50,000, Staff didn't recall any so he would like to leave it where it is and hold off on this a little bit. He would like to consider some language be added to allow contractors and vendors in our community to compete. It is his recommendation that we table this for now and have it go back to a Board workshop and discuss it some more.

Trustee Wong said that the District has a $36 million dollar budget and that $50,000 is less than .2 percent of our budget and that she doesn't want the Board to cripple the organization especially when moving to once a month meetings and that it is a very small threshold of our entire budget.

General Manager Pinkerton said that Staff is working on streamlining our budget and that there has been about five to seven times when an item fell within this threshold and without this action, it could double the number of Board meetings. If the goal is to have study sessions and less Board meetings then this is the way to streamline it. Without it, it would impact the number of Board meetings held.

Trustee Hammerel said that he is interested in hearing from the General Manager and the Director of Finance about not doing this and is it true or not that the State of Nevada is considering increasing the limits as well as the unintended consequences including meeting frequency.

General Manager Pinkerton said that he will defer to the Director of Finance but did note that the back of the memorandum contained the listing of other agencies and their limits.

Director of Finance, Accounting, Risk Management and Information Technology Gerry Eick said that in terms of the thresholds, they are stated in the Nevada Revised Statutes (NRS) and that Chapter 332 is scheduled for reconsideration in the 2017 session and that part of their discussion was that periodically the Legislature does raise those limits and part of this revision was to mirror those statutes because the District hasn't raised its limits with the statutes and that is how we got here. Staff would like mirror the statute and noted that the District does have to abide by those statutes on where we get quotes. As to Chapter 338, the Public Works projects threshold is at $100,000 and he did look back over 2014 and we had seven instances of capital purchases that fell within the $25,000 to $50,000 range and that the Board sees all of this in the budget which they approve each May so it is in the sunshine as it is approved by the Board before Staff ever goes out and that this action today would allow us to continue to do our business without having Special Meetings.

Trustee Devine said so there were seven in 2014 and most were Capital Project purchases and that if we go to one meeting per month it was his recollection that most of these items fell on the Consent Calendar so he doesn't recall any that generated any time or discussion however he does acknowledge what Trustee Wong said and asked about crippling the organization.

Director of Finance, Accounting, Risk Management and Information Technology Eick said that he concurs that these actions were often and within minimum action however the threshold made them an actionable item and that capital items do take awhile for delivery and that we had one item that was an extra repair on the Lakeview chairlift and that Staff is aware that the Board would like to see them coming which we will do at every opportunity however with one window a month, there are possibilities where it can come up and Staff will follow the NRS.

Trustee Devine said that we have provisions for public safety where Staff can proceed and did that include the Lakeview lift.

Director of Finance, Accounting, Risk Management and Information Technology Eick said that Staff can declare an emergency, transact and report and that in discussions with Staff, Staff wants it to truly be an emergency than a convenience.

Trustee Hammerel said that it seems that there are two Trustees who are concerned about oversight and the General Manager's spending limit and if that is the case, then why don't we approve this change and then informally instruct the General Manager that when there is an expense in that area that he informs the Board rather than letting us know after the fact; this would be a gentlemen's agreement with General Manager Pinkerton to keep up is in the loop.

> Trustee Hammerel made a motion to adopt, effective January 1, 2015, the attached conformed Policy 3.1.0 entitled "Conduct Meetings of the Board of Trustees". Trustee Wong seconded the motion. Chairman Smith called the question and Trustees Devine, Wong, Hammerel and Smith voted in favor of the motion and Trustee Callicrate voted opposed; the motion passed.

J.3. Resolution 1831: Identify January 2015 as Radon Action Month in Incline Village and Crystal Bay, Nevada (Requesting Staff Member: Director of Public Works Joe Pomroy)

Director of Public Works Joe Pomroy gave an overview of the submitted materials.

> Chairman Smith called for public comments; there were no public comments.
>
> Trustee Hammerel made a motion to adopt Resolution 1831 identifying January 2015 as Radon Action Month in Incline Village and Crystal Bay, Nevada. Trustee Callicrate seconded the motion. The motion was unanimously passed.

J.4. Independent External Management Audit (Requesting Trustee: Tim Callicrate)

Trustee Callicrate said that he brought this item and the following agenda item forward for discussion purposes because the last time we went through one of these was 1987 and so it has been eighteen years which is on the lengthy side and we need to go in depth on using best management practices and we need to do it site specific so as to look at different venues to see if they are operating appropriately. This was brought forward so we could direct Staff on a full management audit, site specific audit, or talk about it in our workshop tomorrow. This is something he campaigned on and that he has been recommending for the last several years so he just wanted to get an idea about how the Board feels.

Chairman Smith said so we are combining agenda Item J.4. and J.5.

Trustee Callicrate said that Staff has been doing internal wage and compensation studies that have been venue specific and that it is difficult to be objective and that the last time that was done was in 1988 or 1989 on a full or in depth basis and by an independent third party. This is not an opportunity to spend a lot of money or a lot of time and while he doesn't have particular facts or figures, he would like the Board to direct General Manager Pinkerton and Staff to come back with workable figures and then have a discussion.

Chairman Smith opened the matter for public comment.

Judith Miller said that she wasn't quite sure what to expect but that she supports this as she worked in public service and she has been a part of internal studies and that isn't what the Board of Commissioners was looking for. There are a lot of databases and you can't compare with private sector jobs because public sector has some unique benefits which are typically much greater value benefits. If you do decide to go ahead with this effort, please include the value of all the benefits that all the employees receive at the District to ensure comparables.

Aaron Katz said he is in favor of going forward with the studies as the District is losing $7 million dollars per year, every year and that the District lost $28 million dollars during the time Trustee Simonian was here so we have to put an end to this or put your heads in the sand and keep on going on. Let's talk about the secret bonuses they give themselves and that he

doesn't know of any other public employees that get these and they won't share this information and the public has a right to know. He made a public records act request which has been refused. Going to page 388, fiscal year to date, July 1 to November 30, there is $560,000 in employee salaries and benefits which is probably over $700,000 because Staff doesn't include all the expenses. Example 1 – Central Services – how come we don't have that information. It shows a $573,000 loss just in those months before it opens and so we are in the hole and he wonders why we can't breakeven well in part it is because of employee salaries and benefits and because we need to get operations under control, etc. Stop the overpayment of employees and their benefits.

Gene Brockman said that it seems to him that the management of our workforce, head count, payroll scale, etc. is a primary responsibility of our General Manager and it is our General Manager who is the person that you, as the Board of Trustees, appoints as his job and our new General Manager has been on the job for less than a year and it would seem to him that before we have a mandatory audit, you need to find out what he thinks is necessary and then move forward if he thinks it is necessary. Outside audits result in a follow-on contract for another study thus it is self perpetuating and not represent of what the community and the organization needs. Turn to the General Manager before going outside.

Mary McKenna said starting last August, she got involved with creating a petition regarding the Diamond Peak Master Plan and that she say in the living rooms and kitchens of at least 300 or so people and she listened to them and their concerns which were management, expenditures, cutting the fats, getting responsible, etc. There are checks and balances and she hopes they aren't too lazy and she hopes that the Board is willing to do this check and balance with Staff and that part of it is how financially healthy the District is and who decides – that is what the Board is here for. She is here telling you that these people don't want the running amok of Staff which is what has been going on and that is what they said.

> Hearing no further public comments, Chairman Smith brought the matter back to the Board.

Trustee Callicrate said that clearly these are two areas that he feels strongly about and that they have been done in the past as one time situations and not ongoing and that he would like to take this into the Board Retreat tomorrow and get some facts and figures and come back to

the Board. In the Board Retreat tomorrow, we, as a Board, can get down to the nitty gritty. He apologized for not having the facts and figures but he wants to get this out into the open and if they decide to talk about it he wants to get costs, timeframes, feedback from the public, etc.

Trustee Devine said in reading through the study, he noted that Trustee Callicrate was on the Board at that time so was there any documentation about suggestions and was it ever implemented.

Trustee Callicrate said there was implementation and what came out of that study was in the first fiscal year it was putting $1.3 million to $1.5 million dollars in savings. It took one year and two months but it was very beneficial and it far outweighed the costs. Wages were out of balance so it got us more compliant and brought forth, to the community, that we were operating properly. The documents are in the archives so he would like to bring it forward, update it, and discuss the details in a workshop.

Trustee Devine said that wasn't where he was going as the cost of this study was $96,000 or $97,000 and did we get away from it.

Trustee Wong said that she agrees with Mr. Brockman as we are almost getting one for free and that our General Manager hasn't had an opportunity to present his recommendations and that she would like to discuss how we hear his recommendations before shoving this down his throat.

Trustee Hammerel said he would like to keep them separate and that other than one question, he would like to attack them separately. What are we trying to learn and then once we have that information, what will we do with it. It is still unclear what we are trying to do and maybe that can be clarified at tomorrow's session. He does think we need to have separate items and he agrees with always looking over your shoulder but he doesn't know if attacking this is by hiring a firm to tell us to be more efficient. What he would suggest is bringing in peers and having peers do reviews and that industry leaders can come and take a look – that's the type of audit he would like. Hiring a top five CPA firm to do a look at overall is not as appropriate as hiring field experts. Moving to agenda item J.5., he agrees with Mr. Brockman because of what we learned at our trainings and that is that we have one employee, General Manager Pinkerton, so he agrees with Trustee Wong. He is here to provide a third party evaluation and he needs to evaluate who is his dream team and how he wants to assemble it

to ensure the success of the District. He hesitates to do this immediately and perhaps we address this in a year or in another two years because he is not convinced we will get the return on our investment. What he is fearful of is that you can't unring the bell; if they are underpaid then do we pay them more. He seriously has got concerns that some of our low level employees are underpaid and that they are going to work at other ski resorts or golf resorts and he is fearful that opening this can of worms will get us the opposite of what it was intended to get.

Trustee Callicrate said that he takes the other side and rather than beating this to death, it would be better served to put this into a workshop so we can have this discussion and have it be very focused. He appreciates the comments that he has heard and he would like to know if we are underpaying then it is due diligence to bring them up. Are we underpaying – then shame on us for not being current. Internal audits could overlook this and are we grossly underpaying or grossly overpaying – we need to bring it back to the real world. As to opening up Pandora's box, he would not like to see this get out of control rather it be clear and a focused direction. The new General Manager needs clear, concise guidance from the Board. He would like to take what we have done, tweak it for current times, and take it to the workshop for further discussion.

Trustee Wong said, on salaries and compensation, one thing we could do is trust but verify because she knows that Human Resources does go through it with new positions, rehiring, with positions that have been in place for a long time and that what we could do, as a Board, is select certain job titles where we think there might be a disparity and we can make recommendations and give Staff the opportunity to show what they are doing to bring oversight back to the Board.

Chairman Smith said that he has been focusing on this since being on the Board and that he appreciates the time that the Director of Human Resources gave to him on Monday and that she provided quite a bit of information about they go about their job and he appreciates that and that he talked to the General Manager about the tools she might need. The last two budgets, he didn't vote for them, and that the Board will be looking at this tomorrow but that he has done a little bit of math and that with all of our funds combined we are at $40.8 million dollars, $35.6 million dollars projected, and for 2014/2015 it is $36.4 million dollars so we are seeing a reduction in revenues. In taking a look at personnel, all in, it is $13.3 million dollars on $32.6 million dollars in sales, then $13.7 million dollars on $38.5

million dollars in sales, and then $14.8 million dollars so our revenues are down but our personnel costs are up and this causes concern in terms of sustainability. There is a lot involved but he wanted to leave everyone with that concern. Tahoe City Public Utilities District just did a management, wages, and compensation audit and maybe we can get that tomorrow and bring it forward.

General Manager Pinkerton said he would love to talk about it in more detail at another time.

J.5. Independent External Wages and Compensation Audit (Requesting Trustee: Tim Callicrate)

This item was combined with Agenda Item J.4.

K. RELEASE OF PAYMENT FOR BILLS OVER $10,000 DURING THE PERIOD STATED *(for possible action)*

Treasurer Wong presented the bills for the period of December 2, 2014 through and including December 30, 2014 in the total amount of $663,988.12 and made a motion to accept them as presented; Trustee Devine seconded the motion. Chairman Smith called the question and the motion was unanimously passed.

L. APPROVAL OF MINUTES *(for possible action)*

L.1. Regular Meeting of September 10, 2014 – 6 p.m.

L.2. Regular Meeting of November 19, 2014

L.3. Special Meeting of December 2, 2014

L.4. Regular Meeting of December 10, 2014

Chairman Smith asked if the Board of Trustees had any corrections to any of the minutes, hearing none, he deemed the minutes approved as submitted.

M. REPORTS *(for possible action)*

M.1. District Staff Updates *(written updates may have been provided; if there are any questions, from the Board of Trustees, they may be asked at this time)*

General Manager Diamond Peak Ski Resort Brad Wilson gave a brief report of the ski season to date which is attached hereto.

At the request of Chairman Smith, Engineering Manager Brad Johnson gave a brief overview of the Incline Beach and Village Green restrooms project.

M.2. District General Counsel Devon Reese/Geno Menchetti

Mr. Reese gave a brief overview of their work to date with the District.

N. BOARD OF TRUSTEES UPDATE *(for possible action)*

Trustee Wong thanked all members of the Diamond Peak Master Plan Steering Committee for their great first meeting. Chairman Smith echoed Trustee Wong's comments and complimented Ms. Prout on her facilitation.

Trustee Hammerel asked about the ski with a Trustee day. Chairman Smith likes the idea. Trustee Hammerel said he will put together some potential dates and work with the Clerk on getting out that information.

Chairman Smith thanked Staff Member Cathy Becker, Trustee Wong and Staff for recreating our Boardroom here at the Chateau and that he hopes that the public notices some differences and hopefully it is a benefit and that we have created a warm, inviting, and positive business meeting.

O. CORRESPONDENCE

Clerk to the Board of Trustees Susan Herron reported that Aaron Katz had submitted correspondence.

P. PUBLIC COMMENTS*

Aaron Katz commented about the Recreation Center ads in the Bonanza, Diamond Peak's opening and related comments made by General Manager Pinkerton, and SE Group; Mr. Katz provided a written statement.

Q. LONG RANGE CALENDAR *(for possible action)*

General Manager Pinkerton reminded everyone of the Board Retreat being held on January 15, 2015.

R. ADJOURNMENT (for possible action)

The meeting was adjourned at 8:24 p.m.

Respectfully submitted,

Susan A. Herron, CMC
Clerk to the Board of Trustees

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 Bill Echols (1 page) Ordinance 1, two technical questions

Submitted by Aaron Katz: (4 pages) Written Statement to be attached to and made a part of the Public Hearing re: Proposed Amendments to IVGID's solid waste Ordinance No. 1

Submitted by Don Kanare (2 pages) Incline Lake

Submitted by Carole Bernardi (3 pages) Tennis Center

Submitted by Aaron Katz: (12 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item C - Public Comment Section – The "Spin" and lack of concern for our Diamond Peak customers' "Pleasant recreational experience" just keeps flowing from Staff insofar as how poorly Diamond Peak is performing financially and operationally!

Submitted by Aaron Katz: (6 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item C - Public Comment Section – Why does the IVGID Board refuse to take action to ensure that IVGID's financial disclosures to the public are transparent!

Submitted by Aaron Katz: (4 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item J1 – Approval of proposed modifications to solid waste ordinance

Submitted by Aaron Katz: (4 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item J(2) – Proposed revisions to Policy 3.1.0

Submitted by Aaron Katz: (4 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item C – Public Comment Section – An example of how IVGID Staff propaganda has brainwashed the public!

Submitted by Aaron Katz: (14 pages) Written Statement to be attached to and made a part of the written minutes of the IVGID Board of Trustees' Regular January 14, 2015 Meeting – Agenda Item C – Public Comment Section – Again Staff's charging the World's tourists less to use the public's recreation facilities than what we local property owners who involuntarily subsidize their losses with the Recreation Facility Fee ("The RFF") must pay, rendering the value represented a farce!

Bill Echols
983 Wander Way

By and large I support Ordinance 1. I do have 2 technical questions.

1. Article 3. **SOLID WASTE RULES**: Paragraph 7 . A States that "Yard debris shall only be placed at the curb for pick up on the specified pick -up day...."

   Is that what you really mean? If so, this will be the most violated rule on the books. If a yard service rakes a homeowners lawn on Monday and the resident's pick – up day is not till Friday, will you ticket the homeowner?

   For guys like me who rake their own yard, will I have to move my 45 bags of pine needles between 5:00am and 7:00am on Friday morning in the dark?

   I will of course obey the law but could you maybe cut us a little slack? Maybe give us a 48-hour window?

2. Article 4. **STORAGE AND COLLECTION RULES:** Paragraph 1.B States "Residential Waste Containers supplied by the owner shall not exceed a capacity of 32 gallons...." The bear resistant, roll-able tote that I have had for over 10 years is more than double that size. Waste Management has not had any difficulty servicing that tote. It neatly fits their lifting equipment. For the record, the tote remains undefeated in confrontation with bears.

   Will Waste Management no longer service my tote?

   Thank you for the clarification.

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE PUBLIC HEARING RE: PROPOSED AMENDMENTS TO IVGID'S SOLID WASTE ORDINANCE NO. 1

Introduction: Here IVGID's alleged "interim General Manager,"[1] Joe Pomroy, proposes modifications to our Solid Waste Ordinance No. 1. According to the Memorandum, Mr. Pomroy states "the proposed amendments are in the areas of enforcement and administrative procedure." Although I would characterize most of the proposed amendments as "housekeeping" measures, I submit this written statement to address three matters of concern.

IVGID's Power to Adopt Fines and Penalties for Violation of its Sanitary Regulations: NRS 318.170(1)(e) states that "the (IVGID) board may...provide that any person who violates these regulations or ordinances shall be punished by a fine not to exceed $100 or by imprisonment not to exceed 1 month, or by both fine and imprisonment." And NRS 318.170(1)(f) states that "the (IVGID) board may...provide that any industrial user who violates a federally mandated standard shall be punished by a fine not to exceed $1,000 per day for each day the violation continues."

Given Nevada is a "Dillon's Rule" State, IVGID Has No Power to Adopt Solid Waste Fines in Excess of the Amounts Provided in the NRS: Although IVGID is a political subdivision, its powers are *limited* to those explicitly declared by the Legislature. As our Attorney General has observed, given "*all* of such statutes...constitute a grant of power to certain boards and governing bodies, and are a deprivation of powers and privileges in respect to the individuals residing within the affected areas... (when it comes to general improvement districts they)...*must...be strictly construed, to include no more than (the) Legislature clearly intended*" [A.G.O. No. 63-61, p. 103 (August 12, 1963)]. Or stated otherwise, "municipal corporation(s) possess...and can exercise the following powers *and no others*: First, those granted in express words; second, those necessarily implied or necessarily incident to the powers expressly granted; third, those absolutely essential to the declared objects and purposes of the corporation—not simply convenient, but indispensable."[2]

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[1] Take a look at the agenda for this meeting [see http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_Jan_14_2015.pdf ("the Board packet"), at pages 1-2]. Item J(1) states that this agenda item has been "Requested (by) Staff Member: *Interim General Manager*/Director of Public Works Joe Pomroy." Given Mr. Pomroy *hasn't* been IVGID's interim General Manager for close to a year, wouldn't you have expected our "crack" administrative staff to uncover this snafu prior to sharing it with the public? After all, Mr. Pomroy is described as "Director of Public Works" in his Staff Memorandum ["the Memorandum" (see page 001A of the Board packet)].

[2] See page 5 of the Research Division of the Legislative Counsel Bureau's April 2014 Policy and Program Report on State and Local Government(s) [http://www.leg.state.nv.us/Division/Research/Publications/PandPReport/19-SLG.pdf].

Enforcement – Notwithstanding the Above Limitations, the Proposed Ordinance Modifications Adopt Far More Punitive Monetary Measures Than Those Provided by the NRS: ¶7(A) of the proposed Ordinance declares that "the Director of Public Works shall maintain a list of fees and charges (as) shown on Exhibit A." Exhibit "A" to the proposed ordinance[3] provides for fines of $500 for the first violation of the Ordinance's provisions and $999 for the second and subsequent violations of the Ordinance's provisions. Insofar as residential customers are concerned, ¶3.7(A) of the Ordinance defines "a...violation (to)...include... solid waste being placed at the curb on the wrong specified pick-up day or prior to 5:00 A.M. on the (correct) pick-up day (or)...spilled on the property or...not properly contained within the container." And Insofar as commercial customers are concerned, ¶3.7(B) of the Ordinance defines "a...violation (to)...include...an overflowing...(un)secured...not tightly closed and locked or latched...dumpster (or one exhibiting)...solid waste on top of or outside of (a) dumpster (or) solid waste inside or outside... or...spilled around...(a dumpster) enclosure" whether or not in violation of "a federally mandated standard."

Moreover, the Proposed Ordinance Subliminally Extorts Residential Customers Into Purchasing Metal Bear Boxes, and Commercial Customers Into Purchasing Wildlife Resistant Dumpsters: The penalties set forth at Exhibit "A" to the proposed ordinance are waived upon a residential customer's "installation (at his/ her/its expense) of (a metal) bear box within 60 days of (a) billed fee," and a commercial customer's "installation (at his/her/its expense) of (an) enhanced wildlife resistant dumpster within 60 days of (a) billed fee." Given NRS 318.170 provides for no fine waivers such as the ones identified herein, here we have another example of IVGID attempting "*to* (improperly) *include... more* (in its solid waste ordinance) *than (the) Legislature clearly intended*."

And the Proposed Ordinance Imposes These Punitive Measures Against Property Owners Rather Than Those Persons Who Commit Violations ¶3.7 of the proposed Ordinance declares that "*all* waste containers and solid waste are the responsibility of...property owner(s) until collection" even if violations are committed by others. And ¶5.9 of the proposed Ordinance declares that "all charges, fees and amounts due and payable shall be billed to (and be the responsibility of) the owner of the premises, whether or not the...occupant."

And if These Fines Are Not Satisfied, IVGID May Assess Penalties of 10% Per Month: ¶5.4 of the proposed Ordinance declares that "all...fees billed by the District shall become due and payable upon presentation" and "all charges which become delinquent shall be subject to a penalty of ten percent (10%) for the first month delinquent." And given "payments shall be credited towards the oldest balances first, *including penalties*," the practical effect is to penalize those who don't pay these fines at the rate of 10% per month, *or a whopping 120% per year*!

And Notwithstanding the Fact IVGID's Solid Waste Disposal Services Are Mandatory, if its Punitive Fines Are Not Satisfied, Such Services May be Discontinued: ¶3.1 of the proposed Ordin-

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[3] See page 001W of the Board packet.

ance declares that IVGID's solid waste disposal services "*shall be mandatory* for all owners, occupants, or persons in possession, (in) charge, or control of all places and premises in the District where garbage and other rubbish is created, accumulated, or produced" because of "public health, safety, and welfare" concerns for "all the citizens of the" IVGID. Notwithstanding, ¶6.2 of the proposed Ordinance gives IVGID the power to "discontinue...a customer's service...for non-payment." And during that "discontinuance for non-payment, full monthly charges will" continue to accrue.

And if IVGID's Punitive Fines Are Not Satisfied, They May be *Involuntarily* Collected Together With the Recreation Facility Fee ("the RFF") Resulting in the Suspension of Recreation Privileges: ¶3.1 of the proposed Ordinance declares that IVGID's fines "may be collected together with and not separately from the charges for...other utility service(s) rendered by it." This language is broad enough for IVGID to collect delinquent fines [see NRS 318.201(4)] along "on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, the county's general taxes."

Potentially Resulting in the Forced Sale of an Assessee's Property: ¶5.11 of the proposed Ordinance declares that "until paid, all rates, tolls and charges provided in this ordinance constitute a perpetual lien on and against the property served and may be foreclosed upon as provided by law." And once they have been added to the RFF, NRS 318.201(12) provides that "all laws applicable to the levy, collection and enforcement of general taxes of the county, including, but not limited to, those pertaining to the matters of delinquency, correction, cancellation, refund, redemption and sale, (shall be) applicable to such charges."

Nor Does IVGID Have the Power to Declare or to Prosecute *ANYTHING* Unlawful: Yet look at ¶1.4 of the proposed Ordinance: "*it shall be unlawful* for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use, or maintain any waste container, or (to) permit the same to be done, in violation of this code." Is such violation a misdemeanor? A felony? Can one who commits such a violation be imprisoned? And by a limited purpose district with no general powers?

Notwithstanding the Arguably Noble Purposes for These Punitive Measures, the Ends Simply Don't Justify the Means: and I object. And our attorneys should not sit by idly and allow the IVGID Board to adopt an ordinance that exceeds the powers declared by the Legislature.

Administrative – Moreover, IVGID's Appeal Process Demonstrates That a Very Similar Process Needs to be Implemented for Those Seeking Refund of the RFF: According to page 2 of the Memorandum[4], the proposed Ordinance seeks to "add a new appeal procedure to include a timeline for appeals and a violations hearing panel...before consideration before the full Board." ¶1.5 of the proposed Ordinance establishes an appeals procedure, presumably for ordinance violations. Given

[4] See page 001B of the Board packet.

the propose ordinance provides that IVGID may potentially take a person's property or revoke his/her recreation privileges for violations, due process of law requires he first be provided with notice and the opportunity to be heard. And that is why I believe these procedures have been proposed.

Yet when it comes to the RFF, no similar procedures exist. The IVGID Board adopts a resolution establishing the RFF and providing for its collection, which in part declares that "all laws applicable to the levy, collection and enforcement of general taxes of the county, including, but not limited to, those pertaining to...refund...are applicable to" the RFF[5]. Yet when a property owner assessed the RFF seeks its refund, no administrative procedure exists. If an appeal procedure can be established to address violations of our solid waste ordinance, then why can't a similar procedure be established to address claims for refund of the RFF?

Conclusion: For too many years IVGID staff have been making up rules and procedures to suit themselves which place local residents and property owners in a subservient position. Oftentimes, those rules and procedures go beyond the limited basic powers granted by the County Board of Commissioners[6]. And here we have more examples. I look to our new attorneys to require the IVGID Board to adhere to the powers it may exercise, and none others.

And You Wonder Why the Staff Culture We Know as "IVGID" is Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

[5] Also see NRS 318.201(12).

[6] NRS 318.070(1) requires the County Board to adopt a resolution granting each and every one of a general improvement district's *limited* basic powers [NRS 318.055(4)(b)].

Don Kanare

I would like to thank the Board of Trustees for their service to the community and for providing me with the opportunity to speak on the need to restore Incline Lake which is a topic that is important to all the residents of our community.

The Incline Lake property was purchased with funds provided by the U.S. Forest Service and a contribution of $5 million from IVGID. The agreement with the forest service was that the Lake would be drained in 2009, the dam would be reinforced or rebuilt and Incline Lake would be restored to its previous grandeur.

Unfortunately, the forest service has reneged on this agreement and they have unilaterally decided to completely remove the dam and spillway gates, re-contour the land and turn what was a beautiful mountain lake into a marsh. While Incline Lake was man-made and not a natural Lake, the reality is that it was there for several decades and provided excellent habitat for bears and other native wildlife.

Since the Lake was drained in 2009 conflicts between humans and bears have skyrocketed in Incline Village. Without a Lake and the higher water table in that area, bears and other wildlife have to travel in search of food. They can't go North because they will quickly be above tree line where this is no food and they can't go east because that takes them into the desert. The only directions in which they can search for food are to the South and West which brings them into our community.

The need to restore Incline Lake is twofold; first of all it will help to dramatically reduce conflicts between humans and bears because the wildlife will return to their former habitat and there will be plenty of natural forage for them to enjoy. Restoring the Lake will also provide recreational opportunities such as fishing, boating, ice-skating and it will be a pleasant spot for people to enjoy when hiking or picnicking.

I respectfully request that the Board of Trustees direct the general manager and staff to meet with the forest service and our Senators and Congressman and work on a plan for the restoration of Incline Lake. There is already $5.5 million of Southern Nevada Land Purchase Management Act Funds sitting in an account with the U.S. Forest Service earmarked for the restoration and/or rebuilding of the dam. It will take about another $3 million to remove and rebuild a safe and secure dam.

The federal government spends money every year building and reinforcing dams all over America. $3 million is a very small amount of money in relative terms when it comes to rebuilding the dam in a safe and effective manner.

I WOULD LIKE THE TRUSTEES TO ~~[illegible]~~ PROVIDE ME WITH A LETTER SUPPORTING THE RESTORATION OF INCLINE LAKE

Thank you very much for your consideration of the restoration of Incline Lake and I hope that the Board of Trustees and our entire community will support me on this issue.

Public Comment – 1/14/15 – CAROLE BERNARDI

Hello to the Trustee Board, and welcome to its newest inductees. This is my first time speaking at public forum and I have to say it feels good to be standing here on a positive note.

I'm a tennis player. It's one of the many reasons my husband and I were attracted to Incline Village when we move up here, full time, 5+ years ago. We always assumed it was one of the "jewels" in the IVGID Venue Crown which included its 2-Premier Golf Courses, Diamond Peak Ski Resort and choice property beaches on Tahoe's North Shore. So, you can imagine how it felt (for us and others) to watch this Venue slowly become (what I affectionately nick-named) the "evil step child of IVGID."

Being a writer I couldn't help but follow the encouragement of others . . a handful who were long time residents here and even members of IVGID . . . to write what I called a heartbreak letter to then IVGID GM, Bill Horn, and the Trustees. In it, I expressed in no uncertain terms that IVGID had 2-choices bsed on declining leadership and interest in supporting the Venue: they could tear down the Tennis Center, apply credit card swipe machines on the gates of each court, create a online reservation system that coordinated with these locks, and discontinue "center" services instead providing rental courts only . . . OR . . . they could invest in one of their prime venues, hire a qualified and invested Tennis Director, budget fairly and accordingly expanding services and value to the community and tourists. To me these solutions weren't that complicated. What

was more complex was whether IVGID would rise to the challenge.

I'm here tonight, happy to report, that with the accountability of Indra Winquest . . . who I basically called out for administrative responsibility . . . the Tennis Center was revived, re-conceived and saved from antiquity, and embarrassment to its community. A Tennis Committee was formed (proud to be a member) and in September 2013 a posting was issued for a "new" Tennis Director. By October, interviews were conducted and soon thereafter Serena Quarelli was hired. Serena just completed her first full season as TD and we are happy to report she will be returning this season.

This past season an important statement was made that the Trustee's may, or may not, be aware of. It was made by the community members who rallied and showed an unwavering joy in their support of what they consider to be "their tennis center." A facelift was given to the tennis center thanks to monetary contributions that subsidized feeble funds from IVGID's tennis budget. This enabled us to install new carpet, new cabinetry, new paint but most of all . . . new spirit. A "Start of the Season" Welcome party held for members and Serena had a major turn out that set the tone for a summer filled with "new" clinics, "new" tournaments, "new" theme play built around the French & US Open tournaments, ":new" players, "old" players returning to a place they once called home. It was an effort that had some bumps in the road but the core

conviction was firmly planted and it was palpable on everyone's smiling faces.

We saw "Good Tennis" return. We saw Hope. We saw Value instead of just an overemphasis on revenue. We saw Pride that started with maintaining our infrastructure and courts, to how we greeted every newcomer to a social, or clinic. We saw Leadership, and Management. We learned how to listen to our limitations, and how to ask for what we felt we deserved. We saw a Future . . . and I'm here to congratulate you on doing "the right thing."

Now, with Mr. Pinkerton at the helm and new Trustee representatives, our 2015 Season has endless possibilities. It will be up to us, as a community members and active players, to continue what we started with even more gusto. But it is up to IVGID to keep their "blinders" off the table and not go blind to the "jewel" that is part of their crown of Venues.

I can promise you . . . if you give us wings, we will fly.

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM C – PUBLIC COMMENT SECTION – THE "SPIN" AND LACK OF CONCERN FOR OUR DIAMOND PEAK CUSTOMERS' "PLEASANT RECREATIONAL EXPERIENCE" JUST KEEPS FLOWING FROM STAFF INSOFAR AS HOW POORLY DIAMOND PEAK IS PERFORMING FINANCIALLY AND OPERATIONALLY!

Introduction: Again I read with interest our GM's "Corner" which appeared in the December 25, 2014 edition of the North Lake Tahoe Bonanza Newspaper[1]. There Mr. Pinkerton told us that although Diamond Peak opened on December 20, 2014, "the latest we've opened in...23 years," we are off to a "stellar" beginning as Diamond Peak "had nearly 4,500 skier visits, which is the *most* we've had in our opening three days in the past 23 years." In my opinion the seeds Mr. Pinkerton plants are intended to subliminally send the message that unlike 2013-14, 2014-15 is going to represent a banner year for Diamond Peak!

Given Mr. Pinkerton tells us he's a "numbers guy," it's a good thing some of us are familiar with the maxim "figures don't lie but..."[2] This quote has been attributed to Carroll D. Wright[3] when he addressed the Convention of Commissioners of Bureaus of Statistics of Labor in 1889. There he warned that *"it is our duty, as practical statisticians, to prevent ('numbers guys')...from perverting the truth, in the interest of some theory he wishes to establish."* This warning is the purpose of this written statement.

By Selecting "the First Three Days" of Diamond Peak's Opening in Order to Make Comparisons, Mr. Pinkerton Has Painted a Deceptive Picture Insofar as Skier Visits are Concerned: If one doesn't compare "applies to apples," one who is skilled in numbers is free to "pervert...the truth in the interest(s) of some theory he wishes to establish." And that's exactly what has happened here. Given December 20, 2014 was the Saturday before Christmas (i.e., a *weekend*), I wanted to compare Diamond Peak's *weekend* opening to previous *weekend* openings. So I made a Public Records ("NPRA") request to learn the days of the week Diamond Peak has opened over the previous ten years. And IVGID staff has responded with this information for the last twenty-four (24) years!

Do you realize that over these past 24 years Diamond Peak has had a weekend (i.e., Saturday) opening only four times? In fact since 1999 [i.e., the last sixteen (16) years], but for the two Saturdays (2011 and 2014) and two Fridays (2001 and 2006), opening day for Diamond Peak has *always* been on a Thursday. And why does this fact make a difference? In a vacuum do you think that skier visit totals

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[1] I have attached a copy of that column as Exhibit "B" to this written statement (see http://www.tahoedailytribune.com/northshore/14351090-113/ski-diamond-peak-areas).

[2] See http://quoteinvestigator.com/2010/11/15/liars-figure/.

[3] A former prominent statistician employed by the U.S. government.

for a Diamond Peak opening the Thursday-Saturday before Christmas would be higher or lower than for a Saturday-Monday before Christmas opening?

Assuming you would think that there is a difference (and it turns out there is), why would you compare a three day Saturday-Monday before Christmas opening to a three day Thursday-Saturday before Christmas opening unless your intent were to "pervert...the truth in the interest(s) of some theory (you) wish...to establish?"

So to Paint a More Comparable Picture Insofar as Diamond Peak Skier Visits are Concerned, I Decided to Compare the Three Day December 20-22 Time Period Over the Last 23 Years: And here is what I discovered: December 20-22, 2014 did *not* generate "the *most* (skier visits) we've had' over these "three days in the past 23 years." In fact, it was: 34% *less* than the nearly 6,000 skier visits Diamond Peak generated December 20-22, 1997; 9% *less* than the 4,848 skier visits generated December 20-22, 1994; and, 5% *less* than the 4,671 skier visits generated December 20-22, 2010. In other words, *not* the so called "stellar" beginning touted by Mr. Pinkerton.

And Given December 20, 2014 Was the "*Latest* We've Opened in the 23 Years for Which (Mr. Pinkerton Has)...Daily Attendance Figures," I and others I know believe we're off to an auspicious start. Since we're already nearly 5,000 skier visits *behind* total skier visits generated in 2011-12 (98,872) when Diamond Peak opened on Saturday, December 10, 2011, we're on pace to generate 93,872 skier visits for the entire 2014-15 season which would roughly mirror 2013-14's 93,861 season skier visits total.

And Given Diamond Peak Generated *LOSSES* in Excess of $2.1 Million in 2013-14, How Much are We on Pace to *LOSE* This Year?

Moreover, the Product We've Delivered to Our Diamond Peak Customers This Season is *Below* Par: Didn't we just spend in excess of $165K[4] with the world's pre-eminent ski area planning firm (the SE Group) on a Diamond Peak Master Plan Update[5] ("the Plan")? Didn't page 10 of the Plan go through a comprehensive analysis (i.e., "the playbook") of Diamond Peak's "Comfortable Carrying

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[4] At the IVGID Board's regular November 19, 2014 meeting I submitted a written statement to be included in the written minutes of that meeting titled "The Final Tally on How Much the Diamond Peak Master Plan Update Has Actually Cost the Public" (see pages 218-220 at http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_1-14-2015.pdf). That statement identified "at least nearly $165K and if Staff Had its Way, Likely Tens of Thousands of Dollars More!"

[5] See pages 6-173 at http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_9-10-2014.pdf ("the Plan").

Capacity"[6] ("the CCC")? Isn't that the optimum "level of utilization that provides a pleasant recreational experience without overburdening (Diamond Peak's)...infrastructure[6]?"

I have placed asterisks on Exhibit "A" next to the CCC, according to the SE Group, attributable to each of the lifts which was *not* operational December 20-22, 2014. As you can see, they total 780 guests per day. Deducting this number from the SE Group's 2,440 calculation which was based upon *full operation*, you can see that we were left with a maximum CCC of 1,660. This means that if staff were truly concerned about Diamond Peak's customers and delivering to them the maximum "level of utilization that provides a pleasant recreational experience without overburdening (its)...infrastructure," it would *NEVER*, *NEVER* sell more than 1,660 lift tickets/season passes for use on its opening weekend!

Moreover in the *REAL WORLD*, 80% of those who ski/snowboard Diamond Peak don't even ride the Crystal Express Chairlift. Anyone who has ever skied Diamond Peak knows that the overwhelming majority of our snowriders *never* ride the Crystal Express chairlift; the one with the greatest hourly uphill capacity[7]. Given the SE Group's CCC calculations are based upon 100% utilization of *all* of Diamond Peak's chairlifts, in the *REAL WORLD* don't those calculations require reduction? Although I can't give you a precise number of Diamond Peak's snowriders who *never* ride the Crystal Express chairlift, I assume that number to be 80%[8]. Assuming that's the case, shouldn't we reduce the CCC assigned by the SE Group to this chairlift by a like amount? Should not the *REAL WORLD* Diamond Peak CCC on opening day have been something less *than* its hypothetical 1,660 maximum? Given 80% of SE Group's 850 CCC for the Crystal Express chairlift totals 680, shouldn't we reduce Diamond Peak's hypothetical 1,660 maximum CCC by this number[8]? If so, we see that Diamond Peak's *REAL* CCC for the overwhelming number of snowriders visiting over the first three days of this 2014-15 season was really *less than 1,000*!

Given IVGID staff reports that Diamond Peak accommodated 1,148 skier visits on December 20, 2014; 1,497 skier visits on December 21, 2014; and, 1,805 skier visits on December 22, 2014; hasn't staff ignored the SE Group's "playbook" by delivering an *unpleasant* recreational experience to our customers? And after December 22, 2014, didn't *it get worse*? According to IVGID's numbers, on December 25, 2014 Diamond Peak generated 1,812 skier visits; on December 26, 2014 it generated 2,075 skier visits; on December 27, 2014 it generated 2,727 skier visits; on December 28, 2014 it generated 2,814 skier visits; and, on December 29, 2014[9] it generated 2,971 skier visits.

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[6] A copy of this page is attached as Exhibit "A" to this written statement.

[7] According to Exhibit "A," 2,040 persons per hour versus 1,170 persons per hour for Lodgepole or 765 persons per hour for School House.

[8] Although we can disagree over what this percentage really is, I don't believe we can disagree there *IS* a percentage. Whatever you find that percentage to be, simply adjust the Crystal Express chairlift's 850 CCC accordingly.

[9] This is the last date for which daily skier visit numbers were shared by staff.

Now why would you consciously oversell Diamond Peak's CCC if you were really concerned about your customers' pleasant recreational experience? And why would you take the next step of publicly boasting about it?

Moreover, These Numbers Assume That the Number of Ski Trails Which Were Open Were Covered With Snow and Available to be Snowridden: *But we all know that WASN'T the case*! It took a week or more for staff to open the Lakeview Chairlift (it still *hasn't* opened the Ridge and Red Fox Chairlifts), and even as of January 6, 2015, many Diamond Peak trails remain *closed*. In fact, I have attached a print out of Diamond Peak's January 6, 2015's Mountain Conditions as Exhibit "C" to this written statement[10], and I have placed asterisks next to all of the trails which remain closed.

If all the trails accessible from Diamond Peak's chairlifts which are actually operational are closed, doesn't this reduce the number of snowriders who can be comfortably disbursed throughout the mountain? And if so, shouldn't we reduce each chairlift's *REAL CCC* even *more* from Diamond Peak's hypothetical maximum?

Moreover Still, These Numbers Assume That the Quality of Snow Was and Is Stellar: But again, *we all know it ISN'T (nor WASN'T)*! Given snow quality has an impact on a visiting snowrider's "pleasant recreational experience," shouldn't it must go into the *REAL WORLD* CCC? In no way am I saying that staff didn't do an admirable job given the tools it was given to work with, but let's be honest; the quality as well as amount of snow (i.e., coverage) was less than stellar!

Moreover Still, if Staff's Reported Numbers Include "Free" or "Non-Revenue" Skier Visits, Aren't They Only Making a Challenging State of Affairs Even Worse? So I ask that IVGID staff share the number of "free" or "non-revenue" skier visits which are represented in the gross numbers they have provided.

If IVGID Staff Really Cared About Our Customers' "Pleasant Recreational Experience," Wouldn't They Have *Limited* the Number of Lift Tickets Sold This Last Holiday Period to 1,000 or Even Less? Mr. Pinkerton tells us that Diamond Peak's "stellar opening" has been, in part, because "season (pass) sales are up 22% this year." I don't know what number this percentage equates to, but I'm guessing around 3,000. Thus if as little as one-third of season pass holders showed up to snowride Diamond Peak on its opening weekend, don't we see that this number alone would have taxed its maximum optimal CCC capacity?

Because Diamond Peak Really *Isn't* Here for Local Property Owners' Use, The Facts Bear Out That IVGID Staff Doesn't Really Care About Local Property Owners' "Pleasant Recreational Experience." We've had this discussion before. Diamond Peak is just another of IVGID staff's commercial, for profit business enterprises where revenues have become the primary concern and

[10] See http://www.diaondpeak.com/mountain/conditions.

the notion of we local property owners' "pleasant recreational experience" has become *non-existent*! Because if staff really cared about our season pass holders' [many of whom are local property owners who pay the Recreation Facility Fee ("the RFF")] "pleasant recreational experience," don't you think they would have closed Diamond Peak to non-season pass holders altogether? In other words, even *less* than the 1,000 daily lift ticket sales I have calculated represented Diamond Peak's *REAL WORLD* CCC?

And Why Do We Continue to Throw Away Hundreds of Thousands of Dollars on Studies Allegedly Performed by Pre-Eminent Experts in the Field When Staff Ends Up Ignoring Their Recommendations: as it has in this instance?

Conclusion: I have spoken to several residents who skied Diamond Peak over the 2014-15 Holiday period. I've been told that: lift lines were horrendous, the quality of snow as well as snow coverage were marginal at best, the amount of terrain available to snowride (i.e., marked trails) was limited and as a result marked ski trails were grossly overcrowded, skier safety was virtually non-existent, and the overall "recreational experience" delivered was poor. In fact I personally know of visitors to our community who chose to snowride Mt. Rose rather than Diamond Peak specifically because of the word of mouth truth being publicized as to Diamond Peak's *REAL WORLD* state of affairs.

Although in the short run staff may be patting themselves on their collective backs because they think they generated the largest number of opening weekend skier visits in Diamond Peak's history, I submit that in the long run, *again*, our Diamond Peak staff may have done more harm than good. Although the proof will be in the pudding as the season progresses, I believe we're already seeing the results of bad word of mouth which has made its way back to the Bay Area. For these reasons, I and others I know *don't* believe we're off to the "stellar beginning" represented by Mr. Pinkerton.

In my opinion Mr. Pinkerton was not hired to put a "happy face" on staff's administration and operation of the public's recreational facilities. Rather, as a public servant, I and others I know believe he should have been hired to be a fully transparent spokesperson to our community who shares the truth, both good and bad. Unfortunately so far, I believe Mr. Pinkerton is guilty again of presenting spin and not reality "*in the interest of some theory he wishes to*" promote; proposing $18.2 Million or more worth of capital expenditures to fund summertime operations at Diamond Peak.

And You Wonder Why the RFF Which Subsidizes This Incredible "Mismanagement" of Our Recreational Venues is Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

COMFORTABLE CARRYING CAPACITY

Ski area planning involves the establishment of a "design capacity," which represents the daily, at-one-time guest population to which all ski resort functions are balanced. The design capacity is a planning parameter that is used to establish the acceptable size of the primary facilities of a ski resort: ski lifts, ski terrain, guest services, restaurant seats, building space, utilities, parking, etc.

Design capacity is commonly expressed as "Comfortable Carrying Capacity," "Skier Carrying Capacity," "Skiers at One Time," and other ski industry specific terms. These terms refer to a level of utilization that provides a pleasant recreational experience, without overburdening the resort infrastructure. Accordingly, the design capacity does not normally indicate a maximum level of visitation, but rather the number of visitors that can be "comfortably" accommodated on a daily basis. Design capacity is typically equated to roughly a resort's tenth busiest day, and peak-day visitation at most resorts is often between 10% and 25% higher than the design capacity.

The accurate calculation of a resort's Comfortable Carrying Capacity (CCC) is the single most important planning criterion for a resort. All other related guest service facilities can be evaluated and planned based on the proper identification of the mountain's CCC, which is derived from the resort's supply of vertical transport (the combined uphill hourly capacities of the lifts) and demand for vertical transport (the aggregate number of runs demanded multiplied by the vertical rise associated with those runs).

A detailed calculation of Diamond Peak's CCC was completed for this Master Plan, as shown in Table 5. As indicated, Diamond Peak's CCC was calculated at 2,440 guests per day.

Table 5. Comfortable Carrying Capacity - Existing Conditions

Map Ref.	Lift Name, Lift Type	Slope Length (ft.)	Vertical Rise (ft.)	Actual Capacity (persons/hr.)	Operating Hours (hrs.)	Up-Mountain Access Role (%)	Misloading/ Lift Stoppages (%)	Adjusted Hrly. Cap. (persons/hr.)	VTF/Day (000)	Vertical Demand (ft./day)	CCC (guests)
1	School House C-2	803	60	900	7.00	0	15	765	323	1,331	240
2	Lakeview C-4	2,221	669	1,900	7.00	25	20	1,045	4,897	14,475	340
3	Red Fox C-2	1,582	434	1,200	7.00	5	10	1,020	3,100	10,166	300
4	Lodgepole C-4	2,044	289	1,800	7.00	15	20	1,170	2,369	4,292	550
5	Ridge C-2	1,512	286	800	7.00	5	10	680	1,371	9,790	140
6	Crystal Express DC-4	4,975	1,471	2,400	7.00	0	15	2,040	21,010	24,659	850
7	Carpet c	60	6	300	7.00	0	5	285	12	584	20
Total		13,196		9,300				7,005	33,082		2,440

Steve Pinkerton
Special to the Bonanza

December 23, 2014

IVGID GM's Corner: We're off and running at Diamond Peak

Here at IVGID, there is no slowing down during the Holiday Season. The last two weeks of December generate about one-third of our projected $7 million in annual revenue for Diamond Peak.

Thus, having snow coverage by mid-December is critical for our ski area. That is why Diamond Peak was one of the first ski areas in the region to purchase snowmaking equipment many years ago.

However, just having the equipment doesn't guarantee a fully operational mountain.

Making snow requires cold temperatures and relatively low humidity, both of which have been in short supply this winter.

In fact, since November 18th, we've had overnight low temperatures that have been above the average low temperature every single night -- that is 35 days in a row, as of press time.

That has translated into around half as many evenings where we can make snow. I have to give kudos to our staff for getting the mountain open from top to bottom by this past weekend.

This is the second time in three years that we've opened on December 20 — which is the latest we've opened in the 23 years for which I have daily attendance figures. This is the ski area's 49th year of operation.

While we opened a week later than average, the attendance for our first three days has been stellar. We've had nearly 4,500 skier visits, which is the most we've had in our opening three days in the past 23 years.

Part of that is certainly due to our season ticket sales, which are up 22 percent this year. That number is particularly impressive when you consider that Vail Resorts (Heavenly, Kirkwood, Northstar) reported a drop in season ticket sales this year.

We also continue to have the best-priced lift tickets in the region — and our local resident price is reminiscent of what prices were for the general public in the 1970s!

Our presence on social media also continues to grow. Our Facebook followers are up by 27 percent, and we now have over 4,200 followers on Twitter.

As all of you know, our fellow Tahoe ski areas all had late openings this year as well. Climate risk has become a big issue in the ski industry, particularly in our region.

The New York Times published an article last month entitled: "As Snow Fades, California Ski Resorts are Left High and Very Dry."

It notes that all of the major ski areas are looking more to snowmaking in the future as we see greater variance in snowfall.

It is also why ski areas are looking to diversify their revenue base by considering more summer use.

Speaking of summer use, the Diamond Peak Master Plan Steering Committee will be holding its first meeting on January 12 from 3-5 p.m. in our board room at 893 Southwood Blvd.

Additional meetings are currently scheduled at the same time and location for January 26,

February 9, February 23, March 9, March 23, April 13 and April 27.

Meetings are open to the public and the webcasts will be available for viewing on our website.

As I noted in a previous column, the committee will conduct a very detailed, deliberate analysis of every aspect of the proposed Master Plan.

Experts will be tasked with looking at every possible environmental impact of the project, including traffic, parking, life safety, habitat and noise.

An independent evaluation will be done of the financial and market viability of the proposed uses. In other words, nothing new is going to happen at Diamond Peak until we do an exhaustive, thorough analysis that has been relentlessly presented to the community.

And I will not be bringing anything back to the Board of Trustees that is not in the best interest of the citizens of Incline Village.

Members of the Steering Committee include: Bill Echols, Liz Harrell, Brian Hrindo, Jess Jameson, Andrew Jaine, Shane Johnson, Judith Miller, Al O'Connor, Robert Olmer, Steve Pulver, Eric Severance, Bruce Simonian and Charlie White.

The membership includes community members with background in various areas of expertise such as finance, accounting, planning, ski operations and youth activities.

It also includes property owners who live adjacent to Diamond Peak, including the presidents of the two nearby homeowner associations.

I encourage all of you to attend or electronically view the meetings. There will be a lot of good information shared, and it is critical that we get feedback from everyone — we all have a stake in the future of our ski area.

"GM's Corner" is a twice-monthly column from Incline Village General Improvement Distinct General Manager Steve Pinkerton, who will discuss issues and offer updates regarding various district matters.

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Conditions

Sunny
43°
Temperature
24"
Base Depth
30"
Peak Depth
0"
New Snow
24h Total
0"
New Snow
48h Total
60"
Season Total

Surface Conditions

Machine Groomed

Mountain Notes

The sun is shining and the snow is soft! This week is IVGID Community Appreciation week with free lift tickets and special offers for current IVGID Picture Pass and Punch Card holders. Details on the event page.

Lift & Trail Conditions

Crystal Express Lift

Open
Crystal Ridge Groomed

Golden Eagle Bowl Open
Great Flume Closed
Spillway Closed
Sunnyside Groomed
Battle Born Closed
Diamondback Closed
Lightning Closed
Solitude Canyon Closed
The Glades Closed
Thunder Closed

Lakeview Lift

Open
Lower Showoff Groomed
Penguin Groomed
Popular Groomed
Ridge Run Groomed
Chute Open
Corkscrew Closed
F.I.S. Closed
G.S. Closed
O God Closed
Slalom Glade Closed
Upper Showoff Groomed

Lodgepole Lift

Open
Lodge Pole Groomed

Schoolhouse Lift

Open
School Yard Groomed

Red Fox Lift

Closed
Cappy's Corner Closed
Dusty's Delight Open
Freeway Closed
Wiggle Closed

Ridge Lift

Closed

Lakeview Closed
Luggi's Closed
Powder Closed

Terrain Park

Open

Small jump on Lodgepole, 4 small features on Popular, Spillway park closed

Road Conditions

CalTrans (800) 427-7623

Get Road Conditions

NevadaDOT (877) NV-ROADS

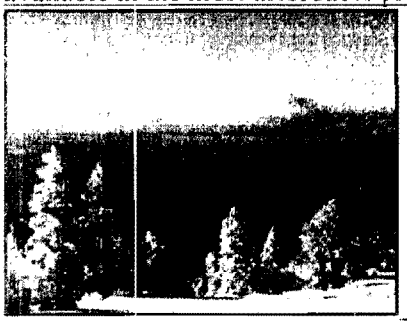
Get Road Conditions

Driving Directions

Getting Here

- **Related Content**

- Tickets & Specials Half day, all day and multi-day tickets are available at the most affordable prices in Lake Tahoe. Check out our specials to save even more!



- Mountain Cam Take in the beautiful view and see up to date conditions with multiple high-definition cameras.

Sunny

- Mountain Cams
- Pic of the Day
- Snow Report

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM C – PUBLIC COMMENT SECTION – WHY DOES THE IVGID BOARD REFUSE TO TAKE ACTION TO ENSURE THAT IVGID'S FINANCIAL DISCLOSURES TO THE PUBLIC ARE TRANSPARENT!

Introduction: Before Trustees Hammerel and Smith were elected, both entered into a unilateral "contract with the voters of Incline Village and Crystal Bay"[1] whereby they represented that if elected, they would "hold IVGID management accountable for fiscal...performance" and "serve the community with fairness, integrity and *transparency*."[2] Before Trustees Callicrate and Wong were elected, they too represented that the number one issue they would address, if elected, was making IVGID's financial reporting more transparent to the public. So collectively, that is four out of our five trustees!

With the foregoing in mind, on December 23, 2014 I sent an e-mail to the Board and our General Manager ("my e-mail") asking that three matters be agendized for possible action at this meeting; all three going to the issue of greater transparency in IVGID's financial affairs[3]. Because none of these matters has been agendized and yet the lack of transparency continues, I have prepared this written statement so the public knows the truth.

We Need an Independent Committee Made Up of Knowledgeable Members of the Public to Examine IVGID's Financials in Greater Detail, and to Report Back its Findings and Recommendations for Change to the IVGID Board and the Public: The first thing I asked in my e-mail was that the Board create "a committee, made up of local residents with a strong financial background...to examine IVGID's financials in greater detail." I feel that such a committee, with the same free and unimpeded access staff gives to our auditor, would eliminate the need for and added cost of a more comprehensive audit.

The Board has created an audit committee, but the only members are IVGID Trustees. And rather than examining staff's financials in greater detail and reporting its findings back to the public, they serve as nothing more than rubber stamps for staff. As an example, IVGID staff regularly buries most of its "dirty little (expense) secrets" under a generic expenditures category called "services and supplies." When I asked former Trustee Joe Wolfe (the then chairperson of the audit committee) if he had ever examined the individual expenses lumped into services and supplies to ensure they were proper, his response was "no, that's not my job."

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[1] See http://www.electjim.org/contract.

[2] Trustee Smith admits that he "drafted and agreed to this Contract with Incline Village/Crystal Bay" (see http://www.tahoedailytribune.com/article/20120330/NEWS/120339999).

[3] I have attached as Exhibit "A" to this written statement, a copy of this e-mail.

If the IVGID Boar is unwilling to do its job, why wouldn't all of our Trustees, especially those who ran on a campaign of greater transparency in IVGID's financial affairs, be in favor of creating the type of committee with the proposed powers I suggest?

We Need to Take Away Our General Manager's Power to Spend or Enter Into a Contract to Spend Up to $50K on a Single Item/Project Without IVGID Board Approval: The second thing I asked in my e-mail was that the Board take away our General Manager's power to spend or enter into a contract to spend up to $50K on a single item/project, unless brought to and approved by the IVGID Board. Right now no one on the IVGID Board nor the public has any idea what is being spent by staff unless and until someone goes digging to learn of a particular type of expenditure. And this unbridled grant of authority has empowered our staff to regularly circumvent NRS checks and balances.

As an example, with certain exceptions not relevant to this discussion, NRS 354.626(1) makes it unlawful for any "department or agency...or employee of a local government (to)...expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money, in excess of the amounts appropriated for that function." Given NRS 354.482 defines "appropriation" as "an authorization by a governing body to make expenditures and to incur obligations for specified purposes," staff cannot spend public moneys on purposes never specified by the IVGID Board in the budget it approves or by separate Board action. Yet this happens every day of the week[4] and the persons who pay the price are we local property owners who subsidize these unauthorized expenditures with the Recreation Facility Fee ("the RFF").

So why wouldn't all of our Trustees, especially those who ran on a campaign of greater transparency in IVGID's financial affairs, be in favor of reigning in staff's unilateral power to spend public funds without Board oversight/approval?

We Need the IVGID Board to Reign In Staff's Power to Write/Distribute Payments to Third Parties Without IVGID Board Approval: A third thing I asked in my e-mail (part of my second request) was that the Board reduce staff's reporting threshold for proposed expenditures from the current $10,000 to $500. When I first came to Incline Village, staff was required to obtain IVGID Board approval prior to paying any third party (other than IVGID employees) any sum in excess of $2,500. For this reason, at each IVGID Board meeting, there would be an agenda item for approval for expenses in excess of $2,500.

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[4] One example would be staff's $45,000 or greater expenditure for four electric vehicle charging stations. This expenditure was never included in the budget approved by the IVGID Board; it was never brought to the Board for approval prior to entering into contracts to expend said sums; and it was justified by the General Manager's authority to unilaterally spend up to $50,000 without Board approval.

But as I and others began questioning some of the more suspect expenditures, digging into the payable invoicing which many times revealed even more suspect expenditures, and publicizing the truth to the public, it became embarrassing for staff. So last year staff proposed changes to its financial reporting requirements so that the only third party expenditures for which it was required to secure advance Board approval, were those in excess of $10,000[5]. And unbelievably, the immediate past Board granted staff its request to the detriment of the public.

Because IVGID staff has demonstrated that it cannot be trusted when it comes to spending the public's moneys, I and others I know feel essentially every one of staff's expenditures need to be publicized and explicitly approved by the Board. After all, NRS 318.197(1) gives the Board the power to "pledge the revenue(s collected) for the payment of any indebtedness or special obligations of the district." So why wouldn't all of our Trustees, especially those who ran on a campaign of greater transparency in IVGID's financial affairs, be in favor of requiring staff to report and seek Board approval *before* spending public funds?

We Need the IVGID Board to Instruct Our General Manager That Neither He Nor Any Other IVGID Staff Member Has the Power to Grant Bonuses in Excess of $50 to Any of Our Public Employees: A fourth thing I asked in my e-mail (my third request) was that the Board prohibit staff from awarding itself bonuses in excess of $50, for doing nothing more than their public jobs, without first securing Board approval. Given NRS 318.185 states that "the (IVGID) Board shall have the power to...fix the...compensation (of its)...officers, agents, employees and servants;" governments I am aware of don't normally award public employees material bonuses in addition to their public salaries; each year IVGID staff spend close to $7 Million *more* than the revenues they are able to generate; and it is believed that each year staff metes out $200,000 or more to itself in the form of "bonuses"[6] for doing nothing more than their public jobs, and then hides the particulars of these bonuses from the Board as well as the public; why wouldn't all of our Trustees, especially those who ran on a campaign of greater transparency in IVGID's financial affairs, be in favor of requiring staff to secure Board approval *before* awarding itself material bonuses[7], in addition to their public salaries and benefits?

Conclusion: It appears from the IVGID Board's refusal to agendize the issues the subject of this written statement for possible action, that they have little interest in follow through on their campaign promises. If this is the case, then what is left for the public to do?

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[5] Think about it for a moment. Of all the expenditures IVGID makes to third parties, other than its employees, what percentage are in excess of $10,000? Why then go through the almost meaningless act of requiring advance Board approval?

[6] I have been informed that for certain senior management, these bonuses have been $20,000 or even more!

[7] Although I have suggested that the threshold for financial "materiality" be $50, nothing would stop the IVGID Board from determining some other nominal number like $100.

And You Wonder Why the RFF Which Finances This Non-Transparent (Mis)Use of Our Recreational Facilities is Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

s4s@ix.netcom.com

From: <s4s@ix.netcom.com>
To: <jimhammerel@ivgid.org>
Cc: <jimsmith@ivgid.org>; <billdevine@ivgid.org>; "Callicrate Tim" <tim2tahoe@msn.com>; <kendrawong@gmail.com>; "Pinkerton Steve" <sjp@ivgid.org>; "Steve J. Pinkerton" <steve_pinkerton@ivgid.org>; "Herron Susan" <Susan_Herron@ivgid.org>
Sent: Tuesday, December 23, 2014 2:49 PM
Subject: Request for Placement of Three Items Dealing With Financial Reporting Transparency on the Agenda for the IVGID Board's January 14, 2015 Regular Meeting

Hello Jim -

I don't know who is creating the agenda for January 14, 2015's regular Board meeting now that Trustee Wolfe is gone from the Board.

I assume you will be the Trustee given you are the Board's Vice-Chairperson.

But if I am mistaken, will you please pass on my request to whoever will be preparing the agenda on the Board's behalf (I hope no one on the Board allows our GM to unilaterally prepare the agenda he has an agenda to present).

As you know, it is the position of myself and others that we have a big problem with the lack of transparency in our financial reporting. This problem is caused by staff, in my opinion, which goes out of its way to hide as much as it can from we property owners who are directly subsidizing their salaries and benefits. And this was a campaign pledge of both Tim Callicrate and Kendra Wong when they ran for the Board.

So I ask you agendize three matters which address this lack of transparency.

The first matter is something I asked at the last Board meeting. The creation of a committee, made up of local residents with a strong financial background as well as one or two Board members, to examine IVGID's financials in greater detail, and to report back its findings and recommendations for change to the Board and the public. It is my belief that such a committee would eliminate the need for and cost of a more comprehensive audit, and would put us on the right road for true transparency in our financial reporting.

The second matter goes to the heart of staff's expenditure of our public moneys. Board Policy 3.1.0 permits our GM to make any expenditure of his choosing, without Board approval, as long as the expenditure does not exceed $50,000. So the Board and the public have no idea what is being spent by staff unless and until someone goes searching for a particular type of expenditure he/she suspects has been made, or the expenditure exceeds $10K because the only expenditures which must be approved by the Board under this Board Policy are those exceeding $10K.

Until last year the threshhold expenditure amount for required Board approval was $2.5K. But when embarassing expenditures of less than $2.5K were revealed, staff quickly moved to have the Board approve a modification to Policy 3.1.0 which increased the reporting threshhold to $10K. As a result, nearly all of staff's expenditures are in essence hidden from the Board and public oversight.

I hope you agree this is wrong and my recommendation is that the reporting threshhold be reduced to $500 (and as you know, this wouldn't require the reporting of employee wages/benefits which are exempt from the reporting requirement). Will this change require more bills to be brought to the Board for approval before they are disbursed? Yes. But is this really such an onerous requirement? And wouldn't it go a far distance towards true financial transparency?

The third matter goes to staff's penchant for awarding itself obscene bonuses, and then hiding the particulars from the Board and the public. I have complained before that it is inappropriate for public employees to be paid bonuses, other than those under $50, in addition to their public salaries, for doing nothing more than their public jobs; especially when it is staff which is costing local property owners nearly $7M in financial subsidies as a direct result of their inability to operate any of our recreational facility commercial operations at a break even cash flow. And then to hide the particulars which I have been informed total several hundreds of thousands of dollars annually, IMO is totally inappropriate. Since the Board has the statutory power to fix the compensation of its employees, it has the statutory power to fix any bonuses awarded to its employees as well.

I am therefore suggesting an agenda item which would prohibit staff from awarding itself bonuses of more than $50

without first securing the approval of the Board. Will this expose staff to possible embarassment? If they've been awarding themselves annual bonuses exceeding $15K (which I have been informed they have), then yes! But is this really such an onerous requirement? And wouldn't a policy such as the one I suggest go a far distance towards financial transparency?

Thank you for your consideration of my three proposed agenda items and your hopeful incorporation of each into the next Board meeting agenda. And if staff/the Board requires some background information from me in the form of a staff memorandum to assist it in understanding the reasons for my request, I am happy to help.

Aaron Katz

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM J1 – APPROVAL OF PROPOSED MODIFICATIONS TO SOLID WASTE ORDINANCE

Introduction: Here IVGID's alleged "interim General Manager,"[1] Joe Pomroy, proposes modifications to our Solid Waste Ordinance No. 1. According to the Memorandum, Mr. Pomroy states "the proposed amendments are in the areas of enforcement and administrative procedure." Although I would characterize most of the proposed amendments as "housekeeping" measures, I submit this written statement to address three matters of concern.

Staff's Proposed Ordinance Modifications Exceed IVGID's Authority: I have complained many times before that IVGID's actions are directed by a staff that feels it knows more than the public, and is free to do whatever it chooses, even where contrary to the NRS. Staff knows past Boards have chosen to "defer to the (alleged) expertise of staff" rather than to compel staff to adhere to the NRS. And here we have another example. Since we have new counsel, I am asking that they "reign in" staff to compel them to do what the NRS declares, and nothing more.

IVGID's Power to Provide for Solid Waste and Refuse Collection, and to Adopt Sanitary Regulations Not in Conflict With the NRS: NRS 318.116(13) gives IVGID the basic power to "furnish... facilities for the collection and disposal of garbage and refuse." NRS 318.142 goes on to explain that this grant extends to the "power...to acquire, by purchase or lease, sites for the disposal of garbage and refuse, and to own and operate equipment for the collection and disposal of, and collect and dispose of, garbage and refuse, or to contract, without calling for bids, for the collection and disposal of garbage and refuse from within the district." NRS 318.170(1)(e) states that "the (IVGID) board may, in connection with a district with basic powers relating to...refuse collection and disposal facilities... make...sanitary regulations not in conflict with the Constitution or laws of this State.

IVGID's Power to Adopt Fines and Penalties for Violation of its Sanitary Regulations: NRS 318.170(1)(e) goes on to state that "the (IVGID) board may...provide that any person who violates these regulations or ordinances shall be punished by a fine not to exceed $100 or by imprisonment not to exceed 1 month, or by both fine and imprisonment." And NRS 318.170(1)(f) states that "the

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[1] Take a look at the agenda for this meeting [see http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_Jan_14_2015.pdf ("the Board packet"), at pages 1-2]. Item J(1) states that this agenda item has been "Requested (by) Staff Member: *Interim General Manager*/Director of Public Works Joe Pomroy." Given Mr. Pomroy *hasn't* been IVGID's interim General Manager for close to a year, wouldn't you have expected our "crack" administrative staff to uncover this snafu prior to sharing it with the public? After all, Mr. Pomroy is described as "Director of Public Works" in his Staff Memorandum ["the Memorandum" (see page 001A of the Board packet)].

(IVGID) board may...provide that any industrial user who violates a federally mandated standard shall be punished by a fine not to exceed $1,000 per day for each day the violation continues."

Given Nevada is a "Dillon's Rule" State, IVGID Has No Power to Adopt Solid Waste Fines in Excess of the Amounts Provided in the NRS: Although IVGID is a political subdivision, its powers are *limited* to those explicitly declared by the Legislature. As our Attorney General has observed, given "*all* of such statutes...constitute a grant of power to certain boards and governing bodies, and are a deprivation of powers and privileges in respect to the individuals residing within the affected areas... (when it comes to general improvement districts they)*...must...be strictly construed, to include no more than (the) Legislature clearly intended*" [A.G.O. No. 63-61, p. 103 (August 12, 1963)]. Or stated otherwise, "municipal corporation(s) possess...and can exercise the following powers *and no others*: First, those granted in express words; second, those necessarily implied or necessarily incident to the powers expressly granted; third, those absolutely essential to the declared objects and purposes of the corporation—not simply convenient, but indispensable."[2]

Nor Does it Have the Power to Declare or to Prosecute *ANYTHING* Unlawful: Yet look at ¶1.4 of the proposed Ordinance: "*it shall be unlawful* for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use, or maintain any waste container, or (to) permit the same to be done, in violation of this code." Is such violation a misdemeanor? A felony? Can one who commits such a violation be imprisoned? And by a limited purpose district with no general powers?

Enforcement – Notwithstanding the Above Jurisdiction, the Proposed Ordinance Modifications Adopt Far More Punitive Monetary Measures Than Those Provided by the NRS: ¶7(A) of the proposed Ordinance declares that "the Director of Public Works shall maintain a list of fees and charges (as) shown on Exhibit A." Exhibit "A" to the proposed ordinance[3] provides for fines of $500 for the first violation of the Ordinance's provisions and $999 for the second and subsequent violations of the Ordinance's provisions. Insofar as residential customers are concerned, ¶3.7(A) of the Ordinance defines "a...violation (to)...include... solid waste being placed at the curb on the wrong specified pick-up day or prior to 5:00 A.M. on the (correct) pick-up day (or)...spilled on the property or...not properly contained within the container." And Insofar as commercial customers are concerned, ¶3.7(B) of the Ordinance defines "a...violation (to)...include...an overflowing...(un)secured...not tightly closed and locked or latched...dumpster (or one exhibiting)...solid waste on top of or outside of (a) dumpster (or) solid waste inside or outside... or...spilled around...(a dumpster) enclosure" whether or not in violation of "a federally mandated standard."

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[2] See page 5 of the Research Division of the Legislative Counsel Bureau's April 2014 Policy and Program Report on State and Local Government(s) [http://www.leg.state.nv.us/Division/Research/Publications/PandPReport/19-SLG.pdf].

[3] See page 001W of the Board packet.

Moreover, the Proposed Ordinance Subliminally Extorts Residential Customers Into Purchasing Metal Bear Boxes, and Commercial Customers Into Purchasing Wildlife Resistant Dumpsters: The penalties set forth at Exhibit "A" to the proposed ordinance are waived upon a residential customer's "installation (at his/ her/its expense) of (a metal) bear box within 60 days of (a) billed fee," and a commercial customer's "installation (at his/her/its expense) of (an) enhanced wildlife resistant dumpster within 60 days of (a) billed fee." Given NRS 318.170 provides for no fine waivers such as the ones identified herein, here we have another example of IVGID attempting "*to* (improperly) *include... more* (in its solid waste ordinance) *than (the) Legislature clearly intended*."

And the Proposed Ordinance Imposes These Punitive Measures Against Property Owners Rather Than Those Persons Who Commit Violations ¶3.7 of the proposed Ordinance declares that "*all* waste containers and solid waste are the responsibility of...property owner(s) until collection" even if violations are committed by others. And ¶5.9 of the proposed Ordinance declares that "all charges, fees and amounts due and payable shall be billed to (and be the responsibility of) the owner of the premises, whether or not the...occupant."

And if These Fines Are Not Satisfied, IVGID May Assess Penalties of 10% Per Month: ¶5.4 of the proposed Ordinance declares that "all...fees billed by the District shall become due and payable upon presentation" and "all charges which become delinquent shall be subject to a penalty of ten percent (10%) for the first month delinquent." And given "payments shall be credited towards the oldest balances first, *including penalties*," the practical effect is to penalize those who don't pay these fines at the rate of 10% per month, *or a whopping 120% per year*!

And Notwithstanding the Fact IVGID's Solid Waste Disposal Services Are Mandatory, if its Punitive Fines Are Not Satisfied, Such Services May be Discontinued: ¶3.1 of the proposed Ordinance declares that IVGID's solid waste disposal services "*shall be mandatory* for all owners, occupants, or persons in possession, (in) charge, or control of all places and premises in the District where garbage and other rubbish is created, accumulated, or produced" because of "public health, safety, and welfare" concerns for "all the citizens of the" IVGID. Notwithstanding, ¶6.2 of the proposed Ordinance gives IVGID the power to "discontinue...a customer's service...for non-payment." And during that "discontinuance for non-payment, full monthly charges will" continue to accrue.

And if IVGID's Punitive Fines Are Not Satisfied, They May be *Involuntarily* Collected Together With the Recreation Facility Fee ("the RFF") Resulting in the Suspension of Recreation Privileges: ¶3.1 of the proposed Ordinance declares that IVGID's fines "may be collected together with and not separately from the charges for...other utility service(s) rendered by it." This language is broad enough for IVGID to collect delinquent fines [see NRS 318.201(4)] along "on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, the county's general taxes."

Potentially Resulting in the Forced Sale of an Assessee's Property: ¶5.11 of the proposed Ordinance declares that "until paid, all rates, tolls and charges provided in this ordinance constitute a

perpetual lien on and against the property served and may be foreclosed upon as provided by law." And once they have been added to the RFF, NRS 318.201(12) provides that "all laws applicable to the levy, collection anc enforcement of general taxes of the county, including, but not limited to, those pertaining to the matters of delinquency, correction, cancellation, refund, redemption and sale, (shall be) applicable to such charges."

Notwithstanding the Arguably Noble Purposes for These Punitive Measures, the Ends Simply Don't Justify the Means: and I object. And our attorneys should not sit by idly and allow the IVGID Board to adopt an ordinance that exceeds the powers declared by the Legislature.

Administrative – Moreover, IVGID's Appeal Process Demonstrates That a Very Similar Process Needs to be Implemented for Those Seeking Refund of the RFF: According to page 2 of the Memorandum[4], the proposed Ordinance seeks to "add a new appeal procedure to include a timeline for appeals and a violations hearing panel...before consideration before the full Board." ¶1.5 of the proposed Ordinance establishes an appeals procedure, presumably for ordinance violations. Given the propose ordinance provides that IVGID may potentially take a person's property or revoke his/her recreation privileges for violations, due process of law requires he first be provided with notice and the opportunity to be heard. And that is why I believe these procedures have been proposed.

Yet when it comes to the RFF, no similar procedures exist. The IVGID Board adopts a resolution establishing the RFF and providing for its collection, which in part declares that "all laws applicable to the levy, collection and enforcement of general taxes of the county, including, but not limited to, those pertaining to...refund...are applicable to" the RFF[5]. Yet when a property owner assessed the RFF seeks its refund, no administrative procedure exists. f an appeal procedure can be established to address violations of our solid waste ordinance, then why can't a similar procedure be established to address claims for refund of the RFF?

Conclusion: For too many years IVGID staff have been making up rules and procedures to suit themselves which place local residents and property owners in a subservient position. Oftentimes, those rules and procedures go beyond the limited basic powers granted by the County Board of Commissioners[6]. And here we have more examples. I look to our new attorneys to require the IVGID Board to adhere to the powers it may exercise, and none others.

And You Wonder Why the Staff Culture We Know as "IVGID" is Out of Control? I've now provided more answers. Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

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[4] See page 001B of the Board packet.

[5] Also see NRS 318.201(12).

[6] NRS 318.070(1) requires the County Board to adopt a resolution granting each and every one of a general improvement district's *limited* basic powers [NRS 318.055(4)(b)].

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM J(2) – PROPOSED REVISIONS TO POLICY 3.1.0

Introduction: Before Trustees Callicrate and Wong were elected, they represented to the public that the number one issue they would address, if elected, was making IVGID's financial reporting more transparent to the public. With the foregoing in mind, on December 23, 2014 I sent an e-mail to the Board and our General Manager ("my e-mail") asking that revision of Policy No. 3.1.0 be be agendized for possible action at this meeting[1]. Rather than complying with my request, our General Manager has chosen to agendize his proposed modifications to this Policy. Because our General Manager's proposals will result in far *less* transparency, I object. And that's the purpose of this written statement.

Although Policy No. 3.1.0 is Captioned "Conduct Meetings of the (IVGID) Board," it Also Addresses Financial Transparency: Thus Policy No. 3.1.0.6(f)[2] addresses the General Manager's power to enter into contracts exempt from the public bidding requirements of NRS 332 (Local Government Purchasing) or 338 (Public Works and Planning), or those "for which the estimated annual amount required to perform the contract exceeds $50,000[3]." And Policy No. 3.1.0.14[4] addresses the payment (*rather than reporting*) of the public's bills.

Our General Manager Wants the Unbridled Discretion to Enter Into Any Contract, for Any Amount, That He Labels Being Exempt From the Public Bidding Requirements of NRS 332 or 338: NRS 332.115 identifies the kinds of contracts exempt from public bidding requirements[5]. Some of the more disingenuous ones staff has repeatedly relied upon in the past to *circumvent* public bidding are:

1. Professional services such as media sales performed by an intermediary salesperson for a commission such as EXL Media [see NRS 332.15(1)(b)];

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[1] A copy of this e-mail has been attached as Exhibit "A" to a companion written statement submitted for inclusion in the written minutes of this meeting (i.e., making our financial disclosures more transparent).

[2] See pages 27-28 of the packet of materials prepared by staff in anticipation of this meeting [see http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_Jan_14_2015.pdf ("the Board packet")].

[3] See NRS 332.039(1)(a).

[4] See pages 30-31 of the Board packet.

[5] They're exempt because "by their nature (they) are (allegedly) not adapted to award by competitive bidding" [see NRS 332.115(1)].

2. Additions to and repairs and maintenance of equipment which may be more efficiently added to, repaired or maintained by a certain person" [i.e., an IVGID employee or favored collaborator {see NRS 332.15(1)(c)}]

3. Equipment such as Salomon rental skis or Burton rental snowboards which, by reason of the training of our personnel or of an inventory of replacement parts maintained by us, is compatible with existing equipment [see NRS 332.15(1)(d)];

4. Perishable goods such as boxed Coca Cola syrup with a shelf life of several years, or bottled/canned juices and soft drinks [see NRS 332.15(1)(e)];

5. Insurance [see NRS 332.15(1)(f)];

6. Hardware and associated peripheral equipment and devices for computers [see NRS 332.15(1)(g)];

7. Software for computers [see NRS 332.15(1)(h)];

8. Items for resale through a retail outlet (i.e., the Hyatt Sport Shop or the Championship Golf Pro Shop) operated by a local government [see NRS 332.15(1)(n)];

9. The design of, and equipment and services associated with, systems of communication such as the sound system upgraded at the Chateau and our Board room [see NRS 332.15(1)(q)]; and,

10. Essentially any contract for essentially anything "for which the estimated annual amount required to perform the contract exceeds $50,000."[3]

And Our General Manager Wants the Unbridled Discretion to Bestow Upon Any Staff Member of His Choosing (You Fill in the Blanks) the Power to Enter Into Any Contract He or That Designee Labels Exempt From the Public Bidding Requirements of NRS 332, As Long as it Does Not Exceed $50,000:

Since it's Difficult to Think of Other Kinds of Purchases Staff Makes, if This Proposed Change is Approved, Why Exactly Does the Public Need the IVGID Board?

And What Difference Does it Make that a Particular Type of Purchase May Technically be Exempt From the Public Bidding Requirements of NRS 332, Given IVGID is Not Prohibited From Advertising For or Requesting Such Bids[6]?

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[6] See NRS 332.039(2).

Our General Manager Wants to Dispense With the Requirement the Board Review, Approve and Release Payment for *Any* District Obligations Regardless of Amount: His suggestion that they payments will be posted each week on IVGID's web site is misleading unless he proposes *the posting of every check, regardless of amount*. But that's not what his Memorandum represents.

We Need to Take Away Our General Manager's Power to Spend or Enter Into Any Contract to Spend Up to $50,000 on a Single Item/Project Without IVGID Board Approval: Right now no one on the IVGID Board nor the public has any idea what is being spent by staff unless and until someone goes digging to learn of a particular type of expenditure. And this unbridled grant of authority has empowered our staff to regularly "broadly interpret" (what I call circumvention) NRS checks and balances to the detriment of those who pay the RFF.

As an example, with certain exceptions not relevant to this discussion, NRS 354.626(1) makes it unlawful for any "department or agency...or employee of a local government (to)...expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money, in excess of the amounts appropriated for that function." Given NRS 354.482 defines "appropriation" as "an authorization by a governing body to make expenditures and to incur obligations for specified purposes," staff cannot spend public moneys on purposes never specified by the IVGID Board in the budget it approves or by separate Board action. Yet this happens every day of the week[7] and the persons who pay the price are we local property owners who subsidize these unauthorized expenditures with the Recreation Facility Fee ("the RFF").

We Need the IVGID Board to Reign In Staff's Power to Write/Distribute Essentially All Substantial Payments to Third Parties Without IVGID Board Approval: When I first came to Incline Village, staff was required to obtain IVGID Board approval prior to paying any third party (other than IVGID employees) any sum in excess of $2,500. For this reason, at each IVGID Board meeting, there would be an agenda item requesting approval to pay expenses in excess of $2,500.

But as I and others began questioning some of the more suspect expenditures, digging into the payable invoicing which many times revealed even more suspect expenditures, and publicizing the truth to the public, it became embarrassing for staff. So last year staff proposed changes to its financial reporting requirements so that the only third party expenditures for which it was required to

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[7] One example would be staff's $45,000 or greater expenditure for four electric vehicle charging stations. This expenditure was never included in the budget approved by the IVGID Board; it was never brought to the Board for approval prior to entering into contracts to expend said sums; and it was justified by the General Manager's authority to unilaterally spend up to $50,000 without Board approval.

secure advance Board approval, were those in excess of $10,000[8]. And unbelievably, the immediate past Board granted staff its request to the detriment of the public.

I, and others I know, feel that most if not all of staff's expenditures need to be publicized and explicitly approved by the Board. After all, NRS 318.197(1) gives the Board the power to "pledge the revenue(s collected) for the payment of any indebtedness or special obligations of the district." So why wouldn't all of our Trustees, especially those who ran on a campaign of greater transparency in IVGID's financial affairs, be in favor of requiring staff to report and seek Board approval *before* spending public funds?

Our General Manager's Reference to the Purchasing Thresholds for True Municipalities is Misleading: At page 33 of the Board packet Mr. Pinkerton points to 18 political subdivisions which according to him can spend certain amounts of public moneys without governing Board approval. One of these political subdivisions is the State, a second is Washoe County, and another four are municipalities (Henderson, Las Vegas, Reno and Sparks). IVGID is no municipality. And it spends an invalid special tax against property that none of the 18 political subdivisions identified levies. Unlike the rest, the financial affairs of IVGID require heightened rather than relaxed scrutiny.

Conclusion: Mr. Pinkerton's proposal is TERRIBLE. It makes IVGID's financial dealings even less transparent. Someone needs to oversee all the money staff spends purportedly on the public's behalf. And that someone should be the Board. So why wouldn't all of our Trustees, especially those who ran on campaigns of greater transparency in IVGID's financial affairs, be in favor of reigning in staff's unilateral power to spend public funds without Board oversight/ approval?

And You Wonder Why the RFF Which Finances This Non-Transparent (Mis)Use of Our Recreational Facilities is Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

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[8] Think about it for a moment. Of all the expenditures IVGID makes to third parties, other than its employees, what percentage is in excess of $10,000? Why then go through the almost meaningless act of requiring advance Board approval?

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM C – PUBLIC COMMENT SECTION – AN EXAMPLE OF HOW IVGID STAFF PROPOGANDA HAS BRAINWASHED THE PUBLIC!

Introduction: When the less knowledgeable in our community repeatedly hear falsehoods perpetrated by their local government, whom they trust, is it any surprise they believe them? And over time, they themselves begin repeating them to others as if they were fact. Ladies and gentlemen, this is how one brain washes a community and the purpose of this written statement is to provide an example of the results of the resulting confusion.

We Constantly Hear How the Beach ("the BFF") and Recreation ("the RFF") Facility Fees are "Just" Because They Deliver "Value:" When one asks the less knowledgeable local resident exactly what "value" he/she realizes for the BFF and/or RFF he/she involuntarily pays, invariably he/she points to illusory discounted user fees at the public's recreational venues, as well as what he/she believes to be preferred exclusive access to those venues.

Many Times Before I Have Demonstrated That User Fee Discounts are Illusory Because Compared to the Discounts Which Are Offered to Non Property Owners Who Do *Not* Pay the RFF, They Either Don't Exist or Alternatively Are Paltry: And if you want another example of what I am talking about, take a look at the companion written statement I have submitted today which demonstrates how non-residents can purchase one-day memberships to the Recreation Center for LESS (i.e., $7.50) than the "so called" discounted rate (i.e., $11) local property owners *involuntarily* paying the RFF are charged!

And Many Times Before I Have Demonstrated That IVGID's Recreational Facilities Are Just as Available For Use by Any Member of the General Public Who Does Not Pay the RFF, as They Are Available For Use by Local Property Owners Who Are Involuntarily Assessed the RFF: This is because IVGID is a political subdivision, the recreational facilities it owns and operates are "public" facilities, and the *only* power IVGID has been granted to acquire and operate recreational facilities are insofar as *PUBLIC* ones are concerned. Being public facilities, they're accessible to be used by *everyone*!

But Sierra Sotheby's International Realty ("Sotheby's"), Based Here in Incline Village, *Doesn't* Understand These Basic Facts? Sotheby's apparently thinks the public's recreational facilities are equivalent to common facilities owned by a private homeowners' association[1]. I have attached as Exhibit "A" to this written statement the front and back covers to Sotheby's Winter 2015 Edition of its "Tahoe Legacy" Magazine. I have placed an asterisk next to the following language which appears on the back cover of the magazine:

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[1] A very common misconception exploited for their own benefit by IVGID staff.

Incline Creek Estates "homeowners enjoy *private access* to Incline Village (recreational) amenities including (a) 37,000-square-foot fitness and recreation center, indoor pool, (and) tennis center."

These Recreational Facilities are "Public" Facilities and as Such, They Are Equally Accessible to Every Member of the General Public Whether He/She Be a Citizen of the United States, Resident of the State of Nevada, Incline Village or Crystal Bay, and Whether or Not He/She is a Local Property Owner Who Pays the RFF: Does anyone really believe that Incline Creek Estates is able to secure "private access" to the public's recreational facilities?

Why Doesn't Sotheby's Know the Truth? Because IVGID staff have done an admirable job over the years of perpetrating the misleading impression that the public's recreational facilities are primarily, if not exclusively, for the benefit of local property owners who are *involuntarily* assessed the RFF. In other words, the less knowledgeable are led to believe this represents the "value" local property owners realize in consideration of their payment of the RFF.

And Now We Have a Trusted Member of the Community Re-Publishing IVGID Staff's Untruthful Propaganda to Future Incline Village and Crystal Bay Property Owners Destined to Become Just as Ignorant: In other words, IVGID staff's job of indoctrination is now complete.

Conclusion: Is it any surprise that the overwhelming majority of residents and local property owners have no first hand clue as to the represented purposes for the RFF[2], as well as the truth insofar as what that money is spent on?

Now that you know the truth, doesn't it become apparent that the public needs to be educated to the truth? Can we rely upon IVGID to be our teacher? I and others I know think *NOT*!

And You Wonder Why the RFF Which Subsidizes the Nearly $7 Million of Annual Losses IVGID Staff Racks Up Purportedly Making the Public's Recreational Facilities Available for Local Property Owners' Use, and ONLY Local Property Owners' Use, is Absolutely Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

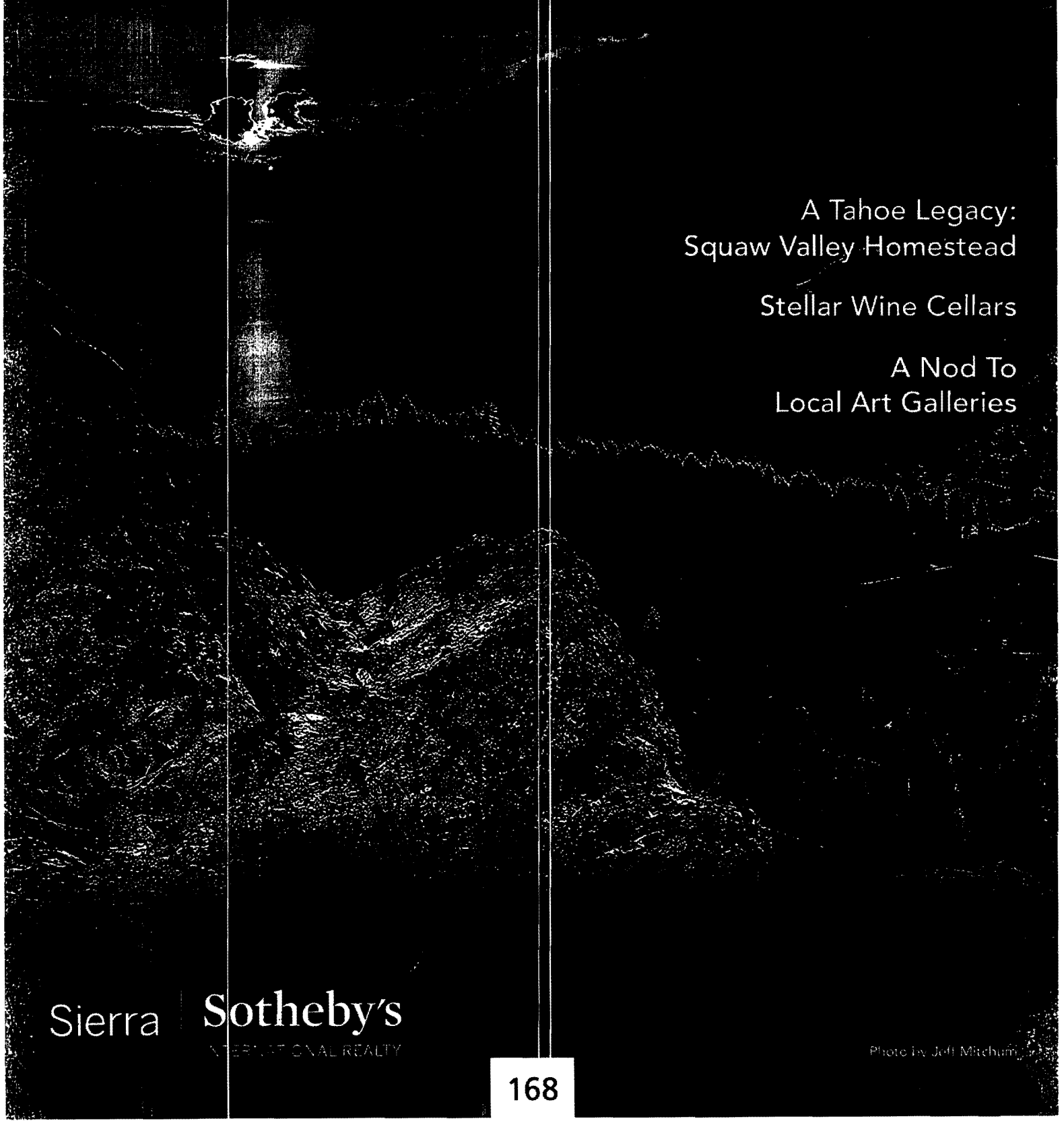
[2] Merely to make the public's recreational facilities "available" for local property owners' use.

Sierra Sotheby's International Realty

TAHOE LEGACY

Extraordinary Properties and Lifestyles

Winter 2015



A Tahoe Legacy:
Squaw Valley Homestead

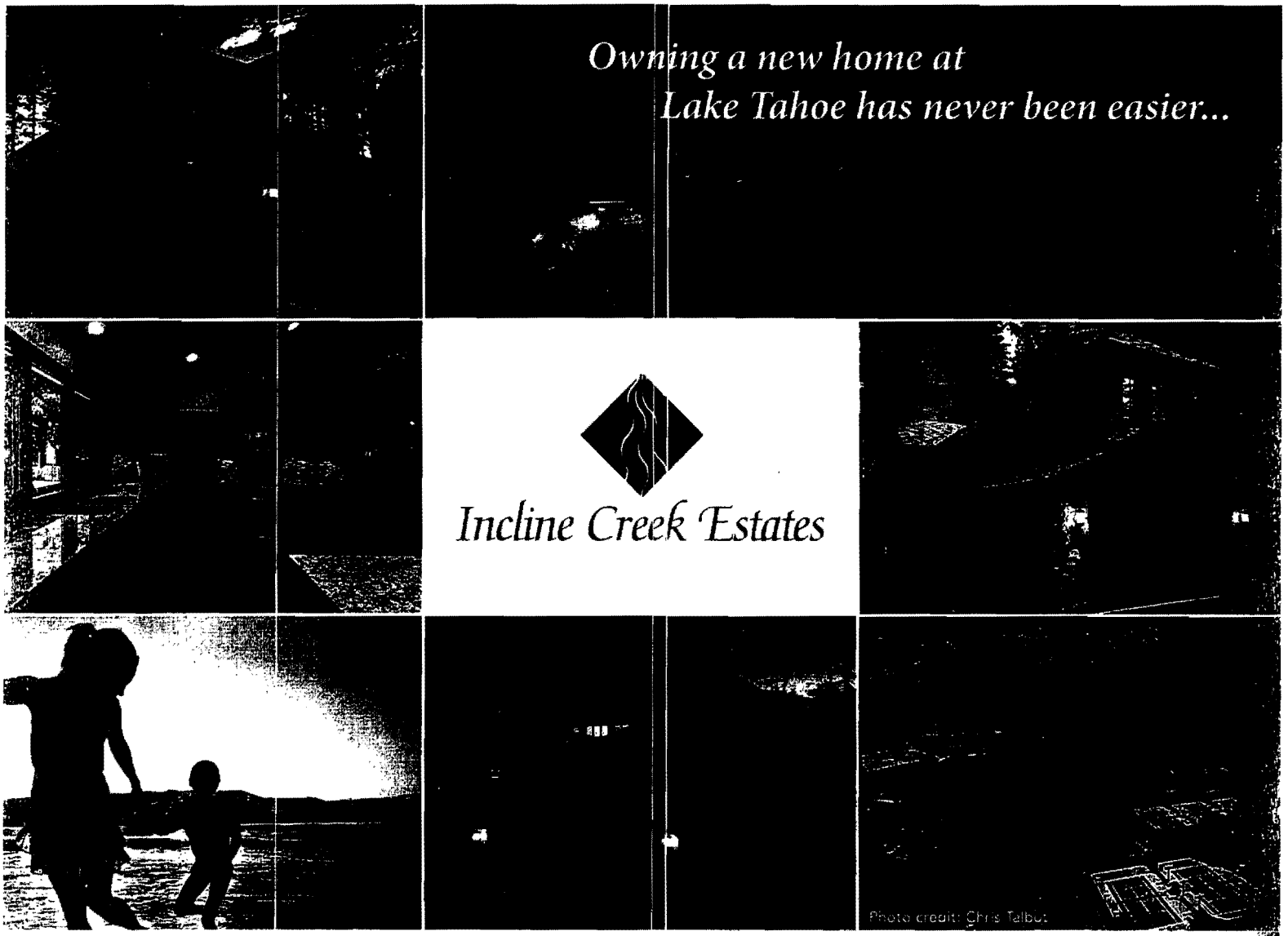
Stellar Wine Cellars

A Nod To
Local Art Galleries

Sierra | Sotheby's
INTERNATIONAL REALTY

Photo by Jeff Mitchum

Sierra | Sotheby's
INTERNATIONAL REALTY



Incline Creek Estates is a private, gated community situated on 13 pristine acres featuring new single-family home sites within walking distance of downtown. This is a rare opportunity to own a brand new custom built home near the shores of Lake Tahoe with Nevada tax perks.

Homeowners enjoy private access to Incline Village amenities including 37,000-square-foot fitness and recreation center, indoor pool, tennis center and two private beaches on Lake Tahoe.

Model Open Daily. Schedule a private tour 775.832.4900.

Details at In[illegible]kTahoe.com

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD OF TRUSTEES' REGULAR JANUARY 14, 2015 MEETING – AGENDA ITEM C – PUBLIC COMMENT SECTION – AGAIN STAFF IS CHARGING THE WORLD'S TOURISTS *LESS* TO USE THE PUBLIC'S RECREATION FACILITIES THAN WHAT WE LOCAL PROPERTY OWNERS WHO *INVOLUNTARILY* SUBSIDIZE THEIR LOSSES WITH THE RECREATION FACILITY FEE ["THE RFF") MUST PAY, RENDERING THE VALUE REPRESENTED A FARCE!

Introduction: How many times have staff represented to the IVGID Board and the public that under no circumstances will a nonresident member of the general public be permitted to access and use the public's recreational facilities for anything less than the tariff assessed local property owners who are involuntarily subsidizing the nearly $7 Million worth of annual losses generated by staff at those facilities with the RFF ("PPHs")? How many times have I and others produced evidence that contrary to those representations, staff regularly offers outsiders lower fees to access and use those facilities than we PPHs? Well now I have more evidence which renders the so called "value" of the RFF a farce. And this is the purpose of this written statement.

Outsiders Can Purchase a Day Pass at the Recreation Center for Half the Retail Rate: I read with disbelief our Director of Recreation's (Hal Paris') November 27, 2014[1], December 25, 2014[2] and January 1, 2015 half page advertisements in the North Lake Tahoe Bonanza ("the Bonanza") which offered "50%[3] off a one-day pass(es) to the Incline Village Recreation Center...Just bring in (these) ad(s)." Given the regular retail rate for a one-day pass to the Recreation Center is $15[4], this ad brings down the cost to outsiders to a very reasonable $7.50.

In Contrast the So Called "Preferred" Resident Only Rate is 47% HIGHER! Take a look at Exhibit "B." I have placed an asterisk next to the preferred "IVGID Passholder" Daily Rate of $11. This represents a nearly 47% surcharge to the nonresident daily rate with the ad, and this doesn't even take into account the $730 RFF PPHs involuntarily pay!

But I Thought Staff Represented That No Non-Resident Would Ever Pay Less Than a PPH to Access and Use the Public's Recreational Facilities: Fool me once shame on you. Fool me twice, shame on me.

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[1] A copy of this advertisement is attached as Exhibit "A" to this written statement.

[2] A copy of this advertisement is attached as Exhibit "B" to this written statement.

[3] A copy of this advertisement is attached as Exhibit "C" to this written statement.

[4] A copy of the Recreation Center's published "Daily Rates" (http://www.yourtahoeplace.com/parks-recreation/rec-center/hours-rates) is attached as Exhibit "D" to this written statement.

How Much Did These Half Page Ads Cost Local Property Owners? I have made a Public Records Act ("the NPRA") request and have received billings from Sierra Nevada Media Group ("the SNMG") evidencing that the cost of each ad was $303. I have attached as Exhibit "G" to this written statement the SNMG billing for the November 27, 2014 ad which evidences the $303 charge. I have attached as Exhibit "H" to this written statement the billing for the December 25, 2014 ad which also evidences the same $303 charge. Although I haven't as of yet received the billing for the January 1, 2015 ad, since it was identical to the two other ads, I have every reason to expect it too cost $303. Therefore the subject advertisements should have cost IVGID a total of $909!

How Many Discounted "One Day Half Off" Daily Recreation Center Memberships Had to Be Sold in Order to Pay For These Three Half Page Ads, let alone to return anything more to we local property owners who are subsidizing the Recreation Center's massive losses? Let's see, $909 divided by $7.50 half off memberships = 121.2. Does anyone really think that the Recreation Center sold 121 or more of these special "one day half off" passes? If not, our crack staff has *lost money again*!

How Much Gross Revenue Did the Recreation Center Generate From Redemption of its November 27, 2014 (Exhibit "A") and January 1, 2015 (Exhibit "C") Ads? On January 2, 2015 I made a NPRA request to learn how much revenue was realized as a result of the subject advertisements, and how many ads were actually redeemed. On January 12, 2015 Susan provided the answers[5]? Simply stated, a paltry six ads were redeemed generating a whopping $33 of gross revenue. In other words, *another* stupid waste of local property owners' RFF.

How Much Gross Revenue Did the Recreation Center Generate From Redemption of its December 25, 2014 Ad (Exhibit "B")? On January 12, 2015 I made a similar NRPA request to learn the same information insofar as the Recreation Center's December 25, 2014 advertisement. Although I don't yet have the answers, for the reasons stated above, that ad in all likelihood cost $303 (requiring over 40 half off memberships to be redeemed in order to cover our out-of-pocket advertising costs). And when the final numbers are shared, I predict that they will demonstrate that our crack staff has *lost money again*!

But it Gets Worse! Did You Catch the Fact That the Recreation Center's January 1, 2015 Advertisement Was a Complete Waste: because it offered 50% off one-day passes which could only be redeemed between November 28-December 21, 2014? And whose fault was this?

And This Isn't the First Time Members of the Public Have Uncovered Massive Waste of Public Moneys: If you refer to the written statement I submitted to the Board at its regular November 19,

[5] I have attached of copy of my January 2, 2015 NPRA request and Susan's January 12, 2015 responses as Exhibit "E" to this written statement.

2014 meeting[6], you will see I demonstrated the expenditure of over $20,000 of internet wedding "clicks" resulting in ZERO documented sales. Irrelevant staff "busy work" resulting in the absolute waste of local property owners' RFF. And now we see the same behavior resulting in the same type of waste. How much more evidence is the public going to have to produce before the Board "gets it" and elects to do something about it?

Conclusion: Here we have more examples of IVGID staff's blind pursuit of additional revenue, without any consideration of the costs involved, and then looking to local property owners to "pick up the tab." If the Recreation Center were making money, I would be the first to suggest that we consider ads such as the ones the subject of this written statement. But as long as it is losing $1M or more annually[7], members of the public expect that the Board will take all prudent measures to stop the bleeding. And one of the first such steps means saying "no" to wasteful advertisements such as these. If I were the IVGID Board I would find out who authorized these wasteful expenditures, hold him/her accountable, and send the message the public is no longer going to put up with them. But that's just me and I guess I forgot; I'm the problem.

And You Wonder Why the RFF Which Subsidizes This Incredible "Waste" is Out of Control? I've now provided more answers.

Respectfully, Aaron Katz (Your Community Watchdog Because No One Else Seems to be Watching).

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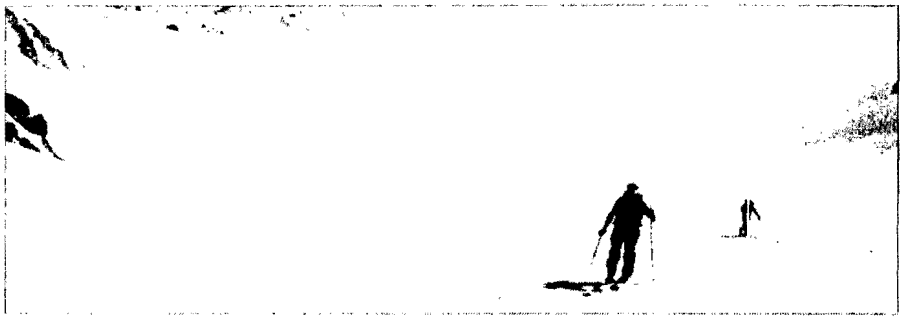
[6] You can read this statement at pages 222-233 of the packet of materials prepared by staff in anticipation of this meeting (http://www.yourtahoeplace.com/uploads/pdf-ivgid/BOT_Regular_Packet_Jan_14_2015.pdf).

[7] I have attached as Exhibit "F" to this written statement page 114 to the current fiscal year's budget (http://www.yourtahoeplace.com/uploads/pdf-ivgid/2014-2015_Operating_Budget_(194_Pages)_rev_9-18-14.pdf) which evidences a $1.005M loss for 2013-14.



COURTESY STATE OF THE BACKCOUNTRY

Ski guide Brennan Legasse will talk about touring in Greenland in Tahoe City this week.

Explore a wintry trip through Greenland

Lake Tahoe Action

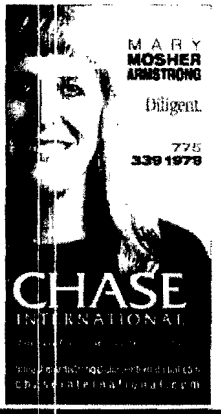
Alpenglow Sports and Tahoe Art Haus & Cinema will team up with local writer, skier and adventure guide Brennan Lagasse next week for a presentation documenting a winter trek through Greenland.

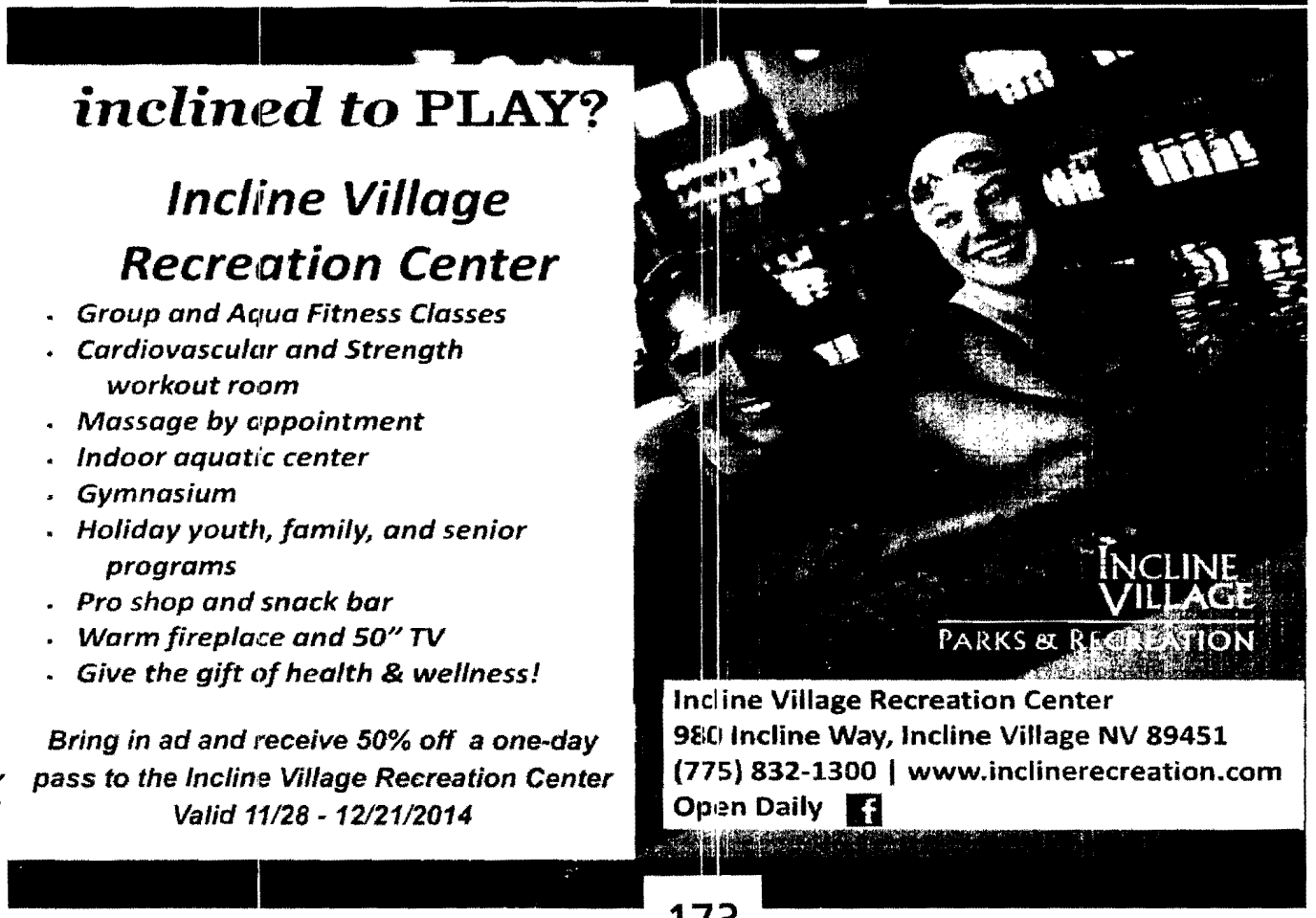
"Well-known for his global adventures on snow and the popular 'State of the Backcountry' blog on Unofficial Networks, Lagasse has been seeking out adventures on snow for over twenty years," according to a press release for the event. "He is also a backcountry guide with Points North Heli in Cordova, Alaska as well as Doug Stoup's famous Ice Axe Expeditions.

"Lagasse will take us to Sisimiut, Greenland on expedition designed to help map ski terrain for proposed future experiences led by local Greenlanders and Ice Axe Expeditions. The show is a ski experience that caters to anyone who is fired up to earn their turns — from mellow Polar Powder filled bowls to pristine and beautiful (colors)."

The Home Brew Series takes place once a month through January and is designed to showcase local athletes who live regular lives and accomplish extraordinary feats in the mountains.

The series is designed to be mellow, free and community-centric for all ages and abilities.





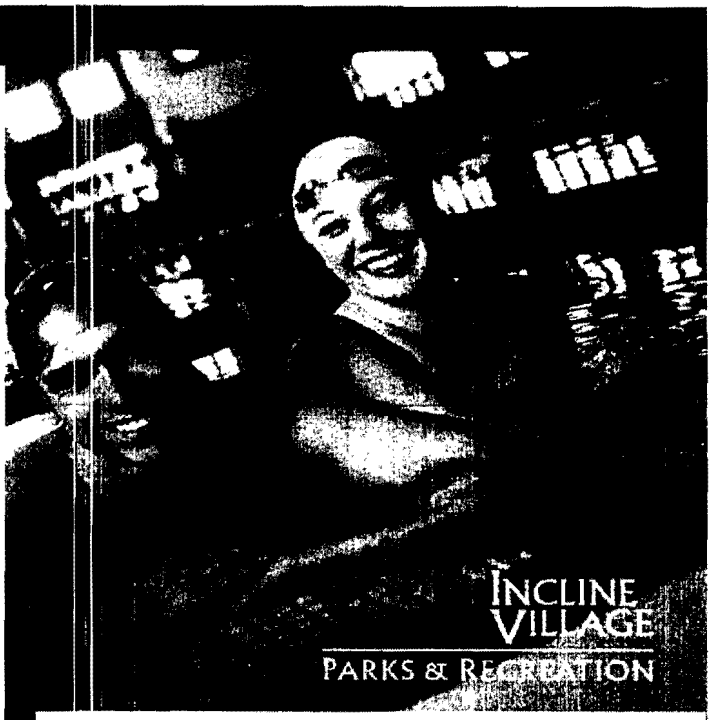
12/25/2014

inclined to PLAY?

Incline Village Recreation Center

- Group and Aqua Fitness Classes
- Cardiovascular and Strength workout room
- Massage by appointment
- Indoor aquatic center
- Gymnasium
- Holiday youth, family, and senior programs
- Pro shop and snack bar
- Warm fireplace and 50" TV
- Give the gift of health & wellness!

Bring in ad and receive 50% off a one-day pass to the Incline Village Recreation Center
Valid 12/26 - 1/12/2015



Incline Village Recreation Center
980 Incline Way, Incline Village NV 89451
(775) 832-1300 | www.inclinerecreation.com
Open Daily

FREE Christmas Tree Recycling

(Recicle su árbol del día de fiesta)

Two Options:

Curbside tree Roundup Week
Jan. 5 to 9, 2015
Drop-Off location at Preston Field
Open Dec. 22 to Jan. 30

Please remove all ornaments, tinsel, lights and tree stands before recycling.

Waste Management will collect clean trees curbside for recycling the week of Jan. 5-9, 2015.
Place trees curbside on trash service day.
Maximum length is 6 foot. Larger trees must be cut down to 3 foot lengths.

Trees are chipped by NLTFPD for local erosion control projects.

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT
ONE DISTRICT - ONE TEAM

WASTE MANAGEMENT

For more information, contact the WASTE NOT Hotline .1284 www.ivgid.org/conservation

3

MANAGING

From page 14

about negative evaluation from others when interacting in social situations.

Take the time to educate yourself about what really drives your anxiety; an intolerance for situations involving doubt and uncertainty.

2. Agree to learn skills that will help you become more tolerant and accepting of uncertainty: These skills have to do with learning to "think about how you think", such that you can reshape your thinking patterns to operate on a more reasonable basis.

Once you learn to (a) lower your exaggerated predictions regarding your belief that something bad will happen; (b) recalibrate your estimates regarding catastrophic outcomes to a more likely probability; and (c) pump up your levels of self-efficacy, you'll be halfway home.

3. Seek out as many opportunities as possible that will trigger your strongest fears in order to strengthen new skills and weaken avoidance patterns: The rest of your journey is directed by your willingness to engage in opportunities that will help you practice acquiring a better tolerance level to the feeling of uncertainty, while also providing the evidence you need to truly believe in your new way of thinking.

Creative behavioral exposures and response prevention exercises are key components. Making this a lifestyle choice will bring you even closer to your destination.

Barry C. Barmann, Ph.D., is a Licensed Clinical Psychologist in Nevada and California and is co-executive director of the Center for Anxiety & Chronic Worry, with offices in Incline Village. He may be reached for comment at barry@behavioranalysis.com; visit anxietytreatmentinclinevillage.com to learn more.

HEALTHY PETS

How to live with and train a high-energy dog

By Carla Brown
Special to the Bonanza

I recently met with a new client and her 1-year-old lab, Sasha. Sasha came into the home as a puppy and was extremely high energy from the very beginning.

Telling herself that Sasha would grow out of it had gotten my client through the last year, but unfortunately, things were not improving.

Sasha entertains herself by stealing any object she can find and then zooms around the living room in the hopes of being chased.

They have taught her the "Down" cue, but she immediately jumps right back up. Outside, she chases critters, butterflies, and sometimes her own tail.

Some dogs are born calm, but more often it takes work to teach young dogs to control their impulses and settle down.

Young dogs usually do start to calm down between 1 and 2 years of age, but you can take steps to help things along.

First off, a tired dog is a good dog. Always tailor exercise to meet your dog's physical capabilities, but for a young energetic dog like Sasha, it will take some real work to tire her.

Some dogs are fine with one good long walk each day, but high-energy dogs may need three good tongue wagging exercise/play sessions. Leash walks are just a warm-up for an energetic dog!

Biking is a very efficient way to wear out a dog, but be careful about having them run for too long on pavement until their pads toughen up.

It's also advisable to consult your veterinarian about how far your dog should run. Labs like Sasha are prone to joint problems later in life, and you don't want to contribute to future issues.

In the summer, swimming is a great alternative that is easier on the joints. In summer or winter, hike to the top of a hill and throw a ball down it. Running up and down a hill is hard work.

Mental stimulation can also be exhausting. There are many puzzle games for dogs on the market, or you can create your own search game by hiding kibble, treats or toys around the house for your dog to find.

The second step in creating a calm dog is management. Dogs like Sasha who steal things in an effort to start a good game of chase are usually rewarded when you try to retrieve your sock or underwear.

Management means controlling the environment to minimize the occurrence of the behavior. Clothes, shoes and toys must be picked up.

If the dog does get ahold of something, go get a treat and trade her then put the item up where she can't get it.

Crates, tethers and baby gates are also useful when trying to manage an energetic young dog.

Lastly, you need to develop a method of communication with your dog, and positive reinforcement-based training is hands-down the best way to do this.

In PR training, we use a concept called a reward-marker to tell the dog they have done something good and will be rewarded for it.

A clicker is one type of reward marker that is especially effective. Using a clicker, you can mark any behavior you want the dog to repeat, including moments of calm.

The biggest challenge with a high-energy dog is that the instant you try to praise or reward her, she's up and bouncing around again.

By using a clicker, you can click the instant of calm and then deliver the reward. A good basic manners class will teach you the fundamentals of using a clicker.

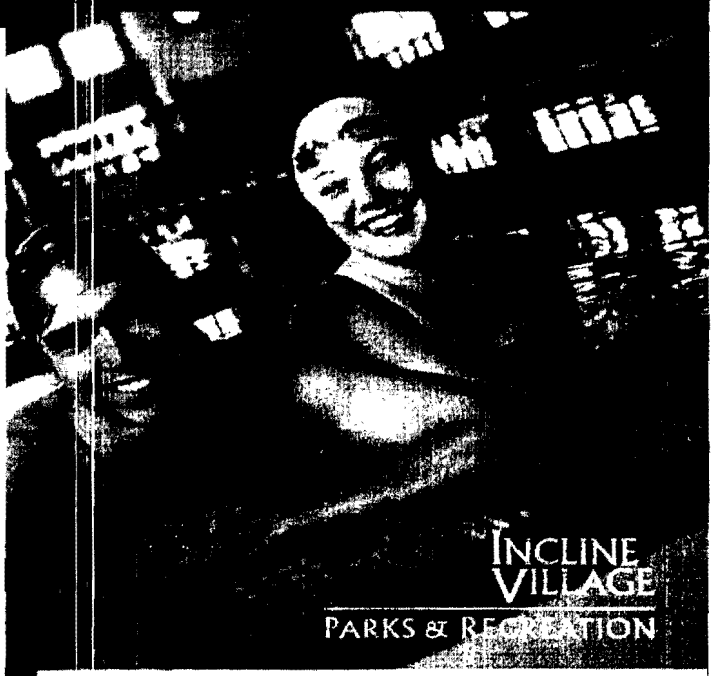
Carla Brown, CPDT, is a Certified Professional Dog Trainer and owner of The Savvy Dog in Truckee. She can be reached at savvydogtruckee@mac.com.

inclined to PLAY?

Incline Village Recreation Center

- Group and Aqua Fitness Classes
- Cardiovascular and Strength workout room
- Massage by appointment
- Indoor aquatic center
- Gymnasium
- Holiday youth, family, and senior programs
- Pro shop and snack bar
- Warm fireplace and 50" TV
- Give the gift of health & wellness!

Bring in ad and receive 50% off a one-day pass to the Incline Village Recreation Center
Valid 11/28 - 12/21/2014



Incline Village Recreation Center
980 Incline Way, Incline Village NV 89451
(775) 832-1300 | www.inclinerecreation.com
Open Daily

	1 Week	2 Weeks	1 Month	3 Months	6 Months
Family	$65	$71	$136	$347	$708
Senior Single	$37	$44	$71	$214	$344
Senior Couple	$50	$59	$102	$304	$519
Student (13-23)	$34	$39	$68	$203	$324

Daily Rates

	IVGID Passholder	Rate
Adult (19-59)	$11	$15
Senior	$9	$13
Student (13-23)	$8	$12
Youth (6-12)	$6	$9

Recreation Center Punch Cards - 11 Visits for the Price of 10

Want to use the Recreation Center, but go out of town often? Have out-of-town visitors? Daily use punch cards are a great way to go to the recreation center without a membership commitment. 11 Visits for the price of 10! Visit the Recreation Host Counter to get your Recreation Center Punch Cards.

		w/ IVGID Pass
Adult	$150	$110
Senior	$130	$90
Student	$120	$80

Suspend A Membership

Written notification must be received before the 21st day of the month prior to the month you wish to suspend a membership. The monthly payment will be lowered to $10 per month until you return. Minimum two-month suspension required. Call the Host Desk at (775) 832-1300 for more information.

Cancel A Membership

In order to cancel a membership you must come into the Recreation Center and fill out a cancelation form by the 21st day of the month prior to the month you wish to cancel. Forms will not be mailed or faxed. A $49 reinstatement fee will be charged when you wish to resume your membership. Annual memberships may not be canceled. Call the Host Desk at (775) 832-1300 for more information.

Other Rates - Please visit these pages to view rates and details

Massage- Available by appointment.

Parties & Group Rentals- Have your group event or celebration at the Recreation Center or one of our other venues.

RE: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions - Follow Up

From: "Herron, Susan" <Susan_Herron@ivgid.org>
To: "'s4s@ix.netcom.com'"
Subject: RE: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions - Follow Up
Date: Jan 12, 2015 1:28 PM

Aaron,

It was the period which you specified.

Susan A. Herron, CMC
Executive Assistant/Clerk to the Board of Trustees
Incline Village General Improvement District
893 Southwood Boulevard, Incline Village, NV 89451
P: 775-832-1207
F: 775-832-1122
M: 775-846-6158
sah@ivgid.org
http://ivgid.org

From: s4s@ix.netcom.com [mailto:s4s@ix.netcom.com]
Sent: Monday, January 12, 2015 12:34 PM
To: Herron, Susan
Subject: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions - Follow Up

Thank you Susan --

The first billing is directed c/o the Rec Center, it references an ad that ran in the November 27, 2014 edition of the Bonanza, and it was for $303. I'm sure this is the billing for the first ad.

The second billing is also directed c/o the Rec Center, it references an ad that ran in the December 25, 2014 edition of the Bonanza, and it too was for $303. I'm sure this is the billing for the second ad.

When you get the billing for the second ad (for January 1, 2015), I would appreciate your providing me with a copy. However, since it was identical to the first two ads, I fully expect its advertising cost will also be $303.

Your $33 worth of reported revenues. Was that for the period of just November 28 - December 21, 2014 or was it for the period November 28, 2014 through January 12, 2015? Can you please clarify?

Thank you, Aaron

-----Original Message-----
From: "Herron, Susan"
Sent: Jan 12, 2015 11:19 AM
To: "'s4s@ix.netcom.com'"
Subject: RE: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions

Aaron,

Attached are the billings received from SNMG for November and December 2014 and as you can see, it includes advertising billing. I have not yet been able to verify, with SNMG, if these are indeed the ads you were asking for. So, here are the billings and you can take it from here.

On the coupons, 6 were redeemed and the revenue received was $33.

Susan A. Herron, CMC
Executive Assistant/Clerk to the Board of Trustees
Incline Village General Improvement District
893 Southwood Boulevard, Incline Village, NV 89451
P: 775-832-1207
F: 775-832-1122
M: 775-846-6158
sah@ivgid.org
http://ivgid.org

From: s4s@ix.netcom.com [mailto:s4s@ix.netcom.com]
Sent: Monday, January 12, 2015 11:07 AM
To: Herron, Susan
Subject: RE: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions

Thank you Susar -

So I want to make sure we're on the same page. Please confirm answers to my questions (in red) below:

-----Original Message-----
From: "Herron, Susan"
Sent: Jan 12, 2015 10:51 AM
To: "'s4s@ix.netcom.com'"
Subject: RE: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions

Aaron,

In response to your request, I offer the following:

1. IVGID hasn't yet received that billing so I have nothing, at this point in time, to provide in response to your request.

A) Please confirm you will be providing the billings from the Bonanza/its parent entity for both of these advertisements once received. And you mean to tell me IVGID hasn't received a billing for the advertisement placed 1-1/2 months ago on November 27, 2014 (I find this hard to believe)? I think you should look a bit harder.

2. IVGID Staff placed this ad so there is no billing from EXL Media.
3. There were 6 coupons redeemed.
4. Revenue was $33.00

A) This was the amount paid for all six redemptions during the specified dates below; correct?

This completes your records request in its entirety.

A) If I am awaiting copies of the billings for both of these advertisements, then you haven't yet completed my records request in its entirety; correct? Assuming correct, please provide copies of the billings for both of these advertisements once received (which means you should provide the billing for the November 27, 2014 advertisement now if it has been received).

And so there is no misunderstanding, my records request of today for similar records represents a completely different request involving different advertisements and different redemption periods.

Thank you, Aaron

Susan A. Herron, CMC
Executive Assistant/Clerk to the Board of Trustees
Incline Village General Improvement District
893 Southwood Boulevard, Incline Village, NV 89451
P: 775-832-1207
F: 775-832-1122
M: 775-846-6158
sah@ivgid.org
http://ivgid.org

From: s4s@ix.netcom.com [mailto:s4s@ix.netcom.com]
Sent: Friday, January 02, 2015 7:34 AM
To: Herron, Susan
Subject: Records Request - 1/2 Price One-Day Recreation Center Pass Redemptions

Hi Susan -

On November 27, 2014 and then again on January 1, 2015, IVGID placed half page advertisements in the Bonanza offering 1/2 off one day passes at the Recreation Center. I would like to examine the following records with respect to these advertsiements:

1. Invoicing from Sierra Media Group aka The Bonanza for the cost of each of these advertisements;
2. Invoicing from EXL Media evidencing the placement of each of these advertisements;

3. All advertising redemptions (the number) for which 1/2 off discounts were given - i.e., those between November 28, 2014 and December 21, 2014; and,
4. The gross revenues realized by the Rec Center as a result of all such advertising redemptions.

Thank you for your cooperation. Aaron

IVGID Departmental Budget Summary

Community Programming
Sources and Uses

	2012-13 Actual	2013-14 Budget	2013-14 Est. Actual	2014-15 Budget	$ Chg Bud to Bud	$ Chg Est Act to Bud
Revenues						
Sales and Fees	1,178,471	1,103,700	1,142,600	1,196,500	92,800	53,900
Facilities Fees	870,040	1,038,225	1,038,225 (2)	1,038,860	635	635
Rents	9,186	9,600	15,200	4,300	(5,300)	(10,900)
Intergovernmental - Operating Grants/Revenue	77,700	76,000	77,400	62,000	(14,000)	(15,400)
Other Financing Sources						
Proceeds from capital assets dispositions	2,150	-	4,300	-	-	(4,300)
Debt Proceeds	19,808	-	-	-	-	-
Total Revenues and Other Sources	2,157,355	2,227,525	2,277,725	2,301,660	74,135	23,935
Expenditures and Uses						
Personnel Cost						
Salaries and Wages	1,010,079	880,633	906,400	984,515	103,882	78,115
Employee Fringe	351,329	305,873	310,100	349,678	43,805	39,578
Professional Services	6,297	6,600	6,600	6,600	-	-
Services and Supplies	480,788	507,500	455,000	500,300	(7,200)	45,300
Insurance	27,359	30,100	31,700	37,200	7,100	5,500
Utilities	127,527	155,300	155,300	143,800	(7,500)	(11,500)
Cost of Goods and Services Sold	72,672	82,800	60,000	66,800	4,000	6,800
Capital Expenditures						
Capital Improvements	126,068	245,740	297,900	187,228	(58,512)	(110,672)
Debt Service						-
Principal	9,540	20,819	20,819	21,420	601	601
Interest	1,885	1,011	1,011	527	(484)	(484)
Fiscal Agent Fees	11	-	-	8	8	8
Total Expenditures and Uses	2,213,555	2,212,376	2,244,830	2,298,076	85,700	53,246
Net Sources and Uses	(56,200)	15,149	32,895 (1)	3,584	(11,565)	(29,311)

(1) 32,595

(2) < $1,135,225 >

< $1,005,330 >

SIERRA NEVADA MEDIA GROUP

PO Box 1888
Carson City, NV 89702-1888

Address Service Requested

Advertising Invoice Statement

Account Number:	1055871
Billing Date:	11/30/14
Invoice Number:	1055871113014
Due Date:	12/10/14
Total Amount Due:	1,033.00
Amount Enclosed:	$_____

We gladly accept checks made payable to SIERRA NEVADA MEDIA GROUP. For credit card options, please complete reverse side.

0978001644 PRESORT 1644 1 AT 0.406 P1C8 <B>

IVGID REC. CENTER
893 SOUTHWOOD BLVD
INCLINE VILLAGE NV 89451-9425

SIERRA NEVADA MEDIA GROUP
CUSTOMER PAYMENT CENTER
PO BOX 1888
CARSON CITY, NV 89702

Please detach and return above portion with your payment

SIERRA NEVADA MEDIA GROUP

For information or questions regarding your bill, please call our Customer Service Department at (888)508-2666 or email us at AdvertisingBilling@swiftcom.com.

Account Manager: Stacy Collins 775-831-4666 scollins@tahoebonanza.com

Account Name	Account Number	Billing Period	Invoice Number
IVGID/Rec. Center	1055871	11/01/14 - 11/30/14	1055871113014

Payments/Credits	Current	30 Days	60 Days	90 Days	120 Days	Total Amount Due
0.00	1,033.00	0.00	0.00	0.00	0.00	1,033.00

DATE	PUBLICATION	AD#	PO# / DESCRIPTION / INSERT IDENTIFIER	UNITS	RUNS	AMOUNT
11/1			Balance Forward			168.00
11/20			Payment on Account			-168.00
	Ad Type: Display					
11/27	SES	10628069	Tahoe winter magazine	4 x 4.81	1	730.00
11/27	NLB	10719209	Thanksgiving	6 x 7	1	303.00

To review our full terms and co[n]ditions visit www.swiftcom.com/tac

SIERRA NEVADA MEDIA GROUP

PO Box 1888
Carson City, NV 89702-1888

Address Service Requested

Advertising Invoice Statement

Account Number:	1055871
Billing Date:	12/31/14
Invoice Number:	1055871123114
Due Date:	01/10/15
Total Amount Due:	303.00
Amount Enclosed:	$_____

We gladly accept checks made payable to SIERRA NEVADA MEDIA GROUP. For credit card options, please complete reverse side.

191801-1539 PRESORT 1539 1 AT 0.403 P1C7 <B>

IVGID/REC. CENTER
893 SOUTHWOOD BLVD
INCLINE VILLAGE NV 89451-9425

SIERRA NEVADA MEDIA GROUP
CUSTOMER PAYMENT CENTER
PO BOX 1888
CARSON CITY, NV 89702

Please detach and return above portion with your payment

SIERRA NEVADA MEDIA GROUP

For information or questions regarding your bill, please call our Customer Service Department at (888)508-2666 or email us at AdvertisingBilling@swiftcom.com.

Account Manager Stacy Collins 775-831-4666 scollins@tahoebonanza.com

Account Name	Account Number	Billing Period	Invoice Number
IVGID/Rec. Center	1055871	12/01/14 - 12/31/14	1055871123114

Payments/Credits	Current	30 Days	60 Days	90 Days	120 Days	Total Amount Due
0.00	303.00	0.00	0.00	0.00	0.00	303.00

DATE	PUBLICATION	AD#	PO# / DESCRIPTION / INSERT IDENTIFIER	UNITS	RUNS	AMOUNT
12/1			Balance Forward			1,033.00
12/22			Payment on Account			-1,033.00
	Ad Type: Display					
12/25	NLB	10736652	Holiday	6 x 7	1	303.00

To review our full terms and con 183 visit www.swiftcom.com/tac.

Chairman, members of the board, Brad Wilson General Manager of Diamond Peak Ski Resort.

Fortunately we started snowmaking in early November as we normally do, so we had a good jump on coverage coming into December. Unfortunately the month started out warm. The only snow fell in the higher elevations, covering the top 1/3 of the mountain and leaving the lower 2/3rds with piles of machine made snow. By mid December we were able to resume snowmaking and the resort ended up opening one week later than budgeted on Saturday, December 20th.

We opened with top-to-bottom skiing on three lifts (Schoolhouse, Lodgepole and Crystal Express) and 5 trails (School Yard, Lodgepole, Sunnyside, Crystal Ridge and Eagle Bowl). But since we were rushing to open, we opened with far less snow coverage than we normally would have. The first few days open were very warm, but by Christmas Eve we picked up some snow and the weather turned colder; this allowed us to open Lakeview Quad with Ridge Run and Popular trails including Snowflake Lodge on the 27th. We continued to make snow whenever possible, opening Penguin on December 30th and Showoff on January 4th.

Despite our late opening and limited terrain, visits were strong over the holidays. For the month we saw 23,130 skier visits, just 4.8% behind last season and 9.7% behind budget. This with 8 fewer operating days then last year and 9 fewer than budgeted.

Revenue however was very strong, driven by Food & Beverage and the new holiday pricing in Rentals, Ski and Snowboard School and the Childs Ski Center. All of the profit centers exceeded their monthly budgets, except Child Ski Center that missed their budget by less than 1%! And Rentals, the Ski and Snowboard School and Child Ski Center broke daily revenue records!

With fewer operating days than budgeted and fewer than last year, our overall revenue for the month finished 11% behind budget and 7% **ahead** of last year. Our yield per skier went from $78 per skier last year up to $86per skier this year.

Overall, our performance was very strong considering the limited amount of open terrain and the late opening of the resort. With that being said the holidays did not come without its challenges!

- With a peak day of almost 3,000 skiers and two other days in the high 2,000's we had a significant number of skiers on limited terrain. And without having the trails on Lakeview open, the next level up in ability from Lodgepole was Crystal Ridge.
    - To mitigate this situation we increased signage, created safety corals for ski and snowboard lessons and focused the patrol on out-of-control skiers and assisting skiers in need of help. They helped a lot of skiers on Crystal Ridge!
    - We also accelerated the opening of Lakeview to provide more skiing terrain
    - And even with more skiers over a shorter period of time this year, we recorded 84 incidences on the mountain through Ski Patrol, down from 127 last year.
- The extreme cold and windy weather we experience around Christmas, and not having Snowflake Lodge open until December 27th really exacerbated our limited indoor seating and limited food offerings. Over several peak days the wind and cold prevented us from opening our outside outlets and new BBQ, forcing everyone inside.
    - To try to provide a better guest experience we stationed two hosts in the base lodge to help with crowd control and proactively asked people to share their tables. Not everyone

complied but overall they were very successful in maximizing our limited indoor seating!

- Parking is always challenging during peak times, but we saw an interesting trend. We only had to park offsite one day during the holidays. This was due to several issues:
  - We had no snow in the parking area so we could see all the parking spots
  - And we saw more people per vehicle than normal, more and larger families and fewer singles or couples.
- And, overall ski conditions were, by Diamond Peak standards, less than perfect. The need to open terrain quickly forced us to open trails with thinner cover and overall harder snow. The warm weather at the beginning of the holiday created a wetter than normal snowpack and when the arctic cold hit, the snow became very firm.
  - We went back and made snow in some of the hard snow areas, but didn't really get back to Diamond Peak standards until the end of the holiday. Just in time for IVGID Community Appreciation Week!

Although not a perfect holiday period, we did see some real encouraging events take place:

- Early in the summer we made a decision to try a new low energy 'HKD' snow gun. The manufacturer loaned us 15 guns and we installed them top to bottom on Sunnyside. Because these guns operate on 1/5 the energy of our air water guns we were able to run them more frequently. Without these guns we estimate that the resort would not have been able to open Crystal Ridge until December 27th.
- We introduced Wild Bills BBQ on opening day for our Diamond Peak season pass holder appreciation lunch. A record 353 pass holders showed up to try out our new BBQ.

- For the month Wild Bills BBQ took in over $15,000, helping contribute to the success of the department.
- And on an unannounced inspection of our Food and Beverage operation right after the holidays, the Washoe County health inspector gave Bill Vandenberg a 100% rating!

- And as part of the purchase of the two board approved snow cats, we installed two of our snow cats with brand new GPS driven Snowstat systems. This system provides a huge amount of information about the use of the snow cats, from speed, RPM's, acreage groomed, gas consumed and even records the depth of snow on maps and in real time to the cat operator.
  - In a year where we have to stretch our snow and maximize snowmaking, being able to show the snow depths on maps and in real time over the entire resort helps the efficiency of the snowmaking and grooming operation immensely.
  - Our cat drivers are no longer guessing where the deepest snow is, they can see these areas real time and make sure we spread out our snow coverage to the fullest extent!
- The last item I wanted to talk about is the success of our third IVGID Community Appreciation week.
  - The year we saw 1,464 IVGID Picture Pass holders or punch card holders. Compared to 989 last season and 2,032 in 2013. Keep in mind that in 2013 we had the week in early February and 100% of the mountain was open!
  - The largest day was Saturday where we saw 390 residents most of which stayed for the party in the Loft Bar where we gave away a pair of skis to a lucky PPH!
  - I will have a more detailed account of the event in my January staff report.

MINUTES

SPECIAL MEETING OF JANUARY 15, 2015
Incline Village General Improvement District

The special meeting of the Board of Trustees of the Incline Village General Improvement District was called to order by Chairman Jim Smith on Wednesday, January 15, 2015 at 2:00 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 Bill Devine, Jim Hammerel, Jim Smith, Kendra Wong, and Tim Callicrate.

Also present were District Staff Members Engineering Manager Brad Johnson, Parks and Recreation Director Hal Paris, General Manager of Diamond Peak Ski Resort Brad Wilson, Director of Human Resources Dee Carey, Director of Public Works Joe Pomroy, Assistant Parks and Recreation Director Indra Winquest, and Senior Head Golf Professional Michael McCloskey.

Members of the public present were Aaron Katz, Gene Brockman, Don Epstein, Bea Epstein, and others.

(18 individuals in attendance which includes Trustees, Staff and members of the public.)

C. PUBLIC COMMENTS

Gene Brockman said that it would be good for the Board to remember that the Board is not the executive branch of IVGID rather it is the legislative branch and that the Board hires the General Manager to be the executive and manage the affairs of IVGID. Frequently, in campaign speeches, candidates will say I will do this when elected but the candidate, once elected, can only participate as one of five as the Board acts in a unanimous way and so please remember that as you proceed in your deliberations.

Paul Reynolds said that he was appalled last night in the actions that were proposed because the Board is the managing body, they are not employees, and

micro-management doesn't work. He remembers two years ago when Trustee Smith was on the same track and it is not fair to the General Manager – let him do his job. It is not fair to have five people looking down their neck because they will look for another job. We have a fine staff and a new General Manager who must prove himself so please do not try to micro manage or do the two audits. Another comment is that this Board is to operate under Robert's Rules of Order and in that process, which makes it go much smoother, is the Board makes a motion to adopt or not adopt and then after the motion, discuss it and then go out to public comment. Please don't micro-manage.

Bea Epstein congratulated the newly elected members of the Board and noted that they are sitting in hot seats. She is speaking on behalf of many people who have approached her and that the Board needs to keep in mind that the Board and Staff worked together to create One District • One Team and that the role of the Board is to create a vision and oversee that the proper mechanisms are in place to become a reality and not just for 2015 but looking forward because after we are gone there will be other Boards to carry on. Keep that in mind as you work through your items; this is not an easy job so please think of the entire community and not your own personal feelings.

Kevin Lyons said he was here today to be helpful because his expertise is governance reform and technology. He is looking forward to helping.

Aaron Katz said that he disagrees with what the Board is supposed to be as they have the power to hire and indirectly fire and if that is called micromanagement, so be it. We have had 40 years of macro management so let's try something else because the problem is the Staff. Mr. Katz went on to describe an upcoming event called Adventure Date Night which he believes is a money loser again. Mr. Katz then said that Staff stated that there were only seven contracts, last year, that were $25,000 or more, but he wants to know what about the others – electric vehicle charging stations, GGA, AugustineIdeas, Conductiv, and contract increases for SE Group which were all approved by Staff. And then there is the two million dollars that he doesn't know about – we need a radical change.

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

Trustee Hammerel made a motion to approve the agenda as submitted; Trustee Callicrate seconded the motion; the motion was unanimously passed.

E. GENERAL BUSINESS *(for possible action)*

E.1. Board of Trustees Monthly Retreat

a. Board Logistics to include but not limited to items such as norms, meeting schedule, future items, items of interest to all Trustees and Trustee-elects, etc.

Chairman Smith announced that General Manager Pinkerton was delayed and that he wanted to have a discussion about how last night went. The Trustees talked about the logistics of last night's Board meeting. Some suggestions were also made about today's meeting logistics. Trustees Wong and Devine were tasked with working through the set up of Board Retreats.

General Manager Pinkerton joined the meeting at 2:30 p.m. and the decorum materials from Washoe County were distributed. Trustees Hammerel and Callicrate expressed interest in working on this matter. District General Counsel Menchetti said he is available to assist in implementation and/or provide guidance. Chairman Smith also asked General Manager Pinkerton to work with this group.

Chairman Smith asked about agenda items and that process. District General Counsel Menchetti said that the rules are in the Board's Policy 3.1.0 and those are the rules of today. Chairman Smith said that he would like to review this policy with District General Counsel Menchetti.

Trustee Hammerel said that he is interested in participating on a committee to look at our policies and bringing everything up to speed and that he would like to join Trustee Callicrate in that effort.

Chairman Smith said that the Board receives PowerPoint presentations from outside agencies and that he would like to make sure that all of these presentations are included in the Board packet and that they are time certain for about ten minutes.

Chairman Smith said he thinks it is important to have a long range calendar and that any time we are going to make a change that we be considerate of the community and poll the Board before any changes are made. General Manager Pinkerton said that the distributed Long Range

Calendar has been completed for the whole year; the Long Range Calendar was discussed and it will be updated and redistributed.

The Board then had a discussion about having a Strategic Planning Retreat with General Manager Pinkerton and Chairman Smith agreeing to work together to finalize all details.

District General Counsel Menchetti said that he and General Manager Pinkerton will be scheduling one-on-one time with each of the Trustees to go over some working relationship items.

Trustee Callicrate said that there are some immediate concerns within the District and that the most pressing one is beach access during the summer and that it is never too early to put out information on whatever changes we are going to make. This is his number one item right now. General Manager Pinkerton said that it is Staff's goal to start that communication in March and that he would like to get everything nailed down during the March Retreat.

Chairman Smith said that he and the General Manager have talked a little bit about getting agendas out earlier which gives the Bonanza the opportunity to publish it and the District can write a press release to let people know what is happening which might help the Board draw people in. Further, the Chairman is the spokesperson for the Board and he wants to make sure that he is working with the Board and get their blessing. District General Counsel Menchetti said that the adopted rules of the Board states that and if we want to change it, fine, but right now that's how we are doing business.

General Manager Pinkerton said, in regards to Incline Lake, that Staff continues to monitor this item. District General Counsel Menchetti said that the United States Forest Service has said no and that there is a limited time to challenge that decision and with strict time constraints, if you want to do something, you don't want to be timed out. Trustee Hammerel said that he would like to the Board to write a letter of support. District General Counsel Menchetti cautioned about making decisions as this is a Board Retreat. General Manager Pinkerton assured the Board that Staff is monitoring the situation and will come to the Board at the appropriate time if necessary. District General Counsel Menchetti suggested having the Board members write letters to their Federal representatives.

General Manager Pinkerton distributed several documents and stated that he felt it was important to provide this information as we are embarking on working on a Strategic Plan and updating policies, etc. Also, with our budgeting season rapidly approaching, we need to have dialogue about service levels so that Staff can prepare a budget that gives the service levels at the very best cost possible.

Director of Human Resources Dee Carey gave the Board a history on wage and compensation surveys.

Chairman Smith brought up the adjustment of recreational privileges and General Manager Pinkerton stated that with the Vermont system that is being installed, we should be able to get better information about usage and then we could take a look at what we are offering.

Chairman Smith asked if there were any other items to be discussed. District General Counsel Menchetti said that he thinks after the one-on-one meetings we will have a better picture of what needs to be done but that the District has a great Staff, great venues and a great Board and that we will be able to get everyone going in the same direction.

F. PUBLIC COMMENTS*

Gene Brockman said that what the Board has heard today is a huge task and his only wish is that he was a part of it a little bit more but that it is a great opportunity and he hopes that the Board will remember that they have the responsibility of forming District policy and that the General Manager is responsible to carry it out. Also, we have a huge pool of talent within this community that is untapped and they are willing to help in an advisory capacity and to use that pool of talent.

Bea Epstein said that today was a most enlightening afternoon and that this is a tremendous task and that yes, policies and practices do get antiquated but that the Board has a lot of homework to do in order to send them to the General Manager and then get them agendized so that you can move swiftly and have a functioning Board that runs smoothly.

G. ADJOURNMENT (for possible action)

The meeting was adjourned at 3:55 p.m.

Respectfully submitted,

Susan A. Herron, CMC
Clerk to the Board of Trustees

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 Aaron Katz: (5 pages) 2015 Diamond Peak Ski Resort Group Sales Contract – Adventure Date Night at Snowflake Lodge

2015 Diamond Peak Ski Resort
Group Sales Contract

1210 Ski Way • Incline Village • NV • 89451

Contact Name: Charlie White / Discovering Grace Adventures Date(s) of Visit: 01/24/2015

Company/Group Name: Adventure Date Night at Snowflake Lodge Phone: _____

Mailing Address: _____

City, State, Zip: _____

On Site Contact (Name & Cell): Charlie White

Email: _____

Approximate Time of Arrival: 4:00pm

Total number of people in your ski group: 17 People Maximum
18 (2 staff - 16 participants)

ADVENTURE DATE NIGHT AGREEMENT

QTY	PRODUCT	VALID DATE	VALID AGES	NET RATE
	1 Day Uphill Lift Ticket – 1 Lift Uses	1/24/2015	All Ages	$ 10
SUB - TOTAL				$_____

- Lift Upload at 4:10pm
- Group Activities on Snowflake Access Road from 4:30pm-6:00pm
- Dinner at Snowflake Lodge 6:00pm – 8:00pm (Brimm's Catering)
- Downhill Night Ski or Hike 8:30pm – 9:00pm (Entire group must ski or hike, if group is skiing they must all have an adequate light source on them. Multiple modes of descent will not be permitted. Ski Patrol will be on site and responsible for choosing a descent route)

Optional Trail Grooming.....**$200.00**

- The intermediate trail "Popular" will be groomed from Snowflake Lodge to the Base Area at the request of the client.
- Grooming request may be made up until and no later than 72 hours prior to the event date.

Rates are non-commissionable. The preceding rates are not valid without a counter signed contract on file with the Diamond Peak Group Sales Office and a valid method of payment. i.e. Signed Credit Card Authorization.

GROUP BOOKING POLICY

All groups must have a person accountable for the group. This person must be a responsible representative of the company or organization that booked the group and must participate in the Group Booking Events. It is Discovering Grace Adventures responsibility to inform your group leaders and guests of all policies and procedures pertaining to your group.

- All guests MUST ski, snowboard or telemark, or hike down the hill at the end of the event. If guests are skiing, guests MUST have a skill level of intermediate or better. There are no exceptions to this policy.
- All attendees will be required to sign a liability release as well wear a printed lift ticket issued by Diamond Peak. Lift Tickets will only be issued to the guest after a liability release has been captured from each guest.
- Attendees must stay on specific downhill route specified by ski patrol during dinner event.
- All guests will remain at the dinner event until Diamond Peak staff directs the group that they are cleared to ski or snowboard, or hike, down the designated trail.
- The descent will likely be in extremely low-light or no-light conditions. All guests must bring an adequate light source or the group leader must provide a headlamp for each attendee participating without their own device.

GROUP BOOKING POLICY (CONTINUED)

- All attendees must be entirely off Diamond Peak Ski Resort by 9:00pm to allow for final safety procedures before that nights grooming shift.
- **A final guest list complete with alphabetized first and last name is required 24 hours prior to the event if guests will be individually picking up lift tickets at the guest service window.**
- Guests may pick up tickets no earlier than 3:00pm at the Guest Services Window and must have a valid ID in order to pickup tickets. Tickets will not be issued without ID, No Exceptions.
- No shuttle service will be available after the event from Diamond Peak.
- Please note: If alcohol will be served at the event. Individuals should not consume alcoholic beverages to the point that will affect one's ability to ski safely. Diamond Peak will not be held responsible for incidents caused by intoxicated individuals.

Unless otherwise noted, Discovering Grace Adventures will be responsible for any incidental charges resulting from damage to DPSR property or skier rescue operations. Guests requiring snowmobiles up or down the mountain will be charged $25 per rescue and will be charged to the Group Master account. All group members must be down the hill and off the ski area by 9:00pm. No vehicles may be left in the Diamond Peak Lower or Upper Parking Lot overnight, any vehicles being left at the property may be parked at the Big Water Grill / Diamond Peak Overflow Lot for the evening of the event only. If snow is falling or impending that night, all vehicles being left over night must be parked along the row of parking abutting the hillside to allow for snow removal operations that evening.

IMPORTANT DATES AND DEPOSIT/PAYMENT SCHEDULE

5 Days Prior To Event Date:
Guaranteed Guest Count Due
Full Payment of Group Booking Due

Please read the following carefully, then sign and date at the bottom:

Diamond Peak Ski Resort agrees to hold the space listed above on a tentative basis until **Monday, December 29th, 2014.** If DPSR and Discovering Grace Adventures do not have a fully executed agreement on **Monday, December 29th, 2014** Diamond Peak Ski Resort may choose to release the space for sale to the public. Prior to such date, should another group desire the same dates Diamond Peak Ski Resort will exercise its First Right of Refusal and Discovering Grace Adventures will have 72 hours to return the signed Agreement and requested deposit to consider all arrangements definite.

This agreement and any attachments hereto constitute the entire agreement between the parties with respect to the subject matter hereof and shall supersede all previous proposals, both oral and written, negotiations, representations, commitments and other communications between the parties. This Agreement may not be released, discharged, changed or modified except in writing and signed by duly authorized representatives of both parties.

After reading the above policies and procedures of this contract, please initial all pages, sign and return the contract. This agreement shall become effective between Discovering Grace Adventures and the Diamond Peak Ski Resort when signed by both parties, at which time your event will be established on a definite basis.

Assumption of Risks:

I understand that there are certain inherent risks in skiing and snowboarding that are an integral part of these sports, whether natural, man-made or man-modified, as defined in Washoe County Ordinance 864 which includes but is not limited to: changing weather conditions, variation or steepness of terrain, snow or ice conditions, structures and their components, collision with other skiers or snowboarders or obstacles, loading and unloading, fall from lifts, and skier's or snowboarder's failure to ski within their own ability. I further understand that participation in the sport of skiing and snowboarding may be exposing me and my group to these risks which could result in bodily injury, death, and/or property damage, and I assume these risks.

I have read and agree to comply with all of the policies and procedures outlined in this contract. I understand that the Diamond Peak Ski Resort has the right to terminate this contract and retain moneys (per this agreement) if our group does not adhere to these policies.

Charles White	12/24/14
Group Representative Printed Name	Date
[signature]	12/24/14
Group Representative Signature	Date
Diamond Peak Representative Signature	Date

Adventure Date Night

January 24th, 2015

Adventure Date Night, presented by Discovering Grace Adventures, is an event that promotes healthy awareness, dialog and appreciation for couples in a fun atmosphere. It is not therapy or a counseling program. It is simply time to get back to the basics, have fun together, laugh together, enjoy healthy conversation free from distraction and enjoy a wonderful meal with a lake view.

Ride up Lakeview Lift up to Snowflake Lodge, spend 2 hours completing team activities that will be sure to have you laughing, moving and debating the "best" methods for completing the task. Like all structures and relationships, these activities allow you to refortify your foundations, adding to your relationship more understanding, appreciation and joy that act as the mortar and stone on which to continue to build. After dinner, you have a choice to ski down or snowshoe down the mountain!

Many couples spend most of their time balancing work, raising kids, managing finances and running a household. Add to that the demands of exercise, spiritual or religious organizations and all that life has to offer and even the most moderately scheduled adult struggles to find enough time in the day. It's time to take break; take a mini-vacation without leaving Incline. Join us for Adventure Date Night at Diamond Peak and grow together while having fun!

Details & Registration

- Fee: $240 per couple
- Register & purchase online
- Time: 4:00pm-9:00pm
- Maximum of 8 couples

Contact Discovering Grace Adventures for questions or more information: charlie@discoveringgraceadventures.org

About Discovering Grace Adventures

Discovering Grace Adventures uses an adventure model to cultivate awareness and effective communication while promoting the values of Courage, Compassion, and Love. Discovering Grace Adventures designs, manages and leads programs ranging from summer camps, outdoor education trips, corporate team-building, family reunions, retreats and more. They have flexibility to work at your site or at one of our partner's facilities. They work with groups of all ages and backgrounds and our programs are customized to meet your needs. Discovering Grace Adventures can design programs that fit your schedule and purpose, while providing the best possible experience for participants.

- **Related Content**

- Events There's always something going on at Diamond Peak.

Sunny

- Mountain Cams
- Pic of the Day
- Snow Report

- Get Directions

- **Special Announcements**

  - Learn to Ski for $39 Jan 12-16
  - Last Tracks tickets available online- buy now!
  - Kids 6 & Under Ski FREE!
  - Season Passes on Sale with New Perks
  - Read our Reviews & Testimonials
  - Buy Flex Passes Online

- **Questions" Reach us**

  775-832-1177
  info@diamondpeak.com

Sign up for emails

Herron, Susan

From: Don Kanare [Don@InsideIncline.com]
Sent: Tuesday, February 17, 2015 1:46 PM
To: Smith_At_Home, Jim; Hammerel, Jim; jimdevine01@gmail.com; Kendra Wong; Tim Callicrate
Cc: Herron, Susan; Pinkerton, Steve J.
Subject: Incline Lake update - IMPORTANT!!

Dear Board of Trustees,

I made a speech today at the weekly MLS meeting about the need to restore Incline Lake that was very warmly received by the 50 or so real estate agents and brokers in the room. Even though the U.S. Forest Service has made their final ruling I feel it is imperative that I be given the opportunity to approach our Congressman and Senators to get their support to overturn the decision not to restore the lake.

During the past several weeks I have talked with a number of members in the community and found overwhelming support (90%+) for the restoration of Incline Lake.

I would greatly appreciate it if you could please put this topic on the agenda for the next Board of Trustees meeting and vote up or down on providing a letter of support for the restoration of Incline Lake that I can take to our elected representatives.

I understand that IVGID has a sensitive relationship with the U.S. Forest Service and that we do not want to do anything that would affect the long-term master plan for Diamond Peak. That is why I am only asking for a letter of support and I will do the rest of the legwork (just like I did with creating the roundabout).

Thank you very much for your consideration of this issue and for your service to the community.

Best Wishes,

Don

Don Kanare
775-745-5820 (cell)
E-mail: Don@InsideIncline.com

Herron, Susan

From: jhammerel@gmail.com on behalf of Jim Hammerel - IVGID [hammerel_trustee@ivgid.org]
Sent: Tuesday, February 17, 2015 11:37 AM
To: Herron, Susan
Subject: Fwd: Incline Lake

Correspondence received.

Jim Hammerel
Secretary, Board of Trustees
893 Southwood Blvd.
Incline Village, NV 89451
email: hammerel_trustee@ivgid.org
phone: 775-298-1546

INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT
ONE DISTRICT – ONE TEAM

---------- Forwarded message ----------
From: **Scott Tieche** <scott@tahoescott.com>
Date: Tue, Feb 17, 2015 at 11:34 AM
Subject: Incline Lake
To: smith_trustee@ivgid.org, callicrate_trustee@ivgid.org
Cc: wong_trustee@ivgid.org, hammerel_trustee@ivgid.org, devine_trustee@ivgid.org

Greetings Trustee's

I am writing to encourage you to write a letter to the Forest Service encouraging them to adopt alternative 3, building a new dam to improve recreation and provide a better bear habitat so that they may not venture down into the village as much.

Thank you for your consideration, Scott Tieche

725 Fairview

SCOTT TIECHE
BROKER PARTNER
Direct (775) 742-1945
Fax (775) 996-4188
www.tahoescott.com
email: scott@tahoescott.com

ANN NICHOLS AND COMPANY
REALTORS SERVING CALIFORNIA AND NEVADA AT LAKE TAHOE

Herron, Susan

From: Kendra Wong [kwong.ivgid@gmail.com]
Sent: Thursday, February 12, 2015 1:44 PM
To: Herron, Susan
Subject: Fwd: Stop Spending

Hi Susan,

Can you please distribute as correspondence received?

Thanks,
Kendra

---------- Forwarded message ----------
From: **Thomas Whalen** <tommyskibear@sbcglobal.net>
Date: Thu, Feb 12, 2015 at 6:16 AM
Subject: Stop Spending
To: Kendra Wong <kwong.ivgid@gmail.com>

Good morning Kendra: Stop spending! IVGID should reduce staff and salaries, not increase them. The Diamond Peak manager should be given additional duties during the four month "Summer" season. Thanks, Tom Whalen

Herron, Susan

From: cottogolf@aol.com
Sent: Thursday, February 12, 2015 8:11 AM
To: Herron, Susan
Subject: Board Meeting Agenda Item

Susan,

Would you please forward this E-mail to the Board and Steve Pinkerton.

In reading the Agenda for the Meeting to be held on February 13, I was shocked to see a request by the Board Chairman to hire an Assistant General Manager and an Administrative Assistant for the Board.

Actually, I'm not shocked. I'm horribly disappointed. With all of the clamor and concerns expressed in the past year about fiscal responsibility, spending, the request for forensic accounting, etc., it seems odd that this type of request would come forth that would probably add some $300k to the expense line for salary and benefits and add to the impression held by some that IVGID is over-staffed, over-compensated and bureaucratic. I don't happen to believe most of the rhetoric, but this type of proposal certainly doesn't do anything to quiet those who often express themselves with those allegations.

Since I haven't received a Board Packet that probably includes the rationale for such a recommendation, I can't comment on the merits of the request. However, my initial reaction is that this is the type of power and self-aggrandizement that the Board Chair seeks. And, that this type of discussion is being held while the majority of the Community, particularly us snow birds, are not around is highly questionable and leaves the impression of a back door power play. I would hope that members of the Community are aware of this power play and stand up against it.

What are you thinking?

Chuck Otto

Herron, Susan

From: Dick Warren [bd1947@icloud.com]
Sent: Wednesday, February 11, 2015 2:06 PM
To: Herron, Susan
Subject: Minutes From the Second Steering Committee (SC) Meeting on January 26, 2015

Here are my comments/questions concerning the second meeting of the SC on January 26th. Please distribute to the SC and members of the BOT along with appropriate parties of IVGID.

In the WELCOME section, page 1, Eric Severance was introduced. Why was he introduced? Was it because he missed the first meeting? I assume all SC members have introduced themselves as well, or will in future meetings?

Page 2, the bullet "Climate Risk: Greater capital investment is necessary to stay in business" - Are you referring to just the existing operations, or are you saying that one must invest in new operations to succeed? One argument would be that one only needs to keep the existing operations in good shape to remain competitive and not enter new operations.

Same page, bullet "New opportunities - 2011 Congressional decision on USFS to allow Summer Ops" - Does USFS stand for United States Forest Service? How does this allow new opportunities?

Same page, bullet "An under utilized asset that the community has already invested in" - So is it your intent to use existing facilities for other reasons? This sounds good since only minimal capital investment would be necessary.

Same page, bullet "Master Plan guiding Principles" - Does the SC endorse these principles?

Pages 3, 4 & 5 - Here's where I can't connect the dots: the survey results and the $18.22M price tag to accomplish it. And from the comments of the SC on pages 6 through 13 there seems to be plenty of confusion of what's driving the process. As a baseline, what if you just started with no change at DP; run it "as is" for the next 5-10 years or so? What would that mean? Then go from there. There seems to be an undercurrent of "we need to do something because everyone else is doing something". We're not like everyone else, so why are we trying to be like others?

That's why I think consensus around the DP Master Plan Guiding Principles on page 2 is important.

Thank you Susan.

Herron, Susan

From: Edward Gurowitz [egurowitz@me.com]
Sent: Wednesday, February 11, 2015 6:01 PM
To: Herron, Susan
Subject: For the IVGID Board of Trustees

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Hi Susan,

Please give this communication to Chairman Smith and the Board:

Dear Trustees:

I am very concerned about the agenda for the special meeting called for this Friday. Items 3 and 4 seem fine and necessary – my concern lies with items 1 and 2. The agenda packet gives no information to the public on these items other than that Chairman Smith put them on the agenda, and they are agendized for possible action. The Board can discuss whatever it wants, but these two items, if enacted, will cost the District a great deal of money, stretching out into the future. You don't hire people at this level today and let them go tomorrow, and the all-in costs of hires at this level will be substantial. More importantly, the need for these positions is not in any way clear to me or to others in the community that I have spoken to. The Board has a clerk – what would an administrative assistant do? The GM has been here a short time and shows every indication of doing a good job – is he asking for an AGM? Where are the job descriptions for these positions, salary ranges, etc.?

I ask that the Board not take any action other than to reject these positions until there is a full public discussion.

Edward M. Gurowitz, Ph.D.
Principal
Integrated Business Solutions, LLC
571 Dale Drive
Incline Village, NV 89451
(775) 833-4501
egurowitz@gurowitz.com
www.gurowitz.com

NeuroLeadership Institute™

Herron, Susan

From: Frank Wright [alpinesportss@gmail.com]
Sent: Tuesday, February 10, 2015 1:37 PM
To: Herron, Susan
Subject: public records

Susan,

According to NRS. 239 EVERY book and record of a local governmental entity is a public record subject to NRS 239.010 examination except those explicitly deemed "confidential" or "privileged" by statute or case. So this policy of labeling some public records "internal" and thus not "public" for purposes of examination is an illegal act on your part as a public information officer at IVGID And in my view, constitutes a willful act of concealment.
The districts legal counsel has referred to me as being "boorish" and he thinks because I have a lawsuit against the district he can intimidate me into not asking for public records. What he should be doing is keeping you out of hot water. Your willful disregard for following Nevada Laws is rather "boorish" as is his legal behavior. By refusing to release public documents and information you have established a pattern of willful concealment of public documents and a total lack of transparency.
Would you please provide what I am requesting and stop hiding information.
As another public request for public records I am now asking for records or opinions of staff or counsel which make the distinction between "public" and "internal" records or work papers. This argument seems to be your justification to not give me "Bonus" records from the district. Bonuses are paid with public money, and as a resident and parcel owner I am entitled to every document and record showing the bonuses over the last three years.
Please make a copy of this letter available to every board of trustee member and make it part of the board packet.

Note: I will provide a copy of this letter to Devin T. Reese as a courtesy, not as a responsibility!

Frank Wright
Crystal Bay.

Herron, Susan

From: s4s@ix.netcom.com
Sent: Saturday, January 31, 2015 9:11 AM
To: Smith, Jim
Cc: Hammerel, Jim; Devine, Bill; Callicrate Tim; kendrawong@gmail.com; Herron, Susan; Pinkerton, Steve J.; Pinkerton, Steve J.; DReese@rkglawyers.com; Marsha Berkbigler
Subject: Request to Take Away the IVGID GM's Authority to Advance Proposed State Legislation on the IVGID Board's Behalf w/o IVGID Board Approval Resolved at a Regular IVGID Board Meeting

Follow Up Flag: Follow up
Flag Status: Completed

Dear Chairperson Smith and Other Honorable Members of the IVGID Board -

As you know, the State Legislature is about to convene.

And what I and others DON'T want to see, is Mr. Pinkerton sending letters and making appearances before the Legislature to advance/oppose proposed legislation purportedly on IVGID's behalf.

For this reason I ask that the Board take away Mr. Pinkerton's power to act in said capacity (even though I should not even have to make the request given NRS 318 gives IVGID no power whatsoever to support/oppose State legislation, and Dillon's Rule prevents IVGID from assuming a power like this which is not explicitly granted by the Washoe County Board of Commissioners).

Notwithstanding and with the foregoing in mind, I call to the Board's attention IVGID Policy No. 3.1.0.2.17 which states that: "the General Manager may from time to time propose positions on legislative issues, which positions shall be reviewed and approved by the Board at its regular meeting. In the event a position on a legislative issue must be established prior to the next regular Board meeting, the General Manager is hereby authorized to adopt a position on IVGID's behalf."

Now that the Board has apparently reduced the number of regular meetings to one per month [see North Lake Tahoe Bonanza January 28, 2015 article captioned "Change in 2015: IVGID moving to monthly Board meetings (at http://www.tahoedailytribune.com/northshore/14817563-113/change-in-2015-ivgid-moving-to-monthly-board-meetings)], the door has been opened for Mr. Pinkerton to unilaterally act as IVGID's State legislative proponent/opponent. This is way, way beyond his duties as IVGID's GM. And it is way, way beyond the powers of IVGID proper (see above). And since Mr. Pinkerton's salary and benefits are subsidized, in large part, by the Rec Fee local property owners involuntarily pay; the Board has explicitly represented to local property owners and the public (see Resolution No. 1830) that the Rec Fee shall be used to pay costs associated with making the public's recreational facilities "available" for local property owners' use; and such an expense has ZERO to do with this purpose; it would be totally improper for Mr. Pinkerton to be advancing/opposing State legislative positions on IVGID's behalf during the IVGID work day.

I therefore ask that the Board agendize this issue for action at its upcoming February 25, 2015 meeting. I also ask that as part of that action, it rescind .17 of Policy No. 3.1.0.2 because a limited purpose GID has no power to be advancing or opposing State Legislation on ANYONE's behalf.

One final request, and it is a public records one. I want to examine all communications sent to the State Legislature, as well as any representative thereof, by any IVGID staff member or former/current Trustee, between the dates of July 1, 2014 through and including the present, advancing or opposing proposed State Legislation. This request would include but in no way be limited to, AB64, SB11 and former Trustee Simonian's request to Randy Kirner that he sponsor a BDR addressing "unwarranted litigation" against a political subdivision.

I am sending a copy of this e-mail to both Mr. Reese and Marsha Berkbigler (I want her to see what extensive basic powers IVGID proposes exercising which have nothing to do with the basic powers the County Board of Commissioners has granted to IVGID).

Thank you for your cooperation. Aaron Katz

Herron, Susan

From: Dick Warren [bd1947@icloud.com]
Sent: Thursday, January 29, 2015 6:39 PM
To: Herron, Susan
Subject: Re: Board Retreat Agenda for Feb. 5, 2015 at 2 p.m. at the Chateau

Thank you Susan, I now know who that woman was that was taking notes...You!

Please distribute my comments and questions not only to the Steering Committee but to appropriate members of IVGID and all members of the Board of Trustees.

A few comments/questions:

Steve Pinkerton stated that Deborah Prout is a neutral party and so she is a good candidate to facilitate these meetings, but there was no discussion at how this decision was reached other than Steve's comment and the fact that she had volunteered for the position (did anyone else volunteer?). Is it possible to get a resume on Deborah?

Is the Board & IVGID committed to carry out the recommendations of the SC? For example, if the SC said let's do all 4 phases for $16.2M, or if the SC said let's kill this plan now, would that occur?

I have to admit, there wasn't much in this first meeting of the SC to sink your teeth into; you know, a bunch of people get together and express what they think should happen, etc. And I am not surprised since it is the first meeting. Hopefully, the minutes of the second meeting, on January 26th, will be more relevant and concise.

BTW there were comments in the January 12th minutes related to financial information requested, paper copies of the Diamond Peak Master Plan (DPMP) being distributed to all SC members, etc. Will (and does) the SC get this information before the next meeting? I would assume, going forward, that there is an agenda of what will be covered in the next meeting, and if materials need to be reviewed by SC members prior to the meeting those materials are in fact delivered to the SC members at least 3 or 4 days before the next meeting. Is that a reasonable assumption?

Thank you for all your help, Susan!

> On Jan 27, 2015, at 5:25 PM, Herron, Susan <Susan_Herron@ivgid.org> wrote:
>
> Hi Dick,
>
> Yes, here are the minutes from the first meeting.
>
> Susan
>
> Susan A. Herron, CMC
> Executive Assistant/Clerk to the Board of Trustees Incline Village

> General Improvement District
> 893 Southwood Boulevard, Incline Village, NV 89451
> P: 775-832-1207
> F: 775-832-1122
> M: 775-846-6158
> sah@ivgid.org
> http://ivgid.org
>
>
>
> -----Original Message-----
> From: Dick Warren [mailto:bd1947@icloud.com]
> Sent: Tuesday, January 27, 2015 4:49 PM
> To: Herron, Susan
> Subject: Re: Board Retreat Agenda for Feb. 5, 2015 at 2 p.m. at the
> Chateau
>
> Are there minutes from these meetings? Watching Livestream is a bit tedious since one can not see everything that's shown on the screen. I did notice that a woman was "taking notes" as each person spoke. Is there anything in written form available from these meetings?
>
> Thank you Susan.
>
> Sent from my iPad
>
>> On Jan 27, 2015, at 3:26 PM, Herron, Susan <Susan_Herron@ivgid.org> wrote:
>>
>> OK, now I understand. What the Board authorized IVGID Staff to do is to set up a DPMP Steering Committee, which it has done, and they are looking at the DPMP. They have met, so far, twice - 1/12 and 1/26 and will be meeting every other Monday from 3 to 5 p.m. at the Chateau through the end of April (scheduled right now). These meetings have been webcasted and you can view the meetings to date at livestream.com (search IVGID). I hope that helps.
>>
>> Thanks,
>> Susan
>>
>> Susan A. Herron, CMC
>> Executive Assistant/Clerk to the Board of Trustees Incline Village
>> General Improvement District
>> 893 Southwood Boulevard, Incline Village, NV 89451
>> P: 775-832-1207
>> F: 775-832-1122
>> M: 775-846-6158
>> sah@ivgid.org
>> http://ivgid.org
>>
>>
>>
>> -----Original Message-----
>> From: Dick Warren [mailto:bd1947@icloud.com]
>> Sent: Tuesday, January 27, 2015 3:22 PM
>> To: Herron, Susan
>> Subject: Re: Board Retreat Agenda for Feb. 5, 2015 at 2 p.m. at the
>> Chateau
>>
>> What I'm curious about is that last November/December time frame a decision on Phase I of DPMP was suspended until further work was done by IVGID. At the January BOT meeting there was

nothing about it on the agenda, this agenda has nothing about it, and you are stating that the 2/25 BOT regular meeting will not have it as an agenda item.
>>
>> So I guess I should assume it is pending until further notice?
>>
>>
>>> On Jan 27, 2015, at 3:18 PM, Herron, Susan <Susan_Herron@ivgid.org> wrote:
>>>
>>> Hi Dick,
>>>
>>> Were you anticipating an item about the DPMP at the Board's next regular meeting which will be held on 2/25? I don't think there is one planned for that agenda.
>>>
>>> Thanks, S
>>>
>>> Susan A. Herron, CMC
>>> Executive Assistant/Clerk to the Board of Trustees Incline Village
>>> General Improvement District
>>> 893 Southwood Boulevard, Incline Village, NV 89451
>>> P: 775-832-1207
>>> F: 775-832-1122
>>> M: 775-846-6158
>>> sah@ivgid.org
>>> http://ivgid.org
>>>
>>>
>>> -----Original Message-----
>>> From: Dick Warren [mailto:bd1947@icloud.com]
>>> Sent: Tuesday, January 27, 2015 12:41 PM
>>> To: Herron, Susan
>>> Subject: Re: Board Retreat Agenda for Feb. 5, 2015 at 2 p.m. at the
>>> Chateau
>>>
>>> Thank you for the agenda, Susan. I did not see any agenda item concerning the DPMP. Is that because this is a "Retreat" meeting and not a regularly scheduled Board meeting?
>>>
>>>
>>>> On Jan 27, 2015, at 9:33 AM, Herron, Susan <Susan_Herron@ivgid.org> wrote:
>>>>
>>>> <0205 - Special - Monthly Retreat.pdf>
>>
> <20150112 - Minutes - r1.pdf>

Herron, Susan

From: Craig Young [craigyoung03@gmail.com]
Sent: Monday, January 26, 2015 10:23 AM
To: Hammerel, Jim; Devine, Bill; Smith, Jim; Pinkerton, Steve J.; Tim Callicrate; Kendra Wong
Cc: Herron, Susan
Subject: Diamond Peak Summer Operations? Ask the IVGID Property Owners

To: All IVGID Board of Trustees and Mr. Pinkerton,

I am an Incline Village property owner and full time resident.

I read Mr. Pinkerton's recent letter in the Bonanza regarding the implementation of a Steering Committee for the Diamond Peak Expansion Plan. While it is nice that IVGID is seeking additional input on this project, the reality is that the steering committee is simply another small group of people **speculating** about what the community at large may want or may not want. In fact, what the community at large wants should not be a deciding factor. The group of people whose opinion is relevant regarding this project is the IVGID Property Owners. Since the property owners are the ones who will bare the burden of the financial risk, they and they alone, should make the decision on this project. Asking the property owners their general opinion on this project should be a simple and inexpensive matter of contacting the owners based on the property tax records. Therefore, before you spend any additional time, effort, or money on this project, please send the IVGID Property Owners the following (or similar) simple survey.

SINCERELY

Craig Young
796 Tyner Way
Incline Village

DIAMOND PEAK SUMMER EXPANSION PROJECT
IVGID PROPERTY OWNER'S GENERAL SURVEY

EXPLANATION:
IVGID is considering expanding operations at Diamond Peak Ski Area to include activities during the summer season. These possible additional activities include: a Zip Line, Lift Served Mountain Bike Trails, improved Snow Flake Lodge Facilities etc, etc. Implementation of these activities will require capital expenditures, increased operating expenses, and result in increased revenue. While IVGID has some general estimates of these capital requirements, operating expenses, and revenue, more detailed and accurate figures are required to make an informed decision regarding this project with respect to the financial aspects, as well as other implications and affects. IVGID is considering spending approximately $263,000 in consulting fees, as well as additional expenditures in terms of internal IVGID resources, to do a detailed study and review of this project. Thus obtaining more accurate projections regarding all aspects of this project. Prior to spending this money and resources, the IVGID Board of Trustees would like your **general opinion** regarding this project. A few of the top "Pros" and "Cons" for this project are listed to help you form an opinion.

PROS:
a) Diamond Peak's year round financial results may improve sufficiently that it "breaks even", eventually resulting in an approximately $120 dollar decrease in the annual Recreation Fee.
b) Diamond Peak's year round financial results may greatly improve such that it makes a profit, eventually resulting in a decrease in the annual Recreation Fee greater than $120.

c) Additional people may be attracted to Incline Village during the summer season resulting in improved financial results for area businesses and thus more employment opportunities.

CONS:
a) Diamond Peak's year round financial results may degrade, eventually resulting in an increase in the annual recreation fee.
b) Additional people may be attracted to Incline Village during the summer season resulting in more crowded conditions and increased traffic.

ACTION REQUESTED:
PLEASE CIRCLE **ONE** OF THE FOLLOWING STATEMENTS WHICH BEST MATCHES YOUR GENERAL FEELINGS REGARDING EXPANSION OF DIAMOND PEAK OPERATIONS. Then, sign below, fill in your IVGID property address, and return this survey form to IVGID in the return envelop provided.

1) I support implementing summer operations at Diamond Peak if it is expected to improve Diamond Peak's annual financial results to "break even" or better. Please proceed with a detailed study.

2) I support implementing summer operations at Diamond Peak regardless of expected financial results (including the possibility of degraded financial results leading to an eventual increase in recreation fees). Please proceed with a detailed study.

3) I do NOT support implementing summer operations at Diamond Peak regardless of expected financial results (including the possibility of greatly improved financial results leading to an eventual reduction in recreation fees). Please stop all activity and expenditures on this project immediately.

_____
SIGNATURE OF IVGID PROPERTY OWNER

IVGID PROPERTY ADDRESS:
_____
_____
_____

DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				FEBRUARY 2015	
02/09/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
02/13/2015	Friday	12 noon		**Regular Monthly Board Meeting Materials due to IVGID Staff**	
02/13/2015	Friday	8:30 am		**Special Board of Trustees Meeting**	Location: AV Building, Boardroom; Packet will be delivered 2/9 by 5 p.m.
02/17/2015	Tuesday			**Regular Monthly Board Packet is made available**	Distribution will be no later than 5 p.m. Delayed to Tuesday, 2/17 as Monday, 2/16 is a holiday
02/17/2015	Tuesday	2 p.m.-10 p.m.	Hyatt – Lakeside Ballroom	Board of Trustees Strategic Planning Retreat	
02/25/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
02/25/2015	Wednesday	6:30 p.m.	Chateau	**Regular Monthly Board Meeting**	See agenda

* = Chateau is unavailable, private event already booked
(CC) = Consent Calendar Item
(GB) = General Business Item
(PH) = Public Hearing
(R) = Report Item

DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				MARCH 2015	
02/20/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
02/24/2015	Tuesday			**Board Retreat Packet is made available**	Distribution will be no later than 5 p.m.
03/05/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
03/06/2015	Friday	12 noon		Budget Workshop Materials due	
03/09/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
03/10/2015	Tuesday			Budget Workshop packet is made available	Distribution will be no later than 5 p.m.
03/19/2015	Thursday	1 to 4 p.m.	Chateau	Budget Workshop	2015-2016 District Budget Items Utility Rate Information (if required)
03/13/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
03/16/2015	Monday			Regular Monthly Board Packet is made available	Distribution will be no later than 5 p.m.
03/25/2015	Wednesday	5 to 5:30 p.m.	Chateau	**Audit Committee Meeting**	
03/25/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
03/25/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	Auditor Approval (GB) DP Rental Skis (CC) MIG Contract (GB) Award Design Contract for Diamond Peak Culvert (GB)
				Quarterly Community Workshop	Topic(s):

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(PH) = Public Hearing
(R) = Report Item

DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				APRIL 2015	
03/20/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
03/24/2015	Tuesday			**Board Retreat Packet is made available**	Distribution will be no later than 5 p.m.
04/02/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
03/27/2015	Friday	12 noon		Budget Workshop Materials Due	
03/31/2015	Tuesday			Budget Workshop Packet is made available	Distribution will be no later than 5 p.m.
04/09/2015	Thursday	1 to 4 p.m.	Chateau	Budget Workshop	2015-2016 District Budget Items
04/13/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
04/17/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
04/20/2015	Monday			Regular Monthly Board Packet is made available	Distribution will be no later than 5 p.m.
04/29/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
04/29/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	Public Hearing on Ord. 2 and 4 including Utility Rates Ord. 2 and 4 including Utility Rates (GB) Award 2015 Watermain Contract (GB)

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				MAY 2015	
				Board Retreat Materials due to IVGID Staff	
04/28/2015	Tuesday			**Board Retreat Packet is made available**	Distribution will be no later than 5 p.m.
05/05/2015	Tuesday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
05/07/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
05/08/2015	Friday	12 noon		Budget Approval Packet and **Regular Monthly Meeting Board Materials** are due	
05/12/2015	Tuesday			Budget Approval Packet and **Regular Monthly Board Meeting Packet** are made available	Distribution will be no later than 5 p.m.
05/21/2015	Thursday	9 a.m.	Chateau	Budget Approval Meeting (required by NRS) and **Regular Monthly Board Meeting**	2015-2016 District Budget
~~05/18/2015~~	~~Tuesday~~			~~Board Packet is made available~~	~~Distribution will be no later than 5 p.m.~~
~~05/27/2015~~	~~Wednesday~~	~~6 to 6:30 p.m.~~	~~Chateau~~	~~Meet and Greet~~	Cancelled at the request of the Board of Trustees on 1/15/2014
~~05/27/2015~~	~~Wednesday~~	~~6:30 p.m.~~	~~Chateau~~	~~Regular Monthly Board Meeting~~	Cancelled at the request of the Board of Trustees on 1/15/2014

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				JUNE 2015	
05/22/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
05/26/2015	Tuesday			**Board Retreat Packet is made available**	Distribution will be no later than 5 p.m.
06/04/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
06/08/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
06/12/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
06/15/2015	Monday			Board Packet is made available	Distribution will be no later than 5 p.m.
06/24/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
06/24/2015	Wednesday	6:30 p.m.	Chateau	**Regular Monthly Board Meeting**	
				Quarterly Community Workshop	Topic:

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				JULY 2015	
06/26/2015	Friday			**Board Retreat Materials due to IVGID Staff**	
06/30/2015	Tuesday			**Board Retreat Packet is made available**	*Distribution will be no later than 5 p.m.*
07/09/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
07/13/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
07/17/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
07/20/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
07/29/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
07/29/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				AUGUST 2015	
07/24/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
07/28/2015	Tuesday			**Board Retreat Packet is made available**	*Distribution will be no later than 5 p.m.*
08/06/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
08/10/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
08/14/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
08/17/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
08/26/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
08/26/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				SEPTEMBER 2015	
08/21/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
08/25/2015	Tuesday			**Board Retreat Packet is made available**	*Distribution will be no later than 5 p.m.*
09/03/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
09/14/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
09/18/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
09/21/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
09/30/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
09/30/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	
				Quarterly Community Workshop	Topic:

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				OCTOBER 2015	
09/18/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
09/22/2015	Tuesday			**Board Retreat Packet is made available**	*Distribution will be no later than 5 p.m.*
10/01/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
10/12/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
10/16/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
10/19/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
10/28/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
10/28/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				NOVEMBER 2015	
10/23/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
10/27/2015	Tuesday			**Board Retreat Packet is made available**	
11/02/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
11/05/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
11/06/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
11/09/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
11/18/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
11/18/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	

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DATE	DAY OF THE WEEK	TIME	LOCATION	MEETING	ITEMS SLATED FOR CONSIDERATION
				DECEMBER 2015	
11/20/2015	Friday	12 noon		**Board Retreat Materials due to IVGID Staff**	
11/24/2015	Tuesday			**Board Retreat Packet is made available**	
11/30/2015	Monday	8 a.m.		**Reminder e-mail to Trustees/Counsel about agenda items**	
12/03/2015	Thursday	2 to 4 p.m.	Chateau	**Board Retreat**	
12/04/2015	Friday	12 noon		Regular Monthly Board Meeting Materials due to IVGID Staff	
12/07/2015	Monday			Board Packet is made available	*Distribution will be no later than 5 p.m.*
12/16/2015	Wednesday	6 to 6:30 p.m.	Chateau	**Meet and Greet**	
12/16/2015	Wednesday	6:30 p.m.	Chateau	Regular Monthly Board Meeting	
				Quarterly Community Workshop	Topic:

Items sitting in the parking lot (to be discussed but not yet scheduled for a specific Board meeting)
Personnel Policies Update (CC)
Ordinance 1 (tabled on 1/14/2015)

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