

1
2 INCLINE VILLAGE
3 GENERAL IMPROVEMENT DISTRICT
4 BOARD OF TRUSTEES
5
6
7
8
9 TRANSCRIPT OF HEARING
10 PUBLIC MEETING
11 Live and Via Zoom
12
13 Held at the Boardroom
14 893 Southwood Boulevard
15 Incline Village, Nevada
16
17 Wednesday, June 12, 2024
18
19
20
21
22
23
24 Reported by: Brandi Ann Vianney Smith
25 Job Number: IVGID 45

1 APPEARANCES
2
3 **BOARD MEMBERS PRESENT**
4 SARA SCHMITZ, CHAIR
5 MATTHEW DENT, VICE CHAIR
6 MICHAELA TONKING, SECRETARY
7 RAY TULLOCH, TREASURER
8 DAVE NOBLE, MEMBER
9
10
11 **ALSO PRESENT**
12 SERGIO RUDIN, LEGAL COUNSEL
13 HEIDI WHITE, DISTRICT CLERK
14
15 -o0o-
16
17
18
19
20
21
22
23
24
25

1 INDEX
2 PAGE
3 A. PLEDGE OF ALLEGIANCE 4
4 B. ROLL CALL OF TRUSTEES 4
5 C. INITIAL PUBLIC COMMENTS 4
6 D. APPROVAL OF AGENDA 13
7 E. REPORTS TO THE BOARD
8 E 1. General Manger's Monthly Report 14
9 E 2. General Manager's Process for
10 Managing '24/'25 Budget 25
11 F. CONSENT CALENDAR
12 F 1. Meeting Minutes 5/20/24 34
13 G. GENERAL BUSINESS
14 G 1. HERO Environmental Letter
15 Agreement 34
16 G 2. Beach House 30 Percent Schematic
17 Design 40
18 G 3. Policy and Procedure 136 63
19 G 4. Board-Appointed Committees 83
20 G 5. IVGID Magazine Agreement with
21 CC Media 95
22 I. LONG RANGE CALENDAR 112
23 J. BOARD OF TRUSTEES UPDATE 118
24 K. FINAL PUBLIC COMMENT 120
25 L. ADJOURNMENT 126

1 Incline Village, Nevada - 6/12/2024 - 6:00 P.M.
2 -o0o-
3
4 CHAIR SCHMITZ: It's six o'clock on
5 Wednesday, June 12th, kicking off the general
6 improvement -- Incline Village General Improvement
7 District Board of Trustees meeting, being held here
8 at the Southwood Building, beginning with the Pledge
9 of Allegiance.
10 A. PLEDGE OF ALLEGIANCE
11 (Pledge of Allegiance.)
12 B. ROLL CALL OF TRUSTEES
13 CHAIR SCHMITZ: Trustee Tonking?
14 TRUSTEE TONKING: Here.
15 CHAIR SCHMITZ: Trustee Tulloch?
16 TRUSTEE TULLOCH: Here.
17 CHAIR SCHMITZ: Trustee Noble?
18 TRUSTEE NOBLE: Here.
19 CHAIR SCHMITZ: Trustee Dent?
20 TRUSTEE DENT: Here.
21 CHAIR SCHMITZ: And myself, Trustee
22 Schmitz, we're all here. Moving on, then, to item
23 C.
24 C. INITIAL PUBLIC COMMENT
25 MR. KATZ: Thank you. Good evening,

5

1 Trustees. Aaron Katz, Incline Village. I have
 2 several written statements that were given to be
 3 included in the minutes.
 4 Well, again the District is not being
 5 properly managed. I'm surprised to see Mr. Magee
 6 here, I thought he had resigned. Well, I think we
 7 lost him at some point in time. So you're going to
 8 try again, utilize the same procedure to replace
 9 Mr. Magee? Didn't Einstein tell all of you you're
 10 insane in the membrane?
 11 You need two GMs, in my opinion, one for
 12 running the GID, and other for running your
 13 wonderful businesses. That means another 500,000 a
 14 year annually for the second GM. And another
 15 500,000 in those phony central service cost
 16 transfers to make up for the overspending.
 17 Didn't Mr. Magee say all district
 18 divisions need to pay their fair share? So we're
 19 going to have to sock it to golf for another 500,000
 20 of the central services, and that means more
 21 recreation fee subsidies, and that means more losses
 22 on the financials for the golf, which some people
 23 don't think are fair.
 24 Then we have Mr. Cripps, where's the
 25 central service cost plan, Mr. Cripps? Doesn't the

6

1 NAC say it was due before the tentative budget?
 2 Doesn't the NAC say it must be attested by you?
 3 I've been asking for it three times and
 4 nobody is giving me the plan. What do you have to
 5 do, another public records request to get something
 6 simple like this? If the guy can't do his job, get
 7 rid of him. Now, you can alternatively instruct Mr.
 8 Cripps to attest the plan and turn it over, now.
 9 Okay. Let's talk more ways. You've got
 10 on the calendar the IVGID quarterly. Kill it.
 11 You've got on the calendar spending up to \$209,000
 12 on a beach house that we already know is going to
 13 run \$16 million. We already know none of you are
 14 going go for anything like that, so why are we
 15 blowing 209,000 to get some design drawings,
 16 something that will never be done?
 17 I think the time has come to give the
 18 beaches back to the people. If you read the Beach
 19 Deed, the people have the right to the beaches.
 20 IVGID's only there as a steward for our behalf, and
 21 it's doing a crappy job. I'm sure we can do a much
 22 better job ourselves, and it's easy: Turn it over
 23 to us, we'll handle our own beach house.
 24 Like I said, you can't properly manage the
 25 District. Thank you.

7

1 DR. WYMAN: Andrew Wyman, 30-some-odd-year
 2 resident, most of the time.
 3 Let me read. When you've been away for
 4 several months as I have, you return to this land of
 5 surpassingly glorious beauty and wonder yet again,
 6 how did this all come to be? It's almost spiritual.
 7 How fortunate are we the few who get to experience
 8 this majestic. And how sad it is no know that
 9 humans, we, the people, in all our glory who have
 10 the inherent capacity to mess it all up.
 11 There's an IVGID flyer at the desk outside
 12 this very room which shouts: We are building
 13 community.
 14 Really? Is that what these last several
 15 months have been about? I think not. Look at all
 16 those pretty plaques behind you enumerating the
 17 virtues of IVGID. IVGID aspires to be a caring
 18 community looking out for the needs and desires of
 19 its residents. All well and good.
 20 But wait, we're all just human beings,
 21 capable of joy and pain, of both heroic deeds and of
 22 unsavory behavior. We're capable of moral
 23 shabbiness, of petty vindictiveness, of denigrating
 24 those with whom we disagree. We have great
 25 difficulty accepting suffering without retaliating.

8

1 We sometimes have a hard time living with each other
 2 as neighborhoods. In brief, we're all fallen.
 3 Tonight I want to address just one example
 4 of our common dilemma. Sheila Leijon last worked
 5 for IVGID as the Director of Parks and Recreation.
 6 Before that, she had several other positions at
 7 IVGID spanning, I believe, some 30-odd years. Beyond
 8 IVGID, she raised a family here together with her
 9 husband, and participated in and started several
 10 civic community organizations.
 11 I will tell you this is: During my years
 12 here, Sheila and I, together, created two, tendered
 13 two programs for IVGID. We started the Fireside
 14 Chats that was then at Sierra Nevada College. We
 15 even interviewed or own Aaron Katz after overcoming
 16 the college's reservations. And we once had a
 17 overflow crowd for some 200 people for another
 18 evening event. Sheila and I also started the
 19 Senior's Conversation Cafe, a venue which is still
 20 going strong all these years later. I have always
 21 known Sheila to be a person of consummate ability
 22 and integrity. She's a true professional. If she
 23 says "I won't do this," she has a principled reason
 24 for it.
 25 And yet after all she has done for IVGID,

9

1 she's forced into an early retirement. How unfair,
 2 painful, how hurtful, how grievously unnecessary.
 3 We can do better, a lot better. To do that, we have
 4 to realize were all in it together.

5 CHAIR SCHMITZ: Livestream or online?
 6 MS. CARS: Linda Cars, 625 Lariat Circle.
 7 IVGID is proposing to hide the location of
 8 the public areas for free speech on IVGID property.
 9 For example, voter registration or drive to inform
 10 the residents would be hidden from the general
 11 public and citizen's rights to the democratic
 12 process will be thwarted. For example at the Rec
 13 Center, one would only be able to set up an
 14 information for local initiatives or a voter
 15 registration booth on the median on the east side of
 16 the parking lot. This is ridiculous.

17 The public should be made aware that these
 18 recommended changes are specifically on the agenda
 19 to limit the community's right to the democratic
 20 process. It is self-serving and offensive. Why was
 21 time and money wasted on a study regarding this
 22 matter?

23 A study of the revisions, locations of
 24 public comment is a slap in the face to the
 25 residents of Incline Village as the locations are so

10

1 far removed from the public that this is a joke.
 2 This is a bias agenda item and a public hearing
 3 should be held prior to a vote.

4 As stated at the May 8th meeting so
 5 eloquently by another resident, it is clear that
 6 Chair Schmitz is serving the interest of herself and
 7 a few friends and ignoring the needs of thousands of
 8 people in the community. This is unnecessary
 9 change, and your focus should be on the important
 10 needs of the community and items that are of benefit
 11 to the people who live and work here.

12 We have heard from reliable sources that
 13 Bobby Magee has resigned with a 120 days' notice.
 14 We expect that the Board will provide an update
 15 tonight on this significant event as it has not yet
 16 been publicly communicated.

17 We also hope that you, Sara, Matt, and
 18 Ray, will provide judicious wisdom and promote from
 19 within the community an immediate replacement.
 20 Please listen to Trustees Noble and Tonking on our
 21 views and seriously consider them. A few names that
 22 comes to my mind would be Sheila Leijon, Susan
 23 Herron, Bill Horn, Joe Wolf, Mike Bandelin, just to
 24 name a few.

25 You can begin looking hard at the

11

1 dedicated staff, and they're definitely experienced
 2 people, that could assume this job in the interim.
 3 You do not need to hire expensive consultants. Use
 4 the District money judiciously. Do not continue
 5 throwing away money on contractors and consultants.

6 Thank you.
 7 MR. DOBLER: This is Cliff Dobler.
 8 I'm going to try to do this without notes.
 9 First of all, I'd like to refresh your memories of
 10 the word "insane," and definitions are fantastic,
 11 strange, or ridiculous.

12 Now, tonight on the agenda, we have G 1
 13 where we want to spill out another \$87,000 to an
 14 architect to continue with the beach building that,
 15 based on the last estimate, is \$16 million. I'm
 16 sorry. Pardon me. It's -- yeah, \$16 million.

17 Now, the idea is is that just for
 18 a minute, take off your thinking caps and actually
 19 think about this, that you have a restaurant, and in
 20 that estimate by Core Construction, you got \$650,000
 21 for kitchen equipment. Now, if you go shopping and
 22 say, I want to buy kitchen equipment for \$10,000
 23 apiece, could any of you come up with 60 items?
 24 Now, within the budget and the plans, there's an
 25 espresso machine because everybody should get

12

1 espresso when they go to the beach. Now, this is
 2 absolutely absurd.

3 It was never meant to be a CMAR contract
 4 or -- it was supposed to be competitively bid.
 5 There is nothing unique about this project at all.
 6 We need to scrap this, send the engineers home, and
 7 start from scratch again. To spend money like this
 8 for such a silly thing and for pricing that you
 9 can't verify, you must be out of your minds.
 10 Anyways -- or that you're insane.

11 Thank you.
 12 MR. WRIGHT: Frank Wright, Crystal Bay.
 13 Well, it looks like we have a mess, mess,
 14 mess going on at the IVGID center.

15 First of all, we need a new general
 16 manager who is competent, who has run businesses,
 17 who knows what he's doing. And there's people in
 18 this community that would fill that very easily and
 19 very well, that I think we're going to do something
 20 stupid and go outside and bring in another person
 21 who has no clue about anything that goes on here and
 22 you're missing opportunities.

23 Suggestions? Well, there's board members
 24 that are pretty dang astute to what's going on. Mr.
 25 Tulloch, not you Mr. Noble. Mr. Tulloch could do

13

1 it, very easily.

2 But, you know, if you really care about

3 our community, you will stop blowing the money and

4 doing the stupid things and putting people in power

5 that have no business being in power. It's beyond

6 my comprehension.

7 As far as the budget and the new rec fee,

8 I'm opposed to it. It's wrong. There's nothing

9 that comes to the property that's of any value. I

10 know you need the money, but you try to sock it to

11 the residents again.

12 The residents own all these facilities.

13 Why are we paying to use them? It doesn't make

14 sense to me. I just as soon take that \$150 you're

15 going to charge me and give it to charity than to

16 give it to you guys, because you'll blow it.

17 Anyway, think about what you're going to

18 do. Think how you're going to do it. We have a

19 problem going on here. Talk to you later.

20 MR. BELOTE: That was our last public

21 comment online.

22 CHAIR SCHMITZ: That will close out agenda

23 item C. Moving on to item D.

24 D. APPROVAL OF AGENDA

25 CHAIR SCHMITZ: Are there any requests for

15

1 Manager of Golf Sands about the new menu out at The

2 Chateau, and the menu has been very well received,

3 and he's gotten a tremendous amount of positive

4 feedback on that. However, he did state that is

5 still under evaluation, and he is still evaluating a

6 number of things related to the food and beverage

7 operations that he does intent to bring forward to

8 the Board in the near future.

9 Obviously with the budget being approved,

10 the finance department immediately shifted gears and

11 starting working on year-end closing processes and

12 have started to focus on the audit.

13 And so the interim audit is scheduled to

14 begin in July, and that has been agendized on the

15 Audit Committee agenda as well, so we will be

16 providing the Audit Committee with an update on

17 activities related to that.

18 And then, finally, as we roll into

19 construction season, I talked to interim Director of

20 Public Works Nelson, and she's indicated that things

21 are really ramping up and projects are starting to

22 take shape all over the District. They're quite

23 excited about moving a number of these projects

24 forward and bringing the Board close-out reports in

25 the near future.

14

1 changes to the agenda?

2 TRUSTEE TULLOCH: I'd like to move consent

3 item number 2 to general business.

4 CHAIR SCHMITZ: Any other requests? Does

5 anyone have an issue with moving that to general

6 business number 1?

7 Seeing none, the agenda will be modified.

8 Consent calendar item F 2 will be general business

9 number 1. Moving on.

10 E. REPORTS TO THE BOARD

11 E 1. General Manger's Monthly Report

12 CHAIR SCHMITZ: The General Manager's

13 monthly status report, it can be found on pages 4

14 through 16 of the board packet.

15 MR. MAGEE: Thank you and good evening.

16 Obviously, as I'm sure you noticed in your packets,

17 a little bit light on the written reports from the

18 venue manages this month as we've been focused on a

19 lot of other things.

20 And so I did want to highlight a couple of

21 items that I have heard from some of the venue

22 managers. Both golf courses are now open and

23 running smoothly. And, candidly, I've gone out

24 there a couple of times, and they've been absolutely

25 packed with people. And I've talked to General

16

1 That's all I have for my monthly status

2 report, but I'd be happy to answer any questions the

3 Board may have.

4 CHAIR SCHMITZ: Questions?

5 TRUSTEE DENT: General Manager Magee, on

6 page 6, we discussed \$612,000 in revenue generated

7 from the golf fees, merchandise, and food and

8 beverage. Do we know how we did there? We always

9 seem to talk about our revenues, there's been a

10 history of that since I've been on the board. We

11 never want to talk about our expenses and so, bottom

12 line, I don't know, maybe we had a million dollars

13 in expenses and this is a terrible number to be

14 reporting, but I don't know based on what's written

15 down here.

16 MR. MAGEE: Sure. I know that Mr. Sands

17 is in the bullpen, and I'm going to need an assist

18 from him on that particular time.

19 TRUSTEE TULLOCH: That would be helpful.

20 I've got some questions on from Mr. Sands as well.

21 CHAIR SCHMITZ: While we're waiting for

22 Mr. Sands, are there any other questions for

23 Mr. Magee that could be covered?

24 TRUSTEE TULLOCH: Yeah, I've got a

25 question on the fleet numbers for interim Director

17

1 Nelson.

2 CHAIR SCHMITZ: Mr. Sands, the floor is

3 yours.

4 TRUSTEE DENT: On page 6 of the board

5 packet, you referenced \$612,000 in revenue. I'm

6 just curious how we did there? Do we have expenses,

7 do you know what our profit was? Did we lose a

8 bunch of money, but we're excited about having

9 \$600,000 in revenue?

10 MR. SANDS: Absolutely that is purely just

11 a revenue-driven dollar amount. We are looking at

12 labor cost, overhead costs, and building a

13 end-of-the-month report for the end of June. That

14 is compiling, in the works.

15 That will be presented and available,

16 hopefully, by the end of the month.

17 TRUSTEE DENT: So we're building an

18 end-of-the-month report for June or for May for

19 expenses.

20 MR. SANDS: It will be for the both of

21 them.

22 Since we opened golf May 10th, food and

23 beverage little bit later, we've only had a certain

24 number of pay periods that have hit the financials.

25 So I wanted to make sure I had a clear picture of

19

1 assuming there's been a major purchase of Play

2 Passes in May?

3 MR. SANDS: Correct. That's what I

4 believe how the historical, how it has always worked

5 out, this is just exactly what we've pulled in for

6 this moment, yes.

7 TRUSTEE TULLOCH: Perhaps you can help,

8 then, with the revenue numbers. I just went back

9 through the budget that we prepared ten days ago,

10 and basically the projection for Championship

11 Golf is 4.8 million a year, and for facilities,

12 which I believe is also part of your remit, was 2.09

13 million a year.

14 Now, basically on our run rate,

15 effectively your golf season is five months. It's

16 really four big months and two half months,

17 effectively. I think that's realistic.

18 Basically on that budget projection for

19 next year, you need to be making 918k a month just

20 for golf, for Championship Golf, and another almost

21 175k a month from facilities fees. That would be

22 the run rate of 1.15 million a month, which would be

23 a comparable month.

24 When we add in the Mountain Course as

25 well, that would be a run rate of 1.45 million a

18

1 that being presented.

2 TRUSTEE DENT: That's fair.

3 TRUSTEE TONKING: Quick question: When

4 you do that, can you compare to what our revenues

5 looked like in the prior years?

6 That would be most helpful since we

7 changed fees around --

8 MR. SANDS: Absolutely.

9 TRUSTEE TULLOCH: I have -- can you

10 clarify, does that revenue, does that include --

11 that 612k, does that include prepayment of season

12 passes and Play Passes?

13 MR. SANDS: Yes, sir, it does.

14 TRUSTEE TULLOCH: Does that include the

15 full amount or just the allocated amount? I seem to

16 recall that the Play Passes are allocated so much,

17 so most of it goes into next year's financials.

18 MR. SANDS: Yes. So as it hits our budget

19 and financials, it's kind of on a use basis, so it

20 is spread out over the entire operation through a

21 season. This is just the up-front, bulk purchases.

22 As I get more familiar with that system,

23 it will be spread out throughout.

24 TRUSTEE TULLOCH: So the revenue number

25 for the month would be much lower, because I'm

20

1 month during the main -- the four main golf months.

2 Yet we've only taken -- understanding that this has

3 been a short month, two-thirds month, if I

4 extrapolate that 612 over -- for a full month, it

5 would be 918k in revenue, but also we'd have to

6 subtract what is advanced revenue that's not there.

7 That leaves me a little bit concerned if

8 we're projecting -- you've got target at 1.45

9 million a month over the next four months,

10 basically, to make the numbers.

11 I'm concerned if we're starting -- if

12 we've been busy and we're starting at that, a fairly

13 low number, let's say 500k of that is realistic of

14 the 612k, it seems like we're worryingly short of

15 where he need to be.

16 The only reason I bring it up is because,

17 my experience, the longer you leave things going

18 wrong, the less chance you have in a short season,

19 you have less chances to take corrective action.

20 I'm just flagging up as a concern.

21 MR. SANDS: Understood. And I hear you

22 loud and clear.

23 TRUSTEE TONKING: My other thing is, I

24 think I spoke about this when he did our pricing on

25 this, when you give your month end, can you also

21

1 give me the pass breakdown by pass type and how many
 2 were purchased in comparison to previous years.
 3 MR. SANDS: Absolutely.
 4 CHAIR SCHMITZ: I will add to the laundry
 5 list of things to include in your report, play mix
 6 as well as utilization. Trustee Tonking requested
 7 comparison to last year, there should also be
 8 comparison to budget. And I think that we should
 9 see food and beverage and merchandising broken out
 10 from golf operations.
 11 So those -- if those things could be
 12 included in that monthly report, that would be
 13 informative.
 14 MR. SANDS: I will take that as direction.
 15 CHAIR SCHMITZ: Anything else for
 16 Mr. Sands?
 17 Moving on, you had questions for interim
 18 Director Nelson. She's here. Go ahead with your
 19 question.
 20 TRUSTEE TULLOCH: Looking at fleet numbers
 21 where you've got 400 hours, preventive maintenance,
 22 and 443 corrective maintenance. Can you tell me, do
 23 the fleet mechanics work a 40-hour week?
 24 MS. NELSON: A 40-hour week.
 25 TRUSTEE TULLOCH: If I recall correctly,

22

1 there's eight mechanics?
 2 MS. NELSON: I'm only counting six.
 3 TRUSTEE TULLOCH: Okay. That's better. I
 4 seem to recall eight plus a superintendent, a fleet
 5 superintendent.
 6 MS. NELSON: I'm only counting six. I'll
 7 verify.
 8 TRUSTEE TULLOCH: If you can.
 9 What's the utilization rate on that?
 10 Because typically in a commercial operation, you
 11 expect 7.5 hours of productive work a mechanic per
 12 day working. I was working on the eight mechanics,
 13 so I apologize if I've gotten the numbers wrong.
 14 Working on the eight-mechanics basis, that
 15 was like a 60 percent productive time. If it's six,
 16 it becomes a bit better. Just looking at next
 17 year's targets as well.
 18 I just wanted to make sure we're getting
 19 --
 20 MS. NELSON: I will bring it back.
 21 CHAIR SCHMITZ: To clarify what Trustee
 22 Tulloch is looking at is productivity percentages on
 23 that.
 24 MS. NELSON: I'll go ahead and just add
 25 those on this report. Yep.

23

1 CHAIR SCHMITZ: I'm going to go back to my
 2 favorite question: When are we going finish phase
 3 one of the bike park?
 4 We've talked about the permits and
 5 whatnot. Are we going to finish that phase one work
 6 prior to the expiration of the permits?
 7 MS. NELSON: We actually have a meeting
 8 with a bike park representative, the engineering
 9 department, as well as a representative from ITF, to
 10 figure out our path forward.
 11 From the District's standpoint, we need to
 12 have the irrigation put in and the BMPs put in so
 13 phase one can be complete. So we're going to try to
 14 line out how we move forward, and it may look
 15 differently than the path we've gone before because
 16 it was not financially sustainable, if that make
 17 sense.
 18 CHAIR SCHMITZ: My question with that is I
 19 don't believe that that project is on our CIP list
 20 and our prioritized list, so if this has to be
 21 completed, I'd like to understand what projects are
 22 going to slide because this has to be done prior to
 23 the expiration of the permits.
 24 We have to have some tradeoffs, and I
 25 think it's important for the Board at least to be

24

1 informed on that.
 2 MS. NELSON: After this meeting, I'll have
 3 a better idea of how we are able to facilitate the
 4 project, then I can tell you whether things are
 5 going to slide or not.
 6 CHAIR SCHMITZ: Any other questions?
 7 Moving on relative to the General
 8 Manager's report, are there other questions or
 9 discussion from the Board?
 10 I have few things. I would like to
 11 request that we have these, they're very helpful, I
 12 will request that we have them from the marketing
 13 department, the IT department because I'd like to
 14 know where we are with the website redesign project,
 15 I'd like to know where we are with the point of sale
 16 assessment project, and we don't have any
 17 information on that. Also the Director of
 18 Administrative Services as far as the
 19 accomplishments that are being fulfilled through
 20 that. I think we should have one from each.
 21 I'm noticing that still don't have on the
 22 District's website financial reports beyond
 23 March 31st. So if we could please get timely
 24 postings of our financial reports. I believe that
 25 we are to schedule our quarterly report for our CIP

25

1 projects, and I think we're, maybe, behind on that.
 2 As it relates to OpenGov, where are we
 3 with OpenGov? And just to make people aware, the
 4 OpenGov page tells people, instructs people to call
 5 Jerry Ike, so I think if that could please get
 6 updated. But there's also no CIP plan posted
 7 relative to our budget.
 8 Those were sort of my things that I either
 9 didn't find or wanted to request that we get onto
 10 our long range calendar, and that is -- I missed
 11 stating that we need to have our financial reports.
 12 We haven't discussed a financial report in months,
 13 and we need to get that on our agenda for the next
 14 meeting. I will make a note of that.
 15 Any other comments relative to my
 16 comments?
 17 Seeing none, we will close that out and
 18 move on to item E 2.
 19 E 2. Process for Managing the Fiscal Year
 20 '24/'25 Budget
 21 CHAIR SCHMITZ: The verbal report on the
 22 District General Manager's process for managing the
 23 fiscal year '24/'25 budget as set by the Board of
 24 Trustees.
 25 MR. MAGEE: On May 31st, 2024, the IVGID

26

1 Board of Trustees approved a budget for fiscal year
 2 '24/'24. Staff submitted the District's 4404 LGF
 3 state forms, which were signed by most of the
 4 trustees, and we are in full compliance with the
 5 NRS.
 6 On June 3rd, at my direction, staff began
 7 working on their budgets in order to operate within
 8 the budget that has been set by the Board of
 9 Trustees.
 10 As of today, June 12th, staff continues to
 11 work on this project, and I will be providing
 12 updates within the General Manager's status reports
 13 on all of our efforts. We're looking at a large
 14 number of things that could potentially fit within
 15 this budget. Staff and I are confident that we will
 16 be able to operate within the budget that has been
 17 approved by the Board of Trustees.
 18 And just as a couple of examples on things
 19 that we're already looking at in another item on
 20 tonight's agenda, the IVGID Magazine item
 21 presentation will explain staff's efforts to make it
 22 completely cost neutral to the District. As to a
 23 sample budget report, the finance department is
 24 working on that, and they plan to present it at the
 25 next Board of Trustees meeting so that the Board

27

1 will have an opportunity to see what these reports
 2 are going to look like moving forward. And then,
 3 currently as part of the process, we're evaluating
 4 all options, and do anticipate being able to bring
 5 forward some concepts to the Board in the near
 6 future.
 7 Be happy to answer any questions.
 8 CHAIR SCHMITZ: Questions?
 9 TRUSTEE TULLOCH: I would like to
 10 understand what process we're putting in place to
 11 stop the situation we saw this year during the
 12 budget process where we saw three or four venues,
 13 departments, whatever they're called this week, had
 14 exceed their wages and salaries budget by anywhere
 15 from 25 to 50 to 60 percent.
 16 I'd like to understand what mechanisms are
 17 being put in place to stop that happening, to stop
 18 things like capital just being moved into fund
 19 balance and being back into operations, and how
 20 we're actually going to actually enforce that.
 21 Also, we've got some pretty aggressive
 22 revenue targets, as discussed with General Manager
 23 Sands, what early warning mechanisms are we putting
 24 in place? Because it's all very well talking about
 25 it, but we're two weeks away from moving into the

28

1 new budget period and we still see nothing concrete.
 2 And, quite frankly, when I saw some of the
 3 overspending columns during the budget process, it
 4 was frightening.
 5 MR. MAGEE: One of the things that Mr.
 6 Cripps and I have talked about repeatedly is putting
 7 the departmental budgets back into the department
 8 heads' hands, and working collaboratively with them
 9 to make sure they understand where their budget is
 10 at all times. And that has been a common complaint
 11 among the directors since I've been here, is that
 12 they didn't have that information and weren't sure
 13 that they were properly managing to their budgets,
 14 wished to be able to do that.
 15 And so that's part of the process that
 16 Mr. Cripps has put into place now. These reports
 17 that you'll see at the next meeting, those are going
 18 to be provided to the department heads on a periodic
 19 basis. It is the intention of the finance
 20 department to sit down and work with each department
 21 moving forward each and every month on where they're
 22 at and how to control these costs and make sure that
 23 they do come in under budget. And then those
 24 reports will be provided back to the Board, as
 25 previously requested, each and every month.

29

1 We are putting controls in place to ensure
 2 that those types of activities do not happen in the
 3 future.
 4 TRUSTEE TULLOCH: That's encouraging.
 5 Hopefully we will see that. So that will be in
 6 place.
 7 I would also strongly recommend that -- my
 8 experience, my normal business experience is when
 9 you do your monthly rereviews, it's not just with
 10 finance, it's with the general manager as well.
 11 Typically, I've met with the CEO and director of
 12 finance to go over the monthly budget since our
 13 Assistant Director of Finance has no real control or
 14 mechanism to actually manage it, so I would expect
 15 this to be a jewel review process.
 16 MR. MAGEE: Understood. And we'll accept
 17 that as direction.
 18 CHAIR SCHMITZ: Any other questions or
 19 comments on this?
 20 TRUSTEE TONKING: I want to thank you for
 21 putting this together. I think this will be
 22 helpful.
 23 CHAIR SCHMITZ: I'd like to understand
 24 what is the difference between a budget report and a
 25 statement. Aren't our financial statements supposed

30

1 to be reflecting and reporting against budget?
 2 MR. MAGEE: Yes. What -- so, yes.
 3 The budget reports that you will be seeing
 4 are essentially what we in the finance department
 5 call "estimated actuals," so it's a little bit
 6 different. The financial reports show the actuals
 7 to date, where the estimated actual will take into
 8 consideration not only the actual to date but where
 9 we think we're going to be.
 10 You'll see a number of items in a budget
 11 report that look a little odd. For example, you
 12 typically prepay insurance for the entire year, and
 13 so after one month you're going to see that line
 14 fully expended, but you won't see any costs in that
 15 line for the remainder of the year.
 16 That's the information we will able to
 17 provide to the department heads and to the Board
 18 moving forward as part of the budget reports.
 19 CHAIR SCHMITZ: I'm very concerned about
 20 the general fund salaries and wages. And I took the
 21 liberty to put together a spreadsheet with what all
 22 of the current full-time, fully burdened positions
 23 are, it doesn't include any of the seasonals, and
 24 it's already \$725,000 higher than what the approved
 25 budget is.

31

1 I'd like for you to formulate a plan and
 2 inform the Board as to how this gap issue is going
 3 to be addressed.
 4 We don't need to talk about this in
 5 detail, but these are all of the full-time positions
 6 within the general fund, and some of positions are
 7 allocated in and some are allocated out. For
 8 instance, if you look up at the top in the red text
 9 where it shows marketing, two positions are only
 10 hitting the general fund by 5 percent of their
 11 salaries and wages. The rest of it is being charged
 12 out to different venues for their marketing efforts.
 13 The other thing that was added in is the
 14 director of Parks and Rec has a 10 percent
 15 allocation into the general fund for Parks. So this
 16 is including the general fund including Parks for
 17 fully burdened wages, but it excludes seasonal and
 18 part time. I didn't have those numbers.
 19 I think that'll be interesting for us, as
 20 a board, to understand.
 21 TRUSTEE TULLOCH: Just one follow-up. We
 22 shall see the monthly reports, by venue, basically
 23 in the same format for the same subcategories as we
 24 used in the budget so we can actually -- it's
 25 something we're familiar with, numbers we're

32

1 familiar with, and let's see where there's areas of
 2 concern?
 3 MR. MAGEE: I don't want to make a
 4 commitment on the spot that I can't ensure that
 5 that's where the finance department is going. What
 6 I do know is they are fully utilizing the Tyler
 7 Enterprise system at this point, and the intent is
 8 to incorporate that as part of these.
 9 As to what actual formatting looks like, if
 10 the Board is requesting a specific format, I will
 11 communicate that to them. Short of that, I would
 12 think that it would look a little bit different and
 13 more along the lines of what a traditional estimated
 14 actual report would look like and not like the blue
 15 sheets that the Board saw in the final budget
 16 packet.
 17 If the Board has a request, I'm happy to
 18 pass that along.
 19 TRUSTEE TULLOCH: I can't speak for the
 20 rest of the Board, but my request is we spent an
 21 inordinate amount time on the budget, working
 22 through these general categories, and it seems a
 23 reasonable format to actually work through so we can
 24 see immediately where there's variances, rather than
 25 changing the methodology again so we're bamboozled.

33

1 TRUSTEE DENT: I don't know if it's a
 2 question, maybe more of a statement.
 3 With Civic Clerk, is there a setting in
 4 there where the venue managers, say, for their
 5 financial report actually to sign off on reviewing
 6 it? Because I feel like there's a lot of reporting
 7 that comes to us that if it was actually looked at,
 8 and you're like, wow, there's a 60 percent increase
 9 right here, you would have an answer for it if you
 10 were controlling your budget and managing to it.
 11 I think it's important when these reports
 12 go into the packet that staff's already reviewed
 13 them, and they have a majority of the answers. I
 14 understand there's going to be questions, they're
 15 not going to know what we're asking, but I feel like
 16 it's important to come prepared.
 17 MR. MAGEE: Yes. Thank you. I've spoken
 18 to Mr. Cripps about that. That is exactly his plan.
 19 He fully intends to do that. He has been training
 20 staff not only at the director level but down at the
 21 staff level so that these things can be monitored,
 22 filtered up, and that when these reports are
 23 provided to the Board, that directors would be on
 24 site and available to answer any of these types of
 25 questions at any time.

35

1 for household hazardous waste collection. The
 2 materials can be found on pages 71 through 80 of
 3 your board packet.
 4 TRUSTEE TULLOCH: We heard during the
 5 budget process that we couldn't possibly cut
 6 anything from the 400,000-odd salary and wages bill
 7 in Waste Not. And I understand there's three people
 8 or three members of staff assigned to it.
 9 Perhaps you can help educate me because
 10 this is -- I was going to say "black hole," but
 11 maybe that's the wrong thing to say with hazardous
 12 waste around it. I'm trying to understand what this
 13 position is for, how often we actually collect
 14 hazardous waste, my understanding, we only collect
 15 hazardous for a few months of the year. Help me
 16 understand what the three people already in the
 17 department do that -- this appears to be just the
 18 actual collection and handover of the waste.
 19 Help me understand a bit more what the
 20 department does so I can understand better.
 21 MS. NELSON: Sure. The household
 22 hazardous waste program we do only during the summer
 23 periods. We collect on Tuesdays, it's all day long,
 24 I believe people sign up online for their
 25 appointments, and it's continuously through the day.

34

1 So, yes, that's exactly what we're putting
 2 in place.
 3 CHAIR SCHMITZ: Any other discussion?
 4 Seeing none, we will close out that agenda
 5 item and move to the consent calendar.
 6 F. CONSENT CALENDAR
 7 F 1. Meeting Minutes, 5/20/2024
 8 CHAIR SCHMITZ: The only thing remaining
 9 on the consent calendar is F 1, which is the
 10 meeting minutes.
 11 TRUSTEE DENT: I move to accept the
 12 revised consent calendar.
 13 TRUSTEE TONKING: Second.
 14 CHAIR SCHMITZ: All those in favor?
 15 TRUSTEE TONKING: Aye.
 16 TRUSTEE TULLOCH: Aye.
 17 TRUSTEE NOBLE: Aye.
 18 TRUSTEE DENT: Aye.
 19 CHAIR SCHMITZ: Aye.
 20 Motion passes unanimously. Moving on to G
 21 1, formerly F 2.
 22 G. GENERAL BUSINESS
 23 G 1. HERO Environmental Letter Agreement
 24 CHAIR SCHMITZ: Review, discuss, and
 25 approve a letter agreement with HERO Environmental

36

1 We have two staff members that are there
 2 collecting, as well as a third, which is this HERO
 3 position, so it's a supplemental to our staff. And
 4 the reason for the three people is not only for
 5 safety, but just the actual how we are running the
 6 program currently.
 7 And I know during the budget discussion,
 8 this was included in the budget, however that being
 9 said, with our budget being trimmed, this position
 10 might not happen next year. We have an established
 11 program that we're running this year, and we need to
 12 service that. So that's where this like a temporary
 13 worker every Tuesday.
 14 The Waste Not division of Public Works has
 15 three full-time employees. You have one manager and
 16 two employees. Their time, like we discussed during
 17 the budget, is split various ways, and the Tahoe
 18 Water Supplier Association is part of their duties,
 19 and the Tahoe Water Supplier Association is
 20 important to the District and helps maintain or
 21 filtration-exempt status with the EPA and NDEPE. So
 22 we want to maintain that status, and we want to
 23 maintain our position at the Tahoe Water Suppliers
 24 Association.
 25 They do outreach, they hold Earth Day

37

1 events, they hold -- they have a booth when we have
 2 the Tahoe Summit. So their outreach is -- a big
 3 part of it is to drink Tahoe tap. It's dog waste,
 4 pick up after your dog. They do litter collection
 5 to help keep the streams and the litter from getting
 6 to the lake. Their whole goal is to maintain the
 7 sustainability of our water source, and that's what
 8 they do.

9 I would be happy to have you come down and
 10 sit with the group and learn more. But I don't know
 11 if that answers your question or you need more.

12 TRUSTEE TULLOCH: That's helpful for some
 13 of it. I understand that the TWSA is a budget line
 14 item, is it not? It's another 200,000 in that
 15 budget on top of the 400,000 that's in Waste Not?

16 MS. NELSON: The TWSA budget is the budget
 17 for TWSA. They are self-funded budget. We are the
 18 housekeeper for that budget, so it's running through
 19 IVGID. All of the entities that have memberships in
 20 the TWSA, that's how we get the revenue. And then
 21 the board of TWSA is one member from each of the
 22 members and they decide how it's spent throughout
 23 the year.

24 TRUSTEE TULLOCH: Yes, that's my
 25 understanding. But we have a separate budget line

38

1 item, so the TWSA funding and activities is not
 2 necessarily part of the Waste Not?

3 MS. NELSON: The Waste Not employees
 4 facilitate what's happening at the TWSA, and their
 5 portion of their salary is allocated to TWSA or to
 6 solid waste.

7 TRUSTEE TULLOCH: Okay. So the 400,000
 8 does not cover the full salaries for the
 9 three full-time employees?

10 MS. NELSON: Correct.

11 TRUSTEE TULLOCH: It's actually 600,000
 12 because there's about 200,000 the TWSA budget of 170
 13 or something.

14 MS. NELSON: Right. Because I recall the
 15 400,000 as our revenue from the franchise fee, not
 16 the salaries and wages line.

17 TRUSTEE TULLOCH: Yeah. I think the costs
 18 were exceeding the --

19 MS. NELSON: The overall budget. The
 20 bottom line, not in the salaries.

21 TRUSTEE TULLOCH: And this is request for
 22 15 weeks, so this request is going into the new
 23 financial year?

24 MS. NELSON: Correct.

25 TRUSTEE TULLOCH: Is that part of the

39

1 budget that we passed?

2 MS. NELSON: Yes.

3 TRUSTEE TULLOCH: You said you weren't
 4 sure if it was going to apply this year.

5 MS. NELSON: I'm sorry. Next spring is
 6 what I meant.

7 So because we're looking at our budget and
 8 we need to trim back, we may not be able to start
 9 the, HHW collection until July next year. Just
 10 depends on how we move through our year and where
 11 we're landing, we might have trim that service.

12 TRUSTEE TULLOCH: Okay. Thank you.

13 CHAIR SCHMITZ: Any other questions?
 14 Seeing none, would someone like to make a
 15 motion?

16 TRUSTEE TONKING: I move that we approve
 17 the agreement with HERO environmental as stated in
 18 the staff memo.

19 CHAIR SCHMITZ: Motion's been made. Is
 20 there a second?

21 TRUSTEE DENT: I'll second.

22 CHAIR SCHMITZ: All those in favor?

23 TRUSTEE TONKING: Aye.

24 TRUSTEE NOBLE: Aye.

25 TRUSTEE DENT: Aye.

40

1 CHAIR SCHMITZ: Aye.

2 All those opposed?

3 TRUSTEE TULLOCH: Abstain.

4 CHAIR SCHMITZ: Thank you. Passes four to
 5 zero. Moving on to former G 1, now G 2.
 6 G 2. Beach House 30 Percent Schematic Design

7 CHAIR SCHMITZ: Review, discuss, and
 8 approve the amendment for the 30 percent schematic
 9 design for the Incline Beach House. Can be found on
 10 pages 81 through 90.

11 MS. NELSON: As you're aware, the Board of
 12 Trustees directed staff to obtain additional
 13 proposals from the design team on May 8th to include
 14 a 30 percent schematic design for option B, which is
 15 detailed on page 83 of your board packet, as well as
 16 a proposal for 30 percent schematic design for the
 17 Incline Beach and Ski Beach access project. Again,
 18 the scope is detailed on page 83 of your board
 19 packet. The amendments are attached.

20 I will answer any questions you might
 21 have.

22 TRUSTEE TULLOCH: We've been asked to
 23 approve here another \$50,000 for a project that
 24 we've only -- we've seen one report, the latest
 25 report we've seen is estimated project cost is now

41

1 \$16 million, a project which the Board recently
 2 approved 4 million, plus the costs of site access.
 3 This is from a contractor that swore blind at the
 4 assessment interview that they could produce a
 5 proposal within the 4-million budget.
 6 We're now seeing -- I saw somewhere in one
 7 of the General Manager's report that the Board
 8 lifted the cap on the -- removed the cap on the
 9 total, and that wasn't my recollection. My
 10 recollection is the Board -- yeah, but the Board
 11 said they were prepared to spend a bit more.
 12 There's a difference between that and just removing
 13 any cap.
 14 I'm also looking at the Board memo here on
 15 page 83 where it says, "The kitchen size will remain
 16 the same." I don't recall that being agreed by the
 17 Board. That was something that was brought up for
 18 debate. Your colleague wanted to debate the Board a
 19 bit on it. I don't recall the Board ever saying
 20 that the kitchen size would remain the same. I
 21 think we all had huge concerns about -- some of us
 22 had huge concerns about that.
 23 I'm concerned we've been asked now to
 24 approve another 50,000 for schematic design, which
 25 will probably start, based on the track record so

42

1 fare, start taking the project up to 20 million or
 2 something. I'm trying to understand what we've been
 3 asked to fund.
 4 MS. NELSON: As you recall on May 8th, the
 5 Board did direct to make changes to the original
 6 contract. When you make changes to the original
 7 contract, then you increase costs by having an
 8 amendment. So that is what is reflective here.
 9 I understand that the kitchen size will
 10 remain the same because in the May 8th discussion at
 11 the Board, there is an item in here where staff was
 12 being requested to provide more information on the
 13 kitchen.
 14 And so we're working with food and
 15 beverage and General Manager of Golf, as well as the
 16 kitchen design professional, and I believe that they
 17 will have a proposal to bring back to the Board to
 18 show you why the kitchen is the size it is and what
 19 they plan to do.
 20 So that's basically why we kept the
 21 kitchen size the same because we haven't received
 22 full Board direction on changing that item. It
 23 doesn't really -- I mean, it's a portion of the
 24 footprint right now, but we can't make the kitchen
 25 smaller because we don't know. The Board hasn't

43

1 been presented a proposal from food beverage, their
 2 ideas of what they see going on down there.
 3 TRUSTEE TULLOCH: The Board may have not
 4 presented a proposal, but the Board has certainly
 5 asked for that.
 6 The original rationale was that the
 7 kitchen had to be sized this way so we could retain
 8 the existing menu. And then we reviewed the
 9 existing menu at the May 8th meeting where your
 10 colleague was standing in for you, and the menu's
 11 basically hot dogs, hamburgers, and sandwiches. The
 12 Board had a question: Why do we need to spend 2.5
 13 million-plus on an industrial kitchen for an
 14 operation that brings in something around less than
 15 50,000 revenue a year?
 16 But we still seem to be progressing
 17 headlong down this road. I can't -- with my
 18 fiduciary hat on, I can't say that seems a good use
 19 of money. It seems that we're building another --
 20 this is for an operation that runs maybe four months
 21 a year at best. This whole thing seems to have just
 22 exploded into let's build another Chateau.
 23 Basically the feedback from the public is why are we
 24 spending that sort of money when all we want is
 25 decent bathrooms and a nice open-air bar?

44

1 When I saw the 10 million estimate it was
 2 bad enough, but then we see a 16 million estimate
 3 with no supporting things. That's all I can say.
 4 I will be voting against this.
 5 TRUSTEE NOBLE: I'd like to correct the
 6 record that the Board has not discussed the menu.
 7 At that board meeting, there was a sheet that showed
 8 what the current menu is for this year, but there
 9 was never any Board discussion on that. I was
 10 prepared to do that, and we didn't have that
 11 discussion.
 12 Also, when we were picking -- going
 13 through the proposal process, and I've stated this
 14 before, every single one of them, when they were
 15 asked what was the most difficult thing on this
 16 project, they said the cost. They did not swear
 17 that they were going to come in at \$4 million. They
 18 all said that that was going to be the most
 19 difficult thing to accomplish.
 20 And on top of that, now you keep saying
 21 \$16 million. That is a figure that was put on a
 22 piece of paper that is not at all been discussed by
 23 the Board as far as what that would entail and
 24 whether or not the Board would even go down that
 25 direction. The fact that you keep throwing out this

45

1 16 million, it a red herring at this point.
2 It just -- it gets people's attention, but
3 it's not based on any reality as far as what the
4 Board has done at this point with regards to moving
5 forward with this project.
6 TRUSTEE TONKING: Trustee Noble answered
7 my one question about the \$4-million budget because
8 I heard that that was the situation in a couple of
9 board meetings in the past, so I just wanted to make
10 sure, again, for the record, we aren't mishearing
11 things.
12 The other thing is with the kitchen size,
13 my understanding from board direction is that we
14 wanted to understand. And so we'll be expecting to
15 see the proposal before this design come in, or
16 along with it, before making any more decisions; is
17 that correct?
18 MS. NELSON: Correct. I don't know when,
19 whether it's the next board meeting or it's the one
20 in July, that they will be planning to come back.
21 TRUSTEE TONKING: Great.
22 And then from there, it's easy to make,
23 then, changes, the contractor knows at this time
24 this is a thought that this may change?
25 MS. NELSON: Correct.

47

1 the more traditional Tahoe look was strictly related
2 to the roof line. And in one of the previous
3 meetings, I said, well, budget's increased \$6
4 million now potentially because we're talking about
5 changing the roof structure and adding Ski Beach as
6 far as the safety and access issues there. I just
7 want to make sure that the team understands, I just
8 think if we go to the community with one design,
9 it's a ultra-modern, concrete structure with a flat
10 roof, we know there's a lot of people that don't
11 like the houses that are located nearby that look
12 like that, and I feel like it could receive negative
13 feedback and then we'd be going back to the starting
14 point. I just want to let my colleagues know it's
15 the only reason I brought that suggestion forward.
16 Regarding the fund balance, I'm not sure
17 what our current fund balance is that we're
18 estimated to have at the end of the year, but I
19 would say maybe that's a closer starting point to a,
20 yeah, we'll allow the budget to go up, but if we
21 can't bond this project, which we haven't heard --
22 we've heard from a prior director of finance that we
23 can bond. I've asked staff to go look in and let us
24 if we can bond, because if we can't, we're not
25 moving this project forward for more than what we

46

1 TRUSTEE TONKING: Then I also just wanted
2 to say that the Board did ask to remove the
3 \$4-million cap, and to see what the costs were.
4 That was direction and voted on by the Board, for
5 clarification to the record.
6 TRUSTEE DENT: One thing the Board did ask
7 for was a breakdown on food and beverage, like how
8 many hot dogs we're selling. I think it's important
9 to know if we're really just selling a lot of food
10 around the three weeks, around the 4th of July,
11 then, perhaps, we don't need to be building a
12 \$2.5-million kitchen and maybe there's a barbecue
13 that goes out there. I mean, we definitely want to
14 be able to serve people better than they have in the
15 past; I just don't think we need to overbuild for a
16 few days. Similar to the Board's direction when it
17 comes to restrooms. We're adding bathrooms here but
18 we know during 4th of July, we need to bring in
19 porta potties regardless of what we do.
20 I think it's important that we keep that
21 in mind as we work through this process and don't
22 spend several million dollars more than we actually
23 need to.
24 My comments regarding the flat roof,
25 concrete structure and ultra-modern design versus

48

1 have in the bank, whatever that is, nine million
2 bucks, \$10 million, that would be the new budget
3 number. It's not \$16 million. We just don't have
4 the money in the bank, or it's too expensive for us
5 to run the operations down there.
6 I touched on the smaller kitchen. I
7 really want to see the food count on a daily basis.
8 I could care less what's on the menu. I'm not a
9 restaurant designer and someone that's going to be
10 tasting the food. I just want whoever the expert is
11 on that to do that, but I want to know what the
12 output is. I feel like that's a really important
13 number that determines how large of a kitchen we
14 need.
15 Then, lastly, the safety and access issues
16 at both entrances, that is important to move forward
17 with, regardless of where this building goes and how
18 big the building is and isn't. We know we have
19 issues there when it comes to just staff being in
20 those little boxes that aren't insulated and aren't
21 heated and aren't cooled, and along with pedestrians
22 coming in and out and crossing the streets and
23 stuff. We want to make sure those items are noted
24 since that now is part of this project.
25 TRUSTEE TULLOCH: Just to correct the

49

1 record, I mean, Trustee Noble is very eloquent
 2 saying, yes, they all said it would be very
 3 difficult to meet budget. Yes, we knew that, but
 4 equally, each contractor was asked -- each bidder
 5 was asked the same thing and they said they could
 6 come in with something for that. This bidder --
 7 once this one -- we selected that, we haven't come
 8 with anything around that. Just to correct the
 9 record.

10 Also on the 16 million red herring,
 11 16 million is not my number. The 16 million is the
 12 number that was put forward by General Manager
 13 Magee, and I can only assume that -- I'm sure
 14 Mr. Magee didn't rule that out of there either. I'm
 15 sure that number came to Mr. Magee from staff.
 16 Correct?

17 MR. MAGEE: That is correct. It came from
 18 staff.

19 TRUSTEE TULLOCH: Thank you. So currently
 20 16 million is the number.

21 TRUSTEE TONKING: What did that 16 million
 22 number entail? Because I believe it was showing
 23 some very different alterations and what had been
 24 proposed on the original one. I was hoping you
 25 could speak to that.

51

1 alternatives, because if something is \$4 million
 2 cheaper because of its styling, we may still go with
 3 that because these numbers are getting so large.

4 I don't sign on to say that the design has
 5 to be classic timeless Tahoe. I think that Trustee
 6 Dent wanted that evaluated as what is the cost
 7 comparison.

8 MS. NELSON: And that's where your option
 9 B comes into play. You will have option A that has
 10 preliminarily been determined and then an option B,
 11 and that's what the amendment is for is to show what
 12 it could like if we look more like Burt Cedar or
 13 more of a standard Tahoe timeless-type of
 14 architecture. And then providing a separate storage
 15 for the liquor, for consideration of potentially
 16 hiring concessionaires as opposed to food and
 17 beverage.

18 That's what's driving the amendment, and
 19 that was based off of what was directed at the
 20 May 8th meeting.

21 CHAIR SCHMITZ: I think option A needs to
 22 include the two things that are here, which is
 23 separate storage and no overhead showers. So these
 24 two things are not just exclusive to the Tahoe
 25 timeless design, those were modifications that we

50

1 MS. NELSON: Correct. Please keep in mind
 2 that we aren't even at the 30 percent design. The
 3 \$16-million number is an extremely rough number, but
 4 that does include the change in design to have more
 5 of the Tahoe timeless style of a building, and that
 6 accounts for increases in building materials. It
 7 also included the access projects.

8 So, it a rough estimate at this point.
 9 Like I said, we have not received the full 30
 10 percent design.

11 TRUSTEE TULLOCH: One other thing to add
 12 from the original bidders meeting. As I recall,
 13 CORE Construction brought in a kitchen consultant
 14 with them, and their whole pitch was that they would
 15 start the design based on around the kitchen. So
 16 the kitchen was obviously a focal point for them,
 17 which maybe explains why it's running at 2.5 million
 18 upwards so far. Just for information.

19 CHAIR SCHMITZ: I just want to comment on
 20 a couple of things that have already been said.

21 I don't believe that we have made the
 22 decision to go with the Tahoe timeless style, so I
 23 think that it shouldn't be stated to say that
 24 we're -- that's a change. I think it's an option,
 25 it's a choice that we still want to look at

52

1 wanted to made to the overall.

2 MS. NELSON: Right. Yeah.

3 CHAIR SCHMITZ: I don't want to go down
 4 the path and get what we've already seen so far
 5 where everything is together in the kitchen when
 6 we've already said that won't work for outsourcing
 7 the liquor and outsourcing food and beverage,
 8 perhaps.

9 I do think that the kitchen, we need to
 10 sit down and seriously start sketching out what this
 11 kitchen is and what the menu knee is, because if we
 12 need to adjust the menu to have a reasonably
 13 cost-effective kitchen -- but I agree with Trustee
 14 Dent, we should be seeing -- I'd like to see some
 15 data on how much money have we made on almost a
 16 weekly basis at the beaches because it helps us to
 17 understand: Is this really just one month or is it
 18 three months from Memorial Day to Labor Day?

19 I think it's important, then, to also
 20 report and say these are the items that are sold the
 21 most and these are sold the least, because we don't
 22 want to design a kitchen around things that we
 23 really don't sell all that often. I think that we,
 24 perhaps, need to refresh the menu a bit, and maybe
 25 that would increase the sales at the beaches.

53

1 And one of things that we do, we have
 2 something at Diamond Peak, Wild Bill's, it's a
 3 barbecue that's set up outside and it has a limited
 4 menu, but people seem to really like it.
 5 And perhaps we -- when we get this data, I
 6 think the data should come first because if we get
 7 this data and we see that food sales are on Friday
 8 nights only or their only during July, we should
 9 really assess what it is that we're trying to
 10 design. And I think that we really should take a
 11 hard look at that before we start jumping to the
 12 next step.
 13 The other thing is, from my perspective, I
 14 didn't understand, but I'm really uncomfortable that
 15 we are in a situation where we can't go out and do a
 16 competitive bid with the design, because it seems
 17 like the costs just keep going up and we're locked
 18 in with a single vendor. I guess it's hindsight,
 19 but it's just a growing concern of mine is that
 20 we're locked in whatever the estimate they come up
 21 with.
 22 TRUSTEE DENT: I'm concerned. I feel like
 23 the sustainability of all of this is one huge
 24 question mark when it comes to running these
 25 operations, and the last thing we need to do -- I

55

1 could also be used at other venues as and when
 2 required so we have a much more useful asset for the
 3 District?
 4 That would make much more sense. That way
 5 we can park it at beach, use it at the beach, and
 6 then use it elsewhere.
 7 CHAIR SCHMITZ: That's an interesting
 8 thought. I have no idea how much those cost.
 9 I just have one final question and that is
 10 the other concern I have is the separation between
 11 the physical bar and the building, and Inline
 12 Spirits, have they reviewed that design and have
 13 they signed off? Because I don't know whether
 14 having that so disjointed ends up being, then, an
 15 operational challenge for them.
 16 MS. NELSON: I don't know that answer, but
 17 I will get that for you.
 18 CHAIR SCHMITZ: Thank you.
 19 TRUSTEE TULLOCH: Can we look into the
 20 food truck option?
 21 TRUSTEE DENT: I brought up the food truck
 22 option last year, a year ago. I mean, this whole
 23 idea was, really, people want to go down there, we
 24 need new restrooms, and a lot of people hang out at
 25 the bar and a lot of people are all over the beach

54

1 mean, I just think it's important for everyone to
 2 hear it again, the last thing we want to do is
 3 design a structure that is for IVGID to run when we
 4 know we lose a lot of money running food and
 5 beverage.
 6 I think the idea should be do what makes
 7 the District money and allows for this to be a
 8 little bit more sustainable. Otherwise, every
 9 homeowner in town is going to be footing the bill
 10 for the operations even more so every single year.
 11 When it comes to the design, you said you
 12 wanted go to out to design again, potentially?
 13 CHAIR SCHMITZ: My comment was really that
 14 we can't -- with our design, we don't have the
 15 ability to take that design and go out and do a
 16 competitive bid on it because this is a design-build
 17 contract; correct?
 18 MS. NELSON: It is a design-build
 19 contract. However, if you cannot negotiate and you
 20 can't get there, then you have a jumping off point.
 21 So the District does own the design product.
 22 CHAIR SCHMITZ: I understand.
 23 TRUSTEE TULLOCH: Here's a radical
 24 thought: Why don't we spend a quarter of a million
 25 bucks on a food truck that can service the beach and

56

1 or sitting in their own chairs bringing their own
 2 bar to the beach.
 3 I'll say what I said last year: I don't
 4 know if we really need to be putting a building back
 5 and trying to solve a problem today with a solution
 6 from 50 years ago.
 7 CHAIR SCHMITZ: Any other discussion on
 8 the food truck concept?
 9 Personally, I think it's worth at least
 10 exploring what would it cost, because the idea is
 11 unique and it could be used at other venues in the
 12 District and at other times, and it could,
 13 potentially, offset some additional demand down at
 14 Burt Cedar beach also.
 15 TRUSTEE TULLOCH: Absolutely. We heard in
 16 public comment that there's 650,000 in kitchen
 17 appliances, basically commercial kitchen appliances
 18 despite what was claimed on May the 8th, commercial
 19 kitchen appliances have approximately a 10-year life
 20 before their replacement cycle, 10, maybe 20 if you
 21 do very well.
 22 I mean, even if we spent half a million
 23 bucks on the food truck that lasts ten years, we're
 24 still ahead of the game, and we have more
 25 optionality and more capability of other doing

57

1 things. We could even park it over at the Village
 2 Green when we're having events and things.
 3 TRUSTEE DENT: I think this is why it's so
 4 important to understand how the numbers are coming,
 5 is it just a couple days a week, is it really just
 6 that month of July? I think once we have the data,
 7 we can make better decisions or understand what the
 8 problem is we're trying to solve.
 9 CHAIR SCHMITZ: That was some good
 10 discussion. Where are we with this particular
 11 agenda item? Does anyone care to make a motion?
 12 TRUSTEE TONKING: I move that we approve
 13 this item as written by staff.
 14 TRUSTEE NOBLE: Second.
 15 CHAIR SCHMITZ: Discussion?
 16 TRUSTEE DENT: Chair, did we -- are we
 17 just moving forward with this based on this item
 18 with there's no hard cap on a budget? Because I
 19 feel like that would be a mistake. I feel like we
 20 should weigh in on what a budget should be. And I
 21 offered a suggestion of whatever the remaining fund
 22 balance would be at the end of this year, because if
 23 we can't bond this project, we don't have cash for
 24 the project, we can't award the project, so
 25 project's kind of dead before it starts.

59

1 another contract, and then a month later say, oh,
 2 gosh, we looked at this and now, given the data,
 3 we're changing course yet again. I don't want to go
 4 and keep reversing course.
 5 So I'm asking you, given our discussion
 6 about this whole food truck idea and the concerns
 7 about the kitchen design and the wanting to
 8 understand the menu and the kitchen and the data,
 9 would it be wiser for us to hold off on that until
 10 the Board has some of that further information?
 11 MS. NELSON: I can only speak from the
 12 project's perspective, and the -- if we hold off on
 13 this, work does not continue on this. So then we
 14 have our original pap, which we would essentially
 15 say we don't really want to move forward, so we're
 16 kind of putting the project on hold, which is fine,
 17 if the Board is not ready to move in a direction and
 18 you need more information.
 19 But you just need to understand the
 20 ramifications that it is delaying the project.
 21 CHAIR SCHMITZ: Let's just be clear for a
 22 second. Is if we haven't yet designed a kitchen and
 23 they're still working on that, there's work to be
 24 done to come back to the Board to give us what we've
 25 asked for, so there's still work that is yet to be

58

1 CHAIR SCHMITZ: Agreed.
 2 TRUSTEE TULLOCH: I'll agree. I think
 3 I've pointed out if the huge, strong feedback from
 4 the community is they want decent toilets, that is
 5 the number one, and, yes, there's also various -- if
 6 you've been reading social media, there's a very
 7 strong push to retain the tiki bar. Nobody's
 8 wanting an inside bar and things like that, sit down
 9 bars. That's the two requests that I hear from the
 10 community. Certainly the toilets are a priority.
 11 My difficult is I'm not even sure what
 12 we've been asked to pay for here. We've been asked
 13 to pay for another 50,000 for a redesign. We're not
 14 sure what's being redesigned. It's two months since
 15 we saw original conceptual design.
 16 I don't believe we have the information
 17 here to actually vote on this. I'm trying to
 18 understand what we're actually voting on.
 19 CHAIR SCHMITZ: Given the discussion that
 20 is here tonight, Ms. Nelson, do you feel that it
 21 would be wiser to hold off of actually moving this
 22 forward until staff has time to get us some data
 23 that we're looking for and we can make some further
 24 decisions?
 25 Because I don't want to go and embark on

60

1 done to deliver for the Board; correct?
 2 MS. NELSON: I want to say that the
 3 delivery date for the 30 percent schematics is in
 4 July. That will probably be pushed because if we're
 5 talking about completely changing directions and
 6 going with -- whether it's an outside barbecue or
 7 whether it's changing to a food truck, we still have
 8 to have some infrastructure changes for that to
 9 accommodate that.
 10 To me, it sounds like the Board is not in
 11 agreement in moving the project forward at this time
 12 without some additional data, and staff is willing
 13 to bring that data forward.
 14 I just want to make sure that you
 15 understand that we don't want to head the consultant
 16 down the road and then change our mind, because this
 17 amount will then go up.
 18 CHAIR SCHMITZ: What I think part of
 19 what's going on here is these costs have gone up so
 20 much that it's causing us to stop and rethink
 21 things. I think that -- we don't want to get to
 22 say, let's hurry up and complete 30 percent design
 23 in July, and then have our discussion about how the
 24 kitchen is and what have you, and again redesign it.
 25 I think it's important to do it right.

61

1 And I think what we're trying to think through, is
 2 given these numbers that are being presented, what
 3 are our alternatives.
 4 TRUSTEE DENT: I agree with you, Chair.
 5 Until we have the information, I feel like
 6 we're just -- we're asking staff to go spend time
 7 and money on something that we don't even know if
 8 that's the direction we want to go.
 9 How long does it take to go pull the
 10 numbers from last summer and get that in a board
 11 packet? I mean, I feel like it may be an hour? I
 12 can Google what a food truck costs and put that in
 13 the board packet. I think Trustee Noble was working
 14 on that.
 15 But I feel like some of these ideas, we
 16 can have this on the agenda in two weeks. I just
 17 think we need a little bit more time now to make
 18 sure we're not wasting your time and everyone else's
 19 time.
 20 MS. NELSON: Right. And we appreciate
 21 that. I just don't know -- maybe General Manager
 22 Magee can tell -- I'm assuming those numbers are
 23 readily available.
 24 MR. MAGEE: I am not sure. I need to get
 25 back to you on that one.

63

1 legal counsel?
 2 MR. RUDIN: Yeah. Correct. And the
 3 motion is for approval of the first agreement;
 4 right?
 5 CHAIR SCHMITZ: For the amendment.
 6 MR. RUDIN: So there are two amendments on
 7 the agenda item being discussed as part of this.
 8 TRUSTEE TONKING: The motion's for both of
 9 them.
 10 CHAIR SCHMITZ: Do we have clarity? The
 11 motion has been made according to staff's
 12 recommendation, which is both of them.
 13 MR. RUDIN: Yes.
 14 CHAIR SCHMITZ: Okay. So a motion's been
 15 made and it's been seconded. All those in favor?
 16 TRUSTEE TONKING: Aye.
 17 TRUSTEE NOBLE: Aye.
 18 CHAIR SCHMITZ: Opposed?
 19 No.
 20 TRUSTEE DENT: No.
 21 TRUSTEE TULLOCH: No.
 22 CHAIR SCHMITZ: This will come back at a
 23 later time. Thank you.
 24 Moving on to formerly G 2, now G 3.
 25 G 3. Policy and Procedure 136

62

1 TRUSTEE TONKING: You said that there's a
 2 committee who have come together to work on this
 3 kitchen presentation. Are you going to double check
 4 with them to see where they are in their process of
 5 this?
 6 MR. MAGEE: Kitchen committee?
 7 TRUSTEE TONKING: Yeah. I heard it's --
 8 yeah, I heard it was GM Sands, food and beverage,
 9 and then people -- the design people.
 10 MS. NELSON: Engineering and the kitchen
 11 professional.
 12 TRUSTEE TONKING: I was just wondering if
 13 we knew where they were in their process.
 14 MR. MAGEE: I have not asked that
 15 question. I can certainly follow up with interim
 16 Director Nelson afterwards.
 17 CHAIR SCHMITZ: Motion has been made. It
 18 has been seconded. So I think we've had some good
 19 discussion, and my feeling that if we could bring
 20 some of this back at our next meeting, and I've
 21 taken some notes so that we can make sure we're all
 22 on the same page and we get the Board what their
 23 asking for.
 24 Then I'm going to call the question
 25 because a motion's been made and seconded. Correct,

64

1 CHAIR SCHMITZ: Review, discuss, and
 2 approve revisions to Policy and Procedure number 136
 3 regarding use of District facilities for expression.
 4 Pages 91 through 117.
 5 MR. MAGEE: To introduce this item,
 6 recently the Board directed staff to look at
 7 potential revisions to Policy and Procedure 136
 8 concerning use of district facilities for expression
 9 as I know that certain activities have created a lot
 10 of complaints from constituents. I know that this
 11 is something that our district counsel has been
 12 working on, so I'd like to pass the floor to him at
 13 this time.
 14 MR. RUDIN: Your existing Policy and
 15 Procedure No. 136 designates certain facilities as
 16 either public forum or non-public forum for the
 17 purposes of First Amendment-type of activities.
 18 Looking at the existing policy, there's a number of
 19 areas where the policy could be restated or better
 20 clarified, and I will start going through some of
 21 the suggested revisions starting at order of
 22 importance.
 23 Your existing policy designates Ski Beach,
 24 Incline Beach, and Burnt Cedar beach as public forum
 25 areas. With respect to the areas that are pictured,

65

1 the issue is, of course, that the photos that are
2 attached to Policy and Procedure No. 136 are all
3 overhead photos and there's no demarcation of what
4 the boundaries are for some of these particular
5 facilities, so that is an area where the policy
6 could be improved.

7 Most importantly, as part of the Wright v.
8 Incline Village General Improvement District case,
9 the Ninth Circuit ruled that the District's beaches
10 are not public forum areas and the District is not
11 required to make them available for First
12 Amendment-type of activities given the existing deed
13 restriction.

14 Given that court decision and the
15 ambiguity that exists in the policy regarding what
16 areas of those properties are open for First
17 Amendment activities, one suggestion is that you
18 could eliminate those properties from being
19 designated as public forum area altogether. The
20 court, notably, thought that that was already the
21 case, so much suggestion would be that if that's the
22 intent, that you make that more expressly clear.

23 TRUSTEE TONKING: I read through the case,
24 I'm no legal person so this is just my
25 interpretation, there is a section that a government

67

1 owns, will go through that is called a "forum
2 analysis." Areas that have been traditionally
3 opened to the public, such as parks, sidewalks,
4 those kinds of facilities that are basically looked
5 at by courts as the equivalent of the town square.

6 Your powers to regulate those facilities
7 are at your lowest. So you can basically enact what
8 are called "time, place, and manner restrictions" on
9 the use of those facilities. You can't regulate any
10 sort of content. Those facilities are the kinds of
11 areas where you have to make them available for
12 political activity, free speech, public gatherings,
13 public assemblies, subject, of course, to reasonable
14 limits on time, place, and manner. Those are your
15 content-neutral safety regulations, for example. If
16 you have a very small area, you can't allow a
17 thousand people to gather there. A regulation that
18 prohibits people from being in conflict with vehicle
19 traffic.

20 Those are the kinds of restrictions
21 wherein those traditional public forums, you can
22 adopt them and they will be legal, but general types
23 of restrictions intended to -- enacted for the
24 purpose of trying to limit political activity or
25 free speech activity will be subject to what the

66

1 may limit properties based on the nature, and
2 there's three different natures, traditional public
3 forum, a designated public forum, and a limited
4 public forum, or it's a non-public forum; correct?

5 MR. RUDIN: Right.

6 TRUSTEE TONKING: And it lists all those.

7 In this conversation, they did ask if that venue had
8 ever been used as a political forum at any point,
9 and at that point it was stated no, to when, then,
10 they felt that that was another reason as to why it
11 couldn't be used. And they also cited that we had a
12 policy in place.

13 So my question is, now that it has been
14 used as a political forum, are we at risk with this
15 decision?

16 MR. RUDIN: Based on the existing case
17 law, I would say no. Again, I think you have a deed
18 restriction that's in place that the Ninth Circuit
19 has upheld in terms of its validity, and it being a
20 legitimate governmental reason for the District to
21 limit First Amendment activity at those particular
22 locations.

23 You are correct that typically courts,
24 when deciding what's sort of restrictions a
25 government agency can impose on properties that it

68

1 courts call "strict scrutiny," and once the courts
2 apply that test, it's almost always struck down.

3 Then you have your types of property that
4 the public agency has never or generally does not
5 open to the public. That's your sewer facilities,
6 your public utilities, your governmental buildings
7 that are used to provide services that the public
8 doesn't access or that are restricted to, say,
9 paying customers or things like that. People can't
10 claim a First Amendment right to go protest inside
11 of your, let's say, your indoor basketball court
12 that you only rent out. So those are what are
13 considered non-public forums where as long as your
14 closing them off for a legitimate governmental
15 reason, again, that's going to be a decision that's
16 upheld.

17 And then you have the sort of in between
18 scenarios, which like this meeting here today would
19 be considered a limited public forum, people are
20 provided a comment period, we cannot restrict the
21 content of their speech, but we can limit them to
22 three minutes. We can prohibit them from speaking
23 in ways that are disruptive to the meeting, those
24 are the -- so that's sort of the middle ground.

25 The short answer is given Ninth Circuit

69

1 adjudication of the free speech issue and the First
2 Amendment concerns already for the beaches, I'm
3 relatively comfortable with the District taking
4 those off the table.

5 CHAIR SCHMITZ: In addition, we reached
6 out and had special legal counsel review the
7 proposed language that Sergio had put together in
8 this, and they agreed with Sergio's assessment. And
9 the modifications, they felt that it was in the
10 District's best interest to make the proposed
11 changes specifically related to the beaches.

12 MR. RUDIN: Yeah.

13 So the second area that I think the
14 District should address either as part of this
15 policy or otherwise is there is a state statute that
16 says that with respect government buildings that are
17 owned by the District, the District is required --
18 as long as those buildings are open to the general
19 public, the District is required to designate at
20 each public building, either inside or outside of
21 the building, a place for signature gathering. That
22 is a specific subset of First Amendment protected
23 activity.

24 And given that that doesn't necessarily
25 line up with what we the courts do for forum

71

1 more appropriate areas that are supposed to be used
2 for free speech activities assemblages and the
3 justification for those kinds of designations would
4 be for you to avoid conflicts between users of the
5 park.

6 As part of the proposed policy, there are
7 areas that have been suggested. Most of them are in
8 parking lots. These use areas were designated in
9 consultation with the General Manager and the Board
10 Chair. Those are areas that are open for the
11 Board's suggestion and feedback.

12 Again, you don't necessarily have to
13 designate specific areas, but it would be a
14 potential tool for the District in terms of managing
15 conflicts between free speech gatherings or other
16 kinds of First Amendment protected activities and
17 your typical uses of your district facilities, for
18 example, if you have athletic fields, you typically
19 would want to designate a location that is not in
20 the middle of the athletic field.

21 CHAIR SCHMITZ: Question for
22 clarification. I thought you said that we are
23 supposed to, on an annual basis, inform -- is it the
24 state or county? -- of where our designated areas
25 are. And with that, then we do have to have

70

1 analysis, whether it's traditional public forum or
2 not, you have lots of government buildings that are
3 open to the general public which are not considered
4 a traditional public forum, necessarily.

5 Diamond Peak would be an example of
6 something that I'm thinking of here in particular,
7 because Diamond Peak is open to anybody who wants to
8 show up, pay for a lift ticket. I'm sure you guys
9 have other services at the Base Lodge that are also
10 open to the general public, and so that would be a
11 building that is open to the general public.

12 However, you wouldn't necessarily want to make it
13 available as a place that people can conduct
14 protests, large assemblies, gatherings that are
15 large in size because it would interfere with your
16 operation of the ski resort. And even if you did,
17 you probably would want to designate a specific
18 location in the resort for those kinds of free
19 speech activities. At present your existing policy
20 provides just a very large aerial overview of the
21 resort and even pictures some of your lifts. That
22 would potentially be an issue to consider fixing.

23 And then, lastly, even within your
24 traditional public forums, and that's your parks, as
25 I mentioned, you do have the ability to designate

72

1 identified locations.

2 MR. RUDIN: That is correct. The state
3 law does require that you have designated locations
4 for signature gatherings, specifically, at every
5 building that is open to the general public, and
6 that you are supposed to provide that list to the
7 county registrar and the state secretary of voters,
8 I believe, so that information is available for
9 people who want to petition and gather signatures.

10 CHAIR SCHMITZ: To your knowledge, have we
11 done that in the past?

12 MR. RUDIN: I don't know, because as far
13 as I can tell, the District has not had a clear
14 policy on who is authorized to designate those
15 areas.

16 Your other alternative, rather than having
17 a board policy on the subject, is to have a board
18 policy delegating that authority to your department
19 heads or facility managers, so that is a potential
20 way you could handle that and that is how it's been
21 handled in the past.

22 CHAIR SCHMITZ: Or it's maybe not been
23 done, because I don't think we've ever designated
24 areas for any of these activities. I guess we're
25 trying to create a policy that then complies the

73

1 state law, it sounds like.

2 MR. RUDIN: Yeah. That would be, I think,

3 the intent.

4 If you do have a policy that is adopted

5 like this, again, I don't think you necessarily have

6 to align your free speech zones with your

7 designations of what areas are open for signature

8 gathering, but you may as well allow people to

9 gather signatures in the same place that you've

10 identified as being appropriate for that First

11 Amendment activity.

12 CHAIR SCHMITZ: Questions?

13 TRUSTEE TONKING: I'm just firmly against

14 this policy, as most people probably know. I am

15 firmly against limiting freedom of speech in every

16 form. I think it puts us to extreme lawsuits,

17 especially when we start going down here.

18 And, also, some of these locations are

19 very unsafe. The Mountain Course is right at the

20 entrance in a blind turn, so I feel like you're

21 running into a big issue there. The Chateau one is

22 in the middle of where we do all of our drop offs

23 for foods and other things, so that's a dangerous

24 location.

25 I just feel like this was not well thought

74

1 about the safety and lawsuits that could arise, so

2 I'm a firm no.

3 CHAIR SCHMITZ: Do you have suggestions of

4 where you would prefer they --

5 TRUSTEE TONKING: I'm a firm no in

6 limiting freedom of speech in general.

7 CHAIR SCHMITZ: Okay. But this policy

8 puts us in compliance with state law; correct?

9 TRUSTEE TONKING: We're in compliance

10 currently as well, and I can pull up the SOS statute

11 for you that they've sent as well.

12 CHAIR SCHMITZ: I'm looking to legal

13 counsel to be our legal counsel.

14 MR. RUDIN: Yeah, I mean, there are a

15 number of ways that you can address the compliance

16 with the requirement to gather -- to designate areas

17 on district property that are open for signature

18 gathering. And in the absence of board policy, I

19 would expect that duty to ensure compliance would

20 fall on the General Manager and the department

21 heads.

22 TRUSTEE TULLOCH: I thought we had a

23 policy on it already, I thought we designated zones

24 already.

25 MR. RUDIN: I was not able to locate that

75

1 on the District's website or anywhere else. But if

2 it has been adopted in the past --

3 TRUSTEE TULLOCH: I'm surprised.

4 MR. RUDIN: It's this policy.

5 TRUSTEE TULLOCH: I was going to suggest

6 at Diamond Peak, you could make this -- so there's

7 no traffic hazards, we could make the zone at the

8 top of Crystal Peak or something so people have to

9 be motivated.

10 CHAIR SCHMITZ: This policy has been

11 what's been out on the District's, and when Sergio

12 reviewed it, he realized that there's language in

13 here and the fact that we haven't been in compliance

14 with identifying specific areas for signature

15 gathering, which is a requirement.

16 (Inaudible discussion amongst the

17 Board.)

18 CHAIR SCHMITZ: Sergio, would you like to

19 discuss with Trustee Tonking her concerns or address

20 them, please.

21 MR. RUDIN: I mean, I would prefer to

22 address outside the context of a board meeting.

23 CHAIR SCHMITZ: All right. That's fine.

24 Any other comments, questions? Go ahead.

25 TRUSTEE TULLOCH: I know when this was

76

1 brought forward last time -- and like Trustee

2 Tonking, I'm a huge believer in free speech. I'm

3 also a strong believer in avoiding free speech

4 turning into harassment, and that maybe a political

5 difference between us in terms of that. I do

6 believe in free speech.

7 Is there any unintended consequences here?

8 I know when this was brought forward previously, I

9 got feedback from several people to be aware in case

10 we were starting down a road that could lead to some

11 unintended consequences, particularly in terms of

12 beach access.

13 MR. RUDIN: I do recall hearing the public

14 comment with respect to the beach access concern. I

15 think that the revisions here that would expressly

16 make the beaches a non-public forum is in line with

17 the Ninth Circuit case law and would further protect

18 the District in terms of the issues of enforcing the

19 restricted covenant, I'm not concerned on that

20 aspect.

21 I am mindful of Trustee Tonking's concerns

22 about limiting free speech unduly. And to that

23 point, if the District just wants to designate all

24 of the parks without a specific use area, that is an

25 alternative that is permissible. You have listed

77

1 all the facilities in place, and you could allow
2 signature gathering and you could allow free speech
3 activities at the entirety of the facilities listed
4 in Exhibit 1, if that's the pleasure of the
5 District.

6 TRUSTEE TULLOCH: I am not suggesting that
7 I like the idea of designated areas in terms of
8 that. I just want to make sure because I'm not just
9 responding to public comment, I do get a lot of
10 input from the community the last time with concerns
11 about it.

12 I just wanted to make sure that we didn't
13 go down a path that creates unintended consequences
14 again.

15 TRUSTEE NOBLE: I do support the revision
16 with regards to the beaches consistent with the
17 ruling with the Ninth Circuit.

18 As far as the designations go for several
19 of the facilities, I just think we're setting us up
20 for -- they just don't pass the smell test for me,
21 like with the admin building, the free speech zone
22 is back at the back corner in the middle of nowhere,
23 recreation center, it's in the dirt in the parking
24 lot, and same as with The Chateau for the reasons
25 that Trustee Tonking had reiterated.

79

1 in a designated location.

2 If there's a conflict based on the
3 location we picked in the policy, then we may have
4 to change some of our practices.

5 TRUSTEE TULLOCH: Yeah, but if somebody
6 wants to express their freedom of expression, once
7 they express their opinion, that doesn't mean were
8 obliged to give them the primo spot where they get
9 the maximum audience in terms of that. If they
10 express their own opinion, that's a little bit
11 different from actually trying to attract a crowd,
12 is it not?

13 MR. RUDIN: I think you are correct there.
14 And I will say that with respect to this policy, it
15 does govern district property. There are likely
16 sidewalks and other frontages that are county
17 property that the District does not regulate.
18 They're in front of the District property and which
19 are likely going to be utilized by people who are
20 expressing themselves under the First Amendment to
21 protest district policies or practices or anything
22 else that may be of interest to the public.

23 Again, I think it is important that with
24 respect to facilities owned by the District and
25 district policy that you do provide an appropriate

78

1 I think there are better places that --
2 for the safety of people who are expressing freedom
3 expression as well as signature gathering that we
4 can do a better job finding locations that balance
5 that interest with safety.

6 TRUSTEE TULLOCH: Question for Sergio. I
7 mean, we need to guarantee the right to free speech,
8 that doesn't mean we need to guarantee the right to
9 an audience; is that correct?

10 MR. RUDIN: You don't. Yeah, there is no
11 right to an audience.

12 That being said, the restrictions that are
13 imposed by the District, they should be justified.
14 While there is typically -- with regards to time,
15 place, and manner restrictions, the requirements to
16 be content neutral with certainly a designation of
17 location would satisfy. Again, I am mindful that
18 they need to be reasonable and based on a legitimate
19 government interest.

20 Of course, if there are safety concerns
21 with some of these proposed locations based on
22 presently existing uses, yeah, that would be a
23 consequence because we would have to address our
24 existing practices and make sure that they are not
25 conflicting with some who is exercising their rights

80

1 and adequate location for people to make use of the
2 property for First Amendment activities, provided
3 they don't conflict with district operations and
4 legitimate government purposes.

5 CHAIR SCHMITZ: I would add to that that
6 they don't interfere with our recreation users
7 because they're coming here to recreate. It's not
8 just governmental purposes, it's recreational
9 purposes.

10 I have a question for -- Trustee Dent, go
11 ahead.

12 TRUSTEE DENT: I was just going to ask
13 Trustee Noble if we were to -- similar question that
14 Chair Schmitz asked about moving the locations,
15 because you said you were in favor of the idea and
16 updating the policy. Your concern was the
17 locations.

18 If we were to move the admin building from
19 the back to, say, up here where this white truck is
20 out front, would that be something you could get on
21 board with?

22 TRUSTEE NOBLE: Absolutely.

23 TRUSTEE DENT: All right. And then what
24 about -- not where the truck is. I marked up some
25 spots, like just over here in the dirt on the

81

1 left-hand side, outside of the parking lot.

2 Then the other area for Recreation Center

3 would be at the very far end of the drop off, not on

4 the sidewalk, though, like in the grass area. I

5 feel like that sidewalk is for going to the Rec

6 Center, just somewhere in that location.

7 TRUSTEE NOBLE: I think that's a good

8 suggestion. I think the sidewalk there is not bad

9 because it's probably the least-utilized area of the

10 entire entry into the Rec Center.

11 TRUSTEE DENT: And then same goes for the

12 entrance, the fourth -- or, yeah, the third entrance

13 at The Chateau, the third entrance up here between

14 the street and the parking lot so it's not in the

15 roundabout or in the turnaround area for drop offs.

16 TRUSTEE NOBLE: I'm fine with that as

17 well.

18 (Inaudible discussion amongst the

19 Board.)

20 TRUSTEE DENT: I was trying to get away

21 from all operations when it comes to interfering

22 with the golf course as far as cart paths crossing

23 the street. That's why I moved it to the right

24 side.

25 TRUSTEE NOBLE: The question there, it may

82

1 be an embankment, it may not be level.

2 (Inaudible discussion amongst the

3 Board.)

4 TRUSTEE DENT: All right. I'll put it in

5 this little circle that's just inside of it or on

6 the dirt by the tree, right here, one of these

7 spots. If safety's really an issue, let's move the

8 location either here or here. Okay?

9 CHAIR SCHMITZ: That's fine.

10 Trustee Tonking had said that the use area

11 where it is at the Mountain Golf Course that it's a

12 dangerous area.

13 TRUSTEE TONKING: You're coming in, it's

14 too much traffic, the flow of traffic.

15 TRUSTEE DENT: Let's put it right here.

16 Across the street where it's at. Does that work?

17 CHAIR SCHMITZ: Yeah.

18 MR. RUDIN: Works for me.

19 CHAIR SCHMITZ: Anything else?

20 TRUSTEE DENT: No.

21 CHAIR SCHMITZ: We can update these

22 locations. That's where I was going with Mr. Magee

23 to say where would you suggest that they get moved

24 to. I think staff also should weigh in.

25 Mr. Magee, is staff fine with those

83

1 changes?

2 MR. MAGEE: Yeah. I don't have any

3 concerns with any of the changes I just heard.

4 CHAIR SCHMITZ: Appreciate that.

5 Any other discussion, conversation?

6 Anyone care to make a motion?

7 TRUSTEE DENT: I'll make a motion as

8 stated on page 91 with the revisions to the

9 schematics that we discussed.

10 CHAIR SCHMITZ: There's been a motion

11 made. Do I hear a second?

12 TRUSTEE NOBLE: Second.

13 CHAIR SCHMITZ: Motion's been made and

14 seconded. Any further discussion? All those in

15 favor?

16 TRUSTEE TULLOCH: Aye.

17 TRUSTEE NOBLE: Aye.

18 TRUSTEE DENT: Aye.

19 CHAIR SCHMITZ: Aye.

20 Opposed?

21 TRUSTEE TONKING: No.

22 CHAIR SCHMITZ: Motion passes four to one.

23 Moving on to former G 3 now G 4.

24 G 4. Board-Appointed Committees

25 CHAIR SCHMITZ: Review, discuss, and

84

1 provide direction regarding board -- oh, you know

2 what? Would anyone care for a five-minute break

3 before we go on with this? Keep going.

4 So, review, discuss, and provide direction

5 regarding the board appointed -- pages 118 through

6 131. This is being brought forward by General

7 Manager Magee.

8 MR. MAGEE: This item, we currently have

9 two board committees, one is the Golf Committee the

10 other is the Capital Improvements Committee. And

11 since those committees have been formed, we -- I say

12 "we," there's a number staff that have received

13 these requests from the various committee members to

14 clarify their roles. And sometimes they're

15 struggling -- and I've attempted to provide them

16 with direction, and I think that there's a little

17 bit of confusion and struggle with some of these. I

18 know there has been a lot of discussion about the

19 number of golf committee meetings that have

20 happened, and for various reasons I think we needed

21 to have a lot of those.

22 One of the suggestions that I received

23 recently from one of the Golf Advisory Committee

24 members, wouldn't it make sense if we streamlined

25 both of these committees and converted them from

85

1 Board committees to general manager committees as is
 2 allowed in our resolution?
 3 I wanted to flag these, bring these to the
 4 attention of the Board, and mention that I did
 5 receive that request, and that is the staff
 6 recommendation to convert these to manager
 7 committees. Then staff would streamline these,
 8 provide very clear direction to the committees on
 9 what the expectation would be and what they would be
 10 expected to bring forward to the Board as part of
 11 their reports moving forward.
 12 Happy to answer any questions.
 13 TRUSTEE TULLOCH: I'm a very firm no on
 14 converting them to general manager's committees. We
 15 saw what happened with the dog park committee, set
 16 up as a general manager's committee, where it
 17 started -- we're concerned about these committees
 18 developing a life of their own. The general
 19 manager's committee for the dog park is a classic
 20 example of what happened.
 21 These committees were set up as Board
 22 committees for a reason.
 23 In terms of expanding the role for
 24 members, the two or three limited meetings we've had
 25 of the Capital Investment Committee, I've been very

86

1 clear, despite requests from members to broaden
 2 their roles so they become a pseudo board in
 3 selecting capital projects, I've been very clear, if
 4 you read the minutes of the meeting as well, it's
 5 very clear the role of the committee.
 6 I would also point out that this is a
 7 board-appointed committee, but projects that were
 8 supposed to come to the committee have not been
 9 brought to the committee.
 10 TRUSTEE DENT: I won't repeat his dog park
 11 committee comments, but I feel the same way. Over
 12 the years, we've seen committees just kind of go
 13 sideways or not sure what's going on, but there's a
 14 committee and then this committee's recommendation
 15 and the Board didn't really give any direction, and
 16 then it becomes a little, I would say, divisive as
 17 to what they're actually working on.
 18 When it comes to how I see, say, the Golf
 19 Advisory Committee would be looking at operations,
 20 you're looking at sustainability, you're looking at
 21 the service levels, that's your focus. I don't
 22 think the Golf Advisory Committee needs to be
 23 reviewing the budgets and getting into that level.
 24 I think it's: Do these services work, are we at a
 25 price point or a usage rate? I think it's more not

87

1 necessarily budget based, but it's more are we
 2 providing a good product, how do we get better?
 3 With the Capital Improvement Committee, I
 4 feel like what we were discussing when it came to
 5 the Incline Beach House tonight is a classic example
 6 of something that should be in front of the Capital
 7 Improvement Committee and should have been last
 8 fall. We are in the same spot -- pretty much the
 9 same spot, other than issuing a contract for the 30
 10 percent approval in December or January, whenever
 11 that was, as we were a year ago. So nothing has
 12 happened, and we still need a lot of information be
 13 able to make decisions.
 14 I like the idea of using the CIC committee
 15 for vetting some of these projects or working
 16 through some of this stuff so when it comes to the
 17 Board the direction was already carried, the
 18 committee handled it, and the Board's able to
 19 actually take action rather than to ask for more
 20 information.
 21 CHAIR SCHMITZ: I agree that there's a
 22 reason why we set them up as board-appointed
 23 committees.
 24 But I think, perhaps, some of the struggle
 25 has been because the Board haven't given specifics

88

1 to the committees. And we haven't clearly set
 2 expectations, and an example is the Incline Beach
 3 House. Had we specifically asked the CIC committee
 4 to say, look, here's our budget, we need you to look
 5 at options, we need you to challenge the thinking.
 6 Here's what the Board has set out as far as a budget
 7 and what have you, that I think the committee
 8 perhaps could have assisted the Board through this.
 9 I think with Golf Advisory Committee, the
 10 Board didn't clearly say, look, here's what we want
 11 you to deliver to us. We want you to give us
 12 feedback on service levels, we want you to give us
 13 feedback on your ideas for improvements to the golf
 14 courses, what have you. And so they did sort of go
 15 down a path where they thought it was the right
 16 thing, looking at budgets and pricing policies and
 17 the rest of it.
 18 I think that from a Board perspective, we
 19 are looking to solicit input of what changes should
 20 we be making and what capital projects should we
 21 potentially be looking at.
 22 Sort feel that where we've disconnected is
 23 that the Board has not specifically asked these
 24 committees to take on this task or that task or give
 25 us this information, and we've sort left them a

89

1 little bit on their own and then they just evolved.
2 And so I would say that we don't have one
3 of these committee meetings until the Board
4 specifically says we want the committee to do this
5 for us.
6 TRUSTEE DENT: I just definitely believe
7 it comes down to communication. You communicated
8 that a lot better than I did. I do not want my
9 colleagues, Trustee Tonking or Trustee Tulloch, to
10 take what I said to be an attack on what they did.
11 I just feel like we could have shaped it a
12 little bit better to set them and the individuals
13 that actually said, hey, yes, I want to be on the
14 committee, shape that conversation a little better
15 and expectations when it came to that.
16 TRUSTEE TULLOCH: I need to go back and
17 look at the original board paper for the Capital
18 Investment Committee, but I'm pretty sure, when we
19 approved it, it said that projects over 250k should
20 come to the CIC first. It's not a case of the Board
21 having to direct it, it should be brought to the
22 committee by staff. And that was the entire purpose
23 to streamline it so we didn't waste so many meetings
24 as we've done with the Beach House, so we could get
25 this streamlined and make sure when the proposals

91

1 clear on what it is we're asking of them. And if
2 are asking them to have input as it relates to
3 rates, then be specific, and then help them to
4 accomplish that goal.
5 My suggestion is let's go back to the 250,
6 and evaluate where things are. As it relates to
7 Golf Advisory Committee, if the Board wants to give
8 them specific items to give us feedback on, I think
9 we just need to openly communicate that.
10 Is that helpful?
11 MR. MAGEE: That is helpful. I think
12 that's a lot of what has been discussed here is the
13 feedback I'm getting from the committee members.
14 But I think from the staff perspective, it
15 would certainly be helpful as the Board is providing
16 that direction to provide some clarity to the
17 members as well as what the expectations are of
18 staff. Are the committees directing staff
19 activities? Because I think that some committee
20 members think that they have that authority to do
21 that, and I think that some of the committee
22 members, individual members, will ask staff to bring
23 things forward that are extremely comprehensive and
24 time consuming, and we're not talking 20 hours of
25 staff, we're talking massive amounts of hours of

90

1 came, a lot of these questions have been vetted and
2 sorted out.
3 That was my recollection. I need to back
4 and look at the original paper on it.
5 CHAIR SCHMITZ: I think that's correct.
6 But I also so, if I go back, I think we specifically
7 excluded the Beach House because we were already in
8 the works.
9 But given what we've learned from the cost
10 estimates, it's causing us to look for alternatives
11 and try to figure out how should we approach this.
12 I think that was, perhaps, a mistake on the part of
13 the Board because I think that the 250, to get it
14 and get all of those things vetted before it comes
15 here would be helpful.
16 TRUSTEE DENT: You're correct, Chair. We
17 specifically did not want to slow down the process,
18 but we also thought that approval was going to be
19 coming back in August last year too.
20 CHAIR SCHMITZ: Agreed.
21 My comments have nothing to do -- I'm so
22 grateful for the time that the Golf Advisory
23 Committee spent on things, people are volunteering
24 their time.
25 But I think as a board, we need to be more

92

1 staff time.
2 I think that we should definitely clarify
3 what those roles are and what the specific
4 expectations are. And if the Board is asking them
5 to look at a specific project or a specific item, I
6 think that's really what the members are looking
7 for. From the staff perspective, we would certainly
8 like to understand what the expectation is of us and
9 our service back to the committee.
10 If we can get those things clarified, I
11 think that would give everyone a lot of comfort.
12 TRUSTEE DENT: Just to clarify, there is
13 some direction starting now. There is a reason why
14 a trustee is the chair of those committees.
15 And then if something is going to take
16 more than a few hours of staff's time, I think it's
17 important that the Board knows about this. The
18 trustees can still lead the cause, but we don't want
19 to be wasting time.
20 It seems like the Board would have already
21 directed, hey, we need you guys to look for this,
22 this, and this. Then the trustees would be
23 reporting back to us during the trustee update of
24 what's going on and to let us know, hey, we've kind
25 of gone in this direction now. That way, everyone's

93

1 on the same page.

2 CHAIR SCHMITZ: Good suggestion.

3 Any other discussion on this? Does it

4 address your concern at this point?

5 MR. MAGEE: I think it addresses our

6 concern at this point, and we'll continue to work

7 with the chair of the various committees to try to

8 tighten these things up and maybe bring back some

9 recommendations to the Board in the future on how to

10 make sure that everyone is clear on what the

11 expectations are of both staff and individual

12 members and the committee as a whole.

13 TRUSTEE DENT: One last thing. I think it

14 is important that the committee members know that

15 this conversation is happening too, that the Board

16 is going to give clear direction. It's communicated

17 they don't know what they're doing, so Trustee

18 Tonking, Trustee Tulloch, if you guys could

19 communicate that we're having a discussion, we'll

20 give clear direction.

21 CHAIR SCHMITZ: Thank you.

22 Any other discussion? If not, we'll close

23 out that agenda item. I'll ask again, it's 8:00,

24 would everyone like to take a five-minute break?

25 Let's try to keep it to five minutes, come back at

94

1 8:05.

2 (Recess from 8:00 p.m. to 8:05 p.m.)

3 CHAIR SCHMITZ: It's 8:05. We'll call the

4 meeting of the Incline Village General Improvement

5 District Board of Trustees back in session,

6 continuing on with former G 4 now G 5.

7 G 5. IVGID Magazine Agreement with CC Media

8 CHAIR SCHMITZ: Review, discuss, and

9 possibly approve an agreement with CC Media

10 Publishing for the IVGID Magazine for the

11 calendar year 2025, found on pages 132 to 159 of the

12 board packet.

13 MR. RAYMORE: I am joined on Zoom by Laura

14 Partridge from CC Media. She's the president of CC

15 Media. She is just on in case you guys have any

16 questions for her about the business side of our

17 publishing agreement.

18 But going back to the January 10th, 2024,

19 Board of Trustees meeting, the marketing team

20 presented an overview of the IVGID Magazine 2023

21 reader survey results, received feedback from the

22 Board about the magazine associated with the

23 magazine, including staff time and mailing and

24 costs. The Board made it pretty clear at that

25 meeting that publishing five editions of the

95

1 magazine seemed like too many. And the Board also

2 questioned the return on investment of our staff

3 time and mailing costs associated with the magazine.

4 So the current publishing agreement we

5 have with CC Media for the magazine, which is

6 attachment A in your packet, runs through December

7 of 2024. Due to the nature of advertising sales

8 agreements, which were often contracted up to a year

9 in advance with advertisers committing to often a

10 full year's worth of ads, CC Media and the District

11 are now looking to either extend, modify, or make

12 plans to terminate the agreement for calendar year

13 2025. Staff then intends to go to bid for IVGID

14 Magazine publishing services for calendar year 2026

15 and beyond.

16 As I mentioned, CC Media is our publishing

17 partner for the magazine, and Laura is here if you

18 guys do have questions for her.

19 But hearing those concerns from the Board

20 back in January, staff worked with our district

21 legal counsel and CC Media to create two potential

22 options for extending our publishing agreement with

23 CC Media for the 2025 calendar year. Those are in

24 your packets as attachments B and C.

25 Option 1, which is attachment B, is

96

1 essentially -- the highlights are it'll cut down the

2 number of editions we publish to four per year,

3 going back to a somewhat quarterly format, and the

4 big change from our current publishing agreement is

5 CC Media would assume all of the costs associated

6 with mailing the magazine to our district residents.

7 In exchange for that, they would be given the

8 ability to sell a certain amount of inventory on the

9 GPS-enabled golf cart screens at the Championship

10 Golf Course.

11 I did pass out supplemental materials for

12 you guys. One of these materials is a picture of

13 what those screens look like in case you hadn't been

14 up and seen the carts and seen what those screens

15 look like. These screens do have the ability to

16 display ads, and that is what we're proposing to

17 allow CC Media to sell to help offset the cost that

18 they would assume in mailing the magazine. For

19 members of the public, there are some copies of this

20 in the back as well.

21 And then option -- so that's option 1.

22 Option 2 is much similar to continuing with our

23 current agreement and financial arrangements. We

24 would still cut down the total number of editions

25 published in 2025 to four. But under this option,

97

1 the District would continue to pay for those mailing
 2 costs, estimated at approximately \$22,000, presuming
 3 mailing expenses stay about the same as they are
 4 now.

5 In addition to those costs, I did also
 6 drop off on your desks another piece of supplemental
 7 information, which is my estimate of staff time that
 8 goes into producing each edition of the IVGID
 9 magazine. You can see, this is -- I asked -- worked
 10 with our finance team to try and get the fully
 11 burdened staff costs per hour for the major
 12 positions that work on the magazine, that would be
 13 myself, our public information coordinator, and then
 14 generally there are between 10 and 15 other
 15 contributors throughout the District. It's everyone
 16 from the manager of the Recreation Center, manager
 17 of the tennis center, a couple folks at the golf
 18 courses, those kinds of people who are contributing
 19 content. Hopefully you guys have seen the magazine
 20 and kind of know what's in there.

21 You can see the breakdown of estimated
 22 hours put into the magazine for -- as well as
 23 description of the time spent, the cost per hour,
 24 and then the totals that that adds up to. And that
 25 number at the bottom there is per edition.

98

1 With that, if you guys have any questions,
 2 I'm happy to answer them.

3 TRUSTEE NOBLE: Mr. Raymoore, under option
 4 1, what percentage of the time or of space the ads
 5 will be made available to CC Media?

6 MR. RAYMORE: I believe we're proposing --
 7 you're speaking specifically at like golf carts?

8 TRUSTEE NOBLE: Correct.

9 MR. RAYMORE: 60 percent of the inventory
 10 would be made available to CC media, and 40 percent
 11 will be reserved for the District's own advertising
 12 purposes, which is what we use that for now.

13 TRUSTEE NOBLE: Do you envision option 1
 14 impacting IVGID's ability to advertise -- would it
 15 impact the advertising versus what it does now and
 16 adversely impact, possibly, revenues? Or do you
 17 think it would be revenue neutral with regards to
 18 that piece?

19 MR. RAYMORE: I believe it will be mostly
 20 revenue neutral. I think that tradeoff in terms of
 21 what we get in terms of cost savings for those
 22 mailing costs is worth any potential revenue impacts
 23 that we might see with losing some of that ad
 24 inventory.

25 Obviously, I am a believer that

99

1 advertising works. But we will still have the
 2 ability to schedule some of key ads that we run on
 3 those golf cart advertising. Things like letting
 4 people know they can preorder takeaway food from The
 5 Grill at key points in the course so they can make
 6 those orders before they get to the turn and they
 7 want to pick them up. We'll still have the ability
 8 to control the timing of those kind of ads and make
 9 sure that the key messages that we're trying to get
 10 across are seen at the right times.

11 TRUSTEE TULLOCH: Following up on Trustee
 12 Noble's question, what's the value of the 60 percent
 13 of that screen time advertising on the golf carts?

14 MR. RAYMORE: I don't know that I can put
 15 a value on that.

16 TRUSTEE TULLOCH: Well, you actually have,
 17 you put a value of about 23,000 bucks on it.

18 MR. RAYMORE: I guess I'm -- I'm not
 19 committing that option, I would put a value of less
 20 than \$22,000 on that.

21 TRUSTEE TULLOCH: So we haven't tried to
 22 sell space there?

23 MR. RAYMORE: We have not. Certainly
 24 Laura could potentially weigh in on what her idea is
 25 of the value of that space. That is their areas of

100

1 expertise, certainly not expertise that we have
 2 here.

3 TRUSTEE TULLOCH: What's the nuisance
 4 value to golfers of having adverts pop up all the
 5 time when they're trying to look at what the yardage
 6 is, et cetera, what the whole layout is? When they
 7 start getting pop ups and they've got to hit the
 8 screen to clear the pop up, and then it comes back
 9 up again.

10 What's the nuisance value of that to
 11 golfers?

12 MR. RAYMORE: I don't think I can put a
 13 dollar value on that.

14 TRUSTEE TULLOCH: It's certainly something
 15 I get frustrated at. It's like a lot of free
 16 websites, they keep popping up ads, and you don't
 17 know what the ads are for. We're not going to have
 18 any control of what the ads are for and things.

19 MR. RAYMORE: We will have -- all the ads
 20 that are published either in the magazine or in the
 21 golf carts will be subject to our district-wide
 22 advertising policy.

23 TRUSTEE TULLOCH: It's -- again, it just
 24 seems a very cheap way -- if it's worth a premium,
 25 we should be seeing how we can best use it and how

101

1 we can get best value. And I think it does -- it's
 2 important to hear the views of the golfers on it as
 3 well.
 4 TRUSTEE TONKING: My understanding is that
 5 the golf carts are censored by GPS. And so when you
 6 hit different areas, the ads -- they currently
 7 funnel through ads right now when you golf, it's
 8 just the same ones over and over and over again
 9 because it seems that we use 40 percent of the
 10 space.
 11 MR. RAYMORE: Currently we use one hundred
 12 percent of the available inventory for IVGID
 13 messages. There are different zones, and so ads are
 14 shown as people are transitioning between holes,
 15 they're on the fairway of hole number one, you can
 16 put a specific ad into that slot.
 17 So, yeah, currently there are ads that are
 18 shown throughout the course at every opportunity.
 19 TRUSTEE TONKING: Yeah. So we see them as
 20 it is. And when you get to the -- when you stop the
 21 cart, you then get to see your yardage is right
 22 away, you don't have to click out of them. And then
 23 when you proceed to the next hole, the first thing
 24 that pops is your scorecard, so you can enter your
 25 scorecard. If you hit no, then you move a little

102

1 further in your cart, then you get another app.
 2 It currently is occurring that way, I
 3 guess, to speak to my experience. It's not like
 4 this will be the pop-up ads where you're trying to
 5 move through. It's very much GPS oriented.
 6 MR. RAYMORE: Again, this option was there
 7 because the feedback that I thought I received from
 8 you was that you're looking to cut down on district
 9 hard costs, so those mailing expenses of \$22,000.
 10 So this is an option to do so and expand the scope
 11 of our advertising with CC Media in this way.
 12 TRUSTEE DENT: I appreciate you bringing
 13 this back.
 14 I would like, say next time you bring
 15 something like this forward, to potentially
 16 entertain what IVGID could receive from directly
 17 selling ads to the realtors or local restaurants.
 18 At hole 16, a local restaurant pops up or something
 19 like that. I'm curious what that value is if we
 20 just handled that in house because maybe it's much
 21 higher than the said \$20,000.
 22 I'm not asking for it today. I'm just
 23 saying I think it's something, as you being in
 24 charge of the marketing and maybe something to look
 25 at.

103

1 MR. RAYMORE: I would say -- and maybe
 2 Laura could comment on the investment of time,
 3 staff, expertise, specific software that goes into
 4 successfully selling advertisements. It's not
 5 something I feel like the District could or ever
 6 would want to do. It would be a huge amount of time
 7 for a very small return on investment, I believe,
 8 unless we truly brought in a dedicated salesperson
 9 who was very tied into the community.
 10 It's not something I think we could
 11 effectively, I guess, in a nutshell.
 12 TRUSTEE DENT: That's fair. We hear the
 13 same thing from Public Works when it comes
 14 buildings. They want to stay on the ground.
 15 That's a fair assessment. I appreciate
 16 that.
 17 TRUSTEE TULLOCH: I don't see -- what's
 18 the cost, who covers the cost of putting the insert
 19 into the Tahoe Tribune, and what's the cost
 20 associated with that?
 21 MR. RAYMORE: We have not inserted into
 22 the Tahoe Tribune for a couple years.
 23 TRUSTEE TULLOCH: Okay. So we don't --
 24 it's not going in the free newspaper anymore?
 25 MR. RAYMORE: We don't have any plans to

104

1 do that. We had in the past, but it's been a
 2 couple years.
 3 TRUSTEE TULLOCH: The last time you came
 4 here, I asked asks a question: What is the intended
 5 audience of the magazine, what is it we're trying to
 6 achieve with it?
 7 If I recall my question was when I looked
 8 through it, it's a weird mix between what would be
 9 an internal staff magazine, so and so does this and
 10 they're promoted, and that is typically the sort of
 11 thing you see in internal staff newspaper, and other
 12 realtor adverts and things like.
 13 If it's just to promote the programs we
 14 do, I look here, back in 2025, we just did it by
 15 publishing it in 2015 when people were probably less
 16 web savvy. Why can't we just do all this
 17 electronically which means it keeps all the
 18 information, all these schedules, all the programs
 19 much more up to date?
 20 I'm almost at a loss for why we're still
 21 publishing something when it's from the age of the
 22 dinosaurs, like myself in terms of that, printed
 23 media. So, I mean, I'm still totally confused what
 24 the purpose of the magazine is.
 25 CHAIR SCHMITZ: I have a question relative

105

1 to -- maybe Trustee Tonking can answer this. How
 2 will the golfers feel about this? How will our
 3 resident golfers react to potentially having ads on
 4 the GPS? Has the Golf Committee commented on that
 5 at all?
 6 TRUSTEE TONKING: Have not commented on
 7 it. No one has commented on it.
 8 Again, there are currently ads, they're
 9 just a strict base, so I don't know how people will
 10 feel different.
 11 CHAIR SCHMITZ: So there wouldn't be any
 12 more -- it wouldn't be an increase in volume, it
 13 would just be more diversity and the ads? Okay.
 14 And then just to go back to the question
 15 that I think Trustee Tulloch was bringing up. No
 16 longer are there Diamond Peak passes in this
 17 agreement as there were in the beginning contracts;
 18 correct?
 19 I'm looking at page 155, where at the
 20 bottom the page where it says, "The district shall,"
 21 this is the current language -- right? -- of what we
 22 would be obligated to do.
 23 MR. RAYMORE: Correct. Page 155 is the
 24 agreement option that does not have the golf cart
 25 advertising, and it would be page, starting on page

106

1 147 for the option with golf cart advertising.
 2 But you are correct, we eliminated the
 3 Diamond Peak lift tickets from both versions of the
 4 2025 agreement option.
 5 CHAIR SCHMITZ: My other questions are on
 6 F, where it says -- on F of both them, that the
 7 District pays for printing in excess of 8,500
 8 per year.
 9 I see these IVGID Magazines everywhere.
 10 There must be at least a hundred of them at the Rec
 11 Center in all of those magazine holders, and I see
 12 them stuffed down at Aspen Grove. Last summer, I
 13 even saw them stuffed in at Ski Beach.
 14 So how many of these are we printing?
 15 Because it says, "Pay for printing for any
 16 quantities requested in excess of 8,5000 per year."
 17 Well, if we're sending these out four times a year
 18 to how many households, and some of the households
 19 get two of them, how many are we actually printing
 20 every year?
 21 MR. RAYMORE: I apologize. That is a
 22 misprint in the contracts. We will update those.
 23 It should say "8,500 per edition during
 24 calendar year 2025."
 25 MR. RUDIN: Page 2 of the agreements,

107

1 section 1 C says, "Produce 8,500 for color, 8 by 5
 2 by 11 magazines four times per year in April, June,
 3 September, and December."
 4 Under the contract, the District would get
 5 8,500 editions printed. And to the extent the
 6 District wants to request more copies above what the
 7 contract provides for then, yes, they would provide
 8 them at our cost.
 9 CHAIR SCHMITZ: The language that's in
 10 here is incorrect because it says "8,500 per year."
 11 MR. RAYMORE: Yes. We will update it.
 12 CHAIR SCHMITZ: But I see these magazines
 13 stuffed everywhere. How many of them are we
 14 actually printing in addition to mailing out?
 15 Because I see them everywhere.
 16 Mailing them is one issue. How many more
 17 are we printing that we have all around the
 18 District?
 19 MR. RAYMORE: It depends on the
 20 seasonality. For the summertime, we typically ask
 21 for 8,500, and that includes the 6,900 that we mail.
 22 The excess goes to the Rec Center, to the beaches,
 23 various other venues around the District for
 24 distribution.
 25 I'm glad you're seeing them everywhere,

108

1 that is goal, that's why I hung up all those things.
 2 CHAIR SCHMITZ: I find it wasteful. I
 3 really find it wasteful.
 4 But then this language needs to be
 5 corrected because it doesn't say that either. It
 6 says 8,500; it doesn't say 8,500 in addition to the
 7 6,900 that are mailed out.
 8 (Inaudible discussion amongst the
 9 Board.)
 10 MR. RAYMORE: Yes. The 8,500 is all that
 11 are printed. And then we take a block of 6,900,
 12 approximately, of those 8,500, mail them out, and
 13 then the excess, the other 1,600 is what gets
 14 distributed at beaches, after the Rec Center.
 15 CHAIR SCHMITZ: Got it. Thank you.
 16 MR. RAYMORE: And we have recently run out
 17 of editions at the Rec Center and other distribution
 18 points around the District. We're always -- believe
 19 me, we do not want to see waste, we don't want to
 20 recycle a bunch of these either, and so we're always
 21 trying to hone in on what's the perfect number to
 22 print.
 23 There are periods of time when we print
 24 less than 8,500 because we think -- the beaches
 25 aren't open, it's off season, we know we're not

109

1 going to distribute as many, so maybe I will ask for
 2 7,500 that edition so that, hopefully, we're not
 3 wasting any. It's not a perfect science, but we're
 4 definitely trying to hone in and reduce as much
 5 waste as possible.

6 CHAIR SCHMITZ: I appreciate that. I also
 7 really appreciate you doing this information on how
 8 much staff time.

9 But with that staff time, I'm assuming and
 10 I am assuming so to correct, me when articles are
 11 written, it doesn't include the staff time when,
 12 let's say, someone in Parks and Rec writes an
 13 article about something, it's not including their
 14 time. This is strictly marketing's time; correct?

15 MR. RAYMORE: No. This is an attempt to
 16 capture all of the time put into the magazine. The
 17 15 hours for other contributors, that's under
 18 writing content, would be exactly what you just
 19 referred to.

20 CHAIR SCHMITZ: Okay. But there's not
 21 dollars -- you're saying that's only \$1,100 is where
 22 that's equating to?

23 MR. RAYMORE: I'm saying the 20
 24 total hours of other contributor time is about
 25 \$1,167 per edition.

110

1 TRUSTEE TULLOCH: So you're saying that
 2 these other contributors who do this once in a blue
 3 moon or something are doing all this in an air?

4 MR. RAYMORE: Generally.

5 TRUSTEE TULLOCH: I find that hard to
 6 believe. As somebody that does write articles and
 7 things, I find that hard to believe. I must admit,
 8 I think it's a bit conservative there.

9 MR. RAYMORE: It's one of those things
 10 it's hard for me to get a truly accurate number
 11 there, but a lot of the updates that our
 12 contributors supply are updates. They're things
 13 that they are putting together for us for the
 14 website, updates, programs they're changing, so it's
 15 not like they're starting from scratch writing a
 16 brand-new article. They're kind of giving me an
 17 update on what's going on within their programs and
 18 clinics and things like that.

19 TRUSTEE TONKING: We can take a look if
 20 you like.

21 CHAIR SCHMITZ: Any other questions or
 22 comments? What would the Board like to do?

23 TRUSTEE NOBLE: I would move to approve
 24 option 1.

25 TRUSTEE TONKING: I second.

111

1 CHAIR SCHMITZ: Motion's been made and
 2 seconded. I have a question of clarification. Has
 3 legal counsel reviewed these contracts? And it
 4 appears there is something that needs to be
 5 corrected.

6 MR. RUDIN: It looks like there's a typo
 7 on page 4 of 8.

8 CHAIR SCHMITZ: A typo in addition to
 9 that, is that the typo you're talking about?

10 MR. RUDIN: That is that typo.

11 CHAIR SCHMITZ: Okay. All right.
 12 Any other discussion?

13 TRUSTEE TULLOCH: What is the period of
 14 this contract?

15 MR. RAYMORE: Calendar year 2025.

16 TRUSTEE TULLOCH: What's the objection to
 17 going to all electronic?

18 MR. RAYMORE: As part of kind of our
 19 overall marketing communications plan for the
 20 District, a print publication fits our demographic
 21 pretty well. So that's why I continue to advocate
 22 for it.

23 TRUSTEE TULLOCH: Perhaps you could share
 24 that communication strategy with the Board.

25 MR. RAYMORE: Yeah.

112

1 TRUSTEE TULLOCH: I don't know -- I'm
 2 asking. Obviously, you have a strategy, so I'm
 3 assuming it's in print form, since you like print,
 4 you like that form.

5 That would be useful. We keep hearing
 6 about this strategy, but I've never seen it. Maybe
 7 my fellow board members have, but I'd like to
 8 understand what our communication strategy actually
 9 is before we start just giving away advertising and
 10 things.

11 Just personal view.

12 CHAIR SCHMITZ: Motion's made for
 13 accepting option 1. It's been seconded. I'll call
 14 for a vote. All those in favor?

15 TRUSTEE TONKING: Aye.

16 TRUSTEE NOBLE: Aye.

17 TRUSTEE DENT: Aye.

18 CHAIR SCHMITZ: Aye.

19 Opposed?

20 TRUSTEE TULLOCH: Nay.

21 CHAIR SCHMITZ: Motion passes four to one.
 22 Let's move on.

23 I. LONG RANGE CALENDAR

24 CHAIR SCHMITZ: Long range calendar on
 25 pages 160 through 165.

113

1 MR. MAGEE: As the Board knows, I like to
2 kind of take these things in totality here. I
3 recognize there's a fairly busy agenda that is
4 currently shown on the long range calendar for June
5 26th.
6 I have been in communication with all of
7 the department heads and they feel fairly confident
8 at this time that all of these items will be moving
9 forward. And so if there's anything else that the
10 Board would like to discuss on June 26th, we'll
11 certainly accept that direction.
12 And I understand that there are some
13 things on the parking lot, which the Board may be
14 interested in moving over to a future upcoming
15 agenda. We'd be happy to accept that direction as
16 well.
17 TRUSTEE TONKING: Is that golf clubs
18 policy an overall policy on all clubs within the
19 District or just golf clubs? Because I was under
20 the understanding that it was all clubs. And then
21 are you going to ask the Golf Committee to take a
22 look? I'm confused on that one.
23 MR. MAGEE: Sure. I think that Mr. Sands
24 is working specifically on just the golf clubs one
25 for that piece of it. If the committee would like

115

1 that need to be taken care of.
2 And I think the Board also asked for
3 clarification to come back and explain what is the
4 recreation admin fund. I think that was requested,
5 perhaps, at one of our budgetary meetings.
6 And we need to have the forensic due
7 diligence audit results put on one of our calendars
8 wherever it's appropriate, but it shouldn't be on
9 the parking lot.
10 And I think we have -- on the long range,
11 we need to have the golf financials. We need to
12 start seeing financial reports every month. And
13 then the budget report.
14 And then we had a list of things relative
15 to the Beach house project.
16 And we -- I think that's -- but we need to
17 get back on track with the financial reports and
18 quarterly CIP reports.
19 TRUSTEE DENT: I have a question regarding
20 the recommended rates for rec fee, tennis, and
21 pickleball. Is that just an old agenda item or
22 something? I'm curious.
23 MR. MAGEE: Where do you see that one?
24 TRUSTEE DENT: June 26th, the fifth item
25 up from the bottom, it says "Recommended rates for

114

1 to look at -- let me rephrase that.
2 If the Board would like to ask the
3 committee to look at that in advance, we can
4 certainly do that.
5 CHAIR SCHMITZ: Where did Practice 6.2 go?
6 Is it on this agenda somewhere? And where are we
7 with this? Because it's our pricing policy, and I
8 think it's come before the Board a couple of times
9 and hasn't made progress moving forward. So is that
10 expected to be on the June 26th agenda?
11 MR. MAGEE: We can certainly add that to
12 it. I know that a couple of individual trustees
13 have reached out to me and they wish to sit down
14 with staff and give some individual feedback on
15 things that they might have an interest in seeing
16 included in the policy.
17 I can certainly get those meetings
18 schedule, and we can add to that to the June 26th
19 agenda if you like.
20 CHAIR SCHMITZ: We need to move this
21 forward. It's been sitting for a while.
22 The other thing that has been sitting for
23 far too long is review of all pending MOUs and
24 contracts. That was a request from 2021, and it
25 just -- it can't sit there. These are real things

116

1 rec fee, tennis, and pickleball." I'm assuming this
2 is what we went through in the budget process.
3 MR. MAGEE: Partially, yes.
4 And so as the Board knows, those rates
5 were previously published, although the Board did
6 not consider those, and so Mr. Bronson has continued
7 to work on that, and he does intend to bring that
8 forward for the Board's consideration.
9 TRUSTEE DENT: Cool. Thank you.
10 TRUSTEE TONKING: Is that the same, then,
11 with the golf Play Pass rate structure for 2024
12 season?
13 MR. MAGEE: Yes, that is correct.
14 TRUSTEE TONKING: I also want to get the
15 veteran's memorial somewhere on our long range
16 calendar. I don't feel like we should be getting
17 rid of donations that are coming to the District.
18 And then, again, I would love some Board
19 feedback on the golf clubs policy, if it should go
20 to the Golf Committee, because I feel like it
21 should, but I am one person.
22 CHAIR SCHMITZ: Any feedback for Trustee
23 Tonking on her question?
24 TRUSTEE NOBLE: I would think it would be
25 appropriate to get feedback from the Golf Committee

117

1 with regards to the golf clubs.

2 MR. RUDIN: And on the scope of that

3 expected agenda item, I do expect that it will be a

4 discussion and direction item for the Board to

5 provide feedback on some key policy questions that

6 are necessary for the drafting of the policy.

7 TRUSTEE TONKING: Maybe we don't

8 necessarily need it yet, is what you're saying?

9 Okay. I just didn't want it to be something we were

10 voting on and then -- okay. Great. Then we don't

11 need direction.

12 TRUSTEE TULLOCH: I see on the June 26th,

13 tax delinquencies for cards to be shut off, is --

14 oh, that's for rec passes?

15 MR. MAGEE: Yes. And we are intending on

16 bringing that one forward on June 26th.

17 TRUSTEE TULLOCH: And the item above it,

18 "indebitness," that's a new term to me.

19 MR. MAGEE: Yeah. I understand. That's a

20 typo. We can correct the typo.

21 CHAIR SCHMITZ: Anything else?

22 TRUSTEE TULLOCH: I can suggest: Food due

23 diligence, let's put it on July 10th.

24 CHAIR SCHMITZ: Okay.

25 TRUSTEE TULLOCH: I would love to see it

118

1 on June 26th, but it may be a stretch.

2 CHAIR SCHMITZ: Okay. July 10th. Great.

3 Anything else? Otherwise, we'll close

4 that item off. I'll work with General Manager Magee

5 and our District Clerk to get some of this changed,

6 updated, and inclusive of the Board's direction here

7 at the meeting.

8 Moving on.

9 J. BOARD OF TRUSTEES UPDATE

10 CHAIR SCHMITZ: Any updates from rec,

11 tennis, FlashVote? Trustee Dent sent us a question.

12 Would you like to touch on that relative to

13 FlashVote? You don't want to touch on it. Okay.

14 All right. That's fine.

15 I have my trustee update, this is my

16 monthly report on -- it goes all the way back, so

17 don't be overwhelmed by the volume of pages.

18 But the first -- going until the first two

19 pages are -- the top of the -- through the 17th. So

20 everything new is from 6/4 through 4/17. And at one

21 of our last meetings, I had reported that things

22 were definitely improving. And if you look at 4/17,

23 which is on page 2, there were no issues. 4/24,

24 there were no issues. 4/30, the only issue I

25 denoted was that it was approved, but it had a 50

119

1 percent contingency amount, which I thought was

2 quite substantial, but Mr. Magee approved that.

3 We had an emergency situation with our

4 firewall, and that was moved forward, and Sergio was

5 involved in revising the contract to meet the

6 District's needs. So that was something that legal

7 counsel worked on.

8 The Rockwood Tree Service, that was a blip

9 where it had the wrong -- it described it as

10 construction services instead of being removal of a

11 downed tree. That was corrected and sent out. It

12 was interesting to me that the bid was for 3,700,

13 but the contract was for 4,675, to have a

14 contingency. And, to me, I mean, I'm a homeowner, I

15 get tree bids, I don't plan to spend more than what

16 the estimate is. So I flagged that just because of

17 that reason.

18 Granite Construction had the emergency

19 repair out on SR 28, they're working on it today

20 still. Granite had wanted some of the terms

21 changed, and this was nothing that I was involved

22 with, this was legal counsel working with district

23 staff, so that, legal counsel managed to get the

24 contract in the proper terms, according to the

25 District, and that one moved forward.

120

1 Then we had had one that was on 6/4, that

2 was for the employee barbecue scheduled for June

3 22nd. It had some modifications needed. There was

4 an exhibit that was missing or mislabeled or

5 something. There was an issue, and I missed it in

6 my notes. It was corrected. And if you notice, the

7 date of the contract and the date of the vendor's

8 signature was in April. It's unfortunate that it

9 ended up coming to me as a last-minute emergency

10 because things had to be ordered. So I'm sorry that

11 that one didn't come to the Board before then.

12 But unless there's questions, this is my

13 contracts review update. Any other trustees

14 updates?

15 Seeing none, we'll close that out and move

16 on our final public comment.

17 K. FINAL PUBLIC COMMENT

18 DR. WYMAN: Andrew Wyman, Incline Village.

19 First, I want to thank the Board for

20 making me exercise my brain over these last

21 few hours. Anything I can do to try and stay awake

22 is very helpful to me at this age.

23 A couple comments about the meeting, which

24 I've tried to follow, one of which had to do with

25 the issue of the public comments at the different

121

1 venues. At the very beginning of this discussion,
 2 what I heard from Mr. Magee was that there were a
 3 number of complaints from the public which
 4 occasioned the reason to have this discussion. But
 5 I never heard what those complaints were. And it
 6 seems to me before you have that discussion, you
 7 want all the data made available to you to make a
 8 knowledgeable recommendation about where you want to
 9 go. I had that little trouble understanding what
 10 the discussion was about, not understanding the
 11 nature of those multiple complaints and what they
 12 might have been.

13 The other part of that is, as you all
 14 know, we live in a news desert here, which
 15 compromises this community much more than you'll
 16 ever know. If you contrast that with the kind of
 17 news coverage we used to have this community going
 18 back several years, it compromises a great deal of
 19 how community operates. And anything that detracts
 20 from the ability to convey a set of thoughts and
 21 public comments further erodes our ability in that
 22 regard.

23 The other thing I wanted to address for
 24 just a minute is it was a bit difficult for me to
 25 follow the conversation about the beach issues, and

123

1 have the roof on the building.
 2 So somewhere along the line, I guess our
 3 staff must think that a permit is an occupancy
 4 ability. And you should not be operating that thing
 5 at all, and if we did get safety issues, I don't
 6 think our insurance company would pick it up. Okay.
 7 That's number one.

8 Number two, Magee is totally off base. He
 9 doesn't know what he's doing. But under NRS,
 10 because we are proprietary funds except for the
 11 general fund, everything, budget and accounting must
 12 be done on an accrual basis, and this is
 13 particularly important in our business because or
 14 businesses are not steady throughout the year. They
 15 peak and valley and that's why you need to do
 16 estimates of prepaid and deferred on a monthly basis
 17 to get any sort of accuracy of how you're comparing
 18 to the budget. Right now, all you're doing it
 19 shooting in the dark because you're not allocating
 20 it over the entire period. That's necessary.

21 Number three, until everybody can get it
 22 through their skulls that that whole beach area
 23 should be looked at as a larger project, including
 24 the parking lots, ingress/egress. You need a master
 25 plan for that. You just can't sit there and plop a

122

1 providing further funding for design work when it
 2 becomes abundantly clear that we really haven't even
 3 decided whether you want or need to build out a food
 4 service. So that makes it a bit problematic to
 5 provide more money when you haven't made that basic
 6 decision.

7 Only other thing in the 38 seconds going
 8 forward is in these next few months, I wonder if you
 9 can create a reasoned white paper of your
 10 accomplishments and suggestions for the next board
 11 going forward.

12 I also think that -- my understanding, is
 13 that were some 400 people attending a block party at
 14 the library. What does that tells us? It tells us
 15 we need more community gathering.

16 Thank you.

17 MR. DOBLER: This is Cliff Dobler.

18 I have four things I'd like to bring to
 19 your attention that I really believe you need to
 20 spend some time on.

21 The first one is the bike track. That was
 22 a project that was started, it was never completed,
 23 but the permit was extended. Now the extension of a
 24 permit does not allow you to operate a facility.
 25 That would be like extending a permit but you don't

124

1 building down where you think it belongs and then
 2 have a plan for access that's one sheet of paper and
 3 you don't know where the beginning or the end is.

4 My recommendation is this is not a project
 5 that is considered difficult. I can't remember what
 6 the statute says, but it has no reason to be done
 7 outside of competitive bidding. This is a very
 8 simple building, it is one story, and should it be
 9 looked at something -- the word is "not unique."
 10 This is not unique. Okay? And, therefore, we're
 11 actually violating our statutes by not complying
 12 with the law. The whole idea of having competitive
 13 bidding was so that we know that we weren't getting
 14 twisted by contractors and management where there's
 15 no --

16 (Expiration of three minutes.)

17 MR. WRIGHT: Frank Wright, Crystal Bay.

18 Tonight you did something really, really
 19 stupid. The free expression zones at the beaches
 20 were ruled on by the Ninth Circuit. The Ninth
 21 Circuit allowed a lawsuit to fail because they had
 22 free expression zones at the beaches under Policy
 23 136.

24 The only trustee tonight that really
 25 understood it was Michaela. She did her homework,

125

1 she studied it. And Mr. Tulloch eluded to the fact
 2 that is there unseen consequences? There's plenty
 3 of unseen consequences. And your attorney lied to
 4 you tonight. Your attorney said that the Beach Deed
 5 was validated by the Ninth Circuit. No it wasn't.
 6 It wasn't even part of it. It wasn't even something
 7 that was talked about. So he lied to you,
 8 malpractice, whatever you want to call it.
 9 We don't have in our district competent
 10 employees, legal counsels. You Board members voted
 11 on something, we had half the truth, you don't see
 12 the consequences that can come from it. It's just
 13 not right.
 14 You know, after sitting here watching and
 15 listening to this meeting tonight where we have two
 16 employees and one manager, something wrong with
 17 this. You're spending 700-, 600,000 in employee
 18 costs? Two employees, one manager. Amazing.
 19 Absolutely amazing. This district is in trouble.
 20 Thank you.
 21 MS. CARS: Linda Cars, Lariat Circle.
 22 I just wanted to comment about The
 23 Chateau. We had our luncheon there with the Niners,
 24 and contrary to what I heard tonight, the food at
 25 The Chateau was not very good.

126

1 And I've been out and about with the
 2 golfing group and other people, and there are really
 3 a lot of complaints about The Chateau food, and I
 4 have concerns that the people attending and food
 5 revenues will significantly decrease unless the
 6 Board or Bobby Magee looks at this immediately to
 7 improve the quality of the food.
 8 Thank you.
 9 MR. BELOTE: That was our last caller in
 10 the queue.
 11 L. ADJOURNMENT
 12 CHAIR SCHMITZ: We will conclude and
 13 adjourn our meeting at 8:50 p.m. Thank you, all,
 14 very much.
 15 (Meeting adjourned at 8:50 p.m.)
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

127

1 STATE OF NEVADA)
 2 COUNTY OF WASHOE) ss.
 3
 4 I, BRANDI ANN VIANNEY SMITH, do hereby
 5 certify:
 6 That I was present on June 12, 2024, at
 7 the of the Board of Trustees public meeting, via
 8 Zoom, and took stenotype notes of the proceedings
 9 entitled herein, and thereafter transcribed the same
 10 into typewriting as 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 127 pages,
 14 inclusive.
 15 DATED: At Reno, Nevada, this 25th day of
 16 day June, 2024.
 17
 18 /s/ Brandi Ann Vianney Smith
 19
 20 BRANDI ANN VIANNEY SMITH
 21
 22
 23
 24
 25

1
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

INVOICE

BAVS SM-LLC
brandiavsmith@gmail.com
United States

BILL TO
**Incline Village General Improvement
District**
Susan Herron / Heidi White

775-832-1218
AP@ivgid.org

Invoice Number: IVGID 45

Invoice Date: June 25, 2024

Payment Due: July 12, 2024

Amount Due (USD): \$1,112.00

Items	Quantity	Price	Amount
Base fee June 12, 2024 BOT meeting	1	\$350.00	\$350.00
Per page fee June 12, 2024 BOT meeting	127	\$6.00	\$762.00

Subtotal: \$1,112.00

Total: \$1,112.00

Amount Due (USD): \$1,112.00

Position Number Desc	Salary Grade	Status	Notes	Notes	Fund	Annual Salary	Hourly Rate	Burdened Amount w/Benefits (25000)	W/FY 25 COLA + Merit	Allocation	
DISTRICTWIDE COMMUNICATIONS COORDINATOR	29	FTE	Job title change	Revert back to original pstn	ALLOCATED	\$ 93,718.29	\$ 45.06	\$ 152,635.00	\$ 162,556.28	\$ 162,556.28	
MARKETING COORDINATOR	19	FTE	Job title & salary grade change	Revert back to original pstn	ALLOCATED	\$ 94,000.00	\$ 45.19	\$ 153,010.00	\$ 162,955.65	\$ 8,147.78	5%
MARKETING MANAGER	27	FTE	Job title & salary grade change	Revert back to original pstn	ALLOCATED	\$ 113,989.00	\$ 54.80	\$ 180,064.00	\$ 191,768.16	\$ 9,588.41	5%
ACCOUNTANT	25	FTE			General	\$ 88,486.67	\$ 42.54	\$ 145,549.00	\$ 155,009.69	\$ 155,009.69	
ACCOUNTANT	25	FTE			General	\$ 82,187.95	\$ 39.51	\$ 137,022.00	\$ 145,928.43	\$ 145,928.43	
ACCOUNTANT	25	FTE			General	\$ 84,264.77	\$ 40.51	\$ 139,828.00	\$ 148,916.82	\$ 148,916.82	
ACCOUNTS PAYABLE TECHNICIAN	18	FTE			General	\$ 60,444.80	\$ 29.06	\$ 107,608.00	\$ 114,602.52	\$ 114,602.52	
ASSISTANT DIRECTOR OF FINANCE	40	FTE			General	\$ 202,400.28	\$ 97.31	\$ 299,735.00	\$ 319,217.78	\$ 319,217.78	
ASSISTANT GENERAL MANAGER	43	FTE	Budgeting for FY 24/25	Removing for FY 24/25	General	\$ -	\$ -	\$ -	\$ -	\$ -	
COMMUNITY SVCS BUDGET ANALYST	28	FTE			General	\$ 100,525.92	\$ 48.33	\$ 161,839.00	\$ 172,358.54	\$ 172,358.54	
CONTROLLER	33	FTE			General	\$ 140,000.12	\$ 67.31	\$ 215,275.00	\$ 229,267.88	\$ 229,267.88	
DIR INFO SYSTEMS & TECHNOLOGY	38	FTE			General	\$ 175,000.00	\$ 84.13	\$ 262,617.00	\$ 279,687.11	\$ 279,687.11	
DIRECTOR OF ADMINISTRATIVE SERVICES	40	FTE			General	\$ 184,647.24	\$ 88.77	\$ 275,641.00	\$ 293,557.67	\$ 293,557.67	
DIRECTOR OF FINANCE	42	FTE	Filling for 6-mo's		General	\$ 214,947.20	\$ 103.34	\$ 358,349.00	\$ 386,641.69	\$ 386,641.69	
DIRECTOR OF HUMAN RESOURCES	38	FTE			General	\$ 175,000.00	\$ 84.13	\$ 262,617.00	\$ 279,687.11	\$ 279,687.11	
DISTRICT CLERK	33	FTE			General	\$ 115,196.38	\$ 55.38	\$ 181,689.00	\$ 193,498.79	\$ 193,498.79	
GENERAL MANAGER	Contract	FTE			General	\$ 312,000.00	\$ 150.00	\$ 422,248.00	\$ 449,694.12	\$ 449,694.12	
HR/BENEFITS COORDINATOR	25	FTE	Job title change (NO Salary Chg)	Payroll/Benefits Coordinator	General	\$ 97,302.44	\$ 46.78	\$ 157,481.00	\$ 167,717.27	\$ 167,717.27	
HR/RECRUITING ASSISTANT	20	FTE			General	\$ 69,975.36	\$ 33.64	\$ 120,503.00	\$ 128,335.70	\$ 128,335.70	
IT NETWORK ADMINISTRATOR	26	FTE			General	\$ 91,960.01	\$ 44.21	\$ 150,252.00	\$ 160,018.38	\$ 160,018.38	
IT TECHNICIAN	22	FTE			General	\$ 73,486.40	\$ 35.33	\$ 125,259.00	\$ 133,400.84	\$ 133,400.84	
MANAGEMENT ANALYST	28	FTE			General	\$ 90,000.00	\$ 43.27	\$ 147,631.00	\$ 157,227.02	\$ 157,227.02	
MEETING/IT COORDINATOR	24	FTE	New for FY 24/25	Removing for FY 24/25	General	\$ -	\$ -	\$ -	\$ -	\$ -	
PAYROLL GENERALIST	22	FTE	Currently unfilled	Adam stated we need to fill	General	\$ 73,478.00	\$ 35.33	\$ 125,259.00	\$ 133,400.84	\$ 133,400.84	
POS/PRODUCT ADMINISTRATOR	22	FTE	New for FY 24/25		General	\$ -	\$ -	\$ -	\$ -	\$ -	
PURCHASING & CONTRACTS MANAGER	33	FTE	Currently unfilled	Currently Interviewing	General	\$ 125,673.00	\$ 60.42	\$ 195,893.00	\$ 208,626.05	\$ 208,626.05	
RECEPTIONIST/SR ADMIN CLERK	18	FTE			General	\$ 71,094.40	\$ 34.18	\$ 122,011.00	\$ 129,941.72	\$ 129,941.72	
REVENUE MANAGER	29	FTE	Currently unfilled	Adam clarifying the role - needed	General	\$ 103,391.00	\$ 49.71	\$ 165,727.00	\$ 176,499.26	\$ 176,499.26	
REVENUE OFFICE SUPERVISOR	24	FTE			General	\$ 83,391.08	\$ 40.09	\$ 138,644.00	\$ 147,655.86	\$ 147,655.86	
REVENUE OFFICE TECHNICIAN	18	FTE			General	\$ 60,320.00	\$ 29.00	\$ 107,436.00	\$ 114,419.34	\$ 114,419.34	
REVENUE SAFE CLERK	16	FTE			General	\$ 58,822.40	\$ 28.28	\$ 105,405.00	\$ 112,256.33	\$ 112,256.33	
SAFETY SPECIALIST	25	FTE			General	\$ 82,000.00	\$ 39.42	\$ 136,767.00	\$ 145,656.86	\$ 145,656.86	
SENIOR ACCOUNTANT	27	FTE			General	\$ 101,000.12	\$ 48.56	\$ 162,491.00	\$ 173,052.92	\$ 173,052.92	
SOFTWARE SPECIALIST	26	FTE	Job title & salary grade change	Eliminating salary grade increase	General	\$ 114,004.25	\$ 54.81	\$ 180,084.00	\$ 191,789.46	\$ 191,789.46	
SR HR ANALYST/RISK MANAGEMENT	31	FTE	Job title & salary grade change	Eliminating salary grade increase	General	\$ 132,842.90	\$ 63.87	\$ 188,790.00	\$ 201,061.35	\$ 201,061.35	
SR. IT ANALYST	28	FTE			General	\$ 104,948.43	\$ 50.46	\$ 167,849.00	\$ 178,759.19	\$ 178,759.19	
TALENT ACQUISITION SPECIALIST	28	FTE			General	\$ 102,901.48	\$ 49.47	\$ 165,050.00	\$ 175,778.25	\$ 175,778.25	
TRUSTEE	n/g				General	\$ 9,000.00	\$ 4.33	\$ 9,000.00	\$ 9,000.00	\$ 9,000.00	
PARKS CREW SUPERVISOR	18	FTE			PARKS	\$ 64,767.82	\$ 31.14	\$ 113,460.00	\$ 120,834.90	\$ 120,834.90	
PARKS SUPERINTENDENT	33	FTE			PARKS	\$ 126,646.00	\$ 60.89	\$ 197,204.00	\$ 210,022.26	\$ 210,022.26	
PARKS SUPERVISOR	20	FTE			PARKS	\$ 72,219.13	\$ 34.72	\$ 123,535.00	\$ 131,564.78	\$ 131,564.78	
PARKS ADMINISTRATIVE ASSISTANT	n/g	PT	PT/YR NON-BENEFITTED	No COLA/Merit/Benefits	PARKS	\$ 22,880.00	\$ 22.00	\$ 30,966.00	\$ -	\$ -	
IRRIGATION TECH - FTYR	16	FTE			PARKS	\$ 49,732.00	\$ 23.91	\$ 93,111.00	\$ 99,163.22	\$ 99,163.22	
DIRECTOR OF PARKS & RECREATION	38	FTE	Currently unfilled	5% allocated to Gen Fund	RECREATION	\$ 160,394.00	\$ 77.11	\$ 242,866.00	\$ 258,652.29	\$ 25,865.23	10%

TOTAL w/o Seasonal or PT

+ Seasonal and PT

TOTAL 2024-25 projected

Approved budget

Gap

\$6,562,408

\$5,836,800

-\$725,608

CONTRACTS REVIEWED BY TRUSTEE SCHMITZ PER POLICY 3.1

Date of Requested Review	Vendor	SOW	Type	Date of Contract	Date of Vendor Signature	Amount	Status
6/4/2024							
6/4/2024	Chris Sarten	Employee BBQ	New	4/15/2024	4/11/2024	\$23,455	This is NOT an emergency contract. Given the event has been publicized and funds were verified to be available, it was approved. <i>Exhibit called out not in Contract Correct</i>
6/4/2024	Granite Construction	roadway and guardrail repairs after pipeline break on SR@*	New	6/5/2024	Not signed	\$22,533	Granite changed some of the terms of the agreement to no longer be in alignment with other contracts Granite has signed with the District. Legal Counsel resolved the issue and required changes to the contract.
5/30/2024	Norton Consulting LLC	4th of July traffic control	New	5/30/2024	Not signed	\$15,046	No issues
5/17/2024	Rockwood Tree Service	Removal of a downed tree	New				Issues: contract language was clearly incorrect it stated the contract was for "construction services relating to re-coating the exterior of potable water reservoirs". Bid from vendor was \$3775 but contract was created for \$4675 as a contingency.
5/3/2024	Black Eagle Consulting	Geotechnical work at Incline Beach	New	5/3/2024	Not signed	\$10,300	No issues
5/2/2024	Palo Alto Networks	Firewall Scrubbing	Vendor Forms - required modifications			depending on work required	PO approved prior to contract. Vendors form didn't link the SOW to the contract. It was revised by the vendor.
4/30/2024	Blacktop Sealing & Striping	Seal Coating	New	5/9/2024	4/24/2024	\$12,095	No issues
4/30/2024	Lakeside Paving	Crack sealing	New	4/30/2024	4/25/2024	\$14,725	OK'd with GM approval of a 50% contingency amount

4/24/2024	Etcheberry Consttuction	retaining wall on Mountain Cart Path	PO	no date	none	\$7,000	Approved
4/17/2024	Shaw Enginerring	Survey Work at Ski and Incline Beach	New	4/16/2024	4/16/2024	\$21,750	No issues
4/5/2024	Inland Business Machine	printer for GM	sales and service agreement	No date	Not signed	\$2,800	No issues
4/5/2024	Microsoft and Sanity Solu	Lisensing Agreement and migration services	New	MS - no date: Sanity Solutions SOW 3/7/2024 and quote expires 4/12/24	MS - vendor signed, but not dated: Sanity Solutions SOW 3/7/2024 and quote expires 4/12/24 - not signed	\$45,828	PO was already created for the amount. The MS agreement had Mike Gove as the only point of contact. Requested an additional contact be added. The Sanity Solutions SOW and the Quote were not ties together by any reference, so that was requested to be changed.
3/13/2024 - BOR meeting agenda Item G2	Xylem, Inc.	WRRF	new	3/14/2024	3/6/2024	\$135,800	This contract was included in the board packet for an agenda item. It was missing Exhibit B and was missing costs for shipping. Corrections were required and provided as supplemental material. The contract and the board memo were corrected. The contract needs to be resigned by the vendor with the corrections.
2/13/2024	Jacobs Engineering	Time Extension	Time Extension	2/13/2024	2/13/2024	\$0	went through the review process without a need to revise.

2/7/2024	Pet Network	Not District template; Not reviewed by legal counsel	leasing of DP and staff for the Sip and Snowshoe Pet Network fund raiser	1/18/2024	1/18/2024	To Be Determined based on terms	Legal reviewed and had concerns, but this was discovered too late to make the needed revisions. Legal has reminded staff all contracts need to be reviewed to ensure protection of the District. Legal stated "this agreement doesn't include any indemnity requirements that Pet Network indemnify IVGID for damages, or be responsible for paying defense costs for lawsuits if someone gets injured on the slopes because they tripped over something unexpected in the dark — glow sticks aren't a good substitute for headlamps, but luckily these people are snowshoeing rather than night skiing and you will have patrollers for the event" and "The contract says we will be added as an additional insured party to Pet Network's insurance, but doesn't spell out what kinds of insurance is required (e.g. property damage coverage, injury coverage, liquor liability). However, the insurance that is listed on the COI is likely adequate, provided that we verify that the District does get added to those policies."
1/24/2024	HDR	same as below	see below	1/5/2024	not signed	\$14,815	3 weeks lapsed between the original review request and this one, the contract date is now backdated, one of the deliverable due dates was on 1/10, prior to this contract having been reviewed by DOF, GM and myself approved.

1/4/2024	HDR	Expansion of the SOW for the Utility Master Plan	Addendum	1/5/2024	not signed	\$14,815	rework requested as the Exhibit with payment terms and time to be charged were not correct. I noticed, Ms. Nelson could not explain and the vendor was required to revise the exhibit.
12/1/2023	CC Cleaning Service	Cleaning services at Diamond Peak	New	No date inserted as of review	not signed	\$44,850	Accounting needs to be added as another email address for invoicing.
11/29/2023	Lumos	Addendum to PO for water modeling at 947 Tahoe Blvd. for a change in pipe size.	Addendum	No date inserted as of review	not signed	\$5,000	The contract completion date is 12/1. In inquiring about this completion date when the review is only 2 days prior, I was informed the vendor began the work without the contract. Not a best practice.
11/15/2023	Odyssey	survey of Snowflake Lodge area for future potential work	New	11/16/2023	not signed	\$3,600	OK, inquired about lack of vendor signature.
11/14/2023	Lumos	Addendum to a PO	PO - 12-28-21 added scope for 947 project - additional water modeling	12/28/2021	none since the addendum required rework	\$5000 to be paid by developer	Required rework. Legal counsel had directed staff to change the language of the addendum to an amendment to a PO, however this change wasn't incorporated and it was presented as an addendum to a "consultant agreement" and none exists. Approved without corrections by DOF and GM.

11/2/2023	DOWL	Project Management , design and bid documents - Alder Ave. water line replacement	New	11/2/2023	No Date	\$70,580	OK
10/17/2023	Mann Built Construction	SPS#8	new - T&M - charged to NDOT ROW realignment	10/17/2023	No Date	\$8,000	Appears to have the same error - section 3.2 references Exhibit B as 'plans and specification', yet Exhibit B is Requirements for Construction Manual. Same error as prior Mann Construction contract reviewed on 10/12; Additionally, 3.7.1 b incorrectly refers to Exhibit B as the rate schedule which is Exhibit C.
10/12/2023	Resource Concepts	extend terms to 12/13/2023	amendment	10/3/2023			The amendment had a date that was backdated as a reference because the original contract was backdated. The original contract reads 12/14/2022. but was backdated to 12/5/2022
10/12/2023	Resource Concepts	extended terms through 10/31/2023	amendment	10/3/2023			The amendment had a date that was backdated as a reference because the original contract was backdated. The original contract was on 12/14/2022 but was backdated to 12/5/2022
10/12/2023	Mann Built Construction	Burnt Cedar RFID earthwork	new	10/10/2023	10/11/2023	\$10,500	There was an error and a reference to Exhibit B as plans and specs, but was the fee schedule.

10/12/2023	E-Z-Go Textron	routine maintenance of 58 golf carts	PO	10/10/2023		\$11,160	Fleet no longer does this maintenance
10/10/2023	Frontier Advisors	Nolan Umana services - MD&A for ACFR	new - T&M	10/10/2023	0/10/2023	\$6,000	the exhibit referred to the MD&A for CAFR, was changed to ACFR. Dates also required changes.
9/27/2023	GSO3 Services, LLC	annual service and calibration of ozone analyzer	PO	NO DATE on PO	9/22/2023	\$15,850	PO has amount for travel and a blanket \$4500 for parts. * on page not defined but upon question an email was received to state it meant receipts would be provided
9/26/2023	Kodiak Roofing	repair of Mountain Course Roof - covered by insurance	new	NO DATES	none provided	\$80,125	Who had signing authority? Who tracks insurance payment?
9/26/2023	DOWL, LLC	surveying services, Alder Ave.	new	9/25/2023	9/26/2023	\$12,881	OK
9/25/2023	DOWL, LLC	SPS#1 project	amendment 1 - code issues with electrical original DATED 6/29/23	8/31/2023	9/21/2023	\$17,250	Is this another backdating? The original contract was for \$33K so what was the budget?
9/13/2023	LA Perks	DP work for diesel use	PO - No Date on PO	No Date	No Date	\$16,404	OK other than no dates
9/13/2023	Armac	pavement maintenance	new	No Date		\$17,635	OK
9/1/2023	Lumos	Tahoe Resort capacity analysis	amendment 1	8/31/2023	9/1/2023	\$5,000	fees to be reimbursed by developer

9/1/2023	Lumos	Tahoe Resort sewer evaluation	amendment 2	8/31/2023	9/1/2023	\$21,300	The amendment was incorrectly referred to as Amendment 1 (corrected). No fee schedule included in the contract with Task #4 being T&M. Fees to be reimbursed by developer
8/30 (BOT), then again upon request to sign, 9/11 and 9/12	TechnoAlpin	DP Snowmaking Equipment purchase	\$413,169.22	9/12/2023	8/9/2023	\$413,169	This contract had many errors that were discovered to be introduced when converting to a .pdf. NOTE Noble AND the Vendor and Legal Counsel signed PRIOR to the final contract indicating the SIGNATURE PAGE WAS SWAPPED.
7/31/2023	Tobey Consulting Group	structural engineering work for Mountain Course Roof at entry repair	NEW - template used	7/31/2023	not signed	\$11,600	Required rework. Exhibit B was referenced, but not included. The reference to Exhibit B was removed.
7/31/2023	Walsh Odyssey Engineering	survey for Reservoir 3-1	NEW - template used	7/31/2023	not signed	\$3,600	Good - Exhibit A called out
7/31/2023	Walsh Odyssey Engineering	survey for skate park	NEW - template used	7/31/2023	not signed	\$4,300	Good - Exhibit A called out
7/31/2023	Black Eagle Consulting	GeoTechnical Investigation for Reservoir 3-1	NEW - template used	7/31/2023	not signed	\$6,400	Good - exhibits called out
7/18/2023	Q & D Construction	IVGID utility relocation in NDOT ROW	NEW - template used	7/17/2023	7/17/2023	\$36,500	Contract required modification to the Scope of Work to call out Exhibit A, the costs for the work.
5/15/2023	FW Carson	replace lateral water main prior to NDOT curb work beginning on 5/18/2023	NEW	5/15/2023	none provided	\$24,347.83	Work Complete

1/30/2023	Farr Engineering	Undefined additional work	Amendment	10/13/2022	1/23/2023	\$10,000	not approved - advised staff to make use of specific change orders for clarity and defined scope
1/30/2023	Jacobs Engineering	Extend completion date to 7/1/2023 for the 100% design of pond lining project completion	Amendment	6/9/2021	1/13/2023	No Charge	approved

From: s4s@ix.netcom.com
To: [Sara Schmitz](#)
Cc: [Matthew Dent](#); [Michaela Tonking](#); [Dave Noble](#); [Ray Tulloch](#); [Heidi White](#)
Subject: June 12, 2024 IVGID BOT Meeting - Agenda Item C - Public Comments - Cut The Crap #3 - Golf Course Bar Cart Sources/Uses/Capital Expenditures
Date: Monday, June 10, 2024 2:22:03 PM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Chairperson Schmitz and Other Honorable Members of the IVGID Board -

It just keeps happening over and over again. We never learn. We never make change. And here it's happening again. So let's go for the trifecta. Shall we?

Aren't we wasting enough money?

Aren't we running most if not all of our commercial business enterprises at a financial loss? Requiring involuntary financial subsidy by local parcel owners as opposed to those who are actually using the facilities of these enterprises?

Aren't we assuming a larger and larger footprint to justify hiring more and more over compensated and over benefited employees?

Aren't we paying employees to provide professional services, and then using them for menial tasks like assembling materials for an advertising laden magazine (where it's the publisher who makes money off of advertising)?

Aren't we offering full time employment for part time/seasonal work, and then coming up with garbage tasks for our employees to do in the off season to justify their full time employment?

Don't we have employees who share half the truth because their loyalties lay with themselves and their co-workers, rather than we parcel owners who are involuntarily paying their salaries and benefits?

So now it's Bar Cart sales at our two golf courses. For those of you reading this e-mail who don't understand, we have three motorized bar carts which arguably sell alcohol/other beverages and light snacks to our golf course customers. A vital money making service, wouldn't you agree? The replacement cost of each cart is \$35,000+. I believe they are fueled by gasoline, and regardless, they require the expert maintenance of our fleet department. Then there are more expensive maintenance items such as replacement tires and batteries. Three operational employees, together with how many additional employees to stock the carts with merchandise to sell? Then of course their share of central services costs, wages and benefits, an allowance for theft losses, etc., etc. Now let's compare these costs to our sales revenues. Bueller? Bueller?

Where is the financial reporting?

Step one is to go to our open.gov tool. You know. The one on our web site (<https://www.yourtahoepace.com/ivgid/financial-transparency/opengov-data-tool>) where we are told that "in an effort to enhance transparency in financial reporting IVGID is offering an interactive reporting tool that allows citizens to explore IVGID's financial data online in various graphical formats selected by the user." And we are told that if we have any questions, we should "contact our Director of Finance, Gerry Eick at (775) 832-1365 for more Information."

Well I'm not calling Mr. Eick. And when I attempt to use the tool, I quickly learn it hasn't been updated in more than a year. Notwithstanding we're paying \$2,500 or more/month in licensing fees. Right Board members? And even though I am told I can "drill down into the District's Financial details with the OpenGov Data Tool," I just don't seem to be able to drill down to the more basic level of bar cart.

So then I try to identify what this income and expenses will be going to the District's chart of account (<https://www.yourtahoeplace.com/ivgid/financial-transparency/chart-of-accounts>) web page. You know. The one under "financial transparency." And there I discover this page hasn't been updated since July of 2022. And then I do a search for "bar cart" thinking I will learn of the object codes assigned. Well nothing pops up.

So what am I to do to learn of this information?

Well you're forcing me to make another public records request. Susan Herron her herd of herrons complain that it is outrageous the number of public records requests the District is forced to respond to. Well when you advertise yourself as "financially transparent" and here we see that you're not, where does the fault really lie?

So how much money are we going to make operating these bar carts Mr. Sands? Or Mr. Cripps. And is running this commercial enterprise really worth it? I don't know but I'm guessing we're losing our shirts. Like we lose them on everything else. Why don't you as a Board direct Mr. Cripps to prepare a segregated summary of sources and uses for bar cart sales? Maybe for the last two (2) years so we can get an accurate picture. And just to cover myself, here I make a formal public records request for the same. Records evidencing sources and uses assigned to Golf Bar Cart Sales. You know. Salaries and wages. Services and Supplies. Personnel wages and benefits. Cost of goods sold. Capital expenditures. Etc., for a complete picture. For the last two years!

What a stupid, stupid thing to do to subject your citizenry to this type of waste. Another example of the crap we need to put an end to. KILL Bar Cart sales. Because if you don't, you Board members are guilty of not being able to properly run the District. And if you can't perform this basic function, NRS 318.515 tells us it's time for you to end. So how many times do I have to ask?

Respectfully submitted, Aaron Katz

From: [Margaret Martini](#)
To: s4s@ix.netcom.com; [Sara Schmitz](#)
Cc: [Matthew Dent](#); [Michaela Tonking](#); [Dave Noble](#); [Ray Tulloch](#); [Heidi White](#)
Subject: RE: June 12, 2024 IVGID BOT Meeting - Agenda Item C - Public Comments - Cut The Crap #3 - Golf Course Bar Cart Sources/Uses/Capital Expenditures
Date: Monday, June 10, 2024 5:59:11 PM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Thank you Aaron for this analysis and timeline.

I would hope that this board would do more than give lip service to this issue.

It is looking like the \$1,000 + per day losses at the Grill.

I do not believe that the board of directors should step away from monitoring ANY venue or department. It is perfectly obvious that more oversight is needed than the general manager is providing as has been the case for decades. This board has the opportunity to correct some of these issues NOW as they are being brought forward by community members who are taking their time to study the finances and inefficiencies on the behalf of those who are being assessed all of the fees.

Where is the financial accountability? Cliff Dobler has been pointing out for years that IVGID is seriously underfunded as was just "discovered". Well how about seeing some cost cutting to correct this. Mr. Katz has made some excellent suggestions over the last few years as has Mr. Dobler and Mr. Tullock. STOP asking the employees to do their jobs and demand a turn around of the deficiencies

With an attached timeline and drop dead date. If the date is not met... immediate termination. Take off your slippers and put some boots down. We do not elect our employees or management.

We elect YOU to get the job done.

Margaret Martini

From: s4s@ix.netcom.com <s4s@ix.netcom.com>
Sent: Monday, June 10, 2024 2:22 PM
To: Schmitz Sara <schmitz_trustee@ivgid.org>
Cc: Dent Matthew <dent_trustee@ivgid.org>; Tonking Michaela <tonking_trustee@ivgid.org>; Noble Dave <noble_trustee@ivgid.org>; Tulloch Ray <tulloch_trustee@ivgid.org>; White Heidi <hhw@ivgid.org>
Subject: June 12, 2024 IVGID BOT Meeting - Agenda Item C - Public Comments - Cut The Crap #3 - Golf Course Bar Cart Sources/Uses/Capital Expenditures

Chairperson Schmitz and Other Honorable Members of the IVGID Board -

It just keeps happening over and over again. We never learn. We never make change. And here it's happening again. So let's go for the trifecta. Shall we?

Aren't we wasting enough money?

Aren't we running most if not all of our commercial business enterprises at a financial loss? Requiring involuntary financial subsidy by local parcel owners as opposed to those who are actually using the facilities of these enterprises?

Aren't we assuming a larger and larger footprint to justify hiring more and more over compensated and over benefited employees?

Aren't we paying employees to provide professional services, and then using them for menial tasks like assembling materials for an advertising laden magazine (where it's the publisher who makes money off of advertising)?

Aren't we offering full time employment for part time/seasonal work, and then coming up with garbage tasks for our employees to do in the off season to justify their full time employment?

Don't we have employees who share half the truth because their loyalties lay with themselves and their co-workers, rather than we parcel owners who are involuntarily paying their salaries and benefits?

So now it's Bar Cart sales at our two golf courses. For those of you reading this e-mail who don't understand, we have three motorized bar carts which arguably sell alcohol/other beverages and light snacks to our golf course customers. A vital money making service, wouldn't you agree? The replacement cost of each cart is \$35,000+. I believe they are fueled by gasoline, and regardless, they require the expert maintenance of our fleet department. Then there are more expensive maintenance items such as replacement tires and batteries. Three operational employees, together with how many additional employees to stock the carts with merchandise to sell? Then of course their share of central services costs, wages and benefits, an allowance for theft losses, etc., etc. Now let's compare these costs to our sales revenues. Bueller? Bueller?

Where is the financial reporting?

Step one is to go to our open.gov tool. You know. The one on our web site (<https://www.yourtahoepace.com/ivgid/financial-transparency/opengov-data-tool>) where we are told that "in an effort to enhance transparency in financial reporting IVGID is offering an interactive reporting tool that allows citizens to explore IVGID's financial data online in various graphical formats selected by the user." And we are told that if we have any questions, we should "contact our Director of Finance, Gerry Eick at (775) 832-1365 for more Information."

Well I'm not calling Mr. Eick. And when I attempt to use the tool, I quickly learn it hasn't been updated in more than a year. Notwithstanding we're paying \$2,500 or more/month in licensing fees. Right Board members? And even though I am told I can "drill down into the District's Financial details with the OpenGov Data Tool," I just don't seem to be able to drill down to the more basic level of bar cart.

So then I try to identify what this income and expenses will be going to the District's chart of account (<https://www.yourtahoepace.com/ivgid/financial-transparency/chart-of-accounts>) web page. You know. The one under "financial transparency." And there I discover this page hasn't been updated since July of 2022. And then I do a search for "bar cart" thinking I will learn of the object codes assigned. Well nothing pops up.

So what am I to do to learn of this information?

Well you're forcing me to make another public records request. Susan Herron her herd of herrons complain that it is outrageous the number of public records requests the District is forced to respond to. Well when you advertise yourself as "financially transparent" and here we see that you're not, where does the fault really lie?

So how much money are we going to make operating these bar carts Mr. Sands? Or Mr. Cripps. And is running this commercial enterprise really worth it? I don't know but I'm guessing we're losing our shirts. Like we lose them on everything else. Why don't you as a Board direct Mr. Cripps to prepare a segregated summary of sources and uses for bar cart sales? Maybe for the last two (2) years so we can get an accurate picture. And just to cover myself, here I make a formal public records request for the same. Records evidencing sources and uses assigned to Golf Bar Cart Sales. You know. Salaries and wages. Services and Supplies. Personnel wages and benefits. Cost of goods sold. Capital expenditures. Etc., for a complete picture. For the last two years!

What a stupid, stupid thing to do to subject your citizenry to this type of waste. Another example of the crap we need to put an end to. KILL Bar Cart sales. Because if you don't, you Board members are guilty of not being able to properly run the District. And if you can't perform this basic function, NRS 318.515 tells us it's time for you to end. So how many times do I have to ask?

Respectfully submitted, Aaron Katz