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INCLINE VILLAGE
GENERAL IMPROVEMENT DISTRICT
BOARD OF TRUSTEES

TRANSCRIPT OF HEARING
PUBLIC MEETING
Live and Via Zoom

Held at 893 Southwood Boulevard
Incline Village, Nevada

Wednesday, June 28, 2023

24 Reported by: Brandi Ann Vianney Smith
25 Job Number: 989397

HEARING (PUBLIC MEETING) - 06/28/2023

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<p style="text-align: right;">Page 4</p> <p>1 INCLINE VILLAGE, NEVADA - June 28, 2023 - 6:00 P.M.</p> <p>2 -o0o-</p> <p>3</p> <p>4</p> <p>5 CHAIR DENT: All right. I'd like to call</p> <p>6 the regular meeting of Incline Village General</p> <p>7 Improvement District Board of Trustees to order,</p> <p>8 starting at 6:00 P.M. Today is June 28th, 2023.</p> <p>9 We're located in the boardroom at 893 Southwood</p> <p>10 Boulevard, Incline Village, Nevada, and via zoom.</p> <p>11 Ms. Becker, would you lead us in the</p> <p>12 Pledge of Allegiance.</p> <p>13 A. PLEDGE OF ALLEGIANCE</p> <p>14 (Pledge of Allegiance.)</p> <p>15 CHAIR DENT: Item B, roll call of the</p> <p>16 trustees.</p> <p>17 B. ROLL CALL OF TRUSTEES</p> <p>18 CHAIR DENT: Trustee Tulloch?</p> <p>19 TRUSTEE TULLOCH: Present.</p> <p>20 CHAIR DENT: Trustee Noble?</p> <p>21 TRUSTEE NOBLE: Here.</p> <p>22 CHAIR DENT: Trustee Tonking?</p> <p>23 TRUSTEE TONKING: Here.</p> <p>24 CHAIR DENT: Trustee Schmitz?</p> <p>25 TRUSTEE SCHMITZ: Here.</p>	<p style="text-align: right;">Page 5</p> <p>1 CHAIR DENT: And I'm Trustee Dent. All</p> <p>2 five of us are here. We do have a quorum. Moving</p> <p>3 on to item C, initial public comment.</p> <p>4 C. INITIAL PUBLIC COMMENT</p> <p>5 CHAIR DENT: Once again, it's</p> <p>6 three minutes for your public comment.</p> <p>7 MS. KROLICK: Good evening, Chair Dent and</p> <p>8 fellow trustees. Gail Krolick, 1410 Tirol Drive.</p> <p>9 I just want to set the record straight for</p> <p>10 a little bit. There's a lot going on in our</p> <p>11 community, and it has to do with our trustees.</p> <p>12 As you're aware, the community is pretty</p> <p>13 upset, so upset, in fact, that there's a petition.</p> <p>14 But my name's been attached that I'm the leader of</p> <p>15 it; I'm not. I'm not the leader of it.</p> <p>16 The notice of intent was actually filed on</p> <p>17 June 22nd, 2023, and those on this committee for</p> <p>18 Trustees Dent and Sara Schmitz are follows: Timothy</p> <p>19 Callicrate, Darolyn Skelton, and Mary Kleingartner.</p> <p>20 I am not part of the committee. I am not leading</p> <p>21 it, but when someone's asking for help and the</p> <p>22 community is reaching for me, I'm going to certainly</p> <p>23 help.</p> <p>24 Today was a sad day in our community,</p> <p>25 though. This morning, there were volunteers in</p>

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1 front of Raley's, Mr. Mike Abel, a strong supporter
 2 of the vocal, angry individuals and of Trustee
 3 Schmitz and Trustee Dent, decided to become physical
 4 with a woman, who decided not to press charges --
 5 apparently this has not been the first time he has
 6 done that -- instead he received a citation, is my
 7 understanding.

8 This should not be happening in our
 9 community, at all. We should be doing what is done
 10 properly. The 4th of July is coming up. This
 11 country fought for freedoms that we have, and this
 12 is part of our freedom and part of the other side's
 13 freedom too, to bring forth their petitions, et
 14 cetera.

15 I'm also here to report that the Incline
 16 Village Board of Realtors just sent me an email this
 17 evening dated 5:16 P.M.:

18 "The public policy committee
 19 decided today to open the board
 20 office up for the petition for
 21 the recall. You can post hours
 22 from 9:30 to 5:00 P.M. We can
 23 have that petition on the front
 24 desk, or you can sit in the
 25 office with it. Thank you.

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1 One district, one team. It's clear over the recent
 2 past the District board and staff and its public
 3 clients are not functioning as one team. Open
 4 disparagement of each other's motives, past
 5 performance, even though role in the organization
 6 has been openly questioned.

7 Last week, members of board and some of
 8 the public asked a critical question that I think
 9 needs to be answered. Notwithstanding the outcome
 10 of the position of the general manager, how does
 11 IVGID go forward? How do you repair the lack of
 12 trust and mutual respect? Does the board even want
 13 to engage in that effort? Do the trustees have the
 14 credibility, patience, interest, talent, or skill
 15 set, collectively and individually, to engage in a
 16 collaborative process?

17 Certainly, the public wants an opportunity
 18 for meaningful input. They want more answers and
 19 more transparency.

20 It seemed that some members of the
 21 trustees are more interested in proving themselves
 22 right than in doing the right thing. That's not in
 23 keeping with the one district, one team motto.

24 Instead it may be more productive to
 25 concentrate on doing the right thing for the public.

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1 Kendra Murry, Chief Executive
 2 Officer."

3 And the reason why the public policy
 4 decided to do this is because our property values
 5 are being affected by the majority of this board.
 6 If anyone has any questions, feel free to talk to
 7 the volunteers.

8 There's no reason why men should be
 9 touching a woman, their shoulder or anything, unless
 10 that is asked. I would ask that the angry
 11 individuals of the community, perhaps, need to calm
 12 themselves down, and think where we live. It's an
 13 incredible place we live.

14 It saddens me that those that I supported
 15 have just -- are just completely different, have
 16 ended on things, in my opinion, that are absolutely
 17 unethical. That saddens me. I welcome the
 18 opportunity to speak with anyone on the board
 19 individually or collectively, no more than two,
 20 though.

21 Thank you.

22 MR. WANG: Good evening. Mike Wang,
 23 Incline Village.

24 It's appropriate that we have a meeting in
 25 this room, with the IVGID motto behind the Chair.

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1 After all, that's what IVGID was chartered to do, to
 2 provide services to the public.

3 How might this be done? I have a
 4 suggestion: Convene a series of open public
 5 workshops, each moderated by one board member on a
 6 rotating basis. Staff an attendant as a resource.
 7 Ten-minute time limit for speakers. Topics ranging
 8 on issues involving recreation, services, all the
 9 aspects of the core of what IVGID is supposed to do.
 10 Written summaries prepared on a monthly basis to the
 11 Board of Trustees and the public in advance of the
 12 meeting.

13 Another improvement: Open the public
 14 comment on each item after the board and staff
 15 presentation, so that the public can meaningfully
 16 address the board and staff presentations. As it
 17 stands now, the public can be precluded from
 18 meaningfully participating because the comment
 19 period is closed before the actual board and staff
 20 presentations have been made.

21 If the Board of Trustees is truly
 22 interested in rebuilding public trust, an open and
 23 honest dialogue has to be created where the board
 24 listens and processes comments.

25 Remember, one district, one team. Try to

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1 do the right thing rather than insisting on being
 2 right.

3 MR. VIELER: Good evening my name is Wayne
 4 Vieler, 537 Spencer Way.

5 I just, along with a number of people,
 6 became aware of the decision of the board to,
 7 essentially, block employees from beach access. And
 8 I have been reading through the past minutes from
 9 the January 25th meeting and the March 3rd meeting,
 10 and the attorney's letter in terms of finding that
 11 there was no right granted within the original deeds
 12 and so forth.

13 I can follow the logic of all that, I'm an
 14 attorney myself, but I do not understand why -- what
 15 possible benefit it is to residents of Incline
 16 Village to ban long-time employees of the Recreation
 17 Center and so on from being able to use their
 18 beaches? We're a few people, it's not something
 19 that is creating a crisis in terms of overcrowding
 20 on the beaches, even though that was some of the
 21 language that was presented.

22 The -- personally, I'm offended. I know a
 23 number of those employees, know them well, have
 24 known them for years. They do a great job, and
 25 their use of beaches has always been something that

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1 MS. SHACKFORD: Kay Shackford, Donna
 2 Drive.

3 I'm told I'm being maligned on social
 4 media. Frank Wright attacked me at the last board
 5 meeting for running \$10,000 personalities programs
 6 for IVGID. Should you wonder why an 81-year-old
 7 lady is being attacked here's the backstory:

8 I designed a workshop for the aviation
 9 industry called "Negotiating Solutions," please look
 10 it up, negotiatingsolutions.com. For 30 years and
 11 4,000 graduates, my husband, Joe, and I ran it
 12 together. Graduates including vice presidents from
 13 Boeing and Delta, among many others. They'll tell
 14 you it's the most valuable training in their
 15 careers. Joe died four years ago. With the help of
 16 a wonderful local resident and others, I continue to
 17 run the program. And some IVGID employees are
 18 graduates.

19 When Joe and I moved here, we realized the
 20 best way we could help IVGID was to provide
 21 tuition-free slots in the workshop. Lee Webber Coke
 22 (phonetic) was Diamond Peak's marketing manager when
 23 she attended in '97. She can point to hundreds of
 24 thousands of dollars she saved the District because
 25 of what she learned there. Your prior mountain

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1 they have done respectfully. Many of them are
 2 lifeguards, so I don't see how you can fault a
 3 lifeguard for wanting to use the beach when they're
 4 not physically working.

5 I put that question back forward to you.
 6 I know that the decision was made and has already
 7 been made that employees that are not residential no
 8 longer have beach access, but the attorney's letter
 9 said that can be granted, should the board decide to
 10 do so.

11 The minutes also suggest that that
 12 provision can be made by the board, it doesn't have
 13 to be excluded simply because the original deed did
 14 not grant that right within the language of the
 15 original deed.

16 I would highly advocate that the board
 17 consider taking a step back from that decision and
 18 making allowances, specifically, that employees here
 19 be allowed to have beach access, even though they
 20 don't live in Incline Village themselves. Some of
 21 them have worked here 15 years and drive at least 50
 22 miles a day to do their job here. They can't -- a
 23 number of people can't afford to live in Incline
 24 Village.

25 Thank you. That's my concern.

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1 manager is a graduate, so is your prior engineering
 2 manager. So is Indra from before he was GM.

3 When a tuition-free slot wasn't available,
 4 IVGID would sometimes enroll folks because the
 5 difference it made. By the way, we charge half of
 6 what other high-end programs charge. Graduates of
 7 our program and Harvard's will tell you ours is head
 8 and shoulders better than theirs. For tuition and
 9 room and board, we charge \$6,800; Harvard charges
 10 \$12,750.

11 So how did Aaron Katz enter our village?
 12 When Katz, a disbarred attorney from Santa Clara
 13 County, moved here he only wanted to pay for those
 14 portions of the rec fee for venues he used. Told,
 15 no, he did what he always does: He sued and kept on
 16 suing. It cost him almost nothing. He is a
 17 vexatious, serial litigant.

18 His first attempt, fresh out of law
 19 school, was to sue the California DMV for refusing
 20 to issue him a license plate that read "easy lay."
 21 Easy lay is the name of a date rape drug.

22 Joe and I heard what Katz was up to at
 23 board meetings, and we distributed articles about
 24 lawsuits he brought against the Mountain View School
 25 District, Santa Clara County Library District, the

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1 Hospital District. His suits were declared
 2 meritless, but defending against them cost hundreds
 3 of thousands of dollars now not available for a
 4 library, a school district, a hospital.
 5 Sara Schmitz and Matthew Dent have long
 6 been doing the bidding of Katz and cohorts. Look at
 7 the pattern of their actions in terms Katz's
 8 objectives. If our venues are all privatized, he
 9 wins. Please join me in recalling them and stopping
 10 him.
 11 Thank you.
 12 MS. CARS: Good evening, trustees.
 13 Unfortunately, the search for GM as begun. We
 14 recommend that a citizen's advisory board GM search
 15 committee be established immediately. This should
 16 include at least two community citizens with
 17 background in the area, the head of IVGID HR, and
 18 two trustees.
 19 Please stop smirking at me, Mr. Tulloch.
 20 This is because of tension in the
 21 community and also on the board. We need
 22 independent, impartial representation from across
 23 the community.
 24 We are, tonight, requesting that those
 25 community members who have had experience as a city

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1 Former GM of Mt. Ashland. Hired as a GM of Diamond
 2 Peak, Incline Village, 1994, and then five years
 3 later, hired away by Northstar to be GM there from
 4 '94 to '96. These are just three of his
 5 credentials.
 6 Keith Till, former member of IVGID Diamond
 7 Peak steering committee. Served over 30 years in
 8 California local government, with almost 25 years as
 9 a city manager in San Marino, Seal Beach, and San
 10 Diego County. Interim city manager for San Juan
 11 Capistrano, former city counsel liaison with a
 12 search firm that recruited Ben Siegel, who today
 13 continues as a city manager.
 14 Third, Martin Hessmark (phonetic). Martin
 15 has worked in both the private and public sector as
 16 an engineer and senior executive for 37 years. He
 17 started as a staff chemical engineer and rose to
 18 executive manager for up to 145 people. He has
 19 extensive public communication experience, is
 20 measured and thoughtful with his actions and words.
 21 An independent person with technical
 22 background is needed for this committee.
 23 My husband and I have made requests and
 24 public comments to Board of Trustees over the past
 25 few months with no responses. We're requesting that

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1 manager, general manager, PUC manager, or related
 2 experience in a governmental capacity be put on this
 3 board to provide counsel and recommendations to the
 4 current board for this search.
 5 We are concerned that the current board
 6 cannot be impartial based on what just happened with
 7 GM Winquest. At least two to three trustees have
 8 been instrumental in the GM Winquest debacle
 9 controversy.
 10 As concerned citizens, it is not
 11 appropriate that the same two to three trustees be
 12 the sole arbiters as to who replaces GM Winquest,
 13 therefore, the necessity for this search committee.
 14 We have read the prior job description
 15 used in 2019. It's is attached to this
 16 presentation, and we recommend that it be reviewed
 17 by the committee.
 18 We are so excited because we have done or
 19 homework and are presenting you three people who are
 20 highly credentialed, experienced community members
 21 to be on this GM search committee, and who have
 22 given their approval for me to present their names
 23 to you tonight. We believe that we do not need to
 24 pay an outside consultant.
 25 Eric Severance, CEO, Sev Group Consulting.

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1 this recommendation be given serious consideration,
 2 as this is currently the highest priority of IVGID
 3 trustees.
 4 MR. CARS: Good evening, trustees.
 5 Earlier this year, the Board of Trustees
 6 voted to restrict beach access for employees who are
 7 not Picture Pass holders. I've been advised that
 8 those employees are now eating their lunch either in
 9 their immediate work environment, their cars, or
 10 other off-beach areas.
 11 The board should permit IVGID employees to
 12 take a lunch or other break in a properly designated
 13 area that will not violate the board direction to
 14 withhold beach access for non-Picture Pass
 15 employees. Hotels make this type of accommodation
 16 for workers, and we sincerely hope the board can
 17 support this for our IVGID employees as well.
 18 Thank you.
 19 MS. BECKER: Hello. Diane Becker,
 20 community member, and long time attorney.
 21 I urge all community members to not sign
 22 the petition to recall Trustees Dent and Schmitz. I
 23 question on the recall -- the question on the recall
 24 is not whether Indra is a nice and likable man and
 25 mentor. The questions are: Does the community want

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1 effective oversight of IVGID going forward? Are
 2 voters being misled by the false assertions that
 3 Indra had a dream team that had done a great job?
 4 Is he being unfairly forced out if he decides he
 5 does not want to go through a public review process,
 6 which is mandated by law?
 7 Since 2020, I have considered myself
 8 Indra's friend, and it is difficult for me to speak
 9 today because of this, but I feel I need to.
 10 I began to attend IVGID board meetings
 11 starting in 2020, for work I was assisting Indra on
 12 on Ordinance 7, not before that. I observed that
 13 contracts were repeatedly presented for approval to
 14 the board that contained unacceptable errors and
 15 blanks, like scope of work, payment terms, et
 16 cetera.
 17 As a retired corporate attorney, I was
 18 appalled that the incomplete contracts even reached
 19 the board, and I made some suggestions to Indra for
 20 improvement.
 21 Unfortunately, the errors in the contracts
 22 did not stop until this current board, in
 23 frustration, addressed the problem of these
 24 errors and appointed Trustee Schmitz to review
 25 contracts and to cause the GM and staff to get the

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1 is long. Indra was not the person who prepared the
 2 incomplete contracts or the inaccurate financial and
 3 accounting documents or caused the other problems;
 4 it was primarily his senior management.
 5 But don't be misled that there was never a
 6 dream team in this senior management under Indra.
 7 Indra's GM, would be the one who must correct all
 8 the mistakes made by senior management, and I
 9 presume that was --
 10 (End of three minutes.)
 11 MR. DOBLER: Cliff Dobler, 995 Fairway.
 12 This written statement is to be made part of the
 13 meeting minutes. Good evening.
 14 My comments relate to agenda item G 3,
 15 indebtedness report and five-year capital plan.
 16 These two reports are a mess. The five-year capital
 17 plan, first year 2023/'24, must be the same as the
 18 budget filed with the State three weeks ago. It is
 19 only off by \$43 million. Also, the budget nor the
 20 capital plan fails to reflect 15.4 million in
 21 carryovers from fiscal 2023. In addition, increases
 22 in estimates of 4.3 million for sewer storage tanks
 23 and effluent pipeline had not been reflected.
 24 The State's instruction are pretty clear.
 25 The preparation of capital improvement plans states

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1 contracts complete before they came before the
 2 board, and she began that process.
 3 That is a board direction. How is that
 4 micromanagement by Trustee Schmitz? And don't we
 5 need correct and complete contracts?
 6 At board meetings, I also observed
 7 numerous errors in finance and accounting documents
 8 were being raised. Admittedly, I didn't go to all
 9 board meetings, only ones that related to Ordinance
 10 7 or where I wanted to make some public comment on
 11 that or ask questions of board members.
 12 I recall over a \$4-million error submitted
 13 by Mr. Navazio for board approval that was to be
 14 submitted to the State of Nevada last year. Luckily
 15 a board member caught the error.
 16 And I observed the board meetings on the
 17 most-recent budget, where a few senior staff members
 18 were asked to bring information for the board for
 19 the budget several times but failed to do so. And
 20 so the board appointed Trustee Schmitz to work with
 21 the general manager and director of finance to get
 22 the information. How is that micromanagement by
 23 Trustee Schmitz?
 24 The list of problems and issues needing to
 25 be corrected that I know of from my limited exposure

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1 that the total amount of expenditures in the CIP for
 2 the ensuing year must equal the total amount outlay
 3 for each fund set forth in the final budget for the
 4 ensuing year.
 5 Yesterday, I sent to each of you a
 6 marked-up version of the two reports. Please have
 7 this done right or the Department of Taxation must
 8 be made aware.
 9 Each of you may not be aware that on March
 10 25th, Navazio stated that the board reviewed the
 11 five-year capital plan. That is not the case. Only
 12 the capital budget for '23/'24 was reviewed. No
 13 review of the remaining four years ever occurred.
 14 Effectively, by approving this five-year
 15 plan, each of you are endorsing future expenditures.
 16 While money is not appropriated for the subsequent
 17 four years, endorsements would indicate a desire to
 18 have the projects done at high costs.
 19 Do you agree with the intended projects?
 20 I would be hard-pressed to understand how an
 21 investment of over \$7 million and seven tennis
 22 courts could even be deemed prudent and plan to
 23 begin construction in 12 months. My inspection on
 24 Monday indicates the courts are in good shape.
 25 I am also hard-pressed to understand how a

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1 \$9.2 million investment to replace Snowflake Lodge
 2 is logical. Design is scheduled to start
 3 immediately and construction to begin in 12 months.
 4 The original 2015 concept was to replace
 5 Snowflake Lodge to accommodate summer food and
 6 beverage and merchandise sales, plus weddings. The
 7 summer programs at Diamond Peak has fallen by the
 8 wayside. Has anyone suggested, other than Mike
 9 Bandelin, what Snowflake Lodge should accommodate?
 10 Nothing has been heard other than cocktail talk.
 11 These two projects alone account for over
 12 53 million of the community service planned
 13 expenditures over the next five years. Several
 14 necessary projects have been tossed aside.
 15 Have the community service master plan
 16 priorities been reviewed? For your information, the
 17 survey completed in 2017 indicates the highest
 18 priority was expanding walking trails within the
 19 IVGID boarders. This priority as never been
 20 addressed.
 21 Extensive review is required to have a
 22 solid and doable capital project plan. It has not
 23 been done over the past six years.
 24 MR. KATZ: Aaron Katz. Good evening.
 25 Box 3022. I have several written statements I've

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1 persons are now. If you can't see them, let me
 2 provide a mirror for the 81-year-old woman to look
 3 at.
 4 You people never come to board meetings,
 5 you don't read packets, you don't do research
 6 insofar as the issues that are concerned, a majority
 7 of them, and yet you proclaim to know everything
 8 about everything. But you don't.
 9 Whiner Riner and company, did you know
 10 it's unlawful to misrepresent the content of a
 11 recall petition's statements to potential signers?
 12 Did you know that everyone who aids and abets the
 13 misrepresentation is equally liable?
 14 By stating Sara's the cause of the loss of
 15 the donation from Mr. Duffield, promoters have
 16 misrepresented the truth. If any of you had
 17 participated in the public hearings, you would have
 18 known this fact.
 19 By stating that Matt is guilty of some
 20 ethical violation because he borrowed 800,000 from a
 21 local resident and didn't disclose it, then he never
 22 voted on matters having anything to do with this
 23 person. By stating the contrary, you've
 24 misrepresented the truth.
 25 Did you know that everyone who signs that

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1 given to Trustee Tonking to be attached to the
 2 minutes of meeting.
 3 I have submitted emails to the board
 4 explaining why it needs to reject Waste Management's
 5 proposed solid waste franchise extension. It's
 6 three years premature. I've asked it go off the
 7 calendar, hopefully it will.
 8 Also, we need to own control of this
 9 transfer station. If Waste Management won't agree
 10 to sell it to the District at a fair price or
 11 include a transfer of ownership in any new
 12 franchise, then we need to take it by eminent
 13 domain.
 14 We need a strong negotiating team, and so
 15 far we don't have it. Madonna Dunbar and Brett
 16 Underwood are lightweights who lack experience and
 17 competence in these matters. We need a strong
 18 citizen's advisory committee.
 19 Now, I'd like to talk about the recall
 20 petition. I find it so interesting how the scum of
 21 our community have chastised myself and others for
 22 years. We're accused of being uncivil,
 23 unappreciative of our wonderful staff, and cancers
 24 to our community. We're told to leave if we don't
 25 like it. Well, look who the cancers and the uncivil

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1 petition and is criminally negligent and not
 2 learning of the misrepresented contents, can be
 3 jointly and severally liable for \$20,000 in civil
 4 penalties? Where's Mr. Hitner with the \$10,000
 5 bucks?
 6 The Secretary of State and the Office of
 7 the AG have been notified. They will be knocking on
 8 your door. Look what whiner Riner and company have
 9 done to you people. Congratulations.
 10 MS. USINGER: My name is Caroline Usinger,
 11 I live on Jackpine Lane.
 12 I'm kind of amazed that I've just been
 13 called scum of the earth. Have to get used that
 14 one, the name.
 15 I actually wanted to talk for just a
 16 second about sadness. When I voted for IVGID
 17 trustees in 2020 and 2022 -- frankly, I was not in
 18 this area before then -- I didn't vote for war. I
 19 did not vote for major, huge changes. I voted for a
 20 continuation of a community that would work
 21 together.
 22 I had heard rumors that there were people
 23 who were always making problems, and I was hoping
 24 that they would kind of get older and get other
 25 occupations.

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1 But I voted for community. I voted for
 2 people working together. And when I hear the anger
 3 that everybody has, frankly, anyone connected to the
 4 anger needs to go away.
 5 Now, Indra as gone away. It's fine. It's
 6 done. Whatever. But unless the board does
 7 something -- you guys were participants in it too.
 8 And for healing, you need to figure out if you guys
 9 can personally help the healing. And if not, you
 10 need to say, you know, someone else needs to do
 11 this, not me.
 12 That doesn't mean you were wrong; all it
 13 means is we don't want war. Step aside. Calm down.
 14 Everybody needs to do it.
 15 Now, if only one side does it, that's not
 16 fair, because the whole community is upset and both
 17 sides have contributed to this. So unless the
 18 people -- I would really seriously consider, if you
 19 were part of this, which, frankly, three of you
 20 were, you need to resign, you can reapply when you
 21 want to rerun, but when you actually ran for office,
 22 your never said you were going to do this. You
 23 never said it. It's a bait and switch. You were
 24 talking about this openness and working together and
 25 all this stuff. And I was like, yeah, yeah, yeah.

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1 So, I wish you would call it correctly.
 2 If I'm wrong, which I might be, feel free to correct
 3 me. It's a termination without cause is why you're
 4 paying him a year's salary, but you haven't
 5 justified anything, and I guess that's without
 6 cause.
 7 Second topic is the beach. Of course I
 8 think taking it away from the employees is crazy.
 9 And now it appears that Trustee Schmitz wants to
 10 build a wall. What is the problem? It's about your
 11 tolerance for risk. Like, in the winter, who cares
 12 who is there. There's hardly anybody there. And
 13 you're going to spend a couple hundred thousand to
 14 man the beaches to keep out people that don't even
 15 go there. It's insane to spend that much money to
 16 make it more exclusive than what it already is.
 17 It's crazy.
 18 It wasn't a problem before, why is it a
 19 problem now that Ms. Schmitz wants it that way? To
 20 make it more exclusive, the amount of money you're
 21 going to spend on that is crazy. I think you make a
 22 problem out of nothing because what's going to
 23 happen? Are they doing to sue and make the beaches
 24 public? It's not going to happen. That's crazy.
 25 Anyhow, that's all I got.

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1 It's bullshit.
 2 Anyway, both sides have issues, but both
 3 sides need to step down.
 4 CHAIR DENT: Any other public comments in
 5 the room?
 6 Matt, can we go to Zoom?
 7 MR. MILLER: Good evening. Charlie
 8 Miller. Two topics I want to speak to.
 9 Number one is, Ms. Shackford, I think is
 10 your name, and, Mr. Wheeler, great comments,
 11 appreciate that. If you didn't hear them before,
 12 follow them.
 13 I'm not a lawyer. It seems like half the
 14 room is. What I'm trying to understand is -- I look
 15 at this contract -- that there's three ways out:
 16 That he resigns, that he is terminated with cause,
 17 and terminated without cause.
 18 But what I hear from the trustees and
 19 members of the public is that he doesn't want his
 20 review, or, you know, he wanted a separation
 21 agreement. I didn't find a separation agreement in
 22 his contract. I only found those three other ways.
 23 So, really, this is, in my opinion, a termination
 24 without cause, because if he resigns, then he
 25 doesn't get anything.

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1 DR. WHYMAN: Hello. Dr. Andrew Whyman
 2 here. 20-year resident, retired, and no longer
 3 applying my trade for money. Here's a three-minute
 4 donation you can't turn down.
 5 Indra Winquest did not voluntarily resign.
 6 The board knows it, Indra knows it, I know it, and
 7 so do most folks in town. Put a gun to somebody's
 8 head and you're kind of limiting their options.
 9 Indra volunteered to resign in the same
 10 sense that people volunteer to breathe. Do it or
 11 die. Put more formally, choose to leave with a
 12 reasonable separation agreement, or be publicly
 13 humiliated, and then most likely, fired. What a
 14 fine choice.
 15 And yet a voluntary separation is what
 16 this board was trying to sell. Fake news, by my
 17 (inaudible).
 18 Here's another way of capturing the
 19 essence of what recently happened here. The
 20 majority of the board individually in private
 21 conversations prior to his 2023 evaluation tells
 22 Indra, you're a good guy. One town person liked you
 23 so much he was willing to give us \$25 million. But
 24 so sorry, Indra, this isn't a popularity contest,
 25 it's a job.

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1 We, the board, understand finances and you
 2 and your so-called upper management, professionally
 3 credentialed finance staff do not. We have to save
 4 IVGID from staff giveaways, more poorly managed
 5 finances, embarrassing contract negotiations, and
 6 more, your differing opinions about some of these
 7 matters notwithstanding.
 8 Therefore, again, we're truly sorry, but
 9 we don't believe you can cut the mustard.
 10 So, in fact, the Indra problem started a
 11 few years back and was publically exposed by the
 12 process and outcome of Indra's evaluation in 2022.
 13 One board member believed at times that Indra was
 14 largely incompetent. Another since sitting
 15 eventually gave Indra a passing grade. The board
 16 knew then that there was a guff in this issue but
 17 proceeded to look away.
 18 It followed the Duffield debacle. Indra
 19 was unfairly and inaccurately blamed by some board
 20 members. What did the board do about it? Virtually
 21 nothing.
 22 Then a newly reconstituted board that
 23 started in January, 2023. It was soon clear that
 24 two and likely three board members deemed Indra less
 25 than competent. What did the board do? Virtually

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1 board policy, at a cost of less than 100,000 that
 2 were submitted by Trustee Schmitz, one was appalled
 3 that Schmitz did not trust staff.
 4 Mr. Navazio, hired by GM Winqest, has
 5 clearly turned out to be a gem. Leaves July 1st in
 6 the middle of the annual audit, and takes vacation
 7 prior to leaving. So unprofessional.
 8 Now, Mr. Johnson and Pomeroy (phonetic),
 9 our previous engineerings, assure us that we had a
 10 20-year master plan water and sewer in places.
 11 Apparently not.
 12 Mr. Underwood, part of our current
 13 engineering staff, made an outsource request to the
 14 previous board, chaired by Tim Callicrate, in
 15 October, 2022, to award a \$449,000 contract to
 16 another engineering firm, DOWL LLC, to prepare a
 17 master plan for water and sewer. Internal
 18 engineering staff costs of 51,000 was also
 19 requested, bringing the total contract to 500,000,
 20 which was budgeted and approved.
 21 Since the review of the SKATA (phonetic)
 22 system, an additional 660,000 would have put the
 23 request over budget. It was postponed to the
 24 '23/'24 budget. However, the review has not been
 25 included in the '23/'24 budget.

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1 nothing. Why? Because the majority of the board
 2 will only believe that Indra was the sole problem.
 3 And the board minority felt confused, stimated,
 4 silenced, paralyzed. This is also a board problem,
 5 not an Indra problem.
 6 If a GID board believes the general
 7 manager's not forming adequately, it has an
 8 obligation to work toward improving the general
 9 manager's performance. The board had a number of
 10 options. Hiring a competent consultant to assist
 11 the board and general manager was just one of them.
 12 Instead, nothing was done, and the open wound was
 13 left to fester.
 14 And now from what I understand, it's back
 15 to business as usual, except there's a now-energized
 16 and passionate community effort to recall two
 17 trustees and likely a third later.
 18 MS. DOBLER: Hello. This is Ellie Dobler,
 19 995 Fairway.
 20 I'd like to speak about outsource, a dirty
 21 word according to Kendra Wong. On our previous
 22 board, chaired by Tim Callicrate, when it came up to
 23 approve several contracts with the accounting firm
 24 of Moss Adams to review our accounting, internal
 25 control practices, contract administration, and

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1 Work started October, 2022, and was to be
 2 completed November, 2023, and a 50 percent draft
 3 report was to be presented June 16th. This date has
 4 come and gone. Do we have a report? What about the
 5 SKATA system? Anything happening there? There's
 6 nothing on the agenda or long range calendar.
 7 This contract, 660,000, including SKATA,
 8 plus engineering staff time is probably over
 9 700,000. Seems pretty expensive to me. A little
 10 oversight, please.
 11 Thank you.
 12 MR. WRIGHT: Frank Wright, Crystal Bay.
 13 I hope the people who are running this
 14 petition paid attention to what Mr. Katz said. I
 15 have been in contact with the Secretary of State,
 16 Washoe County Voter Registrar, and a few other
 17 people, and what we have is a totally false,
 18 unsubstantiated petition with invalid information,
 19 false and misleading statements. And the state
 20 statutes are very clear. Those who sign the
 21 petition are putting themselves in legal jeopardy to
 22 the tune of \$20,000 apiece.
 23 Mr. Riner, great job, you and your fellow
 24 cohorts have done it again. You got something
 25 really stupid going on here, which will never, ever

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1 fly. The petition, in its face value, is wrong,
 2 it's invalid. You can't have a petition with phoney
 3 and false information. I know it can't be
 4 substantiated.

5 So keep getting your signatures, keep
 6 telling people, hey, you're putting yourself out
 7 there. I have no problem with it. I'd like to see
 8 you all pay \$20,000.

9 Now, let's go to some other things that
 10 were said tonight about the beaches. How people can
 11 still come in here and say that the employees should
 12 be on the beaches it beyond my comprehension of
 13 normal thinking. You have people in town who live
 14 in the community who can't go to the beaches, but
 15 you're going to fight for people who don't live here
 16 and live in Reno. Unbelievable. Just something I
 17 just don't get.

18 Kay Shackford is sucking this district of
 19 money for her -- whatever clinic she's putting on,
 20 and she gives a little tidbit about how she might
 21 have given one away free. But she is sucking in 10-
 22 to 12,000 bucks a pop. Hey, I'd ask for a recall
 23 too if I could get a board that would allow this
 24 crap to go on.

25 How about Eric Severance being mentioned

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1 Mr. Underwood asked us to remove. It was item G 1.
 2 Are there ay other items he need to adjust from the
 3 agenda or any other concerns with the agenda?

4 TRUSTEE SCHMITZ: I just wanted to comment
 5 that I had requested that the golf cancellation
 6 policy and the All-You-Can-Play Pass cost be on this
 7 agenda, and I appreciate the board Chair scheduling
 8 a special meeting to address those concerns. I just
 9 wanted people to realize that for some reason it
 10 wasn't on this agenda.

11 The other thing that was supposed on be on
 12 this agenda was a report from staff relative to the
 13 Championship Course food and beverage losses over
 14 the past couple of seasons. I don't know why that
 15 was removed from this agenda, and I'm hoping that it
 16 will be on our special meeting agenda as well.

17 CHAIR DENT: You so you guys know, I did
 18 request that after requesting that we bring that
 19 item back forward because those two items were
 20 missed. I'm waiting to hear back on the second
 21 item.

22 Seeing no more changes to the agenda, we
 23 will just say the agenda's approved, with removing
 24 item G 1.

25 Item E, reports to the board.

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1 as someone on the search committee? Here's a guy
 2 that hit us up for \$30,000 for a phoney document he
 3 took of the internet, plagiarize from a company in
 4 Australia, which the document was copy written
 5 material. He turned it in and collected a \$30- or
 6 \$35,000 check. Now this is a guy with integrity.
 7 He wants to find us a new general manager. This is
 8 the last guy I would put on a committee like that.

9 As far as the other two guys, I have no
 10 idea who they are.

11 Charlie Miller, I don't know what you just
 12 said, but it was interesting.

13 We need to stop all this stuff. I keep
 14 telling you that, but go ahead and get your petition
 15 going, get all your people rallied, and I'll tell
 16 you what, I wouldn't sign that petition.

17 CHAIR DENT: We need to take a five-minute
 18 break. We will resume the meeting at 6:50.
 19 (Recess from 6:44 P.M. to 6:50.)

20 CHAIR DENT: All right. We're going to
 21 resume our meeting. We did just finish out item C,
 22 initial public comment. We'll move on to item D,
 23 approval of the agenda.

24 D. APPROVAL OF THE AGENDA

25 CHAIR DENT: We do have one item that

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1 E. REPORTS TO THE BOARD

2 CHAIR DENT: There is no report in here.
 3 Moving on to item F.

4 TRUSTEE SCHMITZ: I'm just wondering if we
 5 might be able to get some sort of a verbal report
 6 from the director of finance related to OpenGov
 7 implementation, Tyler, and also just a report for us
 8 relative to the activities for the interim director
 9 of finance and controller. Would that be possible?

10 CHAIR DENT: Well, there's no --

11 Anne, I got a question on that just to
 12 make sure we're doing it correctly. For item E,
 13 reports to the board, could we have -- the acting
 14 general manager Navazio, could we have him update us
 15 on the items Trustee Schmitz requested?

16 MS. BRANHAM: Yes, we could have him
 17 update. Of course, the board just won't deliberate
 18 or take action on those items. He's welcome to get
 19 on and give a verbal update on the requested items.

20 CHAIR DENT: Understood. It's a report to
 21 the board is the item, so there's a lot of -- you
 22 can -- you want to ask questions?

23 TRUSTEE TONKING: Can we ask questions?
 24 Is that considered deliberation?

25 MS. BRANHAM: You can ask questions. I

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1 would just caution not ask questions in such a way
 2 that it starts to look like you're leaning a certain
 3 direction, verging into deliberation. Informational
 4 questions are fine.

5 MR. NAVAZIO: Actually, I think Brad
 6 Underwood is your acting general manager this week,
 7 as I am joining you guys from a hotel in Denver this
 8 evening.

9 A couple of updates from the finance
 10 department. Let me just start with comments
 11 regarding the request for the food and beverage
 12 item, Champ Golf, on this agenda. Staff is working
 13 on that. We've made some progress. It's actually
 14 coming along.

15 I will remind -- also, Chair Dent, we had
 16 a conversation that at the last meeting, the request
 17 for the indebtedness report and the five-year
 18 capital plan report that had not been scheduled for
 19 this meeting be on this agenda. And so we kind of
 20 pivoted to put that report together. We will be
 21 presenting that later on this agenda. We discussed
 22 bringing the food and beverage report at your next
 23 meeting for that reason.

24 In terms of the status of the staffing in
 25 the finance department, we have notified the board

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1 through OpenGov, and those are just being
 2 reestablished in the system. Then we will go live
 3 and give the board the update as that happens.

4 We think we did report we had planned to
 5 have that up and running by last week, and so we've
 6 slipped into this week.

7 I don't know if I have a real update with
 8 the Tyler implementation, other than to say that our
 9 focus has been on the rolling on the budget that was
 10 developed in Tyler for the new fiscal year '23/'24
 11 that's beginning July 1st. And, essentially, we are
 12 prepared to fully transition to the new budget in
 13 the new fiscal year. Not necessarily a challenge,
 14 but just a nuance of the year-end is that as of July
 15 1st, we will actually be in two fiscal years in the
 16 same time as we're continuing to do the year-end
 17 close for June, and then work through the audit,
 18 while we're also in the new fiscal year.

19 The other item, I guess, I would say that
 20 will be next up with Tyler, I'm hoping to do it soon
 21 in the fiscal year as possible, is implementation of
 22 the contract management module to facilitate the
 23 District's tracking and administration of all the
 24 contracts that are currently, essentially, managed
 25 offline, but will be managed through the Tyler

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1 that the District has brought on an interim finance
 2 director, Mr. Bobby McGee, who is following
 3 tonight's live stream. I spent some time with him
 4 earlier this week. He's actually at the District
 5 this week getting up to speed, and will be,
 6 essentially, taking on the full duties as the
 7 interim finance director upon my exit from the
 8 District later this week.

9 And look to forward him engaging with the
 10 trustees. I think he may have already begun to
 11 reach out to some of you and also audit committee
 12 members to kind of do introductions and whatnot.

13 The other item that was mentioned was
 14 OpenGov. I apologize on this one. We are right
 15 there. We have got the data, everything integrated.
 16 What staff is doing this week -- actually last week
 17 was recreating the views in the reports in OpenGov.
 18 I'll get an update from staff, even while out of the
 19 office, but the OpenGov should be up and functional
 20 this week for the community members to have access
 21 to all the financial information through the
 22 OpenGov.

23 We've completed the integration with
 24 Tyler. We've completed the data validity. There's
 25 just a handful of reports that were available

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1 contract module.

2 I think I touched on as many points as I
 3 heard. I can answer any questions.

4 CHAIR DENT: Any questions?

5 TRUSTEE SCHMITZ: My only question for you
 6 is relative to Tyler, what are the additional --
 7 you've given us the next is to implement the
 8 contract management module. What are the others or
 9 how many other modules are there that we still have
 10 to get up and running to be truly complete with this
 11 effort?

12 MR. NAVAZIO: Yeah. Thank you. Well, the
 13 main two that I would say, which, you know, they're
 14 up and running in the sense that they are live and
 15 ready to be utilized. We're just reviewing, sort
 16 of, the set up and the how they're going to be used
 17 going forward. Essentially, it's a contract
 18 management module that I mentioned and the capital
 19 projects module, where, rather than just having
 20 capital projects budgeted as in aggregate as one
 21 line item in the financial system and having all of
 22 the capital project reports be produced with
 23 information from all the other systems, the capital
 24 project and capital budgeting and capital project
 25 module will allow projects to be budgeted, tracked

<p style="text-align: right;">Page 42</p> <p>1 in the system within the line item expenditures 2 within the budget, and we will be able to produce 3 budget to actual and capital project status reports 4 through the Tyler system directly. So, contracts 5 and capital budgeting. 6 There are other modules that we did not 7 purchase with the Tyler system that the District may 8 consider in the future, but those are the two main 9 ones that, really, staff has some work to do. And 10 again we're targeting the new fiscal year to be able 11 to utilize those. So coming up. 12 TRUSTEE SCHMITZ: Just to clarify, how 13 much more time do you anticipate and when do you 14 anticipate truly having all of the capital projects 15 implemented and whatever the old systems are being, 16 basically, shutdown and using only the Tyler system? 17 What's your anticipated timeline on that? 18 MR. NAVAZIO: Yeah -- 19 MS. BRANHAM: Sorry to cut you off. I 20 wanted to step in and say, if possible, can we maybe 21 agendize this for an upcoming meeting to avoid 22 getting too deep into something -- 23 MR. NAVAZIO: Let me just say one thing to 24 that, because this might be my last opportunity 25 tonight to address the board, I would say the target</p>	<p style="text-align: right;">Page 43</p> <p>1 is this first quarter. It will only depend on, 2 really, the work that we're doing on the year-end 3 audit and our ability to just focus on that. That's 4 the plan. 5 TRUSTEE SCHMITZ: Appreciate it. This is 6 our last meeting that we have with Paul, and he has 7 the knowledge of this. Thank you for being patient. 8 MS. BRANHAM: No problem. 9 CHAIR DENT: Any other questions for 10 reports to the board? 11 All right that will close out item E. 12 Moving on to Item F, consent calendar. 13 F. CONSENT CALENDAR 14 CHAIR DENT: Is there a motion to accept 15 the consent calendar? 16 TRUSTEE TONKING: I move we accept the 17 consent calendar. 18 CHAIR DENT: There has been a motion. Is 19 there a second made? 20 TRUSTEE NOBLE: Second. 21 CHAIR DENT: Motion's been made and 22 seconded. Trustee Schmitz, I see your hand up. 23 TRUSTEE SCHMITZ: I just wanted to comment 24 to the board that the contract related to consent 25 calendar item 1 did have mistake relative to</p>
<p style="text-align: right;">Page 44</p> <p>1 scheduled dates, legal counsel and staff have been 2 advised, and they will be correcting the contract. 3 I just wanted to let you know there will be a 4 correction made to this contract. 5 CHAIR DENT: Understood. Thank you for 6 that. Motion's been made and seconded. Any further 7 discussion? All those in favor, state aye. 8 TRUSTEE TONKING: Aye. 9 TRUSTEE TULLOCH: Aye. 10 TRUSTEE NOBLE: Aye. 11 TRUSTEE SCHMITZ: Yeah. 12 CHAIR DENT: Aye. 13 Opposed? Motion passes 5/0. That will 14 close out the consent calendar. Moving on to 15 general business. Item G 1 was removed. We're now 16 on item G 2. 17 G. GENERAL BUSINESS 18 G 2. 19 CHAIR DENT: Discuss and possibly approve 20 a year-round access management option for the winter 21 '23/'24, and provide direction for future electronic 22 solutions at the District's restricted access 23 beaches. Requesting staff member Director of Parks 24 and Recreation Shelia Leijon, and Director of 25 Information Technology Mike Gove. This can be found</p>	<p style="text-align: right;">Page 45</p> <p>1 on pages 133 through 143 of your board packet. 2 MS. LEIJON: Members of board, Shelia 3 Leijon, Director of Parks and Recreation for the 4 record. 5 We have before you a couple of options, 6 and we're thinking probably the best option is a 7 hybrid of staffing model and electronic model. I 8 know you've had a chance since this was on the 9 agenda last meeting -- the meeting prior, you've had 10 a chance to review the cost and suggestions and 11 recommendations that we have for staffing models. 12 We can, effectively, staff all three beach 13 gates if that is the direction that the board would 14 like to go, but we've received some comments, both 15 from Trustee Schmitz and Trustee Dent about the hope 16 of being able to implement, sooner than later, an 17 electronic version, and it would be phase one. 18 Mike will be able to -- the director of 19 IT, Mike Gove, will be able to give you that 20 information in detail. But if you have any 21 questions about the staffing model, I'd be happy to 22 answer those questions now. 23 TRUSTEE TONKING: When you said 24 "effectively" find staff, do you feel like we have 25 the staff that would be able to do this or would</p>

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1 this become another shortage within the District?

2 MS. LEIJON: I believe that we would be

3 able to cover the staffing. We currently have 1.34

4 FTE. If we did full staffing, it would require at

5 least 4 FTE just to cover days off, breaks, roving,

6 and full scheduling.

7 TRUSTEE NOBLE: With regards to each of

8 the options and the times that beaches would be open

9 and staffed, what about the other times from dawn to

10 dusk? Will the beaches be open to residents or will

11 they be closed?

12 MS. LEIJON: They will be closed.

13 TRUSTEE NOBLE: With regards to -- let's

14 look at, starting with option one, 9:00 A.M. to 7:00

15 P.M. In December when it's dark at 5:00 P.M.,

16 there's still going to be staff for an additional

17 two hours? Is that the proposal?

18 MS. LEIJON: I think it's more an idea of

19 an eight-hour shift. It would have to actually

20 roll. I like the idea of dawn to dusk, having our

21 staff there when it's light.

22 The recommendation that we've received in

23 putting together this proposal, in discussions with

24 our beach liaison, Trustee Schmitz, is that if the

25 beach gates are not staffed, they should remain

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1 have at this time can produce and effectively manage

2 through.

3 TRUSTEE NOBLE: So, is the intent, then,

4 that starting with this winter access that will

5 apply also to summer access that when the beaches

6 are not physically staffed, they will be closed to

7 the public, even if it is during the dusk-to-dawn

8 period, beyond the eight- or ten-hour workday of

9 staff?

10 MS. LEIJON: I believe that is the goal,

11 to have either electronic access where we can

12 control who is going in and out of beaches.

13 Currently it's a staffed model, and the idea is to

14 have the beach gates closed when we do not have

15 staff at the gates.

16 In the past -- just so we can kind of

17 understand how we got to this point, in the past we

18 had parks come in an open the beach gates when they

19 arrived. They would be open early in the morning.

20 Beach gate staff would not arrive until seven

21 o'clock, sometimes 8:00, it depended on the time of

22 the year. So, the gates were opened, and it was

23 free access for anyone to come through whether they

24 had a card or not. It was not being monitored.

25 If the purpose and the desire of the board

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1 closed. That is for protection of the beach deed

2 and also to actually monitor who is coming in and

3 out of the gates.

4 I would say that in December, when it is

5 dark at five o'clock, we would most likely close at

6 that time, and also roll open earlier in the morning

7 when the sun comes up.

8 TRUSTEE NOBLE: Then with regards to

9 options two and three where they're scheduled to

10 close at 5:00 P.M., but in March and April, it's

11 still light until seven, eight o'clock at night, so

12 those hours that it's still light out, residents

13 will be unable to access those beaches during that

14 time?

15 MS. LEIJON: Again, roll with the daylight

16 savings or the change in the sunset and sunrise,

17 which we do currently. We do close dawn to dusk.

18 It's best for us to do I that way rather than to

19 affix an actual hour to it.

20 We just did this in this manner to talk

21 about a ten-hour shift to cover the majority of the

22 day. Currently, we open at 7:00 A.M. and close

23 around 8:30, closing the gates around 8:30, which

24 can be, in the middle of summer, a little early for

25 some people, but that is what the staffing that we

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1 and the community is to have restricted beach access

2 year round, that would be the most effective way to

3 do it, to have the gates closed, unless there was

4 somebody there checking passes.

5 Then when we segue into an electronic

6 version, there may be an option for people to come

7 and go at hours that we don't have staff there. So

8 if you had a card, you could scan in, and the gate

9 would open for you, it would be open to you at any

10 time, provided that you had the proper access.

11 MR. GOVE: We would have the ability to

12 limit the gate, the electronic access, by time. We

13 could set parameters on that.

14 TRUSTEE NOBLE: And by limiting it by

15 time, that is to get in, not to get out?

16 MR. GOVE: Correct. There's been a lot of

17 conversation with the board and the previous general

18 manager about RFID access as to the beaches, the

19 majority of this ends up with me being a part of the

20 discussion.

21 I started researching how we could achieve

22 this two years ago, and in doing so, I looked at

23 beach security as a very binary process, they're

24 either secure or they're not, that's the way my

25 brain works.

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1 There's a couple pictures that are there.
 2 I'm also a bigtime visual learner. I put out a few
 3 things for you guys. And initially my proposal was
 4 going to be Exhibit B, which is on page 140. And
 5 then someone called in a public comment and
 6 suggested how they would get their dog through that
 7 giant turnstile, and it sort of paused me in my
 8 tracks because I realized that's not possible.
 9 That sort of became my instinct to say
 10 this is what would be needed to have the beaches
 11 secured in a binary fashion of being absolutely
 12 controlled. You're either getting through that or
 13 you're not.
 14 The unfortunate thing is you're also not
 15 taking any chairs or an ice chest or all of the
 16 other -- like children. We'll, you could get a
 17 child through it.
 18 I ultimately ended up having a discussion
 19 on site with Trustee Schmitz, and we started talking
 20 about the HOA model were there's a gate that opens
 21 up that you can get into a pool. And -- which is
 22 Exhibit C. So that's what we ultimately ended up
 23 landing on what would be implemented in this first
 24 phase.
 25 I want to say that I appreciate the

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1 Bridge, the arched bridge, to get to Hermit Beach.
 2 That is also an option for dogs, if we decide to
 3 continue with dogs on the beach, from October 15th
 4 to April 15th. They would be leashed, and they
 5 would be walked across.
 6 That bridge is not ADA compliant, and
 7 we've thought that through as well. If we had the
 8 staffing available and there was an ADA issue and
 9 somebody had to get on to Hermit Beach -- that was
 10 their goal, was to get on to Hermit Beach, the
 11 roving ambassador could provide reasonable
 12 accommodation to anyone in a wheelchair to get their
 13 dog on the beach. So we thought all of that through
 14 as well.
 15 Hopefully that answers some of the
 16 questions you might have had in your mind.
 17 TRUSTEE TONKING: I have a couple of
 18 questions for Mr. Gove.
 19 My first question is how would this
 20 technology play with the RFID technology that we're
 21 using over at Diamond Peak?
 22 MR. GOVE: It's the same technology. It's
 23 by the same vendor. One of the intentions with
 24 starting with Diamond Peak is that we knew that
 25 ultimately we would like the bring the beaches into

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1 offseason model for our pilot, in our first phase of
 2 this. It gives myself and my staff the opportunity
 3 to set up the back-end systems and the electronics
 4 that go along with setting these up, which I talked
 5 about a little bit in my memo, without having the
 6 massive load we would have during, like, a summer
 7 season.
 8 So, that's my piece of it. If you have
 9 any questions, I'm happy to discuss them. Please
 10 let me know if I got too deep into the technical
 11 weeds.
 12 MS. LEIJON: I'm not going to be technical
 13 at all, but I want to let you know that for certain
 14 -- I did have a few questions from members of the
 15 community about access for dogs.
 16 If we went with the model of where closed
 17 Ski Beach and had Incline Beach be the opened,
 18 managed gate with a staff member there, and then did
 19 a RFID option at Burnt Cedar, I had questions on how
 20 would we launch our kayaks and paddleboards.
 21 Just so the board remembers, there is a
 22 movey (phonetic) mat to the west side of Incline
 23 Beach that would allow individuals to use their
 24 kayaks and paddleboards, drive in with them.
 25 There's also the option of crossing the Rainbow

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1 the same system.
 2 TRUSTEE TONKING: I can use the same card
 3 for both?
 4 MR. GOVE: Yes, ma'am.
 5 TRUSTEE TONKING: Then my other question
 6 is what prevents me from going to the beach,
 7 scanning my card, and then bringing seven other
 8 people in with me?
 9 MR. GOVE: There would be nothing to stop
 10 you from doing that. We have the potential to
 11 investigate that in future phases, but, currently,
 12 the way this would sit, you would have a tailgating
 13 exploitation that would be potential -- which is
 14 what you call it when someone follows you through
 15 it. Access control.
 16 I do have intention of putting a camera
 17 there, so we will have the ability to monitor that.
 18 Director of Parks and Recreation Leijon and myself
 19 have talked about some signage and potential
 20 policies that may need to be discussed for
 21 ramifications associated with anyone who chooses to
 22 do that.
 23 TRUSTEE TULLOCH: Just a quick, before I
 24 get into my points, on the ADA for Hermit Beach, do
 25 we know if that issue even is dealt with if closed?

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1 If that's an issue, crossing that bridge, that must
 2 be an issue all the time.

3 MS. LEIJON: If we have the Ski Beach gate
 4 open and there's a walk-in opportunity for somebody
 5 or a wheelchair to be brought that way, we can.

6 My concern was -- the ADA bridge, yes, it
 7 is an issue. We are working with NDOW (phonetic) to
 8 have a grant-funded bridge rebuilt in that location,
 9 hopefully, next year.

10 So, yes, you are correct, anybody trying
 11 to go over that bridge, it is not ADA complaint. So
 12 the way that we would accommodate -- a reasonable
 13 accommodation would be to have the roving ambassador
 14 open Ski Beach gate for someone in a wheelchair, if
 15 need be.

16 TRUSTEE TULLOCH: What times of the year,
 17 what period -- is this from October to March? What
 18 popular of the year is this?

19 MS. LEIJON: What I have calculated for
 20 you is October 15th through April 15th, so it's a
 21 six-month period that we would -- we do actually
 22 monitor, best we can, with an ambassador that roves
 23 the three venues at this time, but, naturally, they
 24 are not at every location to be able to stop
 25 somebody coming in without a pass.

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1 staffing proposals that suggests leaving the gate
 2 staffed.

3 TRUSTEE TULLOCH: Yeah. We don't want it
 4 turning into an overnight campsite, which would be
 5 one of my concerns about that.

6 MS. LEIJON: I think if we could speak
 7 candidly to some of the things -- this is not the --
 8 Mike is a perfectionist, so some of the things that
 9 have been brought up, the tailgating, that type of
 10 thing, we will managing through that this year.

11 But it gives us an opportunity to see how
 12 this type of access management would work. It's not
 13 going to be perfect. And I also want to state that
 14 for about 50 years, the gates have been open all
 15 winter long, so that may not be a popular item to
 16 bring forward into the community.

17 TRUSTEE TULLOCH: Yeah. I understand the
 18 tailgating issue and understand there's lots of
 19 things we've done for 50 years that suddenly we're
 20 not allowed to do anymore. Things have changed, 50
 21 years ago. Half of the people in this room would
 22 probably still be smoking, so a lot of things have
 23 changed over 50 years.

24 I'm just trying to understand the
 25 rationale for it. I'm assuming this has been

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1 And it's just a random request if somebody
 2 seems to be acting up, they would ask if you have a
 3 pass, and then handle it accordingly.

4 We do have some monitoring at this time;
 5 this is would be enhanced monitoring.

6 TRUSTEE TULLOCH: One of reasons behind
 7 this is to stop nonresident access to the beaches,
 8 which would be protecting property rights as was
 9 made clear in public comments. I've heard lots of
 10 public comments tonight and in recent meetings that
 11 people want to protect property value and property
 12 rights. So, obviously, protecting the private
 13 beaches is a key part of that.

14 The access would just be pedestrian
 15 access?

16 MR. GOVE: At this time, yeah. In phase
 17 one, yes.

18 TRUSTEE TULLOCH: We're not going to find
 19 that we suddenly get 20 Mercedes sprinter vans
 20 parked there over night, and that people are using
 21 this for overnight parking and camping?

22 MR. GOVE: That would be the intent, yeah.
 23 The traffic gate would be locked during the
 24 season -- or during the timeframe that we would be
 25 using the RFID gate. Unless you go with one of the

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1 discussed with counsel Parks as well? Kathy Parks,
 2 who was looking at the beach deed issues.

3 MS. LEIJON: I have not talked to Kathy
 4 Parks about this particular proposal, no.

5 CHAIR DENT: Kathy Parks has weighed-in on
 6 this, and this is where this came from.

7 MS. LEIJON: Weighed-in on us --

8 CHAIR DENT: Not the exact proposal, but
 9 restricting -- Kathy Parks has weighed-in on
 10 restricting the beaches year-round, restricting
 11 access year-round. Signage is another thing that
 12 she's asked us to do.

13 Staff is moving forward with the, I guess,
 14 requirements or the recommendations from our general
 15 counsel, and that's why staff has brought this to
 16 us. You've seen signage, there's a lot more signs
 17 out there.

18 The next step is staff working through
 19 this first phase of trying this out to make sure it
 20 could work before we have thousands of people at our
 21 gates trying to get in in the middle of summer and
 22 we have a disaster on our hands.

23 TRUSTEE TULLOCH: Since you brought up
 24 signage, are the signs up now?

25 MS. LEIJON: The first phase of signs have

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1 been installed. Those are the signs you see on the
 2 gates and also the placards in the front. We have
 3 six signs, three are going to be installed tomorrow.
 4 When we had utilities come out, U.S.A.
 5 come out and check the utilities, there was one
 6 location that we determined our sewer and water
 7 lines were, so we have to have a new location chosen
 8 for that. It will slow down the installation of the
 9 last tree signs.
 10 Then NV Energy missed, totally missed one
 11 spot, so we're working to get those final three
 12 signs placed as soon as possible.
 13 We're hoping everything goes well with
 14 weather and our own team installing. It's a real
 15 team effort. Public works will be making the holes
 16 for the signs, and then our buildings department and
 17 parks department will install the signs.
 18 TRUSTEE NOBLE: Is the proposal today to
 19 have gate access during the winter at Burnt Cedar,
 20 but staffed access at Incline Beach, and close Ski
 21 Beach?
 22 MS. LEIJON: I would say that it's up to
 23 the pleasure of the board. We've brought two
 24 proposals: The fully staffed option and then kind
 25 of a hybrid of electronic access and staffed access.

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1 50 miles an hour and we've got ten-foot swells
 2 coming in, there's half dozen surfers, body
 3 boarders, kite surfers out there enjoying it, maybe
 4 not be what the majority of people want to do, but
 5 there is a constant rollover, people, including
 6 myself, last about an hour and then we have to get
 7 out because if hypothermia.
 8 So when it is raging the worst, it
 9 sometimes is best for some, but may not be a great
 10 time to actually have staff hunkering down in the
 11 building, even if it is weatherized.
 12 MS. LEIJON: Yes, you're correct there,
 13 and we are working on a weather policy and for
 14 district-wide weather issues. I would say in this
 15 last year, if we looked at one of the heaviest
 16 storms that we had, we would probably close down the
 17 beach.
 18 The policy currently is gates are closed
 19 if it's 12 inches at lake level.
 20 CHAIR DENT: Haven't there been storms
 21 where we leave the gates opened, though?
 22 MS. LEIJON: There have been storms. And
 23 actually for snow removal, it's critical that we
 24 have them open.
 25 CHAIR DENT: Right. I don't think

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1 So, yes, the proposal that we feel gives
 2 us an opportunity to understand how the electronic
 3 access will work on a smaller scale would provide
 4 just the walk-in access at Burnt Cedar Beach with
 5 the existing gates, some modifications to that, and
 6 then partially staffed at the other beaches.
 7 Incline Beach would be staffed, dawn to dusk, we
 8 would have a roving ambassador, and Ski Beach would
 9 be closed.
 10 TRUSTEE NOBLE: And just to be clear, if
 11 we're still in the dawn-to-dusk timeframe and there
 12 isn't staff there for whatever reason, residents
 13 have no access?
 14 MS. LEIJON: Correct.
 15 TRUSTEE NOBLE: So if there is a storm
 16 there during the middle of the day and staff is sent
 17 home, but the weather gets nicer, residents can't
 18 access it?
 19 MS. LEIJON: The goal is to winterize the
 20 booth at Incline Beach, properly winterize it, staff
 21 would remain there, even in a storm, unless it was
 22 such a storm that we would be closing the beach for
 23 safety reasons.
 24 TRUSTEE NOBLE: Closing it for safety
 25 reasons, so while I'm out there, it's blowing 30 to

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1 anyone's intent is to lock folks out of the beaches
 2 when there's big storms. The board could -- or
 3 staff could make that call to leave the gates open
 4 when there's a storm. I would say no different than
 5 someone putting a rock at one of these access
 6 beaches and allowing everyone to come in until
 7 Mr. Gove, sitting there watching all day, catches
 8 it.
 9 What I'm getting at is I appreciate your
 10 proposal. I don't think it's perfect. I think
 11 there's things we can do to adjust it, and I don't
 12 think that's really a board decision to really tweak
 13 the hours or tell you when to leave that gates open
 14 or close the gates. I think we would rely on staff
 15 for that and make changes accordingly, so the
 16 community is happy in the process, knowing that this
 17 is eventually -- I mean, for years this has been
 18 talked about, and this is where, eventually, the
 19 beaches are going and we're all going to have a
 20 Picture Pass card that has an RFID chip.
 21 So, we're there, we're here now, we're
 22 trying it out.
 23 Questions?
 24 TRUSTEE SCHMITZ: Couple of questions. I
 25 appreciate you said the bridge between Incline Beach

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1 and Ski Beach is anticipated to be replaced next
 2 season. I'm very concerned about the winter safety,
 3 walking over that bridge. It becomes very icy.
 4 I've walked over it many a time in the wintertime.
 5 I do have a safety concern about not
 6 having Ski Beach opened and having people using that
 7 very steep, arched bridge to go over and let their
 8 dogs play at Ski Beach. I have that concern.
 9 I like the idea of the dawn to dusk, that
 10 seems very practical.
 11 One question that I have for you is -- I
 12 have personal observations, but I want to know what
 13 your perspective is as it relates to what beaches
 14 cause the most challenges in the wintertime?
 15 MS. LEIJON: Incline Beach is the beach
 16 that causes the most challenges in the wintertime.
 17 We do have some issues at Hermit Beach and Ski Beach
 18 with dogs on the beach and dog owners that are not
 19 really responsible. We have had some issue with
 20 that.
 21 But I would say Incline Beach overall is
 22 where we have the most issues.
 23 TRUSTEE SCHMITZ: Where I'm going is that
 24 we did have recommendations from Kathy Parks, and I
 25 just don't recall whether we ever had that writing.

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1 MS. LEIJON: Trustee Schmitz, you and I
 2 have had conversation about that recently, and the
 3 recommendation is for antiskid. In the worst times
 4 of winter, that is not going to be the safest
 5 method, but at least we would be doing something to
 6 avoid some of the slippage.
 7 I do agree with you, I think it's a
 8 challenging cross for some individuals just because
 9 of the height of the arch, and that is why it's
 10 being taken down to a flat bridge with the proposal
 11 with NDOW, and wider. A wider bridge so that
 12 individuals can enjoy the fish, that amazing fish in
 13 Third Creek, and also have a safer access to both
 14 beaches across the creek.
 15 MS. BRANHAM: I wanted to step and say all
 16 this agenda item is covering is the access point for
 17 the beach. I wanted to raise that.
 18 If we want to talk about safety on the
 19 bridges, we could agendize that for a subsequent
 20 meeting. That would be great.
 21 CHAIR DENT: Sound good.
 22 TRUSTEE SCHMITZ: Are we, as a board,
 23 supposed -- I mean, I'm not sure we're giving staff
 24 clear direction on the various options. And I do
 25 appreciate all work that you've put into this and

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1 I think it would be helpful for all of us to have
 2 that in writing to help us remember what the
 3 recommendations were, so we could make well-informed
 4 decisions.
 5 Because while I do appreciate and agree
 6 with the ideal of using Burnt Cedar gate as a
 7 testing site, as Mr. Gove mentioned, I'm somewhat
 8 concerned about not having Burnt Cedar Beach open at
 9 all during the week, and because it's not a beach
 10 that does -- it doesn't seem like it has maybe as
 11 many issues, but this is where I'm going with -- I
 12 need something from special counsel in writing so
 13 that I understand what -- and I don't forget what
 14 the recommendations are as we make these decisions.
 15 I think it's great if Mr. Gove thinks this
 16 is a good approach with Burnt Cedar to do a pilot
 17 test and start working with issuance of cards and
 18 what have you. I'm supportive of that because I do
 19 believe that going to sort of an automated gate
 20 access for residents is a benefit to residents and
 21 it's a benefit for the District as well.
 22 Those are my thoughts. I don't know
 23 whether I'm giving you enough input or feedback, but
 24 I am very concerned about that bridge between Ski
 25 Beach and Incline Beach.

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1 the creativity and coming up with solutions.
 2 But I think we need to do a better job of
 3 communicating to the community why we're doing this,
 4 what we're doing, and that goes back to having
 5 something in writing from outside legal counsel.
 6 TRUSTEE TULLOCH: Quick question with
 7 regard to -- because I've heard complaints from
 8 residents that vehicles are locked in and still be
 9 in the beach and they haven't been able to get out
 10 and there hasn't been a suitable contact or people
 11 not appear to let them out and people have had to
 12 climb over the fences and things.
 13 Can you assure us that if that occurs,
 14 there is a process for letting people out promptly?
 15 MS. LEIJON: There is a process.
 16 One thing I do bring up that I think we
 17 need to take into consideration is the change to the
 18 software that we use currently because the RFID
 19 access requires us to have RTP, and I'll let Mike
 20 elaborate on that.
 21 MR. GOVE: Are there any questions about
 22 that process? Concerns about that process?
 23 Elaborating on that, we already have a connection
 24 into the resident database which defines a resident
 25 as active or nonactive for the Diamond Peak access

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1 points that are there for residents.
 2 We would be utilizing that same
 3 functionality at the beaches. My team and I will
 4 take care of that.
 5 If I could, for my piece in this, baring
 6 any concerns, I'm going to move forward and get this
 7 going. If there is a need from the engineering team
 8 to come forward with something, they will work with
 9 you guys to do that for the actual installation of
 10 the physical gate.
 11 I need to get on the technical side of
 12 things and start rolling on that.
 13 CHAIR DENT: Okay. We understand that.
 14 But as far as -- the board needs to give you action
 15 as far as, I guess, which option we want to go with.
 16 What does the board want to do? Do we --
 17 I've heard from Trustee Schmitz we need something in
 18 writing from the attorney. I know the attorney
 19 emailed all of us. Is this something -- do we want
 20 to have that email go -- want to waive privilege on
 21 that email? Is that what we're getting at? I'm
 22 just trying to understand what we need in writing.
 23 TRUSTEE SCHMITZ: My feeling is --
 24 CHAIR DENT: Is this more a message thing
 25 to the community or is this more of a we need legal

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1 trying this at Burnt Cedar. I'm not actually fine
 2 with any of these options. I will be voting no on
 3 this.
 4 I'm fine with the technology part, but I
 5 don't think we're at all prepared or ready to
 6 communicate to the community about this and why
 7 we're doing it. And I'm personally not moving
 8 forward with it.
 9 CHAIR DENT: But you're okay doing it at
 10 Burnt Cedar?
 11 TRUSTEE TONKING: I'm open to trying the
 12 technology part of it. Like, I think we should
 13 practice that and, like, maybe we do have to staff
 14 just Burnt Cedar to practice it, but leave the rest
 15 open.
 16 But I'm not for, like, doing year-round
 17 access right now.
 18 CHAIR DENT: Okay.
 19 TRUSTEE NOBLE: I guess for Trustee
 20 Tonking, looking at the different attached exhibits,
 21 would it be Exhibit C, with the sort of HOA access,
 22 pool access type fencing?
 23 TRUSTEE TONKING: Yes. I think I'm
 24 onboard for Exhibit C, in that sense, yes. Thank
 25 you for asking. Unless there's a better

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1 counsel to weigh-in on what option we're using for
 2 access?
 3 TRUSTEE SCHMITZ: No. My request was
 4 merely about transparency and allowing the community
 5 to understand what we've been guided with. And, for
 6 myself, this has been quite some time since this
 7 particular memo or email was received by legal
 8 counsel. I think it would just be important to have
 9 it brought forward and be made available to the
 10 public so that they are a part of understanding what
 11 process we're trying to go through.
 12 That was my only point.
 13 CHAIR DENT: Okay. So you'd like staff to
 14 bring back this item with that email attached?
 15 TRUSTEE SCHMITZ: I didn't necessarily
 16 suggest that, but I just was, for myself anyway,
 17 just trying to understand the community impacts of
 18 these various options and am a bit concerned about
 19 the impact at Burnt Cedar. Some of it was just to
 20 make sure that we're truly understanding what legal
 21 counsel's advice was and then how does it impact our
 22 decision.
 23 If I'm the only one that feels that way,
 24 don't let me drive this agenda item.
 25 TRUSTEE TONKING: I'm fine moving forward

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1 recommendation from the director of IT.
 2 TRUSTEE NOBLE: I'm fine with trying the
 3 technology out at Burnt Cedar, but I still have
 4 major concerns with regards to limiting access to
 5 residents at Incline and Ski Beach during the
 6 winter.
 7 There are times, I think, where staff can
 8 see, hey, it's going to be a very nice weekend, we
 9 anticipate winter crowds at the beaches, maybe
 10 that's a time to have it staffed down there to
 11 monitor access.
 12 But, otherwise, I don't think at this
 13 point it's in zeal to try and limit or eliminate
 14 nonresident parcel owners and their guests that have
 15 beach access. All other people eliminating their
 16 ability to enter, we're actually hindering our
 17 residents who have beach access and their guests
 18 from actually accessing beaches as well.
 19 That is my biggest concern on this at this
 20 point.
 21 TRUSTEE TULLOCH: Perhaps Trustee Noble
 22 can explain how it's limiting residents since
 23 they -- my understanding of the proposals is it
 24 wouldn't actually change the times that the gates
 25 would normally be closed. If there is staffing at

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1 the beaches, I'm not quite sure how that would
 2 change.
 3 So just for clarification.
 4 TRUSTEE NOBLE: My understanding right now
 5 is, currently, beaches are open dusk to dawn -- dawn
 6 to dusk. With the various proposals right now with
 7 regards to staffing, if staff is not physically
 8 present during any of the dawn-to-dusk hours that
 9 currently residents have access to, those residents
 10 will not have access.
 11 And December 21st, it's about
 12 eight-and-a-half hours of dawn to dusk, but when we
 13 get to April 15th, we're looking at more closer to
 14 13, 14 hours.
 15 If it's just an eight-hour, even a
 16 ten-hour window with staff there, we are preventing
 17 residents from accessing those beaches to enjoy the
 18 beaches as they see fit during those hours.
 19 TRUSTEE TULLOCH: Thank you for that
 20 clarification. My apology. What I thought I heard
 21 was that we would be having dawn-to-dusk access on
 22 the beaches. I didn't hear limited to just other
 23 hours.
 24 That was really my question. Perhaps that
 25 can be clarified.

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1 understand that. We need to make sure that we don't
 2 appear to be just running with something and then
 3 have it thrown back. There's no transparency. I
 4 believe in that.
 5 I also agree with Trustee Tonking that we
 6 should be trialing this technology at least as well.
 7 I think that's an important start. I think that's a
 8 relatively low-cost option, I believe.
 9 TRUSTEE SCHMITZ: I would propose that we
 10 do bring this back. I propose that we encourage
 11 staff to move forward as it relates to the
 12 technology testing component of this. But the
 13 remainder of it, I suggest that we do bring it back,
 14 and we bring it back with the information provided
 15 to us by legal counsel.
 16 And also to potentially consider is there
 17 the ability to staff weekends and holiday periods,
 18 because I happen to live very close Incline Beach,
 19 and during the holiday periods, it's clearly
 20 apparent that there are a number of people
 21 barbecuing, partying, what have you, that are not
 22 residents at the beach, and sometimes creating quite
 23 a disruption for our residents.
 24 I don't know whether that's even a viable
 25 option, per what legal counsel has recommended, but

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1 MS. LEIJON: The goal is dawn to dusk.
 2 But as Trustee Noble mentioned, during April, let's
 3 say, it's closer to 14 hours, and that would require
 4 more staffing. We would have to bring someone in,
 5 6:00 A.M. and they would have to be at the beach
 6 until 8:30, 9:00, if we were truly going dawn to
 7 dusk.
 8 So, I understand his -- Trustee Noble's
 9 concerns in that there would be a four-hour window
 10 with this ten-hour proposal for staffing that would
 11 not allow the gates to be open.
 12 TRUSTEE TULLOCH: Understood. Trustee
 13 Noble also suggested that we could bring staff in a
 14 peak times in if we suddenly saw that. Do we have
 15 staff hanging around waiting for that?
 16 MS. LEIJON: No, we don't. So that's why
 17 the ten hour -- we're trying to stretch it as far as
 18 we can with a ten-hour shift, and still be mindful
 19 of the number of staff it requires to do that
 20 seven days a week.
 21 TRUSTEE TULLOCH: Obviously there's a lot
 22 of issues there, and I need a little bit of time to
 23 think of it. I would certainly like to see -- I do
 24 believe we should be transparent with the memo from
 25 counsel Parks. I think that's, to me, we need to

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1 my recommendation is that we bring it back, with
 2 what legal counsel had decided or had communicated
 3 to us, and discuss are there some different options
 4 that maybe we haven't included here in the packet.
 5 TRUSTEE TONKING: I'm fine with that.
 6 Chair Dent, can we have a legal nonmeeting on this
 7 before we disclose privileged information?
 8 CHAIR DENT: We would have a legal
 9 nonmeeting before we did, and I think we would
 10 before we even asked legal counsel some questions
 11 because I think there's some questions that have
 12 been brought up tonight that we can have answered
 13 and give us all peace of mind in that process.
 14 TRUSTEE NOBLE: I'm fine with testing out
 15 the technology with an HOA, pool-type gate access at
 16 Burnt Cedar, as it appears in, I believe, Exhibit C.
 17 CHAIR DENT: Understood. All right.
 18 Sounds like we got a little bit more work to do on
 19 the administrative component of this, but I thank
 20 you guys for bringing this forward.
 21 Is there a motion to give staff some
 22 direction as it relates to technology?
 23 TRUSTEE TONKING: I move that the Board of
 24 Trustees allows -- move forward with technology at
 25 Burnt Cedar gate, with also a staffing proposal

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1 there -- right? -- if that does work, if they can't
 2 get in.

3 CHAIR DENT: So, motion's been made. Is
 4 there a second? All right, we will just say that
 5 motion fails. Is there another attempt at a motion?

6 TRUSTEE TULLOCH: Before we go to motion,
 7 a question. Obviously to try the technology, it
 8 would mean replacing all the Picture Pass cards with
 9 RFIDs. Can we do that within the time schedule,
 10 obviously, given some of the difficulties we
 11 encountered at Diamond Peak?

12 MR. GOVE: We believe we can.

13 TRUSTEE NOBLE: Do we have an estimate on
 14 the cost?

15 MR. GOVE: Yeah. I initially budgeted or
 16 initially laid out inside the proposal there the
 17 cost for 10,000 cards. Ten thousand cards came in
 18 at \$19,000. We do, currently, have 22,000 Picture
 19 Pass cards, so that will get us started.

20 My assumption, and sort of my professional
 21 opinion, would be that we not reissue 22,000 cards
 22 coming into the beach offseason, we also have the
 23 passes already or will be issued to those folks up
 24 at Diamond Peak that we can take advantage of in the
 25 same, kind of, chunk.

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1 using the RFID?

2 MR. GOVE: I would say that's totally up
 3 to the board. Having a walk-in gate that you don't
 4 have to authenticate at is more than likely going to
 5 be the path of least resistance that people will
 6 take. But, again, this is the kind of foundation
 7 for the future of what we decide to do with RFID at
 8 the beaches for access control.

9 CHAIR DENT: Perhaps we focus on the
 10 technology component of it, and then we have
 11 four months to work on what that looks like as far
 12 as working through the gate access, if we have
 13 someone there.

14 Like I said, we're going to have this item
 15 come back to us. We're just focused on moving the
 16 technology forward because there's a timeline
 17 associated with that, if putting the gate in, and
 18 getting all of that done by the 15th of October.

19 MS. LEIJON: We do have staff on
 20 year-round currently, so there would be a way to get
 21 in if it didn't work.

22 TRUSTEE TULLOCH: If we start moving in
 23 this direction, this should help the efficiency at
 24 the Rec Center, switch cards on and off, which would
 25 certainly make life a whole lot easier for a lot of

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1 There may be an additional expense on top
 2 of that 19,000, but I don't expect it to be much
 3 more.

4 TRUSTEE NOBLE: And the gate itself?

5 MR. GOVE: We don't know the cost on that
 6 yet. We're actually waiting for fence vendors in
 7 the area to respond to our engineering department.

8 TRUSTEE SCHMITZ: This would all be
 9 occurring in the next fiscal year. Is this all
 10 included, the funds necessary to do this, do we have
 11 this in our budget for the next year?

12 MR. GOVE: We do. And there will also be
 13 the potential for a carryover from the current year
 14 that there is a CIP project in this year with budget
 15 dollars as well.

16 But we have budget dollars in both years,
 17 so if we determine that we need that money, we will
 18 come forward with a carryover request. But I don't
 19 anticipate needing it.

20 TRUSTEE TONKING: Do I need to have the
 21 gates closed in order to test this out? That's
 22 really for the motion. Basically, do I have to make
 23 a motion that we have to staff the gates at Burnt
 24 Cedar in order for this to work, or can we just
 25 leave those gates open and people can just practice

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1 things, especially if we, as we talked about at the
 2 previous meeting for additional Picture Pass cards,
 3 if they were just all synced to the same date, it
 4 would make life an awful lot easier and save you a
 5 lot of walk-in traffic, shall we say.

6 MR. GOVE: I just want to be really clear:
 7 We still will have the entire golf venue in the
 8 current system that rec is running on. So there
 9 will still be some bifurcation in the past
 10 processes, but this absolutely gets a massive chunk
 11 of our residents on these RFID cards.

12 TRUSTEE SCHMITZ: Is there -- what is the
 13 lead time for getting the booth winterized?

14 MS. LEIJON: It's very a simple process,
 15 and we would be doing it in-house. Once we get
 16 approval from the board, Andrew will put it on his
 17 schedule, the superintendent of buildings, and he
 18 will have it done.

19 TRUSTEE SCHMITZ: I make a motion that the
 20 Board of Trustees direct staff to move forward with
 21 the HOA type RFID gate access testing at Burnt Cedar
 22 Beach and bring back to the board the other staffing
 23 potential options and recommendations from legal
 24 counsel at a later meeting.

25 CHAIR DENT: Motion's been made. Is there

<p style="text-align: right;">Page 78</p> <p>1 a second?</p> <p>2 TRUSTEE TULLOCH: I'll second that. That</p> <p>3 seems to sum up what we've discussed.</p> <p>4 CHAIR DENT: Motion's been made and</p> <p>5 seconded. Any further discussion by the board?</p> <p>6 All right. I'll call for question, all</p> <p>7 those in favor state, aye.</p> <p>8 TRUSTEE TONKING: Aye.</p> <p>9 TRUSTEE TULLOCH: Aye.</p> <p>10 TRUSTEE NOBLE: Aye.</p> <p>11 TRUSTEE SCHMITZ: Aye.</p> <p>12 CHAIR DENT: Aye.</p> <p>13 Opposed? Motion passes 5/0. That will</p> <p>14 close out G 2. Moving on to item G 3.</p> <p>15 G 3.</p> <p>16 CHAIR DENT: Subject is approval of</p> <p>17 District's form NVTC LGF10, indebtedness report as</p> <p>18 of June 30th, 2023 for filing with Nevada Department</p> <p>19 of Taxation, the Washoe County District clerk,</p> <p>20 Washoe County Debt Management Commission. This can</p> <p>21 be found on pages 144 through 192 of our you board</p> <p>22 packet.</p> <p>23 MR. NAVAZIO: Okay. Thank you, Chair Dent</p> <p>24 and members of the board.</p> <p>25 This is the annual filing of the</p>	<p style="text-align: right;">Page 79</p> <p>1 indebtedness and five-year capital plan with the</p> <p>2 State and other agencies. As noted in the memo, the</p> <p>3 requirement in the NRS is for these to be filed no</p> <p>4 later than August 1st. There's not a super-pressing</p> <p>5 deadline, but at the board's request, these were</p> <p>6 placed on this evening's agenda.</p> <p>7 To provide some context, and I'll</p> <p>8 summarize the reports and then just go right to</p> <p>9 questions. These reports, I think, forms are</p> <p>10 somewhat joined in that the first one, the</p> <p>11 indebtedness report, is essentially a requirement to</p> <p>12 report the District's existing outstanding debt and</p> <p>13 debt obligations as of June 30th, 2022. And I'll</p> <p>14 summarize those briefly in that report.</p> <p>15 The second one is to provide a kind of an</p> <p>16 update or snapshot of the -- even it though</p> <p>17 continues to be updated, but as of this date, the</p> <p>18 most current five-year plan for the District. And</p> <p>19 specifically they're related because it -- we are</p> <p>20 asked to report whether or not the District</p> <p>21 contemplates issuing additional debt either '23/'24</p> <p>22 fiscal year or potentially through term of the</p> <p>23 five-year plan to support the capital improvement</p> <p>24 plan.</p> <p>25 Having said that, there's a memo in the</p>
<p style="text-align: right;">Page 80</p> <p>1 report, again, starting on pages 144 of your packet.</p> <p>2 The indebtedness report itself begins on page 150.</p> <p>3 There's a kind of a one-page summary that I will</p> <p>4 point to on page 157 of the packet that essentially</p> <p>5 shows that the District has, as of June 30,</p> <p>6 2,791,000 in outstanding debt. We note in the</p> <p>7 report that two debt issues were retired in the</p> <p>8 fiscal year ending June 30, 2023.</p> <p>9 And there's one additional debt that was</p> <p>10 entered into, and that, as the board knows, is the</p> <p>11 State revolving loan for the effluent pipeline</p> <p>12 project that was approved in mid-April.</p> <p>13 I would note while the loan and related</p> <p>14 bond is for a maximum amount not to exceed</p> <p>15 \$16 million, for purposes of this report, the State</p> <p>16 requires that we only report the portion of that --</p> <p>17 CHAIR DENT: Hold on, Paul. We're</p> <p>18 getting -- is that a phone? Sorry, Mr. Navazio.</p> <p>19 MR. NAVAZIO: I'm noting that in this</p> <p>20 report, we're only showing what has been drawn to</p> <p>21 date against the State revolving loan fund. Again,</p> <p>22 noted only page 157, that's only the initial cost of</p> <p>23 issuance. We will be submitting a follow-up.</p> <p>24 There's actually two reimbursement requests being</p> <p>25 currently worked on; however, those are not expected</p>	<p style="text-align: right;">Page 81</p> <p>1 to be filed and certainly not to be expected</p> <p>2 received from the State prior to June 30th.</p> <p>3 There was a comment, I believe, either in</p> <p>4 public comment or some communication. One of the</p> <p>5 differences between the outstanding debt and debt</p> <p>6 service that's in this report and the debt that we</p> <p>7 have budgeted in the '23/'24 budget is, again,</p> <p>8 largely related to the SRF, because in the budget we</p> <p>9 have estimated what we anticipate drawing from the</p> <p>10 State revolving loan fund that will include draws in</p> <p>11 the new fiscal year.</p> <p>12 And so we will be having -- plan on having</p> <p>13 additional debt service due in '23/'24, which we've</p> <p>14 estimated in the budget, but, again, this report</p> <p>15 only is required and should report what we have</p> <p>16 drawn to date.</p> <p>17 There's other information in here that I</p> <p>18 can speak if there's any questions. I was going to</p> <p>19 transition to the companion five-year CIP report,</p> <p>20 which the forms begin on page 171, 172 of the</p> <p>21 packet.</p> <p>22 To put this report together, we did use</p> <p>23 the most recent five-year CIP plan that was provided</p> <p>24 to the board, and that was at the March 25th board</p> <p>25 meeting, in conjunction with the adoption of the</p>

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1 budget. There were several revisions done to the
 2 five-year forecast and the first year of the capital
 3 plan through the budget process.
 4 Staff has not at this point updated the
 5 five-year plan since then. So that is the plan that
 6 informs these forms on page 171 and 172.
 7 The last two things I might note is that
 8 specifically on page -- in the forms, on page 172,
 9 we do make a reference, and I think Trustee Tulloch
 10 will recall this conversation with the Department of
 11 Taxation, where we have budgeted an appropriation in
 12 the utility fund for specifically the effluent
 13 pipeline project of 57 million in the '23/'24 fiscal
 14 year in anticipation of potentially awarding the
 15 contract to complete the project.
 16 In preparation -- and that is in the
 17 adopted budget for the District. In the preparation
 18 of the State budget forms, particularly the
 19 statement of cash flows, in consultation with the
 20 Department of Taxation, we only included roughly
 21 \$17 million that we anticipate potentially spending
 22 in '23/'24 because that cash appropriation would
 23 cover cash flow over a multi-year project.
 24 So there is a note on the form, as
 25 suggested by the Department of Taxation, so that we

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1 May 25th. So with that, I'll answer any questions
 2 you may have.
 3 Again, the filing deadline is August 1st,
 4 so if there's any concerns or requests for some
 5 revisions, if the board has an interest in kind of
 6 having another look at the overall five-year plan
 7 prior to the formal filing of report up, that is
 8 entirely up to the board. But it was prepared based
 9 on the last five-year plan that was shared with the
 10 trustees.
 11 Thank you.
 12 CHAIR DENT: Any questions?
 13 TRUSTEE TULLOCH: With regard to the
 14 effluent pipeline, all these numbers are based on
 15 the previous 56 million-odd costs, but the last
 16 estimate we saw was coming in at 72 million and
 17 probably still going north of that.
 18 We don't seem to project anything towards
 19 that. We haven't submitted any provision. We
 20 haven't projected anything in the outyears, but yet
 21 looking at outyears for tennis, we project 7 million
 22 on something that's never actually come to the
 23 board. So I'm a little bit confused over that.
 24 MR. NAVAZIO: Okay. Let me explain that.
 25 At least for the effluent pipeline, there's

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1 could note the delta between what is on the form,
 2 capital form that's before you this evening, and
 3 what was included in the State budget form that was
 4 filed back in June.
 5 That's the discrepancy, and it represents
 6 the issue that was also brought up at public
 7 comment.
 8 I think the -- we also -- the two things
 9 I'll leave you with is, at this point, we are
 10 reporting to -- there is no additional general
 11 obligation debt anticipated in fiscal year '23/'24,
 12 but as we pursue additional funding to complete the
 13 effluent pipeline project, the District is
 14 anticipating potentially issuing with the State
 15 revolving loan additional loan dollars.
 16 We would be coming back to the board for
 17 authority to issue utility revenue bonds to secure
 18 that debt similar to what the board authorized with
 19 the loan approved in this April, and that's noted in
 20 the report.
 21 The last thing is, also as somebody noted,
 22 with this filing, there's no obligation or
 23 commitment on the part of the District beyond year
 24 one, which is the '23/'24 fiscal year, which
 25 reflects what the board approved with the budget on

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1 57 million in next year's budget. I'm going to it
 2 specifically on page 171. This 58.75 million that's
 3 in this plan does not include the 14 million that is
 4 in this years' budget. It actually is roughly
 5 72 million.
 6 I think the board received recently an
 7 informational update from director Underwood. We
 8 have not updated this based on very latest, but this
 9 contemplates, essentially, a \$72,750,000 effluent
 10 pipeline project.
 11 With respect to the tennis courts, there
 12 was discussion early on, I think in a March budget
 13 workshop where we focused on the capital, and also
 14 some feedback that staff and the board received from
 15 tennis community members. I believe prior to
 16 bringing you the budget on May 25th, we had provided
 17 a report where we summarized updates that were being
 18 made to the five-year capital plan, and there were a
 19 number, including among them was including funding
 20 in the capital plan beginning in fiscal year '24/'25
 21 through '26/'27 for reconstruction of the courts,
 22 which are summarized on page 180.
 23 So staff included that based on their
 24 assessment and a recommendation that to increase the
 25 dollar amounts, not just for resurfacing, but for

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1 full reconstruction. Ultimately that will be up to
 2 the board as to whether it stays in the plan, the
 3 dollars are modified, the schedules are modified,
 4 but that was the last change that was reported to
 5 the board through the '23/'24 budget process.

6 TRUSTEE TULLOCH: I seem to recall the
 7 update on the effluent pipeline was pulled from
 8 previously that, I could be wrong on that, the
 9 72 million number I was talking about. I just --
 10 again, I think we need to be very careful, given
 11 there's been no real discussion on the tennis
 12 courts.

13 The fact we're attributing 7 million
 14 there, don't want to raise expectations and find it
 15 suddenly disappears again. That may be a correct
 16 number, it may be an incorrect number, I'm not sure.
 17 That's why I was asking.

18 TRUSTEE TONKING: I wanted to give a
 19 little context to the tennis, both to public comment
 20 and Trustee Tulloch. This was brought up before the
 21 new board started, so this might be why.

22 There was some future safety concerns that
 23 were brought up. The tennis committee met and
 24 talked about it. They also then came here and
 25 presented to the board about some of the issues, and

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1 discussed several times through the budget process
 2 at the end when we brought you the final budget, we
 3 included general fund carryover, albeit as an
 4 estimate, in the final budget adoption, which I
 5 believe was \$112,443.

6 The reason we included the general fund
 7 carryovers in the final approved budget and in the
 8 forms that were submitted to the State, again,
 9 relates to the process that is required under the
 10 NRS for the District to amend its general fund
 11 budget after July 1st.

12 I think this is the second, might be the
 13 third year, where we have, outside of the general
 14 fund, not included carryovers, estimates in the
 15 board action to approve the budget effective July
 16 1st; however, we did provide, as noted in this
 17 report in the May 25th packet, estimates as of May.

18 The plan is that after we close the books
 19 for the fiscal year and close, frankly, accounts
 20 payable, we will know exactly how much money was
 21 spent against last year's projects, how much money
 22 is available for carryover, and what the carryover
 23 needs will be. That typically will come to the
 24 board -- last year was the first meeting in
 25 September, and that's when the board will amend the

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1 that was why it was put on the five-year CIP, and
 2 it's because we keep resealing and resurfacing, but
 3 every year we're still getting those cracks in the
 4 surface on which it is built on. It's starting to
 5 give way, so we just need to redo.

6 I think that's kind of what's going on
 7 with the tennis.

8 TRUSTEE SCHMITZ: Just a couple of
 9 follow-up questions.

10 As you were just discussing, Mr. Navazio,
 11 on page 171, where you were talking with Trustee
 12 Tulloch relative to the utility fund, and you stated
 13 that you didn't carry over the 13,700,000-something.
 14 I'm wondering if you could clarify why we do have a
 15 carryover in the general fund, but none of other
 16 funds have carryovers, and what -- it ties back to
 17 pages 184, 185, and you have a column that says
 18 "requested carryover," and only the general fund has
 19 it. The others have estimated carryovers, and those
 20 aren't included on the form. I am wondering why.

21 MR. NAVAZIO: That's a good question.
 22 I'll start with the mechanics.

23 The reason why there are carryovers,
 24 carryforwards from the general fund in this report
 25 and not from the other funds is because, as was

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1 budget, potentially, to bring forward available
 2 carryover dollars that are recommended to be brought
 3 into this fiscal year. That will include a big
 4 chunk of the effluent pipeline, because we're not
 5 spending \$14 million since we awarded that contract
 6 in early May, may include carryover funding that we
 7 anticipate available for the beach.

8 But, like we said on this, there's about
 9 15.6 million, 15.5 million we believe, but we won't
 10 be including those in the budget until those numbers
 11 are more solid, and, therefore, they're -- it's not
 12 appropriate to include those in this filing.

13 TRUSTEE SCHMITZ: On that same page, 171,
 14 under the general fund in '25/'26, it has 55,000,
 15 and I think it's supposed to be 555,000. I just
 16 think that's a typo, but I wanted to bring it to
 17 your attention.

18 MR. NAVAZIO: I'll look at that.

19 TRUSTEE SCHMITZ: Then I just have a
 20 question on the pages that begin 175 and 176. Let's
 21 look at page 176, under sewer, we know that we're
 22 doing sewer pump station one number improvements, we
 23 have project on it. There's a number of these line
 24 items that have absolutely zero dollars acrossed the
 25 years, and I know we just approved a budget or a

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1 contract for this in tonight's agenda, and it will
 2 have money in the next fiscal year.

3 I am just am curious why we have some of
 4 these line items that are on here and they have
 5 absolutely no budget for the five years?

6 MR. NAVAZIO: Yes. So, again, this is
 7 something that I think we probably can improve on
 8 the reporting, but what I will say to that is I'm
 9 looking at the packet, if you go to the packet on
 10 page 184 of your packet, sewer pump station number
 11 one, this shows you exactly what is happening, which
 12 is there's -- that is project that has a start and
 13 an end date. We had budgeted for it in the current
 14 fiscal year, not in '23/'24.

15 The board approved the contract tonight.
 16 There's also approval of carrying over the funds
 17 needed for that contract. And when we go through
 18 the carryover process, you may very well have in
 19 front of you a recommendation to carry over the
 20 balance of the \$1.5 million; we didn't ask for that
 21 entire amount tonight because it's not clear how
 22 much of that will be needed.

23 But what you're seeing in the five-year
 24 schedules is essentially the new money that gets
 25 allocated every year, and then through the carryover

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1 we're looking at the plan for '23 through '28, I
 2 think what the word that might be missing there,
 3 capital plan contemplates additional debt financing
 4 to support the pipeline project.

5 TRUSTEE SCHMITZ: Okay. And at the end of
 6 that sentence, we already budgeted funding for the
 7 Incline Beach House, so I think last year we talked
 8 about potentially doing bonds and that, but I think
 9 that we already have the funding for the beach
 10 house, so I think that just should be next.

11 MR. NAVAZIO: Well, we have a -- I think
 12 we have a placeholder still to determine what the
 13 scope of that project is. But, yeah, I understand
 14 if we only do a -- I think there's \$4 million in for
 15 the beach house, and there would not be need to
 16 issue debt for that level of project. It's unclear
 17 to some of us where that might land.

18 Point well taken.

19 TRUSTEE SCHMITZ: Okay. Then on page 157,
 20 the same question, where we talk about the
 21 outstanding general obligation debt as of June 30th,
 22 down underneath, the SRF revolving funds, the clean
 23 water, the CW 2302, is that correct that it's 2022?

24 MR. NAVAZIO: I'm sorry. The issue date
 25 is -- was absolutely April of 2023.

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1 processes, how we roll dollars forward from the
 2 existing fiscal year.

3 TRUSTEE SCHMITZ: But don't we even have,
 4 like the Mountain Cart Path, you're saying that we
 5 approve that in this fiscal year, and therefore it's
 6 a blank line because we've appropriated the funds
 7 this fiscal year and it will end up being a
 8 carryover?

9 MR. NAVAZIO: Yes. Exactly correct.

10 TRUSTEE SCHMITZ: Okay. Then I have a
 11 question on page 157. Perhaps again it's just a
 12 typo. Page 153, excuse me. It references the
 13 outstanding general obligation debt as of June 30th,
 14 2022. Is that intended to be 2023? I think it is.

15 MR. NAVAZIO: Yes. I'm sorry.

16 TRUSTEE SCHMITZ: And then on the next
 17 page in this report, on page 155, there's a
 18 paragraph that begins with the five-year capital
 19 project summary. It's a little more than half way
 20 down. In it, it talks about the capital plan
 21 contemplates debt financing to support the
 22 construction. Is this just outdated boilerplate
 23 from last year's language that needs to be updated?
 24 Because we did do that.

25 MR. NAVAZIO: Yeah. I think here, because

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1 TRUSTEE SCHMITZ: All right. My other
 2 question is on the pages that begin with 164, just
 3 look at 164, 165. Are these just forms that the
 4 State provides? Because it has a heading of
 5 original value, and, actually, it isn't the original
 6 value. The original value on page 164 was
 7 3 million. Is this just the outstanding balance?

8 MR. NAVAZIO: It is the outstanding
 9 balance, and -- I'm looking for it -- I had a
 10 question for the State. That's historically how
 11 they've been prepared.

12 TRUSTEE SCHMITZ: I did look. It said the
 13 same thing last year. It's like, is this just how
 14 the forms are? So it is what it is, I just wanted
 15 to clarify it's not the original balance, it's the
 16 outstanding balance.

17 MR. NAVAZIO: One would argue that I
 18 don't -- yeah. I don't think it's even appropriate
 19 to have a total at the end of that original value
 20 column, because you're really just -- are we not
 21 just paying down the debt; right?

22 TRUSTEE SCHMITZ: Then if you could be
 23 patient with me, I have just one more question. It
 24 is page 164, if you look at the column that has
 25 original value, the value is increasing as we're

<p style="text-align: right;">Page 94</p> <p>1 making the payments. It does the same thing on the 2 bottom of page 165, beginning in 2029, where the 3 balance starts growing as the interest rate doesn't 4 change, and we're making the same payments. I'm 5 just puzzled as to why it suddenly is growing 6 instead of being reduced.</p> <p>7 MR. NAVAZIO: Well, again, the original 8 value is the principle portion of the payment. 9 Depending on how the debt was issued, if it's level 10 interest -- like these are level payments, so as the 11 interest component of the annual payment is less 12 because we have less outstanding, you have level 13 debt service payments, so more of the payment is 14 going to pay principle.</p> <p>15 TRUSTEE SCHMITZ: But if it's paying the 16 principle, then it should be getting reduced, not 17 increasing.</p> <p>18 MR. NAVAZIO: No. That's actually the 19 principle amount or the principle payment.</p> <p>20 TRUSTEE SCHMITZ: So this isn't the 21 balance?</p> <p>22 MR. NAVAZIO: Correct.</p> <p>23 TRUSTEE SCHMITZ: That is not the right 24 heading either, balance. Okay. All right. The 25 column heading is just --</p>	<p style="text-align: right;">Page 95</p> <p>1 MR. NAVAZIO: Yeah. I will -- because 2 these are the schedules that we have prepared for 3 the State, this is not the State form, the State 4 form is the one above it, so we can look to --</p> <p>5 TRUSTEE SCHMITZ: I just was thinking 6 that's the remaining balance, and how can you have a 7 remaining balance that's growing when you're paying 8 it down.</p> <p>9 MR. NAVAZIO: Those columns, I would argue 10 or agree, should be principle, the coupon, the 11 interest, and that gets you your total payment.</p> <p>12 CHAIR DENT: No additional questions?</p> <p>13 TRUSTEE TONKING: I move that the Board of 14 Trustees approve the District formal NVTC LGF 10, 15 indebtedness report as June 30th, 2023, and direct 16 staff to file the documents with State of Nevada, 17 Department of Taxation, Washoe County clerk, Washoe 18 County Debt Management Commission by August 1st, 19 2023, with the edits mentioned during discussion.</p> <p>20 I also move that the Board of Trustees 21 approve the District's form NVTC LGF 11 five-year 22 capital plan as July 1st, 2023, the related IVGID 23 prepared five-year capital plan summary for the 24 fiscal years starting July 1st, 2023, for the filing 25 with the Nevada Department of Taxation, the Washoe</p>
<p style="text-align: right;">Page 96</p> <p>1 County clerk, and the State of Nevada Legislative 2 Council by August 1st, 2023.</p> <p>3 CHAIR DENT: Motion's been. Is there a 4 second?</p> <p>5 TRUSTEE NOBLE: Second.</p> <p>6 CHAIR DENT: Motion's been made and 7 seconded. Discussion by the board?</p> <p>8 TRUSTEE TULLOCH: I think all the board 9 members received an email from the chair of the 10 audit committee, Mr. Nolett, identifying several 11 issues there. I don't think we've actually covered 12 these, so I would prefer to see this agreement with 13 the chair of the audit committee before this is 14 actually signed off, and make sure the chair of the 15 audit committee is comfortable before we're actually 16 submitting.</p> <p>17 TRUSTEE SCHMITZ: I appreciate the fact 18 that director Navazio pulled this together in a very 19 timely fashion. I know it was challenging, and I 20 appreciate him being online tonight.</p> <p>21 My feeling is, given the number of 22 corrections that need to be made and the fact that 23 we really have not had a very robust discussion as a 24 board relative to the five-year capital plan, I 25 would prefer to have this come back so that we can</p>	<p style="text-align: right;">Page 97</p> <p>1 discuss the five-year plan and have the forms 2 adjusted as we discussed this evening.</p> <p>3 CHAIR DENT: Okay. Thank you.</p> <p>4 Any other comments? None. All right. 5 Then I will just say that we do have a little time 6 on this, we have until August 1st until this is due.</p> <p>7 I think it's important to get it right, 8 and we did receive an email from audit committee 9 chair yesterday -- earlier today. So I think it 10 would be good just to make the corrections we have 11 in here, and then bring it back to the board. That 12 way, kind of work through it.</p> <p>13 And, director Navazio, I do appreciate you 14 jumping on this and bringing this to us. It's nice 15 to have you presenting this to us and working 16 through this with us, given this is your last 17 meeting. Thank you for that.</p> <p>18 Any further discussion by the board?</p> <p>19 MR. NAVAZIO: I would just ask, because 20 I'm not sure staff has received the email of the 21 chair of the audit committee that you're 22 referencing, so if someone could pass that along, 23 then we can see if there's anything relevant to 24 update.</p> <p>25 CHAIR DENT: We definitely will. I</p>

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1 assumed you got all the emails we got, so one of us
 2 will send it off to you.
 3 So motion's been made and seconded. I
 4 will call for the question. If a motion's been made
 5 and seconded, we do have to call for a vote.
 6 Anne?
 7 MS. BRANHAM: Yes. The trustee can
 8 withdraw her motion if the idea now --
 9 TRUSTEE TONKING: I withdraw my motion.
 10 MS. BRANHAM: Then I would suggest making
 11 a new motion to table this item for a future
 12 meeting.
 13 CHAIR DENT: Sounds good. That will close
 14 out item G 3.
 15 MS. BRANHAM: Chair, my apologies if I was
 16 unclear. If we could have a motion to table the
 17 item and a second and a vote, so we have it clear on
 18 the record that that item was tabled.
 19 CHAIR DENT: Is there a motion to table
 20 the item?
 21 TRUSTEE TULLOCH: I'll make that motion to
 22 table the item.
 23 CHAIR DENT: Motion's been made. Is there
 24 a second?
 25 TRUSTEE SCHMITZ: I'll second.

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1 and given the -- he's was a little hesitant at
 2 first, but given that his season is over, he's happy
 3 to step up and fill in. I think he just wants to
 4 know he has a little support from Southwood, given
 5 that that's not his typical home, and from the
 6 board.
 7 I thanked him for everything he did at
 8 Diamond Peak, and thanked him for during the budget
 9 process and even his closeout report and just how
 10 concise he is with giving us the information that we
 11 need.
 12 So I have put this forward to possibly
 13 appoint Mr. Bandelin as acting general manager.
 14 This would be as an acting general manager.
 15 And, Anne, feel free to to jump in.
 16 Once the board -- I would say the intent
 17 is for the board to bring something like this back
 18 in July to then make him the temporary -- or interim
 19 general manager.
 20 Anne, did you want to speak to that at
 21 all?
 22 MS. BRANHAM: No. You stated that
 23 correctly. This is just to fill the interim GM
 24 role, so there's no long-term action tonight. That
 25 will come back. There won't be any action taken

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1 CHAIR DENT: Motion's been made and
 2 seconded. Any further discussion the board?
 3 All right. I'll call for question, all
 4 those in favor, state aye.
 5 TRUSTEE TULLOCH: Aye.
 6 TRUSTEE SCHMITZ: Aye.
 7 CHAIR DENT: Aye.
 8 Opposed?
 9 TRUSTEE TONKING: No.
 10 TRUSTEE NOBLE: No.
 11 CHAIR DENT: Motion passes, three to two.
 12 All right. That will close out item G 3.
 13 We're going on two hours without a break.
 14 Take a five-minute break and come back at 8:30. All
 15 right.
 16 (Recess from 8:25 P.M. to 8:32 P.M.)
 17 CHAIR DENT: All right. We're going to
 18 resume the meeting. We're coming back to item G 4.
 19 It's 8:32.
 20 G 4.
 21 CHAIR DENT: Review, discuss, and possibly
 22 appoint Mike Bandelin as acting general manager.
 23 Requesting trustee Chairman Matthew Dent. Can be
 24 found on pages 193 of your board packet.
 25 So I had a conversation with Mr. Bandelin,

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1 until that's agendized.
 2 So, this is just to appoint an interim GM
 3 while Indra's out.
 4 CHAIR DENT: And while Paul is -- and then
 5 now that Paul is resigning?
 6 MS. BRANHAM: Yes.
 7 CHAIR DENT: And Brad's the acting right
 8 now; correct?
 9 TRUSTEE TONKING: When does Mr. Bandelin
 10 get back?
 11 CHAIR DENT: July 5th.
 12 TRUSTEE TONKING: I'm fine with that. I
 13 don't know if we can talk about this in this item,
 14 but what is our game plan going forward trying to
 15 find a GM, and how are we going to agendized that?
 16 MS. BRANHAM: There will be another item
 17 that will come on a future, very close upcoming
 18 agenda to discuss the longer-term plans to fill that
 19 role.
 20 CHAIR DENT: Any other questions? What
 21 does the board want to do? We can do a motion.
 22 Page 193 of your board packet.
 23 TRUSTEE TULLOCH: Okay. I'll put forward
 24 the motion that the Board of Trustees appoints Mike
 25 Bandelin as acting general manager.

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1 CHAIR DENT: Motion's been made. Is there
 2 a second?
 3 TRUSTEE SCHMITZ: I'll second.
 4 CHAIR DENT: All right. Motion's been
 5 made and seconded. Discussion by the trustees?
 6 TRUSTEE TONKING: I have a clarification
 7 question. So he would be acting, and then we're
 8 going to have another conversation about him being
 9 interim -- is that correct? -- and that's in July.
 10 CHAIR DENT: At would be at a future
 11 meeting.
 12 TRUSTEE TONKING: Okay. I'm willing to
 13 move forward with this as acting. I would like to
 14 have further conversations with Mr. Bandelin before
 15 we move to interim.
 16 CHAIR DENT: Any other discussion by the
 17 board?
 18 Seeing none, I'll call for the question.
 19 All those in favor, state aye.
 20 TRUSTEE TONKING: Aye.
 21 TRUSTEE TULLOCH: Aye.
 22 TRUSTEE NOBLE: Aye.
 23 TRUSTEE SCHMITZ: Aye.
 24 CHAIR DENT: Aye.
 25 Motion passes 5/0. Thank you, guys. That

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1 communications and it wasn't really like the
 2 District's communication were directed by the board
 3 or anything like that. Not saying they should be,
 4 but I think it's important that when we do make
 5 decisions that the community is hearing from us.
 6 I feel like there's a couple times where
 7 we've made decisions and -- I don't know how we do
 8 it because there is a five-member board. It's not
 9 like we can all just go in some back room and put a
 10 message. We would almost have to agree on that
 11 message. It becomes tough, but there's a lot of
 12 things being said that aren't true. I feel like if
 13 we don't say something, then it doesn't help our
 14 cause. And I don't think us just having a few
 15 comments at a meeting will help this process.
 16 Another idea that I wanted to bring
 17 forward was having an FAQ. Some of these crazy
 18 questions that are out there that the District has a
 19 30 to 40 percent vacancy rate, we know that's not
 20 true, we know it's more like eight percent. But
 21 just start to answer these questions for the
 22 community so some of these things that may be common
 23 for us, are well known for us, actually gets out to
 24 everyone else that's not in this room or coming to
 25 our meetings.

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1 will close out item G 4. Moving on to item G 5.
 2 G 5.
 3 CHAIR DENT: Review, discuss, and possibly
 4 provide direction on board communications to the
 5 community regarding meeting decisions. Requesting
 6 trustee Chairman Matthew Dent. This can be found on
 7 page 194 through 206 of your board packet.
 8 In consultation with legal counsel, I'm
 9 putting this item forward, and he was fine with how
 10 vaguely worded it was so we can have an open
 11 discussion. I mean, one of the things this board
 12 has done was kind of dove into having a synopsis at
 13 the end of the meeting.
 14 So one, I'd say, topic of discussion is do
 15 we need to go a little bit deeper and have a little
 16 bit more detail as it relates to the synopsis,
 17 because that is already something we have in place,
 18 so folks know what it means, how it changes things,
 19 rather than just there was a vote and next; right?
 20 So then another item I'll just throw out
 21 is, perhaps, I would just say it's tough from a
 22 messaging standpoint, in my nearly eight years on
 23 the board, the board's never had its own
 24 communications person that the board made decisions
 25 and then the District had their own

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1 And then the last item I put on here was
 2 potentially having a trustee forum where we can
 3 answer questions from the community. We've done
 4 that with past boards, and it has been helpful. We
 5 kicked around the idea of coming to the meetings
 6 30 minutes before. No one really shows up for our
 7 meetings, or sticks around for our meetings, so
 8 maybe that is a way to do. We would just do
 9 something formal at 5:30 before meeting, anyone
 10 knows they can come here and meet with us.
 11 Throwing out a few ideas. I'm open to any
 12 suggestions for improvements. I put a whole list
 13 together of questions that I've received recently
 14 from community members. And feeling like there
 15 would be -- if we did go the FAQ route, it would be
 16 a good starting point just to at least have the
 17 board say something rather than individual trustees
 18 having to answer questions over and over again.
 19 I'll open it up for discussion.
 20 TRUSTEE TONKING: I like this. Thank you.
 21 I like this. When we talk about the meeting
 22 synopsis, the one thing I would like to add is the
 23 time in the live stream where you can watch it or
 24 you get, like, a link to that. I don't know if
 25 technology allows for that, but at least a time to

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1 be, like, this occurred, this decision at one hour
 2 and seven minutes, this one at an hour and ten
 3 minutes.
 4 CHAIR DENT: That's good. I just know
 5 something on that. If you want to answer, I can.
 6 The synopsis that was supposed to come out today, it
 7 does state in there time of the meeting. Then you
 8 just click the link, it goes to live stream, and you
 9 know it's at eight minutes and 52 seconds, you just
 10 move the toggle to that point.
 11 TRUSTEE TONKING: In terms of your FAQ
 12 idea, are we all going to approve that together,
 13 each of the answers to the FAQ? Is that the idea
 14 behind that?
 15 CHAIR DENT: Yeah. That's what makes the
 16 board tough, because we can all have or own
 17 individual opinions, but I think we need to be able
 18 to -- we have to do it all in the meeting. We can't
 19 just do this outside of a meeting unless there was a
 20 trustee appointed and potentially another trustee
 21 that worked on it. We could do something like that,
 22 bring it back to the board, but I think it's
 23 important that the board approves that.
 24 TRUSTEE TONKING: I think that the FAQs
 25 would have to be all five of us because I think we

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1 with our communication and these rumors that start
 2 before we just make what some would call "rash
 3 decisions."
 4 CHAIR DENT: Anyone else?
 5 TRUSTEE TULLOCH: Yeah, I think Trustee
 6 Tonking made some good points there. I think with
 7 regard to the FAQs, I mean, I agree it should be all
 8 five of us, but equally it should reflect, as a
 9 board, we abide by combined board decisions so we
 10 need to agree that these FAQs, while we may debate
 11 them, we accept the decision whether we like them or
 12 not. There's lots of decisions I've disagreed with,
 13 but, again, we need to accept board responsibility.
 14 With regard to community forums, the thing
 15 that scared me was somebody suggested we give people
 16 ten minutes of floor time. I think that's -- sorry,
 17 I think that's a little bit horrendous.
 18 One thing with regard to having better
 19 communications, I think we all saw the results of
 20 the -- what was going around when we decided on the
 21 rec fee. I think we should have ready-to-go
 22 statements when we have major things like that, what
 23 the public sees as major change. Although it's not
 24 actually major change. In my mind, the board should
 25 have a statement ready to go covering either side of

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1 all have different perceptions on how everything is
 2 playing out. So I think it's important before we
 3 put wording into an FAQ that it's not just narrated
 4 by one or two of us, that it's a full-on discussion
 5 by all of us, personally.
 6 CHAIR DENT: Understand as a starting
 7 point.
 8 TRUSTEE TONKING: Yeah. I'd still just
 9 like to all come together. That's my preference.
 10 Everyone can feel differently. Again, I'm just one
 11 trustee.
 12 I liked the idea of, like, the forum
 13 before to, like, answer some questions. I think
 14 that's a cool dialogue, and I know it's happened in
 15 the past.
 16 Then I actually like the idea that was
 17 brought up during public comment about maybe doing
 18 some workshops on one issue, that, like, a trustee
 19 moderates. It was brought up by Mr. Wang.
 20 And then just talking about maybe we can
 21 do some more community forum ideas. I mentioned
 22 this last Friday that we maybe do some community
 23 forums on some of our big issues because that may
 24 allow the community feel heard and make sure that we
 25 are actually understanding all sides, and may help

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1 the decision following up from that.
 2 I think it's unfortunate it went out,
 3 suddenly we've chopped the value of our rec pass,
 4 you've change the value of our punch cards. No,
 5 we've kept them at one-fifth, the same thing.
 6 I think it was unfortunate that took a
 7 long time to get explained, and there were several
 8 explanations that went out. I think it's one of
 9 these things where we should have a draft
 10 communication covering most of that, covering the
 11 main aspects of it. You can't get it perfect,
 12 obviously, because some things change in the board
 13 decisions, but I think that should be there to keep
 14 the community aware.
 15 TRUSTEE NOBLE: I like the idea of FAQs.
 16 The problem is I think we'll spend an inordinate
 17 amount of time discussing and debating amongst
 18 ourselves what that information should be. And so,
 19 while I like it in concept, from a working
 20 perspective, I'm not sure how it's actually going to
 21 achieve what we want to achieve. Maybe it's
 22 something to start really, really simple, just
 23 figures, but once it starts getting into issues
 24 where there's especially split decisions and strong
 25 opinions and stuff, I think we go down a slippery

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1 slope of it will just -- the majority will be
2 accused of -- I can just see this, the majority is
3 going to be accused of twisting the facts to their
4 scenario, one way or another, and then we're right
5 back where we started from.
6 FAQs that go, just literally, where is our
7 jurisdiction with regards to plowing the streets?
8 Something like that, just those ideas that people
9 have with regard to what our authority is that
10 actually aren't true or are true, I'd say start with
11 really basic stuff before we get into the nuances.
12 That would be my suggestion.
13 CHAIR DENT: Yeah. Trustee Schmitz, go
14 ahead.
15 TRUSTEE SCHMITZ: Sure. I think that I
16 like all the ideas. I like the idea of when we know
17 that we have a significant decision before us,
18 having some sort of a press release so it does go
19 out. I like that.
20 I did glance at the synopsis, and I think
21 it's great. We've started down a path of doing
22 something, and if we going to enhance it, I think
23 that's fantastic.
24 With the FAQs, I understand what David's
25 concern is. I think that, from my perspective, our

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1 for after the meeting, how does that work? Is that
2 something you want the board Chair work with Kari
3 on? There's a lot I don't think we know the answers
4 to that stuff, but this is just a starting point to
5 brainstorm some of this stuff, how do we move
6 forward.
7 I do like the idea of bringing forward
8 some of these, the low-hanging fruit, because we get
9 calls every winter because the roads aren't being
10 plowed, and IVGID's doing do a terrible job plowing
11 the roads, and you get to tell the folks that, Well,
12 IVGID isn't taking care of your roads, but here's
13 the number you can call.
14 And we end up sometimes sending emails to
15 Washoe County. But I think some of that stuff is
16 important to get out there, because if you don't,
17 then it just swirls.
18 TRUSTEE TONKING: What I am asking is
19 should we each take one of these and try to, like,
20 put the questions around it so we can have an idea
21 or having staff lead? How are we moving forward? I
22 like these ideas, and I think before we get bogged
23 down in all the other transitional change we gotta
24 deal with, like I think communication is our key
25 issue, and I would like to just create a game plan.

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1 FAQs should, perhaps, focus on -- or begin anyway,
2 focusing on questions that come in public comments
3 that we can't answer, that sort of thing, because we
4 get questions and we don't really have an
5 opportunity to answer them.
6 As Chair Dent said, there was a comment
7 made in public comment that we have a 30- or
8 40-percent vacancy rate, when in fact I think it's a
9 number around eight percent, and we should compare
10 it to what the industry standard is. Just kind of
11 set the record straight because we don't have an
12 opportunity to correct information that gets stated
13 during public comment.
14 So, my suggestion is we start pretty basic
15 with the FAQs, just try to clarify things, not to
16 try to talk about split vote decisions or anything
17 like that, but just clarify what's real, what isn't
18 real, that sort of thing.
19 I think that would go a long way to help
20 the community to understand and to hear from us
21 collectively as a board.
22 TRUSTEE TONKING: Do we have to bring back
23 each of these ideas as something or how does it
24 work?
25 CHAIR DENT: Well, even having a release

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1 CHAIR DENT: As far as a trustee forum, I
2 think we can address that in the long range
3 calendar, and we can find some time next month to do
4 that.
5 And we could do something where it's even
6 two days, because I feel like if you do something
7 just for one day, folks, that may not work with
8 their schedule. And I'm not saying have two
9 four-hour meetings like that, but I'm saying maybe a
10 couple two-hour meetings where we're not the -- we
11 have someone that's running around asking the
12 questions. Or we've done it in the past where all
13 the questions get turned in, the moderator sits
14 there and filters through them because some of them
15 are the same, and then read the questions for us.
16 We can figure out a way to do that. Yeah.
17 As it relates to the FAQ, I'm open to
18 suggestions on how to do that since it sounds like
19 we may want to do that at a board meeting. But I
20 think maybe I could start with it and bring it
21 forward, and then you guys can just shred it when
22 you don't think I am saying something factual.
23 That is all I'm trying to do is bring some
24 of this stuff out.
25 TRUSTEE TONKING: I think that's perfect

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1 for the low-hanging fruit, maybe we either email
 2 Josh or yourself of what the questions we think are
 3 some of the low-hanging fruit, and you can move
 4 forward with that.
 5 Then I think we just need to decide if we
 6 want to be here 30 minutes early or not, and if we
 7 need to have an agenda item for that. Good social
 8 time for all of us.
 9 TRUSTEE TULLOCH: Yeah, I think the -- I
 10 like the idea of the 30 minutes early. I think we
 11 need to be careful that we don't stray into
 12 discussing agenda topics and things like that. We
 13 need to be very careful of that, and that's what
 14 most of it is.
 15 There was an interesting public comment
 16 brought up that why can't we have the public comment
 17 on each agenda items. I seem to recall we had that,
 18 and that was stopped by a previous board. Is that
 19 something we should consider bringing back? It's
 20 going to extend the length of the meeting.
 21 I think it's a fair comment. I disagreed
 22 with -- I wasn't on the board, but it seemed a
 23 strange decision to me at the time.
 24 TRUSTEE SCHMITZ: I really like all the
 25 ideas, and I think, you know what, we can try things

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1 pass.
 2 CHAIR DENT: I'll speak to this, and I
 3 don't -- I think we have different language in our
 4 past agendas. But I recall being on the board when
 5 we allow -- someone would just raise their hand in
 6 the audience when we were having a discussion, and
 7 then we would just open to public comment because we
 8 knew there was a comment or two. There's ways to do
 9 that, and we can work with legal counsel on it, so
 10 folks do feel heard.
 11 But I think the reason why we went away
 12 from the public comment at every single item is
 13 because you would have the same person sitting up
 14 there, asking a question for all ten agenda items,
 15 so then that person spoke for 30 minutes. That was
 16 the reason why -- I think it was the board before I
 17 got on -- got away from that.
 18 Anyone else? Any comments, questions? Do
 19 we want to get a plan moving forward?
 20 TRUSTEE SCHMITZ: I also would like to
 21 just say that, as it relates to press releases, I
 22 would be okay with saying that is something that is
 23 the responsibility of board Chair to do, but I'll
 24 defer to my other trustees.
 25 CHAIR DENT: Board Chair while working

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1 and we can change it. And I like the idea of having
 2 a half hour before. I think that used happen at the
 3 Chateau, and I would come and chat with some of the
 4 trustees. I think that's a great idea. And if it
 5 gets to the point where we say this isn't working or
 6 it's not being perceived as valuable, then we can
 7 change it.
 8 The same thing with public comment on
 9 agenda items. I think it would be good to
 10 incorporate and say that we're going to do that. We
 11 may get more comments, we may get less comments,
 12 but, you know, you can try it, and then decide
 13 whether you want to continue it. We don't have to
 14 cast things in stone.
 15 TRUSTEE TONKING: I was just thinking, but
 16 I don't know how we'd do this. I was thinking,
 17 like, more on those bigger, like, hot-button issues,
 18 we, like, have it -- I know we do for things we have
 19 to open, have an opening on, but I think it would be
 20 nice if we could, like, pick some of those bigger
 21 ones and see how it starts to go.
 22 I don't know if I would like every single
 23 one of these -- like, I get it, but I also know that
 24 we aren't very speedy. As much fun as being here
 25 until 4:00 in the morning sounds, I might have to

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1 through staff?
 2 TRUSTEE SCHMITZ: Yeah. Board Chair
 3 working with staff, and, potentially, even legal
 4 counsel as it relates to press releases on big
 5 issues.
 6 CHAIR DENT: Um-hum. Similar to how we
 7 put out the agenda or any of the other steps.
 8 Understood.
 9 TRUSTEE TULLOCH: Yeah. I agree with
 10 that. I think it's particularly important --
 11 sometimes the big issues, we may not always
 12 appreciate the big issues. When there's confused
 13 communication that goes out -- and, again, I come
 14 back to the rec fee this year. I think that was a
 15 good example for all of us that we need to improve
 16 how that goes out there, rather than having six
 17 different versions floating around.
 18 And I agree that the board Chair's (Zoom
 19 audio drop). I think certainly some of these you
 20 can predict. You know, you're probably going to
 21 have to prepare two different messages. It's
 22 something -- for my time in mergers and
 23 acquisitions, you're preparing a number of different
 24 press releases, depending on how the deal final goes
 25 through, or if it doesn't go through. So, that's

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1 fairly normal process, from my experience.

2 CHAIR DENT: Would that be something we

3 would do or something that we would actually hire a

4 firm to help us with? Just throwing the idea out

5 there.

6 TRUSTEE TONKING: Can (inaudible) do that

7 for us?

8 CHAIR DENT: Yeah.

9 TRUSTEE TONKING: I think we should just

10 do that. I think that keeps some of the bias out of

11 it.

12 CHAIR DENT: Yeah. Any other comments,

13 questions on this item?

14 All right. Seeing none, that will close

15 out item G 5.

16 (Inaudible cross talk.)

17 CHAIR DENT: No. It's a discussion to

18 figure out where we are going next. I mean, we can

19 talk about it on the long range calendar, as far as

20 setting dates for things, so, yeah.

21 That closes out item G 5. Moving on to

22 item G 6.

23 G 6.

24 CHAIR DENT: Review, discuss, and provide

25 direction on board-appointed citizen advisory

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1 all and trying to fit the puzzle pieces together.

2 And say, okay, if we do this project here, when can

3 we realistically do this project, and how does it

4 compare to all of our master plan deliverables?

5 And I really would like us to see -- to

6 have a more thoughtful plan for our capital

7 improvement projects. And I, for one, would like to

8 suggest that that would be the next one that we

9 initiate.

10 The other one that I know Chair Dent had

11 brought up was a golf committee.

12 And I think that the more we can have

13 engaged, at-large community members, I think it's

14 good for the community, and I think it's good for

15 the board and also helpful to staff.

16 So, the question is: How would we like to

17 move those types of initiatives forward?

18 TRUSTEE TONKING: I'm fine with that in

19 the terms of the capital improvements committee, and

20 having that be a board-sanctioned committee.

21 Where I'm running into an issue on this is

22 when we start getting -- and maybe a golf committee,

23 possibly, because it's more of a bigger issue that

24 we're running into. But, like, I'm thinking of the

25 tennis committee or some of the other ones. I don't

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1 committees. Requesting trustee Chairman Matthew

2 Dent for vice chairwoman Sara Schmitz. On pages 207

3 through 215 of your board packet.

4 Trustee Schmitz, is this your item?

5 TRUSTEE SCHMITZ: It is. I was asked to

6 put something together, and to be honest, I haven't

7 been able to.

8 But what we can do as a committee -- as a

9 board, I'm sorry, with the committees is that the

10 board has discussed this capital improvement

11 committee for quite sometime, and my feeling is is

12 that I think that the committee would be helpful for

13 us as a board, but also helpful for staff.

14 And I think one of the things that is just

15 critically important is that we have a clear,

16 long-term plan for our capital improvement projects,

17 what's realistic, what's the budgeting process,

18 what's the timing. And I think that if we had some

19 engaged and involved, at-large community members

20 assisting us and helping to put things together, I

21 feel like it would be to the value of all of us.

22 And I feel like some of it is our

23 five-year plan, we just sit down, we look at

24 spreadsheets and we look at estimating budgets, but

25 there's actually a more scientific method behind it

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1 think that needs to be a board committee where we

2 sit here, pick people to be on it. We're having

3 legal there, we're having -- like I just don't,

4 like, feel like that's going -- it's a lot of effort

5 for a committee that at the time is really just

6 trying to make decisions for how to operate.

7 If we start to run into some of these

8 bigger issues, maybe golf is one of the ones that's

9 a hot-button topic, we can expand, but we kinda need

10 to decide how we're handling them so we don't have

11 17 different types of committees rolling around this

12 district.

13 CHAIR DENT: Anyone else?

14 TRUSTEE TULLOCH: I would agree. I think

15 we need to be very careful. And the danger is

16 also -- I think it was also brought up in public

17 comment, well, we should have some committee voting

18 on every issue before it comes to the board.

19 That becomes a completely different model,

20 and I'm not sure if we should be -- people seem to

21 complain last time that we're changing some of our

22 models, so I think we need to be very careful how

23 we -- where these committees are sanctioned.

24 I think, again, we need to understand what

25 authority these committees have, whether they're

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1 purely advisory or whether they're part of the board
 2 committees have a lot of -- the other advisory
 3 committees are purely simply advisory at the moment.
 4 I agree. It makes sense for something
 5 like the capital improvement one. To me, that's an
 6 investment committee almost -- and making sure that
 7 we have properly projected our future capital
 8 requirements, we're not just putting things in with
 9 a notional number like \$80,000 for pump track
 10 improvements that comes in at three-quarters of a
 11 million and things like that. You know, so things
 12 are properly vetted before they're actually put on
 13 the capital plan, and the estimates and things are
 14 sensible.
 15 I think, obviously, golf is -- I thought
 16 we did agree at the May meeting to resuscitate the
 17 golf committee, to move that forward.
 18 But, yeah, let's not devolve into
 19 management by committee. I think we've all
 20 experienced that.
 21 CHAIR DENT: Any other discussion? I did
 22 say we should have the golf committee in place. I
 23 thought it was very valuable two years ago, when
 24 they looked through some issues that were going on
 25 and efficiencies, I guess, at golf course, and

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1 to it than a citizen advisory committee.
 2 So I think we just need to decide when
 3 we're forming those committees, like, which one we
 4 want them to be, and then maybe create some sort of
 5 dialogue around that.
 6 I think the golf committee could be
 7 either, and we can discuss what we think is best.
 8 But I think capital improvement is probably a good
 9 board one. Pickleball and tennis committee,
 10 probably good just advisory citizen committee, OGF
 11 committee at this point, where one of us can attend
 12 as needed.
 13 CHAIR DENT: I would agree with that.
 14 TRUSTEE SCHMITZ: I would recommend that
 15 we also appoint a trustee on any of those committees
 16 and have them give regular updates to all of us. I
 17 do see them being advisory, simply as advisory, and
 18 I think that we should start with the capital
 19 improvement and should start with the golf.
 20 I think that value of having the golf be a
 21 board committee is that there would be Open Meeting
 22 Law, and there would be more transparency and there
 23 would be live stream and other things. I think --
 24 given the importance of golf and what's going on, I
 25 think that that would be an important aspect.

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1 brought the board recommendations. And I don't want
 2 to be in the seat of making recommendations on
 3 something I don't know a lot about.
 4 I think it's important to have the folks
 5 that are involved in that help advise us so we can
 6 make good decisions as it relates to those things.
 7 I do like the idea of having, especially
 8 out of the gate, just a couple committees. Let's
 9 figure this out, and then let's continue to, if need
 10 be, maybe it's appointed through staff and maybe it
 11 does come to us through the board. I think the
 12 board should decide when they want to pull something
 13 in, when they're willing to let something go.
 14 And, yeah, I think it's more of an
 15 advisory role to vet through some of these projects.
 16 And I'll use an example like the skate park, when it
 17 comes to CIP, I think that could have been
 18 beneficial for it to be vetted before it came to us.
 19 And, yeah, I like the ideas that were
 20 brought up, so thank you.
 21 TRUSTEE TONKING: Just a quick comment on
 22 that. I think we just need to be aware, like,
 23 because we can still have, like, the general manager
 24 citizen advisory committee versus a board committee,
 25 and I think the board committee has a lot more rules

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1 But I understand, clearly, the point about
 2 the tennis committee and that sort of thing.
 3 I think we should, as a board, make a
 4 decision that we want to actually go out and ask the
 5 community for volunteering to participate on these
 6 two committees. I know that we already have, I
 7 think, at least one that volunteered on the golf
 8 committee.
 9 But I think we should take action, I think
 10 we should actually put something out to the
 11 community, and I think we should put it on our long
 12 range calendar to then put it into action.
 13 TRUSTEE TONKING: I'd also like to add one
 14 for the GM search as well, since that is a divisive
 15 issue of this community, committee that does that
 16 with us, advises and helps, if that's possible. I
 17 think we need something.
 18 CHAIR DENT: We could put that forward --
 19 I think before -- we got some other steps to do
 20 before we go there, but we can talk about that.
 21 TRUSTEE TONKING: If we're throwing out
 22 committee ideas, I would move forward with that as
 23 one.
 24 CHAIR DENT: Yep. Any other discussion on
 25 this item?

<p style="text-align: right;">Page 126</p> <p>1 All right. That will close out item G 6. 2 Moving on to item H. 3 H. REDACTIONS FOR PENDING PUBLIC RECORDS REQUESTS 4 CHAIR DENT: Redactions for pending public 5 records request. This can be found on pages 216 6 through 218 of your board packet. And we do have 7 our acting general manager Mr. Underwood here. 8 MR. UNDERWOOD: I don't have anything on 9 that. 10 CHAIR DENT: Anne, we'll hand this one off 11 to you. 12 MS. BRANHAM: In your packet, you see here 13 the sole redaction that we have for you, rather, it 14 was an exception. We withheld the draft GM 15 evaluations based on the statutory grounds that we 16 provided in this chart. 17 My understanding of how this works is that 18 we present that to you, we give you the rationale, 19 which is that it was in draft form so it's not 20 releasable under NRS Chapter 239. If there is 21 feedback from the board to modify the decision that 22 staff reached, then it needs to come back, is my 23 understanding, as an approval item. So, unless the 24 action is to approve the recommended redaction 25 exemption, then my understanding is this item would</p>	<p style="text-align: right;">Page 127</p> <p>1 need to come back. 2 As I understand it, that is the option for 3 you tonight, and let me know if you have any 4 questions about that. 5 CHAIR DENT: Questions? 6 TRUSTEE TONKING: I would like that to 7 come back as an agenda item to add -- to get it out 8 of draft form. 9 MS. BRANHAM: Okay. And do we -- is that 10 something where we want to get a consensus from the 11 board or just add it back as Trustee Tonking's 12 request to the next agenda? 13 CHAIR DENT: Yeah. I just want to -- 14 because Josh isn't here, I want to be careful with 15 this item. Perhaps before we do do that, we have a 16 nonmeeting legal meeting, because we are still 17 working through a separation agreement. 18 TRUSTEE TONKING: That's fine. I don't 19 think it needs to come back at the next agenda. I 20 am just saying I don't want this to get lost off of 21 that. 22 CHAIR DENT: Correct. I just don't know 23 the right steps with this, and I would lean on legal 24 counsel for that in a nonmeeting legal meeting. 25 MS. BRANHAM: We can set that up.</p>
<p style="text-align: right;">Page 128</p> <p>1 CHAIR DENT: Any further discussion on 2 this item? 3 Seeing none, this will close out item H. 4 Moving on to item I. 5 I. LONG RANGE CALENDAR 6 CHAIR DENT: Long range calendar, found on 7 page 219 through 222 of your board packet. Acting 8 general manager Mr. Underwood. 9 MR. UNDERWOOD: Going through page 219 of 10 the packet for the long range calendar, just getting 11 your input on some of these items. 12 The first four items on there seem to 13 relate to the Moss Adams study that's going on. So 14 staff does recommend that that be moved to the 15 parking lot, if the board's in agreement with that. 16 The HR item will be on the next meeting. 17 And then some assistance on the next two 18 items as you just discussed, the committee issues. 19 Do you want one or both of those on the next item or 20 different meetings? I though I heard that golf 21 might be ready and maybe do the other later, but 22 I'll take your advice on which you want. I know 23 those are your items, so take some input on that. 24 CHAIR DENT: Does anyone want to weigh-in 25 on that? I mean, I think bringing back one item</p>	<p style="text-align: right;">Page 129</p> <p>1 with both of those committees as far as the 2 parameters of the right way to go about it. Is 3 everyone okay with that? 4 TRUSTEE TONKING: Okay. 5 MR. UNDERWOOD: So you want that on the 6 12th? Is that -- 7 CHAIR DENT: Correct. 8 MR. UNDERWOOD: Is that the board members 9 creating those items or is staff? That's another 10 clarity. 11 CHAIR DENT: I think it would be staff, 12 but we can have a -- well, I'm just saying as far as 13 bringing forward information that we've used in the 14 past as a guideline for us. Like, for example, the 15 board approved a process when it came to the 16 committee. All I'm saying is what do we want that 17 process to be? 18 TRUSTEE TONKING: Because it's a board 19 committee, so the board should be the ones creating 20 those documents. If we're doing a GM advisory 21 committee, that, like, the staff, that's how I 22 viewed the -- 23 CHAIR DENT: I just see staff and the 24 board working together. That's all. But we could 25 have a board member bring it forward.</p>

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1 MR. UNDERWOOD: Staff's willing to help
 2 out or play whatever role you desire.
 3 The contract for Wells Fargo will be on
 4 there.
 5 The next item is the food and beverage,
 6 and in discussing with Darren Howard this week, he
 7 couldn't be ready by July 12th. Just remember that
 8 items have to be done next week, and we have a
 9 holiday in the middle of the week, so that could be,
 10 possibly, on July 26th. He's actually trying to
 11 keep July 26th open for you so you could have a
 12 break, but it looks like that's not possible. So if
 13 you -- we kind of had it scheduled for August 9th,
 14 but if you want that sooner --
 15 CHAIR DENT: Yeah. I'll just -- I think
 16 we want to know why we were losing \$1,000 a day a
 17 year ago, and why we're losing \$900 a day now. And
 18 the only thing I've heard is we need butts in the
 19 seats, and I think there's more to it.
 20 So, the sooner we can bring that back to
 21 the board the better so we can be informed on why
 22 this happened and what we're doing to change that.
 23 If has to be July 26th, if that's the soonest we can
 24 do it, let's bring it forward on July 26th.
 25 TRUSTEE SCHMITZ: May I? This issue has

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1 staff, that's the dilemma we're in.
 2 TRUSTEE SCHMITZ: Director Howard doesn't
 3 have the financial information from the past?
 4 TRUSTEE TONKING: Not to the knowledge
 5 that -- he usually works with director Navazio on
 6 that. And so because -- and he can't pull it out of
 7 Tyler the same way, so it makes sense if there is a
 8 financial person also part of that discussion.
 9 TRUSTEE SCHMITZ: That's fine. So it'll
 10 be on the 26th?
 11 CHAIR DENT: Yeah. July 26th.
 12 MR. UNDERWOOD: Okay.
 13 TRUSTEE TULLOCH: I understand the
 14 concern, and there's -- I have a bigger concern if
 15 we haven't identified these issues and they're
 16 ongoing, we certainly really need to make sure we're
 17 on top of that. Otherwise, the 26th of July, we're
 18 half way through the season. We could be getting
 19 hit with similar issues if we haven't identified the
 20 root cause.
 21 I understand the reasons for delay, but I
 22 think it's got to be -- we can't just let it
 23 continue, keep going.
 24 MR. UNDERWOOD: Yeah. I would just --
 25 something that I've observed since I've been here is

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1 been outstanding for such a long time, and it's
 2 answering the question about things that happened in
 3 the past. I don't understand why we can't just
 4 bring this forward. And it's -- I prefer to say
 5 this needs to be done on the 12th. It was supposed
 6 to be done for this meeting tonight.
 7 This is analysis of things that happened
 8 in the past. I'm hearing that, perhaps, the
 9 financial information that was provided was just
 10 incorrect. But I just am a bit puzzled as to why
 11 this is something that was discussed back in early
 12 May, and we're sitting here saying that we can't
 13 have a board discussion until July 26th on it.
 14 CHAIR DENT: Understood. I think we're
 15 all frustrated. I don't want to deliberate about
 16 this, but Trustee Tonking may have some answers as
 17 our liaison.
 18 TRUSTEE TONKING: I have some context. We
 19 moved around stuff for financial director Navazio.
 20 He's leaving. He can't pull all this information.
 21 Mr. McGee is trying to figure out with Darren what
 22 line items to pull, how to pull it. In order to do
 23 that in the next week, it just seemed impossible
 24 with, like, what he's trying to do and get caught
 25 up. So, unfortunately, when we don't have enough

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1 that I know the board is anxious to hear things, but
 2 sometimes staff, we need a little bit more time to
 3 make it meaningful and clear and concise for the
 4 board as well. So appreciate the extra time on that
 5 item.
 6 The contract renewal with Best, Best &
 7 Krieger, I think that's a legal item that should be
 8 on the next agenda, on the 12th.
 9 The annual report, the next item, will be
 10 part of the general GM report.
 11 The reservoir coatings is ready to go, so
 12 that will be on the 12th.
 13 And the Incline Beach House is being
 14 worked on now. Thank you for meeting with us this
 15 week.
 16 We thought that the follow-up on meeting
 17 minutes could be pushed to August 9th, unless you
 18 want it on the 12th. The meeting's now getting kind
 19 of crowded, so if you're okay with that, we can move
 20 that to the 9th or the 26th as well.
 21 CHAIR DENT: Let's leave it on the 12th
 22 for right now, and if we don't get to it, we can
 23 always bump it. I think it's important because
 24 there is a lot of moving parts around that item.
 25 MR. UNDERWOOD: Okay. The next item was

<p style="text-align: right;">Page 134</p> <p>1 requested to be removed by Trustee Noble, so that 2 won't be on there.</p> <p>3 And we're moving the Waste Management 4 presentation and direction from board to the 12th.</p> <p>5 And then from to tonight's meeting, it 6 seemed like item G 2 and G 3 need to be back. My 7 recommendation would be those are brought back on 8 the 26th. I don't know if that's acceptable, but, 9 again, there's a lot to get ready for the 12th 10 already, and we do have a new finance director. So 11 if that's okay.</p> <p>12 Then just on to August 9th, we have the 13 carryover approval, whether that's ready then, or it 14 could be the 30th.</p> <p>15 The next item is obviously removed, the GM 16 goals would be removed.</p> <p>17 Then finance has a couple items for 18 reports.</p> <p>19 And the tracking of time for public 20 records, I guess that's already been completed and 21 presented to the board.</p> <p>22 And then the item for the opinion of 23 (inaudible) Construction on the effluent export 24 line, I'd like the board to consider whether that 25 item is beneficial or not, considering a couple</p>	<p style="text-align: right;">Page 135</p> <p>1 months later we would have a final contract. I know 2 we talked to several of you, and I think a good 3 option to that is having -- I know Trustee Tulloch's 4 had interest in joining us when we actually review 5 the bid, and maybe Trustee Noble might be interested 6 in that as well, just to give you all -- and I'm 7 interested in having you all see everything we see, 8 and then that can be brought back to the board. If 9 that is something that the board wants to have, we 10 will bring it back to you.</p> <p>11 CHAIR DENT: Thank you.</p> <p>12 TRUSTEE TULLOCH: Yeah. I think it's very 13 valuable. I would suggest we bring that forward to 14 July 26th. I think it's important before we start 15 way down the road with a contract and find out we 16 need to look at alternative options. To me, the 17 sooner we got a better view on that the better.</p> <p>18 I don't want to be in the situation we 19 were in in April where suddenly the price had gone 20 from 10 million to 14 million, and we basically had 21 two days to sign it.</p> <p>22 Can I also suggest that the contract -- 23 you know, July 12th is looking pretty busy, can we 24 move the contract renewal with BB & K to July 26th 25 as well since it looks like we got the July 26th</p>
<p style="text-align: right;">Page 136</p> <p>1 agenda?</p> <p>2 MR. UNDERWOOD: I don't think that would 3 be a problem since it doesn't expire for quite some 4 time sometime.</p> <p>5 MS. BRANHAM: That should be fine. I can 6 verify with Josh, but, tentatively, I would say we 7 could probably put it to the 26th.</p> <p>8 MR. UNDERWOOD: I think that's probably 9 enough for tonight, through the night, unless you 10 want to look further ahead.</p> <p>11 CHAIR DENT: As far as I don't want to 12 look further, but I want to -- a couple of the items 13 that we threw out was a trustee forum. Do we want 14 to -- is there some time between now and the meeting 15 on the 26th that we would like to do that? All I'm 16 saying is is there a week that works for everybody 17 or propose a few days and then go through Susan and 18 send that out? Okay. Cool.</p> <p>19 TRUSTEE SCHMITZ: I would prefer that 20 Trustee Noble's agenda item on micromanagement stay 21 on the July 12th agenda. I would like to have both 22 HR and legal counsel sort of define micromanagement.</p> <p>23 And the other thing that we keep hearing 24 in public comment is hostile work environment, and I 25 would like for them to explain to us, as a board,</p>	<p style="text-align: right;">Page 137</p> <p>1 what those things are. I'd like for them to explain 2 to us what has and hasn't happened, and I think it's 3 very important because these terms just keep getting 4 thrown around in public comment, so I would like 5 that to remain on the agenda for the 12th.</p> <p>6 As it relates to July 26th, I have been 7 informed that Director of Parks and Rec would like 8 to come to the board with recommendations from the 9 dog park committee on that date. She gave me that 10 date as what they're targeting. I'd like to include 11 that.</p> <p>12 And potentially also on the 26th, I would 13 just like to share with the board. It doesn't have 14 to be necessarily a decision point, but the board 15 had directed myself, Mike Gove to further define the 16 scope of work that Moss Adams -- that the board did 17 not take action on with Moss Adams, and it was the 18 point of sales software component. And we did 19 receive a very detailed proposal back. I would like 20 to at least share it with the board and decide is 21 this something that's a priority? Is this something 22 that the board would like to actually put out to 23 FRP? So I'd like to have that also included on the 24 26th, if possible.</p> <p>25 CHAIR DENT: Okay. I don't see issues</p>

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1 with that.

2 TRUSTEE NOBLE: If we're going to talk
3 about micromanagement, I'm going to need more time
4 to gather information to address that. So I would
5 suggest the July 26th agenda.

6 CHAIR DENT: Okay. And, Anne, I don't
7 know if it makes sense if we do have that item for
8 the board to -- and it may be good for us to have a
9 nonmeeting legal meeting first before we do go down
10 that route.

11 MS. BRANHAM: Yeah. Not a bad idea. If
12 we don't need to set the date for that tonight,
13 maybe we could just circle back around with Josh,
14 see what his timeline looks like to hold a legal
15 nonmeeting first, and then set the date at a point
16 after that.

17 CHAIR DENT: Okay. Thank you.

18 TRUSTEE TONKING: I was also going to ask
19 to move that to the 26th, because I'd also like to
20 talk about maybe a way for us to come up with -- for
21 the board to get together and do some sort of
22 workshoping so that we can all work better together.
23 I think that could also go around that at issue.

24 If we are going to do micromanagement by
25 trustee item, I'm fine doing it. I think we all

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1 that were identified by last year's board that
2 haven't been completed. And I think that as a
3 board, we should discuss them. And it has it here
4 on August 9th, but -- as the finalizing the GM
5 goals, but perhaps on the 26th, we could look at the
6 goals that either are in progress or haven't been
7 accomplished, and as this board, identify what are
8 the priorities for those initiatives, how -- do we
9 still consider them to be goals, do we want to have
10 them removed? And I think that would be helpful
11 discussion as we talk about potentially setting up
12 goals and objectives for a general manager in the
13 next year to come.

14 I would request that be on the 26th, if
15 possible. It just depends. Now we're sort of
16 loading up the 26th.

17 CHAIR DENT: Sounds good. Let's just
18 place it on the 26th for right now. We'll see how
19 the 12th works out, and we'll go from there. I do
20 think it's important for us to sit down and put
21 goals together as a board. We've been working off
22 the last board's goals, so I think it's an important
23 item.

24 TRUSTEE TULLOCH: I see one thing missing
25 here. I've been hearing since the start of the year

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1 should be noticed so we can have an actual robust
2 conversation. I don't know what the notice process
3 is, but I think we all need to be noticed on that as
4 well.

5 TRUSTEE TULLOCH: One thing I see missing
6 here. I've been speaking with the HR director about
7 bringing forward to the board the work being done on
8 staff development, particularly for a second, you
9 know, next to director level. I know director Feore
10 has been doing a lot of work. I've heard it said in
11 public comment, there's no plans for development, no
12 plans for filling in. I think there's been a lot
13 more work going on there. I'd like to put that on
14 the 26th agenda, because I think it's important that
15 director Feore demonstrates to the community what is
16 happening there.

17 I will admit, there was a lot more going
18 on that I had actually realized, so I was very
19 pleased to hear that. So I think it's important to
20 put that one on.

21 TRUSTEE SCHMITZ: On that same note, that
22 was something that was part of the strategic plan,
23 was to do some of that reporting.

24 And I shared with my fellow trustees this
25 evening a number of items that were on the goals

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1 since I came on the board that the revisions to this
2 revised strategic plan or updates to this strategic
3 plan is coming to the board. I have not seen
4 anything on it. To me, that's an urgent item. It
5 think it's linked to the comment that I don't see a
6 strategic plan update anywhere here.

7 MR. UNDERWOOD: We've, as the senior team,
8 have updated that document fairly recently. That
9 should be something we can provide to the board,
10 either through the GM report or if you want an item
11 on it.

12 CHAIR DENT: I think we usually have an
13 item on it.

14 TRUSTEE TONKING: Don't we also want Moss
15 Adams feedback on it?

16 CHAIR DENT: It's good to know it's in
17 draft form.

18 MR. UNDERWOOD: We continually update it,
19 but we can -- if you want to wait for Moss Adams
20 because I know they are reviewing it as well.

21 TRUSTEE TULLOCH: They got the updated
22 version?

23 MR. UNDERWOOD: Not sure, but I'll check.

24 TRUSTEE TULLOCH: Yeah. Since the board
25 hasn't seen it either.

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1 CHAIR DENT: Good question.
 2 MR. UNDERWOOD: If you would like, we
 3 could just put it in as part of the GM report, so
 4 you can at least see it.
 5 CHAIR DENT: That's a good idea.
 6 Any more discussion on the long range
 7 calendar? Okay. That will close out item I.
 8 Moving on to item J.
 9 J. BOARD OF TRUSTEES UPDATES
 10 CHAIR DENT: Any updates?
 11 TRUSTEE TONKING: I met with engineering
 12 staff and Director of Parks and Recreation, and then
 13 Cedar and about the skate park. We had a meeting
 14 that just kind of talked about how -- why they're
 15 asking for the expansion of the skate park and
 16 different type of skates and all that, and we went
 17 through what that's going to look like and what kind
 18 of organizations we can reach out to who do that
 19 construction at the mountain level.
 20 And so when that item's brought back, I
 21 also ask that Cedar comes and explains all of that
 22 to us, so that we can also understand how that
 23 works. That is my only update, yeah.
 24 Oh, and the dog park committee, which was
 25 brought up. We had a meeting, and they're going to

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1 having with the community. I would say carefully
 2 define the problem that you're trying to solve. I'm
 3 an engineer, you start with problem definition, and
 4 part of that should be disclosure of this legal
 5 opinion in whatever means you could do so that we're
 6 confident that we're actually addressing the actual
 7 problems and not just putting forward solutions
 8 looking for problems.
 9 Security is a slippery slope. The
 10 technological solutions seem kind of nice. They can
 11 all be defeated relatively easily and human security
 12 is very expensive. So, before you increase the cost
 13 of using a very passive asset, which is a piece of
 14 ground, think that one through. If you tie security
 15 to budget and we don't have budget, we're going to
 16 get less access, which is -- at some point, the end
 17 game is we get no access and then who cares if we
 18 own it. It's a useless asset at that point. That's
 19 my comments about that.
 20 An unrelated comment is I was listening to
 21 public comments earlier tonight. We're getting to
 22 the point where people are calling people names, not
 23 acting professionally. I'm not taking sides here on
 24 these issues. At the risk of being sued, I think
 25 you should shut these people down. It's taking away

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1 be bringing recommendations and moving forward as
 2 well.
 3 CHAIR DENT: Anybody else? All right.
 4 That will close out item J. Moving on to item K.
 5 K. FINAL PUBLIC COMMENTS
 6 CHAIR DENT: Any public comments from
 7 anyone left in the room?
 8 MR. BALFREE: My name's Brian Balfree
 9 (phonetic). I'm at 121 Juanita, number 14.
 10 I'd like to talk a little bit about the
 11 beach security discussion that took place earlier
 12 this evening. I just wanted to make -- evidently,
 13 this is all reactionary to some legal opinion about
 14 private property and so forth, and that's fine. I
 15 just wanted you guys to correctly prioritize the
 16 convenience of the 12,000 residents using their
 17 property versus trying to prevent, what we would all
 18 agree is, a very small number of trespassers,
 19 especially in the winter. If you look at the total
 20 number of people on the beaches in the winter, if
 21 you assume they're a hundred percent trespassers,
 22 it's a very small number relative to the total
 23 usage.
 24 I would also suggest that you carefully
 25 define -- this goes to the larger problems you're

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1 the credibility of this board and it's dividing the
 2 community.
 3 If someone wants to come in here and call
 4 somebody names, tell them to leave. Yeah, you might
 5 get sued. Who cares. I mean, it's just getting
 6 ridiculous. There were people making thinly veiled
 7 threats against people personally. I mean, come on.
 8 This is supposed to be a board to operate some
 9 assets and take of people's money. This is getting
 10 control of control. Would be my advice.
 11 Thank you very much.
 12 CHAIR DENT: Go to zoom, please.
 13 MR. DOBLER: Cliff Dobler, 995 Fairway.
 14 The restaurant above the golf shop labeled
 15 "The Grill," consists of 21 tables with 82 seats
 16 plus five bar stools.
 17 On Sunday at 1:30 P.M., Ellie and I
 18 arrived for a late lunch. Three interior tables
 19 were labeled "reserved," and two tables had a
 20 hodgepodge of materials where seatings were not
 21 available. Three tables on the outside were not
 22 occupied. When asked to be seated, the host stated,
 23 "It would be a 30-minute wait."
 24 I asked, "Why, with so many tables
 25 vacant?"

<p style="text-align: right;">Page 146</p> <p>1 And the response was, "A lack of servers." 2 Calculated with 34 seats of the 82 seats 3 were closed down or 41.5 percent of the seats. 4 Ellie and I chose not to wait and left. 5 Through a monthlong slug fest over the 6 losses at the golf course, Darren Howard indicated 7 that a banner year for food and beverage would be 8 upon us, and the food and operations were ready to 9 go. His fiscal year 2024 budget indicated that 10 revenues for food and beverage would be \$942,000, a 11 34-percent increase over 2023. He expected the 12 bottom line in 2024 will be \$35,000, after losing 13 \$136,000 in 2023. 14 It is right that Trustee Tulloch wants to 15 keep an eye on weekly revenues. Is that 16 micromanaging or should we wait until the fall to 17 find out large losses which may have occurred? What 18 do you think, Trustee Noble, is that 19 micromanagement? 20 As a prior restaurant portfolio owner for 21 over ten years, the most important item for success 22 were butts on seats. My partner, Ellie, my wife, 23 has found that almost all servers make only \$18 per 24 hour and receive no benefits. There's no difference 25 in wages between seasons, services, and new</p>	<p style="text-align: right;">Page 147</p> <p>1 services. People talk with human resources and 2 provide some concerns. Food and beverage is a 3 service business. One must be able to serve. 4 Thank you very much. 5 MR. MILLER: Charlie Miller. 6 I appreciate the conversation or the 7 dialogue on the beach access tonight. It did add 8 some light and some things I didn't think about. I 9 do agree that RFID is the way to go, hundred 10 percent. Just the functionality of it, that's, of 11 course, why rest of industry has done that. I do 12 question how to monitor, based on RFID alone. It's 13 going to be the same way it is right now, just a 14 different scanner. So, I endorse, recommend the 15 board put the RFID system in place and manage it 16 just about the way you are right now. It's been 17 that way for 50 years. It seems to work. 18 Appreciate that. 19 I would also comment on the public comment 20 before and after each item, that dialogue. I was 21 here. You're going to find out that you're going to 22 get the same several people, dedicated as they are, 23 speaking for an extra six minutes every time, and 24 you're going to be there another four hours, and 25 you're going to limit the interaction that you</p>
<p style="text-align: right;">Page 148</p> <p>1 actually want by having seven-hour meetings twice a 2 month. I would discourage you from doing that. 3 Thank you. 4 MR. WHYMAN: Hi. This is Andy Whyman 5 again. I want to finish my comment from earlier 6 this evening and add a few. 7 I certainly applaud the board's thoughtful 8 and thorough discussion today. Though it was also 9 clear to me that some of the votes and some of the 10 comments continue to reveal deep divisions in how 11 the board looks at their mission. 12 I am, however, sorry about the resignation 13 of Mr. Winquest, leads me to conclude that is still 14 a disfunctional board, a siloed board, listening, at 15 least until tonight, only to a self-selected, 16 like-minded, volatile minority. Rather than get 17 help, this board tried to soldier on, likely to 18 their ultimate demise. 19 I can only suggest that the board get 20 assistance, starting now, in a number of tonight's 21 comments from community members who were thoughtful 22 and reflect that idea. While it's likely late in 23 the game, the dust will eventually settle, and 24 either this board or another will need to perform 25 better in the further than it has in the recent</p>	<p style="text-align: right;">Page 149</p> <p>1 past. 2 I welcome comments from board members. 3 You have my email. If I don't hear from you, I will 4 expect that what I said earlier in the evening about 5 board disfunction was accurate. 6 Also I appreciate the comments from two 7 community members warning us that signing recall 8 petitions would open us to legal and financial 9 liability. Of course, these remarks also suggest 10 that these same people might be trying to frighten 11 or intimidate people so they will not sign on to a 12 recall. I'm sure that these same folks will provide 13 or post all the legal citations supporting their 14 assertions. 15 Lastly, from my position, FAQs won't cure 16 the board problems. A better understand of the 17 board's prerogatives, functions, and role would 18 help, though. That would offer opportunities for 19 more citizen participation and educational forums 20 for the board development. 21 Thank you. 22 MR. WRIGHT: Frank Wright. 23 I'd like to thank Dr. Whyman for his 24 expertise on the recall. Yeah, there is 25 information. It will be documented. There are</p>

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1 problems with the petition. All you have to do is
 2 read it, and you know that the things that are
 3 stated in it are not true, never been factually
 4 proven, so that, in one way, invalidates the whole
 5 petition.
 6 But more importantly, those who organized
 7 the petition put their names on the organizational
 8 petition, those names have really committed a crime
 9 because they have perpetrated a petition to slander
 10 sitting trustees with false information. There are
 11 statutes, you will see those statutes coming out
 12 real soon, you will see that the Secretary of State
 13 and Registrar of Voters have a real problem with
 14 this petition.
 15 So, you keep signing this petition -- I'm
 16 not trying to discourage anybody from signing it, I
 17 want you to sign it, but you have some culpability
 18 if you do sign that petition. At least you ought to
 19 clean the dang thing up before they put it out
 20 there. It's a mess. And to make false statements
 21 and then have people sign a petition with those
 22 false statements thinking they were true is just
 23 wrong. It invalidates the whole petition.
 24 So, whatever you want to do with it, I
 25 don't care. Whatever they do with it, I don't care.

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1 STATE OF NEVADA)
) ss.
 2 COUNTY OF WASHOE)
 3
 4 I, BRANDI ANN VIANNEY SMITH, do hereby
 5 certify:
 6 That I was present on June 28, 2023, at
 7 the Public Meeting via Zoom, and took stenotype
 8 notes of the proceedings entitled herein, and
 9 thereafter transcribed the same into typewriting as
 10 herein appears.
 11 That the foregoing transcript is a full,
 12 true, and correct transcription of my stenotype
 13 notes of said proceedings consisting of 152 pages.
 14 DATED: At Reno, Nevada, this 8th day of
 15 July, 2023.
 16
 17
 18 
 19 _____
 20 BRANDI ANN VIANNEY SMITH
 21
 22
 23
 24
 25

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1 You listen to people come on here that have an
 2 interest financially in our district and they're
 3 screaming bloody murder because they're losing their
 4 freebies, they're losing their money that they get
 5 from the District, it's really sad. And these same
 6 people are the ones on social media ripping and
 7 tearing apart those with facts and figures. It's a
 8 nightmare. Let's go forward.
 9 Thank you.
 10 CHAIR DENT: That will close item K,
 11 public comment.
 12 L. ADJOURNMENT
 13 CHAIR DENT: It's 9:40. We are adjourned.
 14 Thank you all.
 15 (Meeting ended at 9:40 P.M.)
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INVOICE

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Susan A. Herron, CMC
Incline Village General Improvement District
893 Southwood Boulevard
Incline Village , NV 89451

Invoice No.	Invoice Date	Job No.
1630819	7/10/2023	989397
Job Date	Case No.	
6/28/2023		
Case Name		
Incline Village General Improvement District Board of Trustees Meeting		
Payment Terms		
Net 30		

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Hearing (Public Meeting)

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893 Southwood
Incline Village, NV 89541

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S. Herron 7-12-2023

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Case No. :
Case Name : Incline Village General Improvement District Board of Trustees Meeting
Invoice No. : 1630819 Invoice Date : 7/10/2023
Total Due : \$2,325.15

Susan A. Herron, CMC
Incline Village General Improvement District
893 Southwood Boulevard
Incline Village , NV 89451

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IVGID Employees Eating on Beach

William Kahrs <whkahrs@gmail.com>
Draft

Wed, Jun 28, 2023 at 4:47 PM

Earlier this year the Board of Trustees voted to restrict beach access for employees who are not picture pass holders. I've been advised that those employees are now eating their lunch either in their immediate work environment, their cars, or other off-beach areas. The board should permit IVGID employees to take a lunch or other break in a properly designated area that will not violate the board direction to withhold beach access for non-picture pass employees. Hotels make this type of accommodation for workers. We sincerely hope the board can support this for our IVGID employees as well.

**PUBLIC COMMENT. JUNE 28, 2023.
Kaye Shackford. 891 Donna Drive.**

I'm told I'm being maligned on social media. Frank Wright attacked me at the last Board meeting for running \$10,000 personality programs for IVGID. Should you wonder why an 81-year-old lady is being attacked, here's the back story.

I designed a workshop for the aviation industry called *Negotiating Solutions*. Please look it up: negotiationsolutions.com. For 30 years and 4000 graduates, my husband Joe and I ran it together. Graduates, including vice presidents from Boeing, Airbus, and Delta, among others, will tell you it's the most valuable training in their careers. Joe died four years ago. With the help of a wonderful local resident and others, we continue to run the program.

And some IVGID employees are graduates. When Joe and I moved here, we realized the best way we could help IVGID was to provide **tuition-free** slots in the workshop...Lee Weber Koch was Diamond Peak's marketing manager when she attended in '97. She can point to hundreds of thousands of dollars she saved the district because of what she learned. Your prior mountain manager is a graduate, so is your prior engineering manager. So is Indra, from before he was GM. When a tuition-free slot wasn't available, IVGID would sometimes enroll folks because of the difference it made.

BTW, we charge half of what other high-end programs charge. Graduates of our program and Harvard's will tell you ours is head-and-shoulders better than theirs. For tuition and room and board, we charge \$6800. Harvard charges \$12,750.

So, how did Aaron Katz enter our village? When Katz, a disbarred attorney from Santa Clara County, moved here, he only wanted to pay for those portions of the Rec Fee for venues he used. Told "No," he did what he always does: He sued (and kept on suing)...it costs him almost nothing. He is a vexatious serial litigant. His first attempt, fresh out of law school, was to sue the California DMV for refusing to issue him a license plate that read EZLAY. EZLAY is the name of a date rape drug.

When Joe and I heard what Katz was up to, at Board meetings we distributed articles about law suits he'd brought - against the Mountain View-Whisman School District, the Santa Clara County Library District, a Hospital District. His suits were declared meritless. But defending against them cost hundreds of thousands of dollars now not available for a library, a school district, a hospital.

Sara Schmitz and Matthew Dent have long been doing the bid of Katz and cohorts. **Look at the pattern of their actions in terms of Katz's objectives.** If our venues are all privatized, he wins. Please join me in recalling them and stopping him. Thank you.

LynOA + Bill Kahoe
625 Lariat Circle #1
IU 89451

pg 1 of 2

Unfortunately, the search for a GM has begun. We recommend that a CITIZENS ADVISORY BOARD GM SEARCH COMMITTEE be established immediately. This should include at least two community citizens with background in this area, the head of IVGID H.R., and 2 Trustees.

This is because of the tension in the community and also on the Board. We need independent, impartial representation from across the community

We are tonight requesting that those community members who have had experience as a City Manager, General Manager, PUC Manager, or related experience in a governmental capacity be put on this BOARD to provide counsel and recommendations to the current Board for this search.

do not say { THE CITIZENS ADVISORY BOARD GM SEARCH COMMITTEE }
(CABGM)

We are concerned that the current board cannot be impartial based on what has just happened with GM Winquest. At least 2 to 3 Trustees have been instrumental in the GM Winquest debacle/controversy.

pg 2 of 2

As concerned citizens, it is not appropriate that the same 2- 3 Trustees be the sole arbiters as to who replaces GM Winqwest Therefore, the necessity of this ~~CABGM~~. For this Search Committee .

We have read the prior Job Description used in 2019. It is attached to this presentation and we recommend that it be reviewed by this ~~CABGM~~. Committee .

We are so excited that we have done our homework and our presenting to you three people who are highly credentialed, experienced community members to be on this GM Search Committee and who have given their approval for me to present their names to you tonight! We believe that we do not need to pay an outside consultant.

- A. Eric Severance, CEO, SevGroupConsulting: Former GM of Mount Ashland; hired as GM of Diamond Peak, Incline Village from 1990-1994 and then 5 years later hired away by Northstar to be GM there from 1994-1996. These are just 3 of the relevant credentials!
- B. Keith Till: Former member of IVGID Diamond Peak Steering Committee; served over 30 years in California

Local government with almost 25 years as a CITY MANAGER; City Manager in San Marino, Seal Beach and Santee in San Diego County; Interim City Manager for San Juan Capistrano; former City Council Liaison with a search firm that recruited Ben Siegel who today continues as the city manager.

- C. Martin Hestmark: Martin has worked in both the private and public sector as an ENGINEER and Sr. Executive for 37 years; started as staff chemical engineer and rose to executive manager of up to 145 people; extensive public communication experience; measured and thoughtful with his actions and words; an independent person with technical background is needed for the search committee.

My husband and I have made requests in public comments to the BOT over the past few months with NO responses. We are requesting that this RECOMMENDATION be given serious consideration as this is currently the HIGHEST PRIORITY OF IVGID TRUSTEES .

Thank you and we look forward to your POSITIVE response!



JOB DESCRIPTION DISTRICT GENERAL MANAGER POSITION

Job Title: General Manager
Job Number: 1110A
Salary Grade: Contract
Department: Administration
Reports to: Board of Trustees
FLSA Status: Exempt - Executive
Salary Range: \$182,000 to \$230,000 (which includes measurable incentives)

SUMMARY

Under the general direction of the District's Board of Trustees, assumes full responsibility for the operation and management of the Incline Village General Improvement District (IVGID).

ESSENTIAL DUTIES AND RESPONSIBILITIES

Not necessarily in order of priority, include the following. Other duties may be assigned by the Board of Trustees.

1. Provides excellent customer service to parcel owners, local businesses, government agencies and visitors to Incline Village/Crystal Bay.
2. Oversees the operation and management of the District, including the supervision and control of all of the District's property, activities, personnel, business, and operations. The General Manager is the chief executive officer of IVGID, responsible for all services, programs, budgets, and the overall operational and financial performance of the District.
3. Recommends, supports the development of, and implements policies and directives set by the Board of Trustees.
4. Directs operation and management of the District in compliance with Ordinances, Resolutions, Regulations, Long Range Principles, Policies and Practices.
5. Directs and participates in the development and implementation of long and short range goals, objectives, policies, practices, and procedures for the District.
6. Implements all personnel rules and regulations, recommends staffing levels, and maintains authority to hire, discipline, or discharge employees as may be necessary to carry out District business.
7. Leads, manages, mentors, empowers and coaches direct reports such as, but not limited to, the Senior Team.
8. Negotiates a variety of contracts and agreements on the District's behalf including labor negotiations with various union bargaining units.



JOB DESCRIPTION DISTRICT GENERAL MANAGER POSITION

9. Prepares and coordinates preparation of and administers the annual operating budget, long range financial planning, and capital improvement programs for approval by the Board of Trustees.
10. Coordinates preparation and presents to the Board of Trustees agenda packages as requested by the Board of Trustees.
11. Controls, monitors, and reports on programs, projects, and activities in collaboration with Department Heads and Directors.
12. Participates in the development of departmental strategic management and business plans.
13. Leads and supports District wide efforts and training to provide excellent customer service with a focus on retention and loyalty building service.
14. As supported and guided by the Board of Trustees, represents IVGID to the community, media, and other entities, organizations, and government agencies at the local, regional, state, and federal levels.
15. Confers with and responds to District stakeholders and their requests for services, suggestions, and complaints.
16. Supports District managers in identifying day-to-day and IVGID organization-wide departmental operating issues and problems; analyzes alternatives and initiates solutions through effective leadership, collaboration and communication.
17. Directs Staff in the preparation, award, and administration of service, maintenance, construction, concessionaire, material, and other contracts.
18. Assists, advises, and supports the Board of Trustees on special projects, problems, and initiatives.
19. In support of the Board of Trustees, acts as primary interface with the District's General Counsel.
20. Adheres to and enforces stated safety policies and procedures.

LEADERSHIP AND SUPERVISORY RESPONSIBILITIES

1. Leads and manages a staff of Directors and Department Heads who, in turn, lead and supervise a total of approximately 750 employees (including seasonal employees) in the General Manger Department, Administrative, Internal Services, Community Services and Public Works areas.
2. Responsible for the overall leadership, direction, coordination, and evaluation of these units.
3. Carries out leadership responsibilities in accordance with the organization's policies, practices and procedures and applicable laws.



JOB DESCRIPTION DISTRICT GENERAL MANAGER POSITION

4. Responsibilities include interviewing, hiring, and training employees; planning, assigning, and directing work; appraising performance; rewarding and disciplining employees; addressing complaints and resolving problems.
5. Works closely with the Senior Staff which is defined as Director of Human Resources, Executive Assistant/District Clerk, Director of Finance, Ski Resort General Manager, Director of Parks & Recreation, Director of Public Works, Director of Asset Management and Director of Information Systems & Technology.
6. Is responsible for fostering a positive and productive organizational culture.

QUALIFICATIONS

1. To perform this job successfully, an individual must be qualified to perform each essential duty satisfactorily.
2. The requirements listed below are representative of the knowledge, skill, and/or ability required.
3. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

EDUCATION

1. A Bachelor's degree in Public Administration, Business, Finance, Accounting, Engineering or other related field from an accredited four year college or university is required or relevant work experience with increasing responsibilities which include the management and leadership of a sizable organization.
2. A Master's Degree in Public Administration or Business Administration is strongly preferred.

EXPERIENCE

1. A minimum of ten (10) years of related, increasingly responsible, management experience within a customer-service driven and multi-functional environment is required.
2. Experience must also include successful leadership and management of disparate disciplines, i.e., finance, engineering, operations, administration, recreation, and marketing.
3. Experience within a municipal, governmental, community based organization, or recreational service environment is strongly preferred.
4. Experience reporting to a publically elected Board and experience in providing public services subject to public scrutiny is also strongly preferred.



JOB DESCRIPTION DISTRICT GENERAL MANAGER POSITION

COMPREHENSION/COMMUNICATIONS SKILLS

1. Ability to read, analyze, and interpret complex documents.
2. Ability to understand, use, and effectively communicate to a diverse audience financial, technical, regulatory, and operational data.
3. Ability to respond effectively to sensitive inquiries or complaints and to establish and maintain effective working relationships with a broad variety of people.
4. Ability to develop presentations and write articles to address a community-wide audience.
5. Ability to make effective and persuasive speeches and presentations on controversial or complex topics to employees, management, public groups, and the Board of Trustees.
6. Ability to effectively communicate in a one on one environment, where emotions may run extremely high.
7. Ability to influence others through persuasion, leading by example and team decision-making skills as opposed to the authority of rank is essential.
8. Overall, must be an extremely effective communicator, orally and in writing, with an open and approachable style.
9. The duties and responsibilities of this position necessitate the use of a cellular phone/mobile communication device for District business reasons.

MATHEMATICAL SKILLS

1. Ability to apply advanced mathematical concepts and mathematical operations to tasks such as development of budgets, review of budgets, operating statements and other financials, and analysis of strategy/policy making decisions and related economic impacts.

COLLABORATION ABILITY

1. Must have validated strong collaborative and consensus building skills to be applied in leadership and problem solving situations.
2. Ability to create a climate in which people want to do their best and encourage participation and open dialogue at all levels.

REASONING ABILITY

1. Ability to apply principles of logical or scientific thinking to a wide range of intellectual and practical problems.
2. Ability to deal with a variety of abstract and concrete variables.



JOB DESCRIPTION DISTRICT GENERAL MANAGER POSITION

CERTIFICATES, LICENSES, REGISTRATIONS

1. Valid and current drivers' license, acceptable to the State of Nevada, with a driving record which ensures insurability is required.
2. Successful completion State of Nevada/Federal background check through fingerprinting because position has unsupervised access to children, the elderly or individuals with disabilities and/or has access to their records. Pursuant to National Child Protection Act (NCPA) of 1993 as amended by the Volunteers for Children Act (VCA).

It is the employee's responsibility to maintain all required certifications and licenses and to report any changes to the supervisor

OTHER SKILLS AND ABILITIES

1. Well developed and proven leadership skills, especially in the use of delegation, collaboration, participation and example; and strong interpersonal and customer 'retention' service skills; excellent organizational, planning, analytical and problem solving skills; ability to set priorities, but also remain flexible.
2. Must be ethical, trustworthy, self-confident, open and approachable, decisive, responsible, dependable, resourceful, enthusiastic, highly motivated, community oriented, and goal and results-oriented.
3. Ability to ski/snowboard and golf is preferred.
4. Experience or ability to turn enterprise(s) from loss to profit/breakeven.

PHYSICAL DEMANDS

1. The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. In compliance with applicable disability laws, reasonable accommodations may be provided for qualified individuals with a disability who require and request such accommodations. Applicants and incumbents are encouraged to discuss potential accommodations with the employer.
2. While performing the duties of this job, the employee is regularly required to sit; use hands to finger, handle, or feel; and talk or hear. The employee frequently is required to reach with hands and arms. The employee is occasionally required to stand; walk; climb or balance; stoop, kneel, crouch, or crawl; and taste or smell. The employee must occasionally lift and/or move up to 50 pounds. Specific vision abilities required by this job include close vision, distance vision, color vision, peripheral vision, depth perception, and ability to adjust focus.



**JOB DESCRIPTION
DISTRICT GENERAL MANAGER POSITION**

WORK ENVIRONMENT

1. The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.
2. While performing the duties of this job, the employee is occasionally exposed to outside weather conditions. The noise level in the work environment is usually moderate.
3. Requires mental dexterity to handle emergency situations and be on call twenty four hours per day/seven days per week.

TRAVEL REQUIREMENTS

1. Should be able to travel, as required, to further the interests and needs of the District.

RESIDENCY

1. The District General Manager must reside within forty five (45) miles of the Incline Village General Improvement District service area boundaries (Incline Village and Crystal Bay, Nevada) and within the State of Nevada during the term of this employment contract.

I have read and understand this explanation and job description.

Employee Signature: _____ Date: _____

Employee Name: _____

**WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN
MINUTES OF THE IVGID BOARD'S REGULAR JUNE 28, 2023 MEETING – AGENDA
ITEM C – PUBLIC COMMENTS – SOME OBSERVATIONS INSOFAR AS THE
CURRENT RECALL PETITION FOR TRUSTEES SCHMITZ AND DENT ARE
CONCERNED**

Introduction: So as we all know, there's a petition going around town to recall Trustees Dent and Schmitz. We don't know all the people who are behind the effort, but we do know they include Whiner Miles Riner, Tim Callicrate, Gail Krolick, Kendra Wong and their minions.

We have so many people in town who never show up at Board meetings, nor read Board packets, nor research the issues which come before the Board, yet they proclaim to know so much when it turns out they know little if anything. And here we have a perfect example. The petitions being circulated contain misrepresentations insofar as their content is concerned. And why is this relevant? Because NRS 306.210(1)(a) makes it unlawful (a category E felony) for a person to "knowingly or under circumstances amounting to criminal negligence misrepresent, attempt to misrepresent or assist or conspire with another person to misrepresent or attempt to misrepresent the intent *or content* of a petition for the recall of a public officer which is circulated pursuant to the provisions of this chapter." Thus if the content of the petitions have been misrepresented, there's a violation. And because of NRS 195.020, "every person concerned in the commission of (this) felony...whether the person directly commits the act constituting the offense, or aids or abets in its commission, and whether present or absent; and every person who, directly or indirectly, counsels, encourages, hires, commands, induces or otherwise procures another to commit (this) felony...is a principal, and shall be proceeded against and punished as such. The fact that the person aided, abetted, counseled, encouraged, hired, commanded, induced or procured, could not or did not entertain a criminal intent shall *not* be a defense to any person aiding, abetting, counseling, encouraging, hiring, commanding, inducing or procuring him or her."

The Content of the Petition Against Trustee Schmitz: It is alleged, in part, that Sara "unilaterally lost \$25 million grant from the Duffield Foundation to IVGID. She lied during the 2022 GM's Evaluation." These allegations are false. At no time did the Duffield Foundation represent it would grant any amount of money towards construction of a proposed Rec Center expansion. Insofar as lies allegedly perpetrated during the aforesaid GM evaluation, petition signers are not informed of the nature of said lies. So it makes the allegation without fault just that; an allegation without content.

The Content of the Petition Against Trustee Dent: It is alleged, in part, that Matt "failed to disclose his \$800 thousand dollar loan with one of the most outspoken critics of the District." This allegation implies that Trustee Dent was obligated to disclose this fact. However, the allegation is false. An examination of NRS 281A will disclose Trustee Dent had no such obligation.

Did You Know That Every Person Who Violates The Provisions of NRS 306.200, et seq., is Subject to a Civil Penalty of Up to \$20,000? That's right. "In addition to any criminal penalty, a person

who violates the provisions of this chapter is subject to a civil penalty in an amount not to exceed \$20,000 for each violation....(And) each person who *signs* a notice of intent to circulate a petition for the recall of a public officer is jointly and severally liable for any civil penalty imposed pursuant to this section in relation to the petition for recall.”

Conclusion: The identities of every person who signs/signed either petition will be known because the Registrar of Voters has confirmed they are public. Thus the residence addresses for every person will be known. And every signer as well as promoter/conspirator of the petition, may be jointly and severally liable. Congratulations!

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

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JUNE 28, 2023 MEETING – AGENDA ITEM C – PUBLIC COMMENTS – MORE EVIDENCE OF THE INCOMPETENCE OF STAFF TO PURCHASE A NEW FINANCIAL SOFTWARE PROGRAM WHICH IS NOT COMPATIBLE WITH OUR EXISTING OPEN.GOV SOFTWARE, ALL THE WHILE WASTING OPEN.GOV SOFTWARE LICENSE FEES ON A PROGRAM WHICH IS NO LONGER COMPATIBLE

Introduction: Well “here’s another one” according to my friend DJ Khaled¹! It doesn’t matter what it is. Because it’s essentially *everything!* Over and over and over again. Essentially everything one examines eventually leads to a finding of incompetence and waste. Which is generally hidden from the IVGID Board and the public by our wonderful staff who are so quick to publicize the “transparency” card. And here we have another example; staff’s purchase of a new financial software system (Tyler-Munis) which is not compatible with our Open.gov software, while continuing to pay Open.gov software license fees notwithstanding it is not capable of integration into Tyler-Munis.

I keep telling the Board and the public that the District is not being properly managed² and as a consequence, the facilities and services it furnishes can and should be more efficiently provided by another district³ or Washoe County. Or more preferably, IVGID should simply be dissolved³ and its functions taken over by the private sector? Regardless, in the interim, and in order to provide evidence in support of dissolution, let’s examine another example of the waste and incompetence the District engages in which ends up costing local parcel/dwelling unit owners even though this waste

¹ Go to <https://www.djkhaledofficial.com/>.

² NRS 318.515(1)(a) and 318.515(3)(a)-(d) instruct that “upon notification by the Department of Taxation or upon receipt of a petition signed by 20 percent of the qualified electors of the district, that...a district of which the board of county commissioners is not the board of trustees is not being properly managed...the board of county commissioners of the county in which the district is located shall hold a hearing to consider...(a) adopt(ion of) an ordinance constituting the board of county commissioners, *ex officio*, as the board of trustees of the district; (b) adopt(ion of) an ordinance providing for the merger, consolidation or dissolution of the district...(c) fil(ing) a petition in...district court for the...appointment of a receiver for the district; or, (d) determin(ing) by resolution that management and organization of the district...remain unchanged.”

³ NRS 318.490(1)-(2) instruct that “whenever a majority of the members of the board of county commissioners...deem it to be in the best interests of the county and of the district that the district be merged, consolidated or dissolved, or if the board of trustees of a district, by resolution...agrees to such a merger, consolidation or dissolution, the board of county commissioners shall so determine by ordinance, (that)...(b) the services of the district are no longer needed or can be more effectively performed by an existing unit of government (or)...that the district should be dissolved, merged or consolidated.”

has nothing to do with parcel/dwelling unit owners' "availability" to access and use District recreation and beach facilities and the programs offered thereat⁴. That's the purpose of this written statement.

My E-Mail of June 21, 2023: On June 21, 2023 I sent an e-mail to the IVGID Board alerting members to the fact our Open.gov feature was inoperable, and we were wasting nearly \$26,000 annually on Open.gov software licensing fees – all because of staff incompetence⁵. Rather than reiterating in detail what I shared with the Board, I simply direct the reader to the attached e-mail.

Conclusion: Here we have another example of staff incompetence and non-transparency. This keeps happening over and over and over again. Why? Because it can. And in the end, it ends up costing local parcel owners. And never is there a consequence. Notwithstanding our taxes and Recreation Facility Fees are being wasted.

And You Wonder Why the RFF and BFF Which Pay For Essentially Everything Staff Expends (including this administrative staff incompetence which is subsidized by central services cost transfers to the District's General Fund which are themselves subsidized by the RFF/BFF) Which Local Parcel/Dwelling Unit Owners Are Forced to Involuntarily Pay is Out of Control? I've now provided more answers.

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

⁴ This is the justification staff claims for its involuntary assessment of the Recreation ("RFF") and Beach ("BFF") Facility Fees (go to https://www.yourtahoeplace.com/uploads/pdf-ivgid/G.2._-_Recreation_Standby_and_Service_Charges.pdf).

⁵ That e-mail is attached as Exhibit "A" to this written statement..

EXHIBIT "A"

More Evidence of Staff Incompetence - Open Gov License Fees

From: <s4s@ix.netcom.com>
To: "Dent Matthew" <dent_trustee@ivgid.org>
Cc: "Schmitz Sara" <schmitz_trustee@ivgid.org>, "Tonking Michaela" <tonking_trustee@ivgid.org>, "Noble Dave" <noble_trustee@ivgid.org>, "Tulloch Ray" <tulloch_trustee@ivgid.org>
Subject: More Evidence of Staff Incompetence - Open Gov License Fees
Date: Jun 21, 2023 10:41 AM

Chairperson Dent and Other Honorable Members of the IVGID Board -

I keep telling you it's essentially everything these people (our vaunted staff) do. Over and over and over again. It doesn't matter what it is. Dig deep enough and you will discover the ugly truth. And most of the time, it's exactly that. UGLY.

And instead of holding those accountable who should be held accountable, it's the messenger who gets attacked.

Don't you recall I was the one who alerted the Board to the fact that although we had a contract with the county whereby we were to be reimbursed for maintenance of the east/west county parks at either end of Lakeshore Blvd, for twenty (20) or more years staff neglected to bill the county? And then when I called the matter to our GM's attention he negotiated a new deal going forward which in part, WAIVED our right to recover these delinquent fees?

And I was the one who alerted the Board to the fact that for how many years we have been snow plowing the county's dedicated streets (Country Club at Highway 28, to Ski Way, and then Ski way at Country Club all the way to Fairview) and in consideration of what? Enforcement of posted speed limits on a PRIVATELY OWNED roadway (Ski Way at the Big Water Grill all the way to the entrance of Tyrolean Village) which is not capable of public enforcement.

And now we have OpenGov. And BTW, don't take my word for it. You can read it all as agenda item J(1) in the Feb 10, 2021 Board packet.

Effective December of 2015, and in the name of financial transparency, we apparently began our relationship with OpenGov. In November of 2020 the agreement for the immediately preceding three (3) year agreement with OpenGov expired. Thus effective Dec 1, 2020, we entered into a new/current three (3) year term agreement with OpenGov. Pursuant to that agreement, we agreed to pay Open Gov. an annual license fee of \$25,754 for a total of \$77,262. PLUS A 5% INFLATION FEE PER YEAR to boot!

At the Board's February 10, 2021 meeting, prior to retroactively entering into a new three (3) year agreement with OpenGov, you will find Judy's warning to the Board: "we are going into a new financial system, Tyler Technologies, and she can't believe that they don't have some similar platform to allow inquires, internal and external, and it would be a much simpler process assuming it is the same vendor. She doesn't know if any comparisons have been made but the Board would need to hear about that and there is no mention of that in this Board packet tonight so please ask...some questions, and it would seem that it would be much easier to do the integration between Tyler's own product. She has noticed that it takes weeks and sometimes even months to massage the data so it is ready for importing to the Opengov system."

So did anyone listen to Judy? Of course not! Typical that our vaunted staff has the issue covered when as you will see, it DOESN'T!

Fast forward to July 1, 2022. At a cost of how many hundreds of thousands of dollars?, we switched over to a new

financial management system - Tyler/Muis. And instantly, financial data was no longer being imported into OpenGov. Making the software essentially useless. And this was in spite of Mr. Navazio's February 10, 2021 representation to the Board and the public that: "The proposed agreement for renewal of the District's Software Service Agreement for OpenGov's Reporting and Transparency Platform includes several features utilized by and/or available to the District, including...Financial Integration. Earlier software service agreements provided for the foundational financial integration and reporting and analytics platform with additional optional features, provided at an additional cost. For the current three-year renewal agreement, all of the features utilized by the District are now incorporated into the base platform, at a combined annual fee of \$25,754 per year."

Since part of what we agreed to pay for was software support, what support did we receive from OpenGov insofar as its inability to integrate with Tyler/Munis? ZERO, nothing, nada. Why not? Because contrary to Mr. Navazio's representations, this support wasn't included in the contract. "Financial integration" wasn't included in the contract. Meanwhile, ever since July 1, 2022 we have been paying OpenGov for a license on software which is UNUSABLE!

Meanwhile still, at the Board's February 8, 2023 meeting Mr. Navazio asked the Board to "authorize the District General Manager to Execute a Statement of Work ("SOW") with OpenGov, Inc. for Re-integration of the District's Financial Reporting and Transparency Tool with the Tyler Munis Financial System at a Not-to-Exceed Cost of \$16,650." According to Mr. Navazio, this was necessary because "with the new fiscal year, starting July 1, 2022, the District implemented a new enterprise-wide financial system, Tyler/Munis, to replace the legacy Innoprise financial system. The conversion to the Tyler/Munis financial system included implementation of a new Tyler-based chart of accounts (before contracting with Tyler-Muis, didn't our staff know there would be a new chart of accounts and that chart might not work with OpenGov?) as well as the conversion of five years of historical data imported from the legacy Innoprise financial system." And the Board acquiesced even though as you can see, an argument can be made this was and is a task required of OpenGov under our current agreement.

Notwithstanding, according to Mr. Navazio, "the project tasks are proposed to be completed within 6-8 weeks of execution of the Statement of Work, (and) at a fixed price of \$16,650." I don't know when the SOW was "executed," but I am going to guess on/about February 9, 2023. 6-8 weeks from this execution date was March 23-April 6, 2023. And we must assume the completed SOW took place prior to May 11, 2023, because according to our bill pays, that's the date the \$16,650 was paid. 2-1/2 months have passed and STILL, no OpenGov!

On May 2, 2023 Judy e-mailed Indra asking "where is it?" Inasmuch as OpenGov still didn't work. And Indra's response appears under the GM's May 3, 2023 report appearing in the Board's May 10, 2023 Board packet:

"Staff is...continuing to hold training sessions with Tyler...(And) phase 2...importing of historical and current-year financial data from Tyler/Munis into the OpenGov platform...is currently underway...The target go-live date of April 30th has been extended to the end of May DUE TO STAFFING LIMITATIONS."

So now we're nearly TWO MONTHS since OpenGov billed us for completion of this integration and the system STILL DOES NOT WORK! And we're beyond April 30 and the end of May. And as of May 11 we had paid OpenGov over \$41,400 (\$25,754 plus \$16,650) for this year's integration and still we have NOTHING. Even today we have NOTHING. And given Mr. Navazio has submitted his IVGID resignation and Indra has announced his IVGID separation, what do you want to bet this integration is NOT going to be complete and integrated ANYTIME in the near future? In fact more realistically, ANYTIME? Bueller? Bueller?

And rather than seeking a refund from OpenGov, what do you want to bet that within the next several months staff is going to enter into a new renewed software license agreement with OpenGov for another three (3) year term costing the public another nearly \$26K or more annually? And what do you want to bet that this agreement will be entered into without Board approval because the proposed contract amount is far less than our GM's \$100K spending/contracting

limits?

Don't you see behavior like this goes on and on and on, and is the norm? And it never ends? And the deeper one digs, the UGLIER it looks! And then I have to listen to Trustee Schmitz's criticisms that my complaints are too long and unreadable and for this reason she removes her hearing aid? While she represents, in contrast, that she reads EVERY one of the thousand or more pages in a Board packet which are even longer, unreadable, less honest and less forthcoming than my e-mails to the Board. Don't you see that here you needed a history of the problem in order to understand what it is? And now you've gotten it. But I guess you haven't read this far.

Finally, THIS ISN'T MY JOB! It's yours as Board members. I'm not getting paid \$9K/annually to uncover this mismanagement. It's not my scope of employment. It's not my "deliverables" included in a consultation agreement with one of our vendors. It's not the SOW with OpenGov. You're learning of problems like these from a concerned member of the public. And why? Because where do you think the \$41.4K has come from?

I'm sure you're going to tell me "General Fund appropriations for Computer Licenses and Fees, split between Accounting (activity code 100-12-120), and Community Relations (activity code 100-14-170)" which is the garbage which Mr. Navazio told us in the February 10, 2021 Board packet. But you've budgeted to spend nearly \$2M more in upcoming fiscal year expenditures assigned to the General Fund, than the tax/other similar revenues assigned to that fund. And rather than reducing overspending, you've budgeted to plug the deficiency with a subsidy disingenuously labeled "central services cost" transfers. And where does the money come from to fund these transfers? Bottom line, my RFF, BFF and excessive water/sewer utility rates. Which where I come from means my Rec Fee!

So what do you intend to do about this? Should we simply forget about it Michaela because "it's water under the bridge?" Or should we do the same Sara because I have not been succinct enough? Or do we do the same because that's what you were allegedly elected to do? NOTHING.

Respectfully, Aaron Katz

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JUNE 28, 2023 MEETING – AGENDA ITEM G(1) – REQUEST FOR DIRECTION RE RENO DISPOSAL CO.'S REQUEST FOR THREE (3) YEAR EXTENSION OF EXISTING SOLID WASTE DISPOSAL FRANCHISE

Introduction: Well “here’s another one” according to my friend DJ Khaled¹! It doesn’t matter what it is. Because it’s essentially *everything*! Over and over and over again. Essentially everything one examines eventually leads to a finding of incompetence and waste. Which is generally hidden from the IVGID Board and the public by our wonderful staff who are so quick to publicize the “transparency” card. And here we have another example; Waste Management’s request for three (3) year extension of the current solid waste disposal franchise agreement with next to nothing being offered.

I keep telling the Board and the public that the District is not being properly managed² and as a consequence, the facilities and services it furnishes can and should be more efficiently provided by another district³ or Washoe County. Or more preferably, IVGID should simply be dissolved³ and its functions taken over by the private sector? Regardless, in the interim, and in order to provide evidence in support of dissolution, let’s examine another example of the waste and incompetence the District engages in which ends up costing local parcel/dwelling unit owners even though this waste has nothing to do with parcel/dwelling unit owners’ “availability” to access and use District recreation

¹ Go to <https://www.djkhaledofficial.com/>.

² NRS 318.515(1)(a) and 318.515(3)(a)-(d) instruct that “upon notification by the Department of Taxation or upon receipt of a petition signed by 20 percent of the qualified electors of the district, that...a district of which the board of county commissioners is not the board of trustees is not being properly managed...the board of county commissioners of the county in which the district is located shall hold a hearing to consider...(a) adopt(ion of) an ordinance constituting the board of county commissioners, *ex officio*, as the board of trustees of the district; (b) adopt(ion of) an ordinance providing for the merger, consolidation or dissolution of the district...(c) fil(ing) a petition in...district court for the...appointment of a receiver for the district; or, (d) determin(ing) by resolution that management and organization of the district...remain unchanged.”

³ NRS 318.490(1)-(2) instruct that “whenever a majority of the members of the board of county commissioners...deem it to be in the best interests of the county and of the district that the district be merged, consolidated or dissolved, or if the board of trustees of a district, by resolution...agrees to such a merger, consolidation or dissolution, the board of county commissioners shall so determine by ordinance, (that)...(b) the services of the district are no longer needed or can be more effectively performed by an existing unit of government (or)...that the district should be dissolved, merged or consolidated.”

and beach facilities and the programs offered thereat⁴. That's the purpose of this written statement.

My E-Mails of June 25 and 27, 2023: On June 25, 2023 I first sent an e-mail to the IVGID Board alerting members to the problem looming, and asking they refuse to take action on this agenda item⁵. Rather than reiterating what I shared with the Board, I simply direct the reader to the attached e-mails.

Conclusion: Here another example of a preferred collaborator attempting to take advantage of the public because our employees lack competence. This keeps happening over and over and over again. Because it can. And in the end, it ends up costing local parcel owners.

And You Wonder Why the Recreation ("RFF") and Beach ("BFF") Facility Fees Which Pay For Essentially Everything Staff Expends (Including This Solid Waste Disposal Franchise) Which Local Parcel/Dwelling Unit Owners Are Forced to Involuntarily Pay is Out of Control? I've now provided more answers.

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

⁴ This is the justification staff claims for its involuntary assessment of the Recreation ("RFF") and Beach ("BFF") Facility Fees (go to https://www.yourtahoeplace.com/uploads/pdf-ivgid/G.2._-_Recreation_Standby_and_Service_Charges.pdf).

⁵ That e-mail is attached as Exhibit "A" to this written statement.

EXHIBIT "A"

The IVGID Board's June 28, 2023 Board Meeting - Agenda Item G(1) - Proposed Extension of The Reno Disposal aka Waste-Management Solid Waste Disposal Franchise - Update

From: <s4s@ix.netcom.com>
To: "Dent Matthew" <dent_trustee@ivgid.org>
Cc: "Schmitz Sara" <schmitz_trustee@ivgid.org>, "Tonking Michaela" <tonking_trustee@ivgid.org>, "Noble Dave" <noble_trustee@ivgid.org>, "Tulloch Ray" <tulloch_trustee@ivgid.org>, "Navazio Paul" <pcn@ivgid.org>
Subject: The IVGID Board's June 28, 2023 Board Meeting - Agenda Item G(1) - Proposed Extension of The Reno Disposal aka Waste-Management Solid Waste Disposal Franchise - Update
Date: Jun 27, 2023 6:24 PM

Chairperson Dent and the Other Members of the IVGID Board -

Hopefully you will recall that on June 25, 2023 I wrote to each of you concerning this agenda item (see below). Since the District had not as of then produced a Board packet for this meeting, I indicated I would likely have more to say once the Board packet was published. Well now that the Board packet has been publicized, I have more comments/observations to make:

1. Take a look at page 93 of the Board packet. There you will see an April 26, 2023 letter on Waste Management letterhead authored by Barry Skolnick, President of Reno Disposal Co. Have any of you ever seen this letter before? I certainly haven't. And I believe I should have because I have been talking to Indra about this very subject ever since he became interim GM.
2. Regardless, understand that Reno Disposal Co. is NOT Waste-Management. It is a completely separate corporation (entity #C977-1961).
3. Moreover, the Transfer Station is NOT owned by Reno Disposal Co. Nor is it owned by Waste Management. If you do a search of the parcel (APN 130-152-17) with the Assessor, you will see it is owned by a completely separate corporation - Refuse, Inc. (entity #C597-164). BTW, the Secretary of State identifies Mr. Skolnick as Refuse, Inc.'s President as well.
4. So why is Mr. Skolnick using Waste Management letterhead to write a letter on behalf of Reno Disposal, Inc? And why is Mr. Skolnick writing a letter about a trash franchise, making justification on behalf of another corporate entity (Refuse, inc.) which has no interest in the franchise?
5. And why is Brad Underwood telling us this is a Waste Management proposal?
6. Let's go back to the letter. Here Mr. Skolnick informs us of intended capital improvements to the transfer station ("CIPs"). That's fine. But then he requests a 5 year extension of the existing franchise. Although he doesn't say that his intended CIPs are contingent upon the franchise extension (he merely makes the request), there is a hidden veiled threat that they are.
7. Now why do we care about Reno Disposal, Inc.'s transfer station CIPs? Regardless of what they are, or when they will be constructed? And what does this have to do with the solid waste franchise? To demonstrate his ignorance, Mr. Underwood tells us "the extension would also support finalization and implementation of a \$5+million Capital Improvement Project investment in Waste Management's Incline Village transfer station." In other words, to make

it IMPOSSIBLE for us to ever secure control over the transfer station - as I have described, control of the solid waste disposal universe in IV/CB.

8. Okay, what is Mr. Skolnick offering the District in consideration of the 5 year solid waste franchise he requests? After all paragraph 3 of the franchise requires "mutual agreement." Lower rates? Improved service? The trash czar Clean Tahoe service we're currently paying \$45K or more annually to do Reno Disposal's job of monitoring? No. NADA! Thank you very much Mr. Skolnick.

9. So rather than alerting the Board to Reno Disposal's request, our super sharp negotiator, Brad Underwood, took it upon himself to negotiate with Mr. Skolnick for the 5 year extension. And all he requested were 16 add'l annual green waste pick-ups allegedly resulting "in an improved customer service experience for District residents and improved safety for Waste Management employees."

10. Then to demonstrate again his ignorance, Mr. Underwood tells us "No rate increases are planned or linked to this request." SURE THEY ARE. So I guess you can't figure it out for yourself. So let's do the math.

11. Take a look at paragraph 1.23 of the trash franchise. There we are told that net income represents gross receipts minus allowable expenses. Now look at paragraph 1.1 of the trash franchise. There we are told that allowable expenses consist of all commercially prudent expenses in accordance with GAAP. Now look at paragraph 1.26 of the trash franchise. There we are told the collector is entitled to a minimum 9% rate of return. And how is that rate of return calculated? By the ratio of net income to gross receipts. In other words, the lower the net income, the lower the rate of return, and the greater the need for a subsidy up to the minimum 9% = a rate increase!

12. Have any of you ever examined the accounting Reno Disposal used to provide each year which summarizing its expenses, gross receipts and rate of return? Well I have. And I can tell you there are two red flags that staff REFUSE to investigate. One of them is Reno Disposal's federal income taxes or pro-rata portion thereof paid on its IV/CB operations (is this an allowable expense in accordance with GAAP?), and the other is the rent it pays to Refuse, Inc. for use of the transfer station.

13. We can discuss this later if you want, but the higher the rent expense, the greater the allowable expense, the lower the net income, and the lower the rate of return. Which translates into our higher trash rates. So if Reno Disposal wants to increase our trash rates, all it need do is ask Refuse, Inc. to increase the rent the latter pays on the transfer station. And whatever that rent may be, after spending \$5+ million on contemplated improvements which doesn't benefit Refuse, Inc. hardly at all but benefits Reno Disposal greatly, do you really believe this is going to translate into no rate increase in transfer station rent over the next eight (8) years? If you do, then I have a couple of bridges in town to sell you.

14. So the minute Reno Disposal's rent on the transfer station increases, so do our trash rates even though less than sharp Brad Underwood has told us "no rate increases are linked to" his request.

15. The current trash franchise has another 3 years to run. SO WHAT'S THE RUSH? WHAT'S THE NEED? What's the down side if we don't agree? The loss of an add'l 16 green waste pick ups? Whoppy do.

16. There's a bigger issue here and apparently most of you just don't get it! So let me try once again to educate. Take a look at paragraph 5.4 of the trash franchise. This requires our collector to use an approved transfer station. So how many such stations do we have on the North Shore of Lake Tahoe? Can you say one? Can you say Refuse, Inc.'s?

17. So although in a vacuum we can publish our RFP for solid waste disposal bidders, who is going to realistically respond unless they have access to our transfer station? And why is this subsidiary of Waste Management going to make its transfer station available for a competitor's use? The only way we can control our destiny is by controlling the

transfer station. And that means Refuse, Inc. needs to agree to sell it to us, or if they refuse or demand too much money, we have to force the issue by taking the station for the public good - it's called eminent domain.

18. Refuse, Inc. is telling you that the transfer station requires a substantial amount of deferred maintenance, expansion, and massive upgrades. Translation = its current fmv is depressed. In other words, now is the time for us to buy. But if we wait for \$5+ Million of CIPs to be installed, the price is going to be out of our reach. Translation = we don't want Refuse, Inc. to improve the transfer station and if refuse to agree to a 3 year extension, it behooves us. So this is another reason to not agree to an extension.

19. Paragraph 7.5 of the trash franchise entitles us to demand an audit. That's exactly what we should do to get all cards on the table. I want to see Reno Disposal's federal income tax returns. I want to see how they've claimed all or a portion of the transfer station rent it pay as an allowable expense for purposes of determining rate of return. I want to examine the transfer station lease agreements/amendments between Refuse, Inc. and Reno Disposal for the last 8 years (OR ARE THERE ANY to examine?). I want an independent appraisal of fair market rent for the transfer station so it can be compared to the amounts Reno Disposal has been telling us for fairness and reasonableness purposes.

20. And now I want the Board to go to agenda item G(6) to select a citizens advisory committee (because our staff is INCOMPETENT and under employed) to deal with Reno Disposal.

21. And I want the Board to do what paragraph IX of the staff memo requests: "to provide direction to staff on how to move forward with the request from Waste Management to approve a 5-year contract extension term."

I can only hope you'll do the right thing. Respectfully, Aaron Katz

-----Original Message-----

From: <s4s@ix.netcom.com>

Sent: Jun 25, 2023 10:15 PM

To: Dent Matthew <dent_trustee@ivgid.org>

Cc: Schmitz Sara <schmitz_trustee@ivgid.org>, Tonking Michaela <tonking_trustee@ivgid.org>, Noble Dave <noble_trustee@ivgid.org>, Tulloch Ray <tulloch_trustee@ivgid.org>, Navazio Paul <pcn@ivgid.org>

Subject: The Board Packet For The IVGID Board's June 28, 2023 Board Meeting - When Are You Going to Enforce Your Own Policies And Hold Staff Accountable? Also, Agenda Item G(1). How And Why Did it Get on The Agenda?

Chairperson Dent and Other Honorable Members of the IVGID Board -

I would like to give the Board a heads up insofar as agenda item G(1) is concerned, and what I suspect is a TERRIBLE item to be bringing before the Board at this time. And since the advancing staff member is Brad Underwood and I have had the displeasure of viewing his past LACK of competence/accomplishments (the effluent storage pond, the replacement effluent storage facility, prosecution of the phase II of the effluent pipeline replacement project, reconstruction of the Mountain Golf Course pathway carts, the utility rate study, proposed expansion of the Rec Center, the lack of negotiation skills with Granite Construction insofar as phase I of the effluent pipeline replacement project, reconstruction management of the Burnt Cedar Pool - do I really need to list more snafus?), I fully expect he will be presenting AN ABSOLUTE DISASTER. In fact such a disaster, each of you know what I am going to suggest insofar as Brad Underwood is concerned. But before I do, let's see what appears in the Board packet.

Meanwhile, let's review what Mr. Underwood is telling us insofar as this agenda item is concerned: First of all, he is RECOMMENDING "that the Board of Trustees...approve the (proposed) 5-year extension clause outlined in the existing contract." Not merely presenting the proposal for discussion and direction. But outright APPROVAL. How dare he!

Second of all, listen to the alleged justification: "The extension would also support finalization and implementation of a \$5+million Capital Improvement Project investment in Waste Management's Incline Village transfer station." STUPID Brad Underwood. Doesn't he know that the transfer station is not Waste Management's? Rather it's a subsidiary of Waste Management's. If it were Waste Management's, then why are we crediting Waste Management with NON-EXISTENT hypothetical rent it is allegedly paying itself for purposes of determining the rate it may charge?

Third of all, and I keep telling you, thou who controls the transfer station, controls the universe. If you don't understand what this means, then you need to watch the original cult movie Dunes. Since the trash franchise mandates that the collector have access to a transfer station in town, as long as Waste Management controls the transfer station, we are guaranteed to never, never, ever secure a competitive bid from any collector other than Waste Management. Talk about a monopoly. So before we start talking of a franchise extension, we need to talk about a transfer station transfer to US. No transfer, then no extension. Waste Management has no transfer station CIP investment contrary to Mr. Underwood's representation because IT DOESN'T OWN THE TRANSFER STATION. So why is this a justification?

Moreover, if there is to be a \$5+ million transfer station CIP, how much more do you think Waste Management's costs are going to increase for purposes of determining its future increased rates? So why are we agreeing to the proposal?

And why would Waste Management want to make this much of an investment in a crappy transfer station? It makes no sense. Moreover, I think we can use this admission to our benefit if we had someone other than Brad Underwood being our point person. If we have to go the eminent domain route, which we very well may have to do, this much deferred maintenance reduces the station's fair market value which is what we'll have to pay. Sounds to me to be the perfect storm brewing if we have someone competent at the helm who knows what he/she is doing.

Finally, I don't like how all of this has come about. According to Trustee Tulloch he was approached by Waste Management with this request. And when Waste Management didn't like the response, it threatened to do an end run with other trustees because Ray wouldn't play ball. And what did they do? I assume go to you other trustees. And I must assume Waste Management didn't get the assurances they were looking for from a majority of you. So then they looked for someone else with less smarts they could pressure. And apparently that was Brad Underwood. And low and behold who has bought into their vision lock, stock and barrel? And in just a handful of weeks no less?

Some of you may have forgotten we went through this crap seven (7) years ago with dirty Pinkerton and stupid Hammer Hell. And what have we learned? Fool me once, shame on us. Fool me twice, and shame on your STUPID STAFF.

Notwithstanding all of this, please understand that there are still 3 years remaining on our current solid waste franchise agreement ["the (current) contract is set to expire June 30, 2026"]. So why is there even a discussion about a five (5) year extension at this time? It's PREMATURE! And you ALL know this.

How about creating a citizens committee to negotiate with Waste Management? Include Trustee Tulloch as well as some of the smart citizens we have in town. Since we have plenty of time, let's put the issue in the hands of the committee rather than our incompetent public works staff and let's see what they come up with.

Thank you for your consideration. Respectfully, Aaron Katz

**WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN
MINUTES OF THE IVGID BOARD'S REGULAR JUNE 28, 2023 MEETING – AGENDA
ITEM C – PUBLIC COMMENTS – THE LACK OF CONSEQUENCE TO STAFF FOR
THEIR BLAZEN VIOLATION OF BOARD POLICY INSOFAR AS THE PREPAR-
ATION AND DISTRIBUTION OF MEETING BOARD PACKETS**

Introduction: Well “here’s another one” according to my friend DJ Khaled¹! It doesn’t matter what it is. Because it’s essentially *everything*! Over and over and over again. Essentially everything one examines eventually leads to a finding of incompetence and waste. Which is generally hidden from the IVGID Board and the public by our wonderful staff who are so quick to publicize the “transparency” card. And here we have another example; staff’s continued failure to prepare and distribute Board meeting packets in accordance with Board policy and in a timely manner.

I keep telling the Board and the public that the District is not being properly managed² and as a consequence, the facilities and services it furnishes can and should be more efficiently provided by another district³ or Washoe County. Or more preferably, IVGID should simply be dissolved³ and its functions taken over by the private sector? Regardless, in the interim, and in order to provide evidence in support of dissolution, let’s examine another example of the waste and incompetence the District engages in which ends up costing local parcel/dwelling unit owners even though this waste has nothing to do with parcel/dwelling unit owners’ “availability” to access and use District recreation

¹ Go to <https://www.djkhaledofficial.com/>.

² NRS 318.515(1)(a) and 318.515(3)(a)-(d) instruct that “upon notification by the Department of Taxation or upon receipt of a petition signed by 20 percent of the qualified electors of the district, that...a district of which the board of county commissioners is not the board of trustees is not being properly managed...the board of county commissioners of the county in which the district is located shall hold a hearing to consider...(a) adopt(ion of) an ordinance constituting the board of county commissioners, *ex officio*, as the board of trustees of the district; (b) adopt(ion of) an ordinance providing for the merger, consolidation or dissolution of the district...(c) fil(ing) a petition in...district court for the...appointment of a receiver for the district; or, (d) determin(ing) by resolution that management and organization of the district...remain unchanged.”

³ NRS 318.490(1)-(2) instruct that “whenever a majority of the members of the board of county commissioners...deem it to be in the best interests of the county and of the district that the district be merged, consolidated or dissolved, or if the board of trustees of a district, by resolution...agrees to such a merger, consolidation or dissolution, the board of county commissioners shall so determine by ordinance, (that)...(b) the services of the district are no longer needed or can be more effectively performed by an existing unit of government (or)...that the district should be dissolved, merged or consolidated.”

and beach facilities and the programs offered thereat⁴. That's the purpose of this written statement.

My E-Mails of June 25 and 26, 2023: On Friday, June 23, 2023, staff published the agenda for tonight's June 28, 2023 meeting. But as of the following Sunday June 25, 2023 evening, at 10:15 P.M., no packet of materials for this evening's meeting had been prepared or distributed to Board members and the public who have requested copies. So on June 25, 2023 at 10:15 P.M., I sent an e-mail to the IVGID Board alerting members to staff's non-compliance with Board policy⁵, and requesting that the meeting date be rescheduled⁶. The following Monday afternoon, at 12:06 P.M., staff finally got around to completing the Board packet for tonight's meeting and notifying Board members and myself via e-mail that it was available for our pick-up⁷. Within a matter of minutes I sent an updated e-mail to Board members advising them of the same, questioning its acceptability, and reiterating my previous request that the meeting be rescheduled⁷.

Rather than reiterating in detail what I shared with the Board, I simply direct the reader to the attached e-mails.

Conclusion: Here another example of brazen staff disregard of Board policy. In other words, it's all about the convenience of our staff rather than the District Board and the public who have employed them. This keeps happening over and over and over again. Because it can. And in the end, it ends up costing local parcel owners. And never is there a consequence. Except that the public is prejudiced by having the least amount of time available to read Board packets, formulate responses, prepare to give public comment to the Board, and submit written statements for inclusion in the written minutes of that meeting.

And You Wonder Why the RFF and BFF Which Pay For Essentially Everything Staff Expends (including this administrative staff incompetence which is subsidized by central services cost transfers which are themselves subsidized by the RFF/BFF) Which Local Parcel/Dwelling Unit Owners Are Forced to Involuntarily Pay is Out of Control? I've now provided more answers. Respectfully, Aaron Katz (Your Community Watchdog Because Nearly No One Else Seems to be Watching).

⁴ This is the justification staff claims for its involuntary assessment of the Recreation ("RFF") and Beach ("BFF") Facility Fees (go to https://www.yourtahoeplace.com/uploads/pdf-ivgid/G.2._-_Recreation_Standby_and_Service_Charges.pdf).

⁵ That policy is 3.1.0.4 which instructs in part that "the agenda and Board Packet materials shall be posted on the District's website one calendar week prior to the meeting...No matter shall be heard or acted upon without all accurate and relevant materials being published" in a timely manner. "If materials are inaccurate or missing, the agenda item will be deferred." This policy with asterisks inserted next to the quoted language is attached as Exhibit "A" to this written statement.

⁶ That e-mail is attached as Exhibit "B" to this written statement.

⁷ That e-mail is attached as Exhibit "C" to this written statement.

EXHIBIT "A"



Conduct Meetings of the Board of Trustees Policy 3.1.0

POLICY. The Board of Trustees will establish 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 the meeting location, establishing the agenda and rules for its proceedings for the Incline Village General Improvement District, Washoe County, State of Nevada

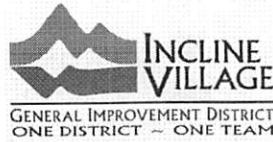
Notice and conduct of all meetings shall conform with the provisions in Nevada Revised Statutes (NRS) 241.020 and NRS 281A (Ethics In Government). Meeting minutes and transcripts of meeting will be in compliance with NRS 241.035.

- 0.1 Regular Meetings.** The regular meeting times and location shall be 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 at least two of the Trustees.
- 0.3 Meeting Place.** All Board of Trustees meetings shall be held within the District.
- 0.4 Item(s) of Business/Agenda Preparation.** The Board Chair, in cooperation with the General Manager, is responsible for preparing the agenda and supporting materials for each meeting. The Chair, in cooperation with the General Manager, will place on the Agenda any item requested by a fellow Trustee.

If a person or party, including the general public, 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 Policy, administrative procedure, and the facts in each instance.



No matter shall be heard or acted upon without all accurate and relevant materials being published with the initial publication of the Board Packet. If materials are inaccurate or missing, the agenda item



Conduct Meetings of the Board of Trustees Policy 3.1.0

will be deferred. Delayed and/or supplemental materials shall defer an agenda item.



The agenda and Board Packet materials shall be posted on the District's website one calendar week prior to the meeting.

Public comment may be scheduled for individual agenda items in addition to the initial and closing public comment period at the discretion of the Chair. Unless otherwise determined, the time limit shall be three (3) minutes for each person wishing to make an initial or closing public comment and shall be two minutes(2) for each person should public comment be permitted for an individual agenda item. Unless otherwise permitted by the Chair, no person shall be allowed to speak more than once on any single agenda item.

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

- Pledge of Allegiance
- Roll call of Trustees
- Appearances/Presentations (Non-action)
- Initial Public Comment – not to include comments on General Business items with scheduled public comment
- Appearances/Presentations/Declarations/Proclamations (Action)
- Approval of Agenda
- Public Hearings (if any) – all changes to Ordinances require a Public Hearing with a minimum of a 21-day notice
- District Staff Update (if any)
 - The General Manager's monthly report
 - Once a month the General Manager is to provide a formal written report outlining the contracts/expenditures s/he approved with proper signing authority per District policy.
- Legal Counsel Update (if any)
- Reports to the Board – Reports are intended to inform the Board and/or the public – Reports shall be limited to 15 minutes or a time to be determined at the discretion of the Chair.
 - GM Report

EXHIBIT "B"

The Board Packet For The IVGID Board's June 28, 2023 Board Meeting - When Are You Going to Enforce Your Own Policies And Hold Staff Accountable? Also, Agenda Item G(1). How And Why Did it Get on The Agenda?

From: <s4s@ix.netcom.com>
To: "Dent Matthew" <dent_trustee@ivgid.org>
Cc: "Schmitz Sara" <schmitz_trustee@ivgid.org>, "Tonking Michaela" <tonking_trustee@ivgid.org>, "Noble Dave" <noble_trustee@ivgid.org>, "Tulloch Ray" <tulloch_trustee@ivgid.org>, "Navazio Paul" <pcn@ivgid.org>
Subject: The Board Packet For The IVGID Board's June 28, 2023 Board Meeting - When Are You Going to Enforce Your Own Policies And Hold Staff Accountable? Also, Agenda Item G(1). How And Why Did it Get on The Agenda?
Date: Jun 25, 2023 10:15 PM

Chairperson Dent and Other Honorable Members of the IVGID Board -

Last Friday, June 23, 2023, your staff published the agenda for this upcoming Wednesday's (June 28, 2023) Board meeting.

So we are in essence (as of tomorrow morning) a scant two days away from the meeting. AND WHERE IS THE BOARD PACKET for that meeting?

Don't you remember that on February 22, 2023 each of your approved modifications to Board Policy 3.1.0? Don't you recall that section 0.4 of that policy states that "no matter shall be heard or acted upon without all accurate and relevant materials being published with the initial publication of the Board Packet? (And) if materials are inaccurate or missing, the agenda item will be deferred? (And that) delayed and/or supplemental materials shall defer an agenda item?"

And, that "the agenda and Board Packet materials shall be posted on the District's website one calendar week prior to the meeting?" When the Board responded to 15 or more OML complaints, don't you recall she stated that up until then they didn't know how to count? But now they do? Well count for GOD's sake, Your staff has not provided the minimum required notice.

Since your staff is clearly NON-COMPLIANT, what exactly do you intend to do about it? Or are Board Policies really nothing more than "suggestions" that staff are free to ignore? And what consequence is there to your non-compliant staff? I understand. Let's promote them to directorships with a commensurate increase in salary and benefits.

Please RESCHEDULE the meeting to provide a minimum of one calendar week's (after publication of the Board packet for this meeting) advance notice as Board policy instructs! Otherwise RESCIND the policy because obviously, it means nothing.

The agenda looks like a pretty comprehensive meeting. I don't know how large the Board packet will be, but I expect the time necessary to read and evaluate each page (isn't that what you do Sara?), and for members of the public to communicate with Board members concerning its particulars, to require a whole lot more than two days.

Now I would like to give the Board a heads up insofar as agenda item G(1) is concerned, and what I suspect is a TERRIBLE item to be bringing before the Board at this time. And since the advancing staff member is Brad Underwood and I have had the displeasure of viewing his past LACK of competence/accomplishments (the effluent storage pond,

the replacement effluent storage facility, prosecution of the phase II of the effluent pipeline replacement project, reconstruction of the Mountain Golf Course pathway carts, the utility rate study, proposed expansion of the Rec Center, the lack of negotiation skills with Granite Construction insofar as phase I of the effluent pipeline replacement project, reconstruction management of the Burnt Cedar Pool - do I really need to list more snafus?), I fully expect he will be presenting AN ABSOLUTE DISASTER. In fact such a disaster, each of you know what I am going to suggest insofar as Brad Underwood is concerned. But before I do, let's see what appears in the Board packet.

Meanwhile, let's review what Mr. Underwood is telling us insofar as this agenda item is concerned: First of all, he is RECOMMENDING "that the Board of Trustees...approve the (proposed) 5-year extension clause outlined in the existing contract." Not merely presenting the proposal for discussion and direction. But outright APPROVAL. How dare he!

Second of all, listen to the alleged justification: "The extension would also support finalization and implementation of a \$5+million Capital Improvement Project investment in Waste Management's Incline Village transfer station." STUPID Brad Underwood. Doesn't he know that the transfer station is not Waste Management's? Rather it's a subsidiary of Waste Management's. If it were Waste Management's, then why are we crediting Waste Management with NON-EXISTENT hypothetical rent it is allegedly paying itself for purposes of determining the rate it may charge?

Third of all, and I keep telling you, thou who controls the transfer station, controls the universe. If you don't understand what this means, then you need to watch the original cult movie Dunes. Since the trash franchise mandates that the collector have access to a transfer station in town, as long as Waste Management controls the transfer station, we are guaranteed to never, never, ever secure a competitive bid from any collector other than Waste Management. Talk about a monopoly. So before we start talking of a franchise extension, we need to talk about a transfer station transfer to US. No transfer, then no extension. Waste Management has no transfer station CIP investment contrary to Mr. Underwood's representation because IT DOESN'T OWN THE TRANSFER STATION. So why is this a justification?

Moreover, if there is to be a \$5+ million transfer station CIP, how much more do you think Waste Management's costs are going to increase for purposes of determining its future increased rates? So why are we agreeing to the proposal?

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Finally, I don't like how all of this has come about. According to Trustee Tulloch he was approached by Waste Management with this request. And when Waste Management didn't like the response, it threatened to do an end run with other trustees because Ray wouldn't play ball. And what did they do? I assume go to you other trustees. And I must assume Waste Management didn't get the assurances they were looking for from a majority of you. So then they looked for someone else with less smarts they could pressure. And apparently that was Brad Underwood. And low and behold who has bought into their vision lock, stock and barrel? And in just a handful of weeks no less?

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Notwithstanding all of this, please understand that there are still 3 years remaining on our current solid waste franchise agreement ["the (current) contract is set to expire June 30, 2026"]. So why is there even a discussion about a five (5) year extension at this time? It's PREMATURE! And you ALL know this.

How about creating a citizens committee to negotiate with Waste Management? Include Trustee Tulloch as well as some

of the smart citizens we have in town. Since we have plenty of time, let's put the issue in the hands of the committee rather than our incompetent public works staff and let's see what they come up with.

Thank you for your consideration. Respectfully, Aaron Katz

EXHIBIT "C"

Fw: Your Board packets are available for pick up at the Administration building

From: <s4s@ix.netcom.com>
To: Dent Matthew <dent_trustee@ivgid.org>
Cc: Schmitz Sara <schmitz_trustee@ivgid.org>, Tonking Michaela <tonking_trustee@ivgid.org>, Noble Dave <noble_trustee@ivgid.org>, Tulloch Ray <tulloch_trustee@ivgid.org>
Subject: Fw: Your Board packets are available for pick up at the Administration building
Date: Jun 26, 2023 12:14 PM

Chairperson Dent and Other Honorable Members of the IVGID Board -

Just received this notice below. I am assuming each of you received a similar message at or about the same time.

So this is supposed to be acceptable in light of the earlier e-mail I sent to each of you yesterday evening?

Please reschedule the meeting.

Thank you, Aaron Katz

-----Forwarded Message-----

From: Susan A. Herron <sah@ivgid.org>
Sent: Jun 26, 2023 12:06 PM
To: Susan A. Herron <sah@ivgid.org>
Subject: Your Board packets are available for pick up at the Administration building

Have a good Monday!

Susan

Susan A. Herron, CMC
Director of Administrative Services
IVGID
893 Southwood Boulevard
Incline Village, NV 89451
sah@ivgid.org
775-832-1207 (Office Ph#)

Public Comment - June 28, 2023 by Iljosa Dobler - to be made part of the meeting minutes.

Outsource, a dirty word according to Kendra Wong on our previous Board (chaired by Tim Callicrate) when it came up to approval of several contracts with the accounting firm of Moss Adams to review our accounting, internal control practices, contract administration and board policy at a cost of less than \$100 thousand, that were submitted by Trustee Schmitz. Wong was appalled that Schmitz did not trust staff. Mr. Navazio, hired by GM Winquest, has certainly turned out to be a gem. Leaves July 1, 2023, in the middle of an annual audit, then takes vacation prior to leaving. So unprofessional !

Mr. Johnson and Mr. Pomeroy our previous engineers, assured us that we had a 20 year master plan for water and sewer in place. Apparently not.

Mr. Underwood, part of our current engineering staff made an outsource request to the previous board (Chaired by Tim Callicrate) in October of 2022, to awarded a \$449,000 contract to another engineering firm (Dowl LLC) to prepare the Master Plan for water and sewer. Internal engineering staff cost of \$51,000 was also requested, bringing the total contract to \$500,000 which was budgeted and approved.

Since the review of the SCADA system (\$160,000) would have put the request over budget it was postponed to the 23/24 budget. However, the system has not been included in the 23/24 budget.

Work started in October 2022 and was to be completed November 2023. A 50% draft report was to be presented June 16. This date has come and gone. Any report? What about the SCADA system, anything happening there? There's nothing on the agenda or long range calendar. This total contract is \$660,000 including SCADA plus additional engineering staff time is probably over \$700,000. Seems pretty expensive to me.

Public Comment - June 28, 2023 - IVGID Board Meeting - This written statement is to be made part of the minutes.

The restaurant above the Golf Shop labeled the Grille consists of 21 tables with 82 seats plus 5 bar stools.

On Sunday at 1:30 PM Ellie and I arrived for a late lunch

3 interior tables were label reserved and 2 tables had a Hodge podge of materials where seating was not available.

3 tables on the outside were not occupied.

When asked to be seated, the hosted said it would be a 30 minute wait. I asked why, with so many tables vacant and the response was a lack of servers.

Calculated is 34 seats of the 82 seats were closed down or 41.5%.

We chose not to wait and left.

Through the month long slugfest over the losses at the golf course, Darren Howard indicated that a banner year for food and beverage would be upon us and the food and the operations were ready to go.,

His fiscal 2024 budget indicated that revenues from food and beverage would be \$942K a 34 % increase over 2023. He expects the bottom line in 2024 will be \$35K after losing \$136K in 2023. It is right that Trust ee Tulloch wants to keep an eye on weekly revenues. Is that micromanaging or should we wait until the fall to find out large losses occurred. What do you think Trustee Noble? Is that micromanagement?

As a prior restaurant portfolio owner for over 10 year the most important item were " butts on seats".

My partner Iljosa has found out that most servers make only \$18 per hour and receive no benefits. There is no difference in wages between seasoned servers and new servers. She will talk with Human Resources and provide some concerns .

Food and Beverage is a service business. One must be able to serve.

Public Comments - June 28, 2023 IVGID Board Meeting by Clifford F. Dobler

This written is to be made part of the meeting minutes'

Good evening. My comments relate to Agenda item G.3

General Business - Indebtedness Report and Five Year Capital Plan. These two reports are a mess. The Five Year Capital Plan's first year of 2023/2024 must be the same as the budget filed with the state three weeks ago. It is off by **\$43,000,000**. Also, the budget nor the capital plan reflects \$15,492,000 in carryovers from fiscal 2023. In addition increases in estimates of \$4,335,000 for the Sewer Storage tank and the effluent pipeline have not been reflected.

The State instructions for preparation of the Capital Improvement Plan states the "Total amount of expenditures in the CIP for the ensuing year must EQUAL the total capital outlay for each fund set forth in the final budget for the ensuing year." Yesterday I sent to each of you a marked up version of the two reports. Please have this done right or the Department of Taxation must be made aware.

Each of you may not be aware that on March 25, 2023, Navazio stated that the Board reviewed the five year plan. That is not the case. Only the capital budget for 2023/2024 was reviewed. No review of the remaining four years ever occurred.

Effectively by approving this five year plan, each of you are endorsing future expenditures. While money is not appropriated for the subsequent four years, endorsements would indicate a desire to have the projects done at high costs.

Do you agree with the intended projects?

I would be hard pressed to understand how an investment of over \$7,000,000 for 7 tennis courts could even be deemed prudent and planned to begin construction in 12 months. My inspection on Monday indicates the courts are in good shape.

I am also hard pressed to understand how a \$9,250,000 investment to replace the Snow Flake Lodge is logical. Design is scheduled to start immediately and construction to begin in 12 months.

The original 2015 concept was to replace Snow Flake Lodge to accommodate summer food, beverage and merchandise sales plus weddings. The summer programs at Diamond Peak has fallen by the wayside. Has anyone suggested, other than Mike Bandilin, what Snowflake Lodge should accommodate? Nothing has been heard other than cocktail talk.

These two projects alone account for over 53% of the Community Services planned expenditures over the next five years. Several necessary projects have been tossed aside.

Has the Community services Master Plan priorities been reviewed?. For your information the survey, completed in 2017, indicates the highest priority was expanding walking trails within the IVGID borders. This priority has never been addressed.

Extensive review is required to have a solid and doable capital project plan. It has not been done over the past six years.