		Item F.1.
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1 2 INCLINE VILLAGE		1 APPEARANCES 2
3 GENERAL IMPROVEMENT DISTR	RICT	3 BOARD MEMBERS PRESENT
4 BOARD OF TRUSTEES		4 MICHAELA TONKING, CHAIR
5		5 MICHELLE JEZYCKI, VICE CHAIR
6		6 DAVID NOBLE, SECRETARY
7		7 MICK HOMAN, TREASURER
8		8 RAY TULLOCH, MEMBER
9 TRANSCRIPT OF HEARING		9
10 PUBLIC MEETING		10 ALSO PRESENT
11 Live and Via Zoom		11 SERGIO RUDIN, LEGAL COUNSEL
12		12 HEIDI WHITE, DISTRICT CLERK
13		13
14 Held at the Boardroom		14 -000-
15 893 Southwood Boulevard		15
16 Incline Village, Nevada		16
17 18 Wednesday, January 8, 2025		17 18
18 Wednesday, January 8, 2025 19		19
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22		22
23		23
24 Reported by: Brandi Ann Vianney Smith		24
25 Job Number: IVGID 60		25
1 INDEX 2 3 A. PLEDGE OF ALLEGIANCE 4 B. ROLL CALL OF TRUSTEES 5 C. INITIAL PUBLIC COMMENTS 6 D. APPROVAL OF THE AGENDA 7 E. GENERAL BUSINESS (Part 1) E 1. Election of BOT Officers 8 F. REPORTS TO THE BOARD 9 F 1. GM's Monthly Status Report 10 G. CONSENT CALENDAR G 1. Meeting Minutes, 11/27/2024 G 2. Meeting Minutes, 12/11/2024 12 H. GENERAL BUSINESS H 1. Trustee Appointment to AC H 2. BOT Liaison Assignments H 3. GAC, CIC Appointments; Consider Elimination of Committees H 4. Long Range Calendar Discussion H 5. AC Chairman Report 16 I. REDACTIONS FOR PENDING PUBLIC RECORDS REQUESTS 17 J. BOARD OF TRUSTEES UPDATE 18 K. FINAL PUBLIC COMMENTS 20 21 22	PAGE 4 4 5 23 23 24 45 46 47 54 60 82 91 91 93 96	1 Incline Village, Nevada - 1/8/2025 - 6:00 P.M. 2 -o0o- 3 4 5 CHAIR TULLOCH: It's just turned six 6 o'clock. Good evening, everyone. Welcome to the 7 regular meeting of the Incline Village General 8 Improvement District for the 8th of January, 2025. 9 We'll start with the Pledge of Allegiance. 10 A. PLEDGE OF ALLEGIANCE 11 (Pledge of Allegiance.) 12 CHAIR TULLOCH: Moving on to the roll call 13 of trustees. 14 B. ROLL CALL OF TRUSTEES 15 CHAIR TULLOCH: Mr. Homan? 16 TRUSTEE HOMAN: Here. 17 CHAIR TULLOCH: Mr. Noble? 18 TRUSTEE NOBLE: Here. 19 CHAIR TULLOCH: Ms. Jezycki? 20 TRUSTEE JEZYCKI: Here. 21 CHAIR TULLOCH: Ms. Tonking? 22 TRUSTEE TONKING: Here.
23 24		23 CHAIR TULLOCH: And myself, Trustee 24 Tulloch, I'm the chair. We'll move on to initial
25		25 public comments.

5 6 C. INITIAL PUBLIC COMMENTS I'm worried that talented, qualified 1 2 MS. SILK: I normally don't come to these 2 people are not going to want to serve on the Board 3 meetings, but I'm here because the circumstances like you guys are. And I have no reason to doubt 4 under which Sara Schmitz is leaving concerns me. I 4 that you guys are talented and qualified, I know 5 don't know her well. I've seen her speak in public 5 that, and I want to keep that good pipeline of several times over the years. But she has had to 6 quality people coming through. 6 7 7 call law enforcement and now she sold her house and What I don't want to have happen is for 8 she's leaving town. people to be serving on the Board who are so afraid 9 Now, why is this a problem? This is a of being harassed, intimidated, and threatened that problem because something has gone wrong in our they're not going to want to serve on the Board, and 10 11 community where someone who has served for five that's going to be a shame because we have a lot of 12 years feels that they need to leave, and I'm really talented people in this community who have a lot to 13 worried about it. I'm worried that it is the 13 contribute. 14 beginning of something, a very bad direction that 14 So what I'm asking the IVGID Board to do the Board is going to be taking, and I don't want it 15 is to acknowledge that there are -- had been some to happen. That's why I'm speaking up. things that had happened that should not have 16 17 If qualified and talented people feel that happened. I know things got contentious with 18 their reputations are on the line and that they are recall. I am not questioning recall, whether it going to get dragged through the mud because they've should be done, I realize that there is a -- it's a 19 20 done or said things that other board members don't procedure, it's legal, it's allowed according to the 21 agree with or other people -- I don't even mean the bylaws, that's fine. But there were -- there were 22 board members because I'm not implicating any of -- there was a crossing of line and the violation of 23 you, I'm talking about other people in the community boundaries such that a board member feels that they 24 who put her through a lot, according to what she 24 need to sell their house and move out of this very 25 said. 25 beautiful community because they no longer feel 7 8 I wanted to talk briefly about the Washoe 1 welcome here. 1 2 I'm not her lawyer, I'm not here to debate 2 County public workshops on the Tahoe area plan. I the really fine tuning, I'm just looking at the went to the first one. There's two scheduled for 3 bigger picture and telling you that there's a January. I went to the first one on Monday at the 4 5 credibility issue at stake with regard to IVGID and old library, and it was quite interesting because with regard to the type of community that we all 6 there was probably about a dozen of us there, and 7 want to live in. the county didn't seem as gung-ho on the TRPA area 8 So what I'm asking the Board to do is to plan as TRPA is. The county sure made it sound like they just have to do what TRPA tells them to a 9 acknowledge that this has happened, the truth, 9 10 whatever the truth is, and make a statement that 10 certain extent. 11 11 this is not acceptable for someone to feel that they One of the reasons I'm bringing this up here -- I know it's not directly in your scope, 12 need to leave because of harassment, intimidation, 13 and threats. And I hope that whoever was behind all maybe indirectly -- is because at the meeting, the county promised -- TRPA was not at the first 14 of that, and I don't know who it is, would make 15 amends to Sara Schmitz and apologize for what's meeting, but the county promised they would invite 16 happened because I do feel that a boundary has been TRPA to the second meeting because one of the big 17 crossed. concerns that people had and now it's very timely 18 because of the fires in Southern California, I don't Thank you. 19 MR. EPPOLITO: My name is John Eppolito. think we've ever seen a comprehensive fire 20 First, I'd like to congratulate the two evacuation plan, and I tend to, personally, believe 21 new board members. Thank you. Hope -- I'm glad I'm the people that are volunteering and taking their 22 on this side of the table and not on that side of 22 own time, energy, effort, not making money, not 23 the table. And I've said that before, but since you doing what other people may be telling them to do, 24 guys are new, you might have never heard it. So 24 and I don't think it's quite as rosy as people say 25 thank you for volunteering. 25 as far as us getting out of here. The last thing I

	9	10
1	saw was 14 hours to evacuate the basin, and it	1 MR. EPPOLITO: Maybe they'll do that.
2	doesn't even seem like TRPA cares about that	2 They'll raise it up to 65 feet.
3	anymore.	3 MEMBER SWENSON: Good evening. I'm Harry
4	TRPA as a real estate broker, TRPA used	4 Swenson. I live on lower Tyner.
5	to just be a pain in the ass if somebody wanted to	5 I want to congratulate our new trustees on
6	build a deck on their house, and that's what I deal	6 their impressive selection as a trustee for Incline
7	with in real estate. I've been doing this 27 years,	7 Village and the Crystal Bay community. I know you
8	the first 17 or so years, I would say, oh, this	8 all worked very hard to garner your votes you
9	basin's never going to be overdeveloped because of	9 received. I wish you the best of success in these
10	TRPA, but that's changed. TRPA has lost their way.	10 difficult times for our community. I want to let
11	Now it's all about, like in Incline, 65-foot	11 you know I am hoping that you can all work together
12	buildings and no hundred percent coverage on the	12 for the betterment of our community and encouraging
13	lots, and some of these wouldn't even have parking.	13 the many views of our community be heard and
14	So it's just very frustrating. I think	14 considered.
15	the reason I'm here is I want people to know on	15 Now that you're fully established, I wish
16	January 14th, at three o'clock, at Raley's is the	16 to remind you of your responsibilities as a trustee
17	next county meeting on the Tahoe area plan update or	17 under the Nevada Revised Statutes, especially the
18	update, however you say it, and I am hoping that you	18 all-important statute of open meetings. This
19	guys will come, will get involved. I think well,	19 statute ensures that all policy views and decisions
20	I don't know for sure, but that room is kind of	20 are made in an open forum for the protection of the
21	small so I don't know if it's going to be enough.	21 electorate.
22	Here's some information from North Tahoe	22 I am disappointed that last month one of
23	Preservation Alliance. There's one for everybody.	23 the trustees gathered the media to provide views of
24	CHAIR TULLOCH: Maybe TRPA will expand the	24 not only herself, but the majority of the new board.
25	meeting room as well.	25 I am assuming that these views that were expressed
1	about our new general manager were discussed in a	12 1 MS MILLER: Good evening trustees
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		40		4.4
1	not down to every little program, but at least, you	13	1 Thank you.	14
2	know, starting with the basics.		2 MR. KATZ: Good evening. Aaron Katz,	
3	The other thing I wanted to mention was I		3 Incline Village. I have several written statements	
4	see that the expansion over at the high school is		4 to be attached to the minutes of the meeting.	
5	very near completion, and I'm aware of an agreement		5 First of all, congratulations to the	
6	with the school district to have I think it's		6 three new trustees. You're each now charged with	
7	called a "joint use agreement," or "shared-use		7 being the public's fiduciaries, not just your	
8	agreement," where we, for decades, have provided our		8 favorite members of the public's fiduciaries, all of	
9	facilities for the school district, and I believe		9 us. And if you're not prepared or willing to	
	it's at no charge. I can see some of the new		10 champion all of our interests, you never should have	
	facilities over at the high school would be very,		11 chosen to run for office. I'm not suggesting that's	
	very useful as for public recreation programs.		12 what was taking place, just making a comment.	
13	- · · · · · · · · · · · · · · · · · · ·		13 I've heard others in our community argue	
	studio. I assume it has a floor that is capable of		14 the new board needs to return to our roots,	
	things like tap dancing. Anyway, I know you know		15 according to them, to enforce the responsibilities	
	that's a little thing that I've seen in other		16 of our original charter mandated: water, sewer,	
	communities. I think it would be great here. Not		17 trash, and recreation.	
	just tap, how about ballet, jazz, whatever, things		18 But our original charter did not so	
	that we can't do now because we don't have a room		19 declare it. As you know, because I've shared the	
	that's really adequate.		20 evidence with each of you, IVGID was granted the	
21	The other thing, of course, the kitchen		21 basic power of public recreation in November of 1965	
	facility. We've tried to have cooking classes. I		22 on a three-to-two vote, four years after IVGID was	
	know other groups in the community have had cooking		23 created.	
	classes, but we don't really have a place for that.		24 The grant was made based upon Harold	
	I'm hoping this time our joint use can be bilateral.		25 Tiller's representations such as future boards would	
20	Thirtioping this time out joint use carries blaceral.		25 Timor 3 representations such as lattice boards would	
		15		16
1	not acquire, operate, finance any recreational	15	I just want to say welcome to the new	16
1 2	not acquire, operate, finance any recreational facilities other than public parks and the beaches.	15	I just want to say welcome to the new board members. I looked into your backgrounds, very	16
_		15		16
2	facilities other than public parks and the beaches.	15	2 board members. I looked into your backgrounds, very	16
2	facilities other than public parks and the beaches. The beaches would be paid for with a bond, not a rec	15	2 board members. I looked into your backgrounds, very3 impressive. I think definitely good additions to	16
2 3 4	facilities other than public parks and the beaches. The beaches would be paid for with a bond, not a rec fee. We were going to pay one and a quarter million	15	 2 board members. I looked into your backgrounds, very 3 impressive. I think definitely good additions to 4 the team and I think it will serve the community 	16
2 3 4 5	facilities other than public parks and the beaches. The beaches would be paid for with a bond, not a rec fee. We were going to pay one and a quarter million for the beaches, not 2.1 million we ended up paying.	15	 2 board members. I looked into your backgrounds, very 3 impressive. I think definitely good additions to 4 the team and I think it will serve the community 5 well. I want to thank Michaela for running again, 	16
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		17		18
1	like to be involved in that.	17	1 opportunities to connect, especially during the	10
2	Thank you and appreciate you guys running		2 winter months when many activities are centered	
3	and being part of the team.		3 around higher-impact activities like skiing and	
4	MS. GRIGNON: Good evening. My name is		4 snowboarding.	
5	Blanc Grignon.		5 Financially, I believe an ice rink could	
6	My understanding is that there was money		6 contribute to our local economy by increasing	
7	set aside for IVGID around 2007 for an ice skating		7 tourism during winter, benefiting local businesses,	
8	rink. And I just wanted to ask what the status was		8 and creating job opportunities. Surrounding	
9	on that and if that rumor is even true. I'm also		9 communities like Truckee, Tahoe City, and South Lake	
10	here to express strong support for the development		10 Tahoe has had successfully built and maintained ice	
11	of an ice rink in Incline Village.		11 rinks that have become essential community assets.	
12	Our community prides itself on being		12 I don't know if any of you have ever been to the	
13	active, family-friendly destination for year-round,		13 Tahoe City community ice rink, but it's a beautiful	
14	outdoor recreation opportunities. And I believe		14 little community.	
15	that adding an ice rink would fill a critical gap by		15 In addition to recreation, an ice rink	
16	offering both locals and visitors a safe, healthy,		16 would promote health and wellness, provide a safe	
17	and inclusive space for winter activities.		17 place for exercise and social engagement,	
18	An ice rink would serve as a hub for all		18 particularly for our youth and seniors, and it would	
19	ages from young children learning to skate to teens		19 offer a unique amenity that aligns with our	
20	participating in hockey leagues and families seeking		20 community's commitment to enhancing quality of life	
21	affordable, fun activities during winter months. It		21 and attracting families.	
22	would also provide opportunities for figure skating		22 I urge the Board to prioritize the	
23	programs, curling, and even seasonal events like		23 development of an ice rink as an investment in our	
24	holiday skating nights. This would greatly enrich		24 community's future.	
25	our community's social fabric, creating more		Thank you for your time and consideration.	
		10		20
1	CHAIR TULLOCH: Do we have any callers on	19	public entities outsource golf and restaurant	20
1	CHAIR TULLOCH: Do we have any callers on the phone?	19	public entities outsource golf and restaurant management. Maybe keep the ski hill under IVGID as	20
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	1	visitors, and it will take at least 14 hours for	21	1 audit's opinion and further action under the	
	2	Incline to evacuate.		2 statute.	
	3	I'd like to thank Kent Walrack for his		3 In my view, the Department of Taxation	
	4	excellent report. And I hope that the Board gives		4 lacks authority to override the Nevada Revised	
	5	him a chance. It seems like he's going to do a		5 Statue. The clerk's email was likely an error. If	
	6	great job, and I appreciate that.		6 not, there should be documentation providing the	
	7	Thank you so much.		7 department's authority to override statute.	
	8	MR. DOBLER: Cliff Dobler here, 995		8 Due to this email, IVGID staff made no	
	9	Fairway.		9 effort to complete the audit or obtain an opinion.	
	10	As we all know, the '22/'23 audit was		10 This seems to be a misunderstanding. IVGID has an	
		never completed. Consequently, the auditor, Davis		11 outside attorney, and the NRS audit requirements is	
		Farr, issued a disclaimer and no opinion was		12 law. The email implications should have been	
	13	provided.		13 investigated.	
	14	On September 18th, 2024, the Department of		14 Tomorrow I will address the subcommittee	
	15	Taxation informed IVGID that the audit did not meet		15 of the Committee on Local Government Finance to seek	
	16	the requirements of NRS 354.634(4). This statute		16 clarification. If statutes can be ignored, rules	
	17	explicitly requires an annual financial audit		17 mean nothing.	
	18	conducted according to generally accepted auditing		18 Now, on two other matters. For 2023/'24,	
	19	standards, including findings of compliance with		19 1,230,000 was transferred from the general fund to	
	20	statutes and an opinion of the financial statements.		20 the internal services fund. The amounts were	
	21	The statute clearly mandates that an audit must be		21 recorded as an asset and a liability on each fund.	
	22	completed with an opinion expressed to comply.		22 As such, loans were made and no gifts or refundable	
	23	At some point, a clerk from the Department		23 funds or non-refundable funds were made. The	
	24	of Taxation emailed IVGID staff claiming the		24 loans required board action under NRS 354.611(a) to	
	25	2022/'23 financial statements didn't require an		25 make the loans. This was not done.	
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	1	As expected, 1,853,000 of pipeline and air	23	1 slate of officers. Michaela as Chair, Michelle as	
	2	pressure relief valves installed four years ago have	23	 slate of officers. Michaela as Chair, Michelle as Vice Chair, Mick as Treasurer, and me as Secretary. 	
	2	pressure relief valves installed four years ago have been abandoned and the capital costs need to be	23	 slate of officers. Michaela as Chair, Michelle as Vice Chair, Mick as Treasurer, and me as Secretary. CHAIR TULLOCH: Thank you. 	
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	2 3 4 5	pressure relief valves installed four years ago have been abandoned and the capital costs need to be charged off as expenses. That's all I have for tonight. Good luck	23	 slate of officers. Michaela as Chair, Michelle as Vice Chair, Mick as Treasurer, and me as Secretary. CHAIR TULLOCH: Thank you. We have a motion, a proposal, do we have a second there? 	
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			05		00
	1 of Trustees, Tru	ustee Homan and Trustee Jezycki.	25 1	But just kudos to Heidi and all the work	26
		congratulations on your appointment.	2	that she does in supporting IVGID. Thank you.	
		lso like to recognize a staff member	3	(Applause.)	
		e great work this staff member's	4	CHAIR TULLOCH: Thank you, Mr. Walrack.	
	=	nink it's important that we all are	5	Go ahead.	
	_	type of efforts and we can recognize	6	MR. WALRACK: The next update I'd like to	
		the person I'm going to recognize	7	focus on is the breaking news that our financials	
		lerk, Heidi White, for the work	8	for the months of September and October were issued	
		prepare our Board of Trustees	9	right before Christmas. This was a sign of some	
		e preparation and execution of these	10		
	_	ense, filled with many requests that	11		
	=	ewed and approved by the appropriate	12	the October 2024 report, which had the a following	
		ppropriate time frame.		results:	
		you just if you walk the halls	14	Sources were at 18.8 million, uses were at	
		that three days before trustees'	15	16.5 million, net sources/uses was 2.27 million, the	
		an see all of the time, commitment,	16		
	17 and effort put in		17	frame. And the year-to-date budget variance was a	
	•	ddition, all you have to do is look at	18		
		se binders that you see up on the	19	the year. We are based on a budget that is	
		n the amount of work that goes into	20		
	•	meeting. I think we all have one of	21		
		nat's prepared for these. Now,	22	shape, but it's better than being the opposite at	
		of our goals as we move forward is to		this point in time.	
		ve can get more executive summaries	24		
	25 to shrink this a l	=	25	right, how is that compared to last year between the	
L					
	1 September mor	oths on how we're doing this year to	27	that it's to be completed. I take two trips	28
	·	nths on how we're doing this year to was considerably better. So	1	that it's to be completed. I take two trips downstairs every day and get updates on whether	28
	2 last year, and it	was considerably better. So	1 2	downstairs every day and get updates on whether	28
	2 last year, and it 3 that's good to se	was considerably better. So ee. That's just a positive	1	downstairs every day and get updates on whether we're checking off on the items are being completed	28
	2 last year, and it 3 that's good to so 4 situation as we're	was considerably better. So ee. That's just a positive re sitting here.	1 2 3 4	downstairs every day and get updates on whether we're checking off on the items are being completed or not.	28
	 2 last year, and it 3 that's good to se 4 situation as we'd 5 I wood 	was considerably better. So ee. That's just a positive re sitting here. uld like to next move to an update on	1 2 3 4 5	downstairs every day and get updates on whether we're checking off on the items are being completed or not. On the first day, we had nine items that	28
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1	the way that we are managing this, trying to get	29	new resource on board helping us and has that the	30
2	this completed.		experience in working with Tyler Munis and City	
3	In addition to the audit work, the Nevada		3 Government has been a tremendous resource for us in	
4	Department of Taxation is holding a subcommittee of		4 helping our team understand it better and making	
5	the Committee on Local Government Finance for		5 progress with regards to being able to fulfill our	
6	discussion regarding facts and circumstances related		6 responsibilities.	
7	to the requirements for fiscal watch pursuant to NRS		7 In human resources, we had an extremely	
8	354.675 regarding IVGID.		8 busy month as we hired an additional 172 total	
9	We have an update meeting with the		9 employees for all our venues, which was mostly	
10	subcommittee tomorrow prior to the Nevada Department		10 related to Diamond Peak. This gives us a total of	
11	of Taxation meeting. We've been preparing for that.		11 592 employees at the end of December. In addition,	
12	We have another meeting earlier in the morning,		12 we hired our recreation supervisor for the senior's	
13	putting the finishing touches on our report with the		13 program, as well as a senior engineer for Public	
14	subcommittee, and we're going to give them our		14 Works.	
15	update. Then the subcommittee is going to present		15 In addition, we've been focused on	
16	it to the Department of Taxation tomorrow afternoon.		16 interviewing for the director of finance position.	
17	I received a call from Kelly Langley, and		17 We created a panel that includes Trustee Tulloch,	
18	she requested that I attend that meeting tomorrow in		18 Mike Bandelin, Erin Feore, Abbe Yacoben, who is the	
19	Reno to be in the audience during their meeting,		19 CFO of Washoe County, Susan Herron, and myself. We	
20	which I'm planning to do.		20 should have our interviews completed by the end of	
21	Moving on, we completed our six training		21 this week, and we will move to the next phase of	
22	sessions on the Tyler Munis system during the month		22 this process beginning next week.	
23	of December. Our focus was centered around accounts		23 Our IVGID Marketing and Communications	
24	payable, cash management, general ledger, capital		24 Department published a new pop-up event flyer. This	
25	assets, and budgeting. The fact that we have that		25 is something that's going to be going on at the	
1	Chateau next Saturday, January 18th, at 6:00 p.m.,	31	1 following capital improvement project status	32
1 2	which is a wine and tapas event. We're featuring	31	2 updates:	32
3	which is a wine and tapas event. We're featuring six food stations with wine parings at each food	31	2 updates: 3 Planning work for the 2025 construction	32
2 3 4	which is a wine and tapas event. We're featuring six food stations with wine parings at each food station that should be a great evening. Tickets are	31	 2 updates: 3 Planning work for the 2025 construction 4 work on the effluent pipeline replacement project. 	32
2 3 4 5	which is a wine and tapas event. We're featuring six food stations with wine parings at each food station that should be a great evening. Tickets are going to go fast. Hopefully we encourage everyone	31	 2 updates: 3 Planning work for the 2025 construction 4 work on the effluent pipeline replacement project. 5 GMP2 as begun. 	32
2 3 4 5 6	which is a wine and tapas event. We're featuring six food stations with wine parings at each food station that should be a great evening. Tickets are going to go fast. Hopefully we encourage everyone to contact The Chateau and you can sign up online	31	 2 updates: 3 Planning work for the 2025 construction 4 work on the effluent pipeline replacement project. 5 GMP2 as begun. 6 The final painting of the effluent storage 	32
2 3 4 5 6 7	which is a wine and tapas event. We're featuring six food stations with wine parings at each food station that should be a great evening. Tickets are going to go fast. Hopefully we encourage everyone to contact The Chateau and you can sign up online for your tickets.	31	 2 updates: 3 Planning work for the 2025 construction 4 work on the effluent pipeline replacement project. 5 GMP2 as begun. 6 The final painting of the effluent storage 7 tank will occur in 2025. 	32
2 3 4 5 6 7 8	which is a wine and tapas event. We're featuring six food stations with wine parings at each food station that should be a great evening. Tickets are going to go fast. Hopefully we encourage everyone to contact The Chateau and you can sign up online for your tickets. Just to whet your appetite a little bit, a	31	 2 updates: 3 Planning work for the 2025 construction 4 work on the effluent pipeline replacement project. 5 GMP2 as begun. 6 The final painting of the effluent storage 7 tank will occur in 2025. 8 Washoe County approved the grant extension 	32
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1	Manager's report.	33	1 Second offer. On the finance director	34
2	CHAIR TULLOCH: Thank you, Mr. Walrack.		2 interviews, I know prior to a couple days ago it	
3	Very comprehensive report.		would have been inappropriate to involve either	
4	I want to pass across to the Board for		4 Michelle or I as new trustees, but you've got a	
5	questions.		5 couple people here with significant finance	
6	TRUSTEE HOMAN: Yeah, not so much		6 executive leadership and significant HR executive	
7	questions as just offers.		7 leadership, it could probably be an asset to you as	
8	On the hearing that is taking place		8 you're screening and trying to figure out which is	
	tomorrow, as the newly elected treasurer, if you		9 the best candidate for the District. I know you	
	need Board representation on that and anything I can		10 guys are in process, but I know I'd be happy to step	
	do to help with that, please let me know. I can		11 in and help you guys. And I'm guessing Michelle	
	clear my calendar for tomorrow.		12 would do the same.	
13	Second thing		13 MR. WALRACK: Yes. Thank you for that.	
14	MR. WALRACK: That's for January 18th,		14 We're going to be moving to a round two, and so we	
15	that's a week from this Saturday is the event.		15 will have some opportunities we can work with.	
16	TRUSTEE HOMAN: No. The government.		16 TRUSTEE JEZYCKI: I noticed in reading the	
17	MR. WALRACK: Oh, the department. Excuse		17 reports of your leadership team that there was no	
18	me. I didn't hear you. I'm still on the lobster		18 mention of the indoctrination of you the first	
	mac and cheese.		19 100-day plan, we had three months' worth of the meet	
20	TRUSTEE HOMAN: On that, for tomorrow, if		20 and greets. In this, I did not hear or read any of	
21	you need trustee representation, let me know, or if		21 the time spent, and there were not any of the senior	
22	you need any help preparing for that.		22 reports that specified that they had spent time	
23	MR. WALRACK: Okay.		23 helping you with the learning curve of the District.	
24	TRUSTEE HOMAN: I know it's late, but I		24 I wanted to see how that has been going,	
25	can free up my day tomorrow to do that.		25 and if you had any comments or feedback on that?	
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		35		3h
1	MR. WALRACK: Actually, we have been	35	1 respond to questions from their sections of the	36
1 2	MR. WALRACK: Actually, we have been really having good communication with each of the	35	 respond to questions from their sections of the report, we can call them. 	36
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1	positions, offers were made for those hiring	37	1 complicated than that, than just the money side of	38
2			2 it. But the other positions, I wasn't as close to	
3			3 so I would have to dig a little bit deeper to see if	
4			4 it was just financial or other issues.	
5			5 TRUSTEE JEZYCKI: I think from an HR	
6			6 perspective too it's helpful to understand that so	
7	-		7 going on into new hires, were prepared. Thank you.	
8			8 TRUSTEE TONKING: I have three questions.	
ç			9 One is referring to what Trustee Jezyski	
1	0 is very difficult for a number of reasons. One of		10 was talking about in terms of the positions being	
	1 those positions, I was not going to take no easy, so		11 rejected. Did you, then, move forward with the temp	
	2 I made a second and third attempt the try to get		12 positions through the county's recruiting firm so	
1	3 this person on board because they lived this		13 that we can at least get bodies in there, or what is	
1	4 person lived in Incline Village, and it's just a		14 going on?	
1	5 natural resource for us and the candidate. And so,		15 MR. WALRACK: That was our first effort,	
1	6 any case, I did my best, but unfortunately we were		16 to utilize Washoe County temporary service, and they	
1	7 not able to land that candidate.		17 went through, I think, 15 different potential	
1	8 TRUSTEE JEZYCKI: So is it to be		18 candidates, and none of them selected to accept that	
19	9 understood, then, that the offers were both declined		19 position with us. So they basically have given up	
2	0 because of financial reasons or is that the salary		20 on the county resources.	
2	1 offered? It just seems strange to me that both of		21 TRUSTEE TONKING: Okay. And have we let	
2	2 them were extended and both declined for two		22 the county know that that's what's occurred	
2	3 different positions.		23 MR. WALRACK: Yes.	
2	4 MR. WALRACK: I would say that the second		24 TRUSTEE TONKING: because it's part of	
2	5 candidate for the accountant position was more		25 NRS?	
	MD MAI BACK, Voc	39	4 TDUSTEE THE OCUL. Therefore as much	40
1		39	1 TRUSTEE TULLOCH: Thank you so much.	40
2	2 TRUSTEE TONKING: Great.	39	2 TRUSTEE HOMAN: Sorry. I just want to go	40
3	TRUSTEE TONKING: Great. My other question is looking at the letter	39	2 TRUSTEE HOMAN: Sorry. I just want to go 3 back and kind of mention during your comments too	40
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		41		42
1	divided by 12 to get some kind of seasonality built		1 TRUSTEE JEZYCKI: Sue Griffith was	
2	into it so we could really look at an actuals versus		2 there.	
3	budget. But it would also, then, be nice if we		3 MR. WALRACK: is structured differently	
4	would put in a column there for versus the		4 in that, you know, the last one, we were invited	
5	prior year.		5 there to present, and we're not invited to present	
6	Without those three pieces of information,		6 but they asked me to be in the audience.	
7	it is very difficult for us to make any sense of it.		7 TRUSTEE JEZYCKI: Okay. I would imagine	
8	MR. WALRACK: The answer to your question		8 that they would want you in the audience to,	
9	is we had our budget meeting yesterday and that		9 perhaps, answer questions; right?	
10	subject matter came up, and the goal this year is to		10 MR. WALRACK: There may be a question,	
11	do it seasonally next year so it makes heads and		11 yes.	
12	tails so we can actually tell what the score of the		12 TRUSTEE JEZYCKI: So should we be better	
13	game is.		13 manned or personned to support you in that?	
14	TRUSTEE HOMAN: That's great. I would		14 MR. WALRACK: Yes. From the perspective	
15	also see if we could do a versus prior to see how		15 of anticipating the questions they're going to be	
16	we're doing, how we're progressing.		16 asking with regards, obviously, the audit, the Tyler	
17	CHAIR TULLOCH: Any other questions?		17 Munis system that we're working on and the financial	
18	TRUSTEE JEZYCKI: In terms of the meeting		18 reporting, the new specialist that we hired, Jessica	
19	for tomorrow, you had mentioned that they had asked		19 Carl, has been doing a fantastic job.	
	you to be in person. I know Treasurer Homan has		20 Once we have our meetings in the morning,	
	offered to go as well. Who else from IVGID or the		21 our prep meetings, I may make the decision to bring	
	Board are planning on being there? I know the last		22 her along because her experience and really	
	time there was two interim GM Crocker was there,		23 expertise on that Tyler Munis system and finance	
	Trustee Tulloch was there, and		24 together and she's bridging that gap for us on how	
25	MR. WALRACK: Yeah, this meeting		25 we're getting better at producing the results, is	
1	that she could be a real asset for us. I'm going to	43	1 Mr Walrack?	44
1 2	that she could be a real asset for us. I'm going to make that decision tomorrow after our morning	43	Mr. Walrack? I think a couple of comments on the budget	44
2	make that decision tomorrow after our morning	43	2 I think a couple of comments on the budget	44
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2 3 4	make that decision tomorrow after our morning meetings. But with Mick's offer with regards to	43	2 I think a couple of comments on the budget 3 numbers. I strongly agree with Treasurer Homan who 4 had been we'd been asking since the start of this	44
2 3 4 5	make that decision tomorrow after our morning meetings. But with Mick's offer with regards to going along to sit in on that meeting and anybody	43	I think a couple of comments on the budget numbers. I strongly agree with Treasurer Homan who had been we'd been asking since the start of this financial year for a properly-spread-out budget, not	44
2 3 4 5 6	make that decision tomorrow after our morning meetings. But with Mick's offer with regards to going along to sit in on that meeting and anybody could look at it via Zoom because it's going to be	43	I think a couple of comments on the budget numbers. I strongly agree with Treasurer Homan who had been we'd been asking since the start of this financial year for a properly-spread-out budget, not just a peanut butter. And that's not been a Tyler	44
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1	two obvious and whore it's way, whore we know	45	1	CHAIR TULLOCH: Do we have a second?	46
1 2	two obvious ones where it's way where we know we're past our peak season and most of the salary		2	TRUSTEE HOMAN: Second.	
3	money has been spent already.		3	CHAIR TULLOCH: Okay. All those in favor?	
4	But, yep, it's good to finally see		4	TRUSTEE NOBLE: Aye.	
	October. It's do we have a target for		5	TRUSTEE HOMAN: Aye.	
5	December's?		6	TRUSTEE HOMAN. Aye. TRUSTEE JEZYCKI: Aye.	
			7	TRUSTEE JEZTONI. Aye. TRUSTEE TONKING: Aye.	
7 8	MR. WALRACK: I'll get back to you on that.		8	•	
			9	CHAIR TULLOCH: Aye.	
9	CHAIR TULLOCH: Thank you.		10	Consent calendar passes five to zero.	
10	No further questions on the general		-	Moving on to general business. H. GENERAL BUSINESS	
12	manager's report?		12		
	Moving on to consent calendar. G. CONSENT CALENDAR		13	H 1. Trustee Appointment to AC CHAIR TULLOCH: Item H 1, review, discuss,	
14	G 1. Meeting Minutes 11/27/2024		-	and consider one trustee appointment to Audit	
15	G 2. Meeting Minutes 12/22/2024			Committee to fill a vacated position. Requesting	
16	CHAIR TULLOCH: Item G 1, approval of the			staff member, Director of Administrative Services	
	IVGID Board of Trustees special meeting minutes for			Susan Herron.	
	, ,		18		
	November 27, 2024, and G 2, approval of the IVGID		_	MS. HERRON: Thank you. Good evening, Board.	
	Board of Trustees meeting minutes for December 11, 2024. In both cases, requesting staff member,		20	I would refer you to pages 219. Our	
	District Clerk Heidi white.			recommendation is that the Board of Trustees make a	
22	Do we have a motion to approve the consent			motion to appoint one trustee to fill the vacated	
	calendar?			position on the Audit Committee.	
24	TRUSTEE NOBLE: I would move to approve		24	TRUSTEE TONKING: I move I would	
	items G 1 and G 2 as provided.			recommend Mr. Homan for the role on the Audit	
		47			48
1	Committee, given his vast experience.	47	1	they found this to be helpful or not?	48
1 2	Committee, given his vast experience. CHAIR TULLOCH: Do we have a second?	47	2	MR. WALRACK: I'm sorry. I was swamped	48
2	CHAIR TULLOCH: Do we have a second? TRUSTEE JEZYCKI: I second that.	47	3	MR. WALRACK: I'm sorry. I was swamped with a few other issues and was not able, but I'll	48
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1	beaches, one doing contracts, one doing pickleball,	1 it's really key to hear from the people we would be	50
2	one doing Parks and Rec, and one doing construction	2 liaising with to see if it's even needed. Some may	
3	projects because at that time those seemed	3 say yes, some may say no; all of them may say yes,	
4	important, and those were ways to communicate with	4 and all of them may say no.	
5	the venue leads.	5 I would rather not sit up here and say,	
6	After doing it for a year, I'm unsure how	6 yes, let's do X, Y, and Z without even touching base	
7	helpful it truly and was more thinking of, like,	7 with them first.	
8	some outside areas that we may not have with outside	8 Having said that, I think what we might	
9	partners, if we need them, but open to everybody's	9 consider is go ahead in making temporary	
	idea.	10 appointments, and then leaving it up to each of us	
11	CHAIR TULLOCH: Go ahead, Ms. Jezycki.	11 to make that contact and learn from them if that is	
12	TRUSTEE TONKING: I'm supposed to start	12 a helpful service that we can provide, or do we just	
13	chairing, but you can keep going, Ray.	13 let them know that we are here in support across the	
14	CHAIR TULLOCH: That wasn't my	14 board?	
15	understanding.	15 MS. HERRON: We can certainly bring this	
16	MR. RUDIN: Yeah, there's a new chair.	16 item back. I will speak for at least two of my	
17	CHAIR TULLOCH: Musical chairs. I did ask	17 colleagues. I do know that ski was very beneficial	
18	about this and I was told that wasn't what happened	18 to that venue manager, and I believe that the Parks	
19	in the past, because that's what I thought happened	19 and Rec was very beneficial to that manager as well.	
20	as well. Happy to pass it across.	20 I don't know about I would suggest that	
21	(Trustee Tonking now designated as	21 with Trustee Dent and FlashVote, that contract is	
22	Chair Tonking.)	22 over, so that would not be a consideration. That's	
23	TRUSTEE JEZYCKI: My I'm sorry you were	23 what I know from two of them.	
24	not able to get that info because I really think	24 CHAIR TONKING: Trustee Noble?	
25	that that's important in deciding this. I think	25 TRUSTEE NOBLE: What I would suggest,	
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	1	like to do that, Michelle, since you were reaching		1 just think it would be nice to have it going	
	2	for the I leave it to you.		2 forward, just depending. But we can discuss at the	
	3	TRUSTEE JEZYCKI: I'm happy to help with		3 next meeting.	
	4	the Parks and Rec as the liaison. CHAIR TONKING: Do I have a motion?		4 MR. RUDIN: And just one piece of 5 unfinished business on this item. There were	
	5 6	TRUSTEE NOBLE: I would move that I be		6 previous liaisons for Public Works contracts,	
		designated the liaison and Michelle be designated		•	
	7	the liaison for Parks and Rec.		7 pickleball, expressly. Is the Board intending to 8 eliminate those prior liaison positions?	
	8 9	CHAIR TONKING: Is there a second?			
	10	TRUSTEE HOMAN: Second.		3 3	
	11	CHAIR TONKING: Any further conversation?		10 hold off on those until the next meeting when11 General Manger Walrack was able to talk to those	
	12	All those in favor, please say aye.		12 staff members.	
	13	TRUSTEE JEZYCKI: Aye.		13 Okay. That moves us to item G 3.	
	14	TRUSTEE TULLOCH: Aye.		14 H 3. GAC, CIC Appointments; Consider	
	15	TRUSTEE NOBLE: Aye.		15 Elimination of Committees	
	16	TRUSTEE HOMAN: Aye.		16 CHAIR TONKING: Review, discuss, and	
	17	CHAIR TONKING: Aye.		17 consider appointment to the Golf and Capital	
	18	Motion passes 5/0.		18 Improvement Investment Committees; consider	
	19	TRUSTEE HOMAN: Can I just clarify on the		19 elimination of committees. Requesting staff member,	
		government, that was that had been the treasurer.		20 Director of Administrative Services Susan Herron.	
		I		21 This can be found on page 230 of the board packet.	
	22	CHAIR TONKING: The treasurer before, yes,		22 MS. HERRON: Referring to page 230, there	
	23	that's how it had been working, yes. But we can		23 are four individual motions, you can make one or	
	24	TRUSTEE HOMAN: So we done need		24 more, and I would turn it back over to the Board.	
	25	CHAIR TONKING: It's up to the Board. I		25 I'll be happy to answer any questions.	
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	4	CHAIR TONKING: In there any thoughts or	55	1 would I think doing them as board appointed	30
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	57		58
1	to things, and commit the Board to various different	1 I do find, even when I sat chairing the	50
2	expenditures that the public knows nothing about.	2 Golf Committee, there is this weird nuance where you	
3	I fully agree with the improved	3 are chairing a committee but then you're also voting	
4	efficiency, but I think we need to be transparent to	4 on the same issue after, and that seems like this	
5	the public rather than having things happening	5 weird decision-making-occurring-twice role that I'm	
6	behind closed doors.	6 not a huge fan of. And I also think we are looking	
7	TRUSTEE HOMAN: I would just counter that	7 to save as much money as possible in our general	
8		8 fund and looking at our budget.	
g		9 I would agree that it could be a good	
10	committee's advices and make its own decisions. And	10 idea.	
1	the Board needs to penetrate the recommendations,	11 TRUSTEE JEZYCKI: I think I like the	
	2 penetrate the work that's been done, but the Board	12 idea, and I think it's a good suggestion. I also	
	3 is responsible. These committees, whether they are	13 think that having or insuring that there is a	
	board- or GM-appointed committees, have no authority	14 board liaison member to each of those committees	
	5 to commit the Board to anything.	15 covers our bases.	
10	· -	16 TRUSTEE TULLOCH: Yeah, I'm looking for	
	7 it's happened in the past where they have, where		
	8 they've started making requests for public lands as	18 proper minutes coming from these committees. But if	
	9 well from the dog park committee.	19 they degenerate into special interests groups where	
20	•	20 people have their own special their own little	
	1 on that, Trustee Tulloch, and I will say that I feel	21 fiefdom, they want to create their own special	
	2 like we had Ordinance 7 as a GM committee and that	22 project, they want to create, as we've seen happen	
	3 had meeting minutes set, people could look at if	23 in the past, yeah, that's my concern.	
	4 they liked to, and it worked great, it brought all	24 I want to see full transparency here.	
2	5 these edits.	25 TRUSTEE JEZYCKI: I think that full	
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	59	4 TDUOTES NODUS	60
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2	transparency falls back on us does it not? in terms of being a responsible steward and liaison on	2 TRUSTEE HOMAN: Aye.	60
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1	to be holding those as GM committees, then we can	61	be able to have everything out by Monday for that	62
2	discuss what appointments would look like.		meeting? I just saw there's a handful of things on	
3	TRUSTEE HOMAN: Okay.		3 there and wanted to confirm.	
4	MR. BANDELIN: Thank you. As the Chair		4 MS. HERRON: We know that there was a	
5	said, this item begins on page 231 one of your		5 special meeting being considered by January 16th,	
6	packet. We're here there's no motion with this		6 and we did not know if that meeting would supercede	
7	particular agenda item; this is basically staff		7 the 15th meeting, so we are open to moving some of	
8	presenting, which begins on page 232 of your packet,		8 these items as you would desire.	
9	a sample of the long range calendar.		9 CHAIR TONKING: Okay. Perfect.	
10			10 Otherwise, it would be planned to be released on	
	the staff really feels that it's a good time to have		11 Friday morning; is that correct?	
	a discussion on how the Board would work or have		12 MR. BANDELIN: That's correct.	
	suggestions about the long range calendar that which		13 Again, this is kind of a sample, so if	
	we plan on keeping on the within the Board		14 you if I could actually speak to a couple of	
	packets to be discussed at each meeting.		15 those items, we would just move those to either the	
16			16 22nd or the 29th. But, again, this is kind of a	
17	of give some insight or discussion on the particular		17 sample, so you're staff is always going to have	
	sample that we have provided, again on page 232 of		18 procurement items on there, agreements or contracts	
	your packet.		19 within general business items that we know that we	
20	CHAIR TONKING: Great. I have one quick		20 need to do as staff in front of the Board within	
21	question before we begin that discussion, and then		21 general business or consent.	
22	I'd love you all to offer your ideas.		22 I would just kind of maybe take the	
23	For that meeting next week, are you going		23 discussion to how you would like it laid out. And	
24	to be able to have memos and everything out? I know		24 then, again, a sample that we're showing you here	
25	that it got moved to the 16th, but are we going to		25 tonight, that we would probably move some of those	
		63		64
1	items. If there's a special meeting, we wouldn't	63	1 operate more efficiently, including these minutes?	64
1 2	want that take up a special meeting with general	63	1 operate more efficiently, including these minutes?2 I would challenge anybody to say that they've	64
3	want that take up a special meeting with general business or consent items, and none of those are	63	 operate more efficiently, including these minutes? I would challenge anybody to say that they've actually read these before they approve them. 	64
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1 a	ny other, like, pressing things that need to get	65	1 CHAIR TONKING: I think we talked about	66
	one, you should put those on there too.		2 the need for possibly having a board workshop during	
3	TRUSTEE TULLOCH: Can I ask, where I		3 that time at the end of last year. If you don't	
	nust have missed the board motion that we had four		4 want to have a meeting, let's talk about what you	
	neetings in a motion or we had a special meeting for		5 can't accomplish, we can work through that, we have	
			6 a long calendar we're looking at right now to	
	ne 16th. I saw a request come for availability,			
	out I don't recall any board motion saying that we		7 discuss.	
	nove to four meetings a month.		8 TRUSTEE TULLOCH: I'm not really	
9	CHAIR TONKING: I don't think we've moved		9 interested in casting stones, who can accomplish	
	o four meetings a month, Ray. We're just trying to		10 what or not. I'm just asking when this motion came	
	t in a budget workshop in there as well as getting		11 forward, then suddenly changed where it's suddenly	
	ome stuff done. We can combine things so that it		12 four meetings a month instead of one and three.	
	oesn't have to be four. That feedback is ideal to		13 CHAIR TONKING: Again, Trustee Tulloch, I	
14 h	ear as look through these.		14 think staff was proposing things that need to get	
15	TRUSTEE TULLOCH: Yeah. No. I just got		15 done and it got allotted to four meetings. We do	
16 a	n invitation to a special meeting on the 16th, and		16 not need to have four meetings so we can discuss how	
17 I	don't recall the Board approving that or having		17 many meetings we would like to have.	
18 a	ny motion for that.		18 Would you like to suggest how many	
19	CHAIR TONKING: I am under the		19 meetings you would like to have?	
20 u	nderstanding that the 15th did not work, and so		20 TRUSTEE TULLOCH: I'm happy with two. But	
21 th	ney have asked for the 16th availability.		21 understand the budget workshop, that certainly could	
22	TRUSTEE TULLOCH: But where did the		22 be three, but suddenly sticking four meetings a	
23 d	ecision to go to the 15th come from? Because our		23 month is you work as well so you're well aware of	
	chedule's the first and third Wednesdays of the		24 the issue there.	
	nonth.		25 CHAIR TONKING: I am.	
		67		٠,
1	TRUSTEE NOBLE: I would suggest after we	67		88
1 2 d	TRUSTEE NOBLE: I would suggest after we	67	1 CHAIR TONKING: I'll work with you to make	88
2 d	iscuss the long range items that the Chair work	67	1 CHAIR TONKING: I'll work with you to make 2 sure you can attend the meetings.	88
2 d 3 w	iscuss the long range items that the Chair work with staff to determine when would be the best time	67	1 CHAIR TONKING: I'll work with you to make 2 sure you can attend the meetings. 3 Trustee Noble, would you like to	88
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1 that, not only the guests at the Hyatt, but I	69 70 1 have the North Lake Tahoe Fire Protection District
believe it also impacts the Hyatt Residence Club.	2 agreement, and I know that counsel and staff had
3 I'd like to get a high better understanding ask	3 been working with the Fire District to on that
4 the Board's permission to reach out to our beach	4 agreement. I'd like to bring that have that be
5 counsel to look into those topics.	5 brought back sooner much sooner than later. I
6 The fourth one is we had not had a	6 know there's a cap or there has been a historical
7 GM/Director of Golf for six months, and I'm not sure	7 cap of up to \$200,000, that the District, then, is
8 if that is something that we need to provide	8 leveraged for grants of up a million dollars for
9 staff board direction to staff or if staff can	9 vegetation management and wildfire mitigation, and I
10 just go ahead and start that recruitment process.	10 would like to explore whether or not increasing that
11 But given that the golf season is fast approaching,	11 contribution by IVGID can help leverage for
12 I think that is a critical position that needs to be	12 additional grants that can accelerate the wildfire
13 filled.	13 mitigation efforts around the community here that I
14 The fifth item and Mick had touched on	14 would think would have a positive impact on, not
15 this was to take up elimination of transcription	15 only the insurance costs that everyone is bearing,
16 of meeting minutes by the court reporter. That	16 but also protect this community even more.
17 would actually save us between \$25,000 and \$35,000	17 Those are my seven items.
18 a year. If we can bring that back in house and have	18 CHAIR TONKING: Anyone else have items?
19 simple summaries of the Board meetings that comply	19 TRUSTEE TULLOCH: I'm not trying to
20 with statutory requirements.	20 satisfy certain sections of the community. I'm not
21 The sixth item would be to have an update	21 going to add to that.
22 on the Beach House and next steps.	22 I think some of these proposals are
23 And then the seventh item and,	23 absolutely ridiculous. I'm not sure how we can
24 unfortunately, it's very relevant with the fires	24 appoint Mr. Harrison when it's when the interview
25 that are happening down in Southern California we	25 has been carried out by non-board members and
	71 72
1 proposed by non-board members. I think that's an	71 72 1 careful not to do them.
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1		1 could whether it's weddings or other events, how	74
2		2 can we leverage that for our community's benefit.	
3	on there. We own that strip up Ski Way, why not	3 And also board operational efficiencies	
4	monetize it and have people pay a monthly fee to get	4 was on my list.	
5	the trailers and boats off of our streets which the	5 And the last one is a strategic plan. I	
6	community has been screaming quite loudly about	6 see it on here, but I would like to raise that more	
7	every year.	7 to the top, if we can. I think we really need to	
8	I would like to see that we revisit the	8 set out where we will be navigating and with the	
9	damaged relationships for funds, donors, grants. I	9 time frames and how we're going to fund these	
10	think we're missing out on a lot of opportunities.	10 things, I think that's of utmost importance.	
1	1 And in speaking with some people from the county as	11 Those would be some, among some others, of	
1:	well, I think that if we can re-nurture those	12 my list.	
1:	3 relationships, reestablish and nurture them, that we	13 CHAIR TONKING: Thank you.	
14	will be in a much better position to be in the	14 TRUSTEE HOMAN: Just to leverage off of	
1	5 driver's seat to call some of the shots from the	15 what sorry. Let me go back to my first one.	
10	county, not necessary directly related but	16 Can we put an item on the agenda to talk	
1	7 indirectly, like the transportation hub and so	17 about meeting formality? Because do we have to say	
18	3 forth. Rather than things being done to us as a	18 "Trustee, General," can we call people by names?	
19	ocommunity, I'd like to make sure that we have those	19 That would be my first item for making the meetings	
20	relationships in place to make sure that we can	20 more efficient.	
2	1 access and repair some of those relationships.	21 In addition to that, touching on	
2	With the Hyatt closing, I think I would	22 Michelle's point on the strategy, my observation is	
2	3 like to see staff delve into how we might leverage	23 that the facility fee kind of came in at the very	
24	4 our amenities for some of the income opportunities	24 end of the budget discussion in the past, and I	
2	5 that the Hyatt is giving up and canceling. If we	25 would like to accelerate that because I think the	
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1	strategic plan, and in particular the long-term	1 timing, I would like to see us get the golf thing	76
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	77		70
1	77 MR. RUDIN: There was some discussion	1 we why do we have \$2- and \$3,000 items on the	78
2	about code of conduct. Typically, most agencies	2 agenda?	
3	will have that in the same sort of policy that	3 I want to get my preference, I don't	
4	governs their conduct of meetings, so policy 310	4 know about the rest of these board members, but I'd	
5	would be the appropriate place to raise those issues	5 like to revisit streamlining that process and	
6	such as meeting formality as well.	6 allowing staff to do their job, provided it's within	
7	CHAIR TONKING: If you would want to work	7 the overall budget guidelines that are set by the	
8	with what that would look like, that could be added	8 Board, along with a decision authority which kind of	
9	to 3.1.0.	9 gives which the Board grants the GM up to this	
10		10 amount, as long as it's in the budget, you go ahead	
11	that is out on the website that the Board adopted	11 and do it. Then, I guess, below that there's a GM	
12	for itself.	12 delegation that further pushes that down that we	
13	CHAIR TONKING: Maybe we bring that back.	13 probably don't need to be involved with.	
14	•	14 MS. HERRON: There are some applicable	
	it up with 3.1, and I'd be happy to work with you.	15 NRSs that I will work with counsel on making sure	
16		16 that those are in there. And then what you just	
	3.0.1, will you be looking at the decision authority	17 spoken about, we can actually add that into the	
	component of that as well? And what I'm getting	18 draft, sure.	
	at again, I'm going for how do we operate more	19 MR. RUDIN: Yeah, that is an appropriate	
	effectively is it time to revisit we have to have	20 discussion with respect to Board Policy 3.10,	
21		21 because there is already delegation to the General	
	to have all those contracts included? Can we get to	22 Manager. And Board Policies 21.10 regarding the	
	something more simplified that says the Board	23 purchasing policy for good and services and 2120	
	helps set the operating budget for the year, as long	24 regarding Public Works contracts, there's an	
	as you're operating within that budget, why are	25 inconsistent provision of policy 310 that requires	
	ac years operating main that badget, mry are	25 mosholatori providistrat panay ara matraquina	
1	79	1 capital project summary to start with And then	80
1 2	all contracts to come to the Board, and that is	capital project summary to start with. And then meeting with the team vesterday, we wouldn't be able	80
2	all contracts to come to the Board, and that is really the main language and the reason why staff	2 meeting with the team yesterday, we wouldn't be able	80
3	all contracts to come to the Board, and that is really the main language and the reason why staff are bringing all contracts to the Board.	 2 meeting with the team yesterday, we wouldn't be able 3 to bring the all the budget assumptions, sources 	80
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1	and the budget workshop down to the 29th.	81	1 anything else. Thank you.	82
2	We will take the 29th's items and we		2 CHAIR TONKING: That closes out item H 4.	
3	will if they don't fit into the budget workshop,		3 That brings us to item H 5.	
4	we will definitely put those in later on. We will		4 H 5. AC Chairman Report	
5	get to those, those aren't quite as critical.		5 CHAIR TONKING: Review and discuss the	
6	And then I just want to kind of clarify		6 Audit Committee chairman report on the 2023	
7	something, your meetings are the second and		7 look-back project and the 31 memorandums from Mr.	
8	fourth the second and last Wednesday, that is how		8 Cliff Dobler. Requesting trustee, Audit Committee	
9	they have historically been, and if you look at the		9 chairman Raymond Tulloch. This can be found on	
10	calendar, that's what we did going forward. January		10 pages 237 to 238 in your board packets.	
11	was kind of to give a sense of urgency, so I guess		11 TRUSTEE TULLOCH: I don't think this needs	
12	we accomplished our mission.		12 too much introduction. Mr. Homan's very familiar	
13	And then if on the 29th, what time did		13 with this, having been involved before he jumped	
14	you want the 16th meeting to start?		14 ship from the Audit Committee, he was involved in	
15	TRUSTEE NOBLE: I believe in the email		15 this. Mr. Dobler spent a lot of time and effort in	
16	that Ms. White sent out, it was three o'clock on the		16 preparing 31 different memos detailing issues that	
17	16th.		17 he identified, researched in connection with	
18	MS. HERRON: Would you like to start your		18 reporting in the prior year ACFRs.	
19	29th meeting because now we're doing away with		19 The prior AC chair, Mr. Nolet, Chris	
20	the 22nd a little earlier?		20 Nolet, proposed to the Board of Trustees and the	
21	CHAIR TONKING: Let's see if Heidi can		21 director of finance that a comprehensive look-back	
22	reach out to trustees and make sure, knowing that		22 project would be carried out with Mr. Nolet, Mr.	
23	some are working, when they can get here. But if we		23 Homan, and Mr. Dobler.	
24	can start a little earlier, that would be great.		There was a significant amount of work	
25	MS. HERRON: I don't think we have		25 done officially from mid March through early June,	
	9	83		8/1
1	2023. The project was then paused and some of the	83	1 respond to all because I didn't want to violate Open	84
1 2		83	 respond to all because I didn't want to violate Open Meeting Laws. I think that exchange had some good 	84
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1	85 So I will read, first, my response to him,	86 1 2014 and hence largely depreciated, or (4), that	6
2		2 represent valid capital spending, either valid new	
3		3 assets, replacement of assets or components of	
4	"Cliff, good timing. I've actually spent	4 assets that have been fully depreciated.	
5		5 "At this point, I'm not seeing anything	
6		6 material enough that would warrant restatement of	
7		7 previously issued statements in '22 or '23. Having	
8	memo, including a line-by-line review of every item	8 said that, my work is still ongoing.	
9	in the 20-plus pages of exhibits.	9 "The plan would be to have a summary for	
10		10 both the Audit Committee and the Board for the ACFRs	
	about various items; I've also shared portions of my	11 issued. That summary may not completely close out	
	work with Chris. I recently provided the accounting	12 every single item, but that plan is to have	
	and finance staff with a list of questions that need	13 adequately reviewed all items that could have a	
	to be addressed before finalizing the 2024 ACFR.	14 material impact on the 2024 ACFR."	
15	-	15 I'll skip forward here:	
	need to be written off, but they are nowhere near	16 "Like you, I feel strongly that we need to	
	the figures you are throwing around. As I reviewed	17 address the issues and have accurate financials.	
	the detail behind the 10 million in your June 23rd	18 And I have repeatedly given you credit for	
	memo and related schedules, the majority of the	19 uncovering some capitalization issues in the past	
	amounts included therein are either comprised of,	20 that led to adjustments to additional reporting.	
	(1), repeat items from the 29, 28 memos that we	21 However, as I get further into the (inaudible) of	
	discussed and are in the process of being resolved,	22 your many assertions, I find that many of them lack	
	(2), amounts that have been written off either as	23 merit due to one of two shortcomings.	
	part of a large cleanup in 2019 or in subsequent	24 "One of those is taking prior	
	years, (3), amounts that were capitalized prior to	25 recommendations of Moss Adams out of context.	
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1	Now having said, that I've looked at the 10 million,	90 1 Any follow-up conversation on this?
2	and I have drafted and I have provided staff	2 TRUSTEE TULLOCH: Thank you, Mr. Homan.
3	there are some things in that schedule that I had	3 That's a good summary. I'm not aware of any Board
4	questions about, and so I have provided a list of,	4 direction to Mr. Dobler to that affect. I'll bet
5	you know, in addition to the seven items that were	5 yourself and Mr. Nolet would know better, having
6	still open on the 28th, I think I provided probably	6 worked with that.
7	15 to 20 additional questions to staff to say, hey,	7 That seems slightly strange. I'm
8	let's look into this item, let's try to resolve	8 certainly not aware of any Board direction or any
9	these before we issue the ACFR.	9 Audit Committee Direction on that.
10	I think these are isolated, and I'm	10 CHAIR TONKING: I think for context, those
11		11 had some grown over a series of time and then had
	And, yes, we may as get through all this, we may	12 been asked by the Audit Committee, while he was on
13		13 it, to then have those investigated, and that's how
14		14 we ended up with those memos all in one place.
15		15 TRUSTEE HOMAN: Regardless of whether that
	year, but we won't know that.	16 direction came from the Board or whether Mr. Dobler
17		17 took that upon himself, it was the wrong approach to
	And I have purposely not asked staff to get that done immediately because I want them to get	18 take. It's impacting how I look through all of
18	· · · · · · · · · · · · · · · · · · ·	19 these items.
19	off and do that work, and then we can kind of circle	20 TRUSTEE TULLOCH: Understood and no
21		21 disagreement from me on that. I think it's the
		_
	adjustments that we need to make to get these things resolved.	22 policies at the time and to make sure that they were23 compliance with GAAP or GASB at the time.
24	That's my summary.	24 CHAIR TONKING: Do I have any other
25	CHAIR TONKING: Thank you for doing that.	25 conversation on there? Otherwise, I have an idea
20	CHAIR FORKING. Thank you for doing that.	23 conversation on there: Otherwise, i have an idea
1	for next steps	92 1. update, but a response to one of the public
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1	acknowledge the Diamond Peak ski team. I don't know	1	MR. BELOTE: We do have two currently in	94
2		2 queue.	With BEESTE. Wo do have two daniently in	
3		3	MS. KNAAK: Hi. Yolanda Knaak.	
4	tried to look at all these different ways, but from	4	You know, I am very concerned about David	
5		5 Noble b	inging out the idea of getting rid of our	
6			GM, and I feel like he's not interested in	
7	running smoothly, the shuttles, the staff were		ur new GM a fair shake. So, anyway, I hope	
8			le board makes a decision keep GM Kent	
9		9 Walrack	•	
	me proud of our wonderful amenity. Clearly,	10	Thank you very much.	
1		11	MR. DOBLER: This is Cliff Dobler.	
12	got a great team that he's sharing that type of	12	I'm going to stay away from Noble	
13	B expected culture with, and it was really nice to	13 Homan's	s comments, but here's something I think is	
14	\$ see.	14 much m	ore important. I've been pretty actively	
15	My hats off to the Diamond Peak team for	15 involved	in IVGID for about seven years, and my	
16	6 making us all look good, actually, and giving us a	16 expertise	e is in development, real estate	
17	wonderful, wonderful venue to enjoy.	17 develop	ment, maintaining assets throughout the	
18	CHAIR TONKING: Any other updates?	18 United S	States of America.	
19	That closes out item J. That brings us to	19	We don't have the ability to do what needs	
20	item K.	20 to be do	ne with the current staff. If you take a	
2	K. FINAL PUBLIC COMMENTS	21 look at t	ne last five to seven years, the amount	
22	CHAIR TONKING: Do we have any public	22 that was	provided for capital projects in the budget	
23	3 comments in the room?	23 and the	amount that was actually spent was around 20	
24	There are none in the room. Do we have	24 percent.	And even Winquest told me, At the end of	
25	5 any online?	25 the day,	they were not capable of doing more than	
				96
1	one our two projects a year.	1 more an	d more and more, and we'll be just like the	
1 2	one our two projects a year. Now, what my concern is is if you look at		d more and more, and we'll be just like the ten years later, costs double, and we're	
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80/7 80/11 81/1 64/20 67/17 68/4 80/20 25/8 45/21 81/16 87/1 wellness [1] 18/16 81/7 81/18 82/10 85/7 who [10] 5/11 5/24 6/8 81/3 went [5] 8/3 8/4 38/17 6/12 7/14 30/18 41/21 85/18 86/22 workshops [2] 8/2 40/13 84/18 44/3 66/9 76/7 75/10 yourself [1] 90/5 Wente [1] 31/10 yourselves [1] 11/23 whoever [1] 7/13 worried [3] 5/13 5/13 were [52] 6/21 6/21 whole [2] 71/2 94/8 youth [1] 18/18 6/1 10/25 11/1 12/13 12/14 **why [8]** 5/9 5/16 37/3 worse [1] 23/7 12/16 12/17 15/4 22/20 73/3 77/25 78/1 79/2 worth [1] 34/19 22/22 22/23 26/8 26/14 zero [4] 12/18 24/15 95/16 would [142] 26/14 27/7 28/6 34/21 46/9 47/11 wildfire [2] 70/9 70/12 wouldn't [3] 9/13 63/1 36/6 37/1 37/2 37/16 zero-based [1] 12/18 will [54] 9/19 9/19 9/24 80/2 37/19 37/22 38/7 39/21 **Zoom [3]** 1/11 43/6 11/23 16/4 16/8 19/9 writeoff [1] 88/12 40/6 40/7 42/4 47/25 97/8 19/15 20/23 21/1 22/14 writeoffs [2] 88/6 49/4 49/23 53/1 54/5 24/14 28/13 28/17 89/13 63/18 64/6 64/6 71/25 30/21 31/11 32/7 32/17 writing [2] 35/20 40/23 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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 60

Invoice Date: January 13, 2025

Payment Due: January 31, 2025

Amount Due (USD): \$932.00

Items	Quantity	Price	Amount
Appearance fee January 8, 2025 BOT meeting	1	\$350.00	\$350.00
Per page fee January 8, 2025 BOT meeting	97	\$6.00	\$582.00
		Total:	\$932.00
		Amount Due (USD):	\$932.00

homan4ivgid@gmail.com

From:

cfdobler@aol.com

Sent:

Wednesday, January 8, 2025 5:59 AM

To:

homan4ivgid@gmail.com

Subject:

Re: The runaround on the 2023 look-back project

It was suggested by the Board that Moss Adams review for capitalization be used as a guideline in determining potential chargeoffs. I do not disagree that former policies were in place and used by IVGID staff. That however was not the point of the work I was asked to do. The work was to determine if Moss Adams suggestions were applied what would be the potential writeoff.

I suggest that you do not have any idea of how much was depreciated and I have disclosed that. I suggest that you consider my application of chargeoffs to be somewhat solid as I have been on watch over the past seven years and capital projects were my priority. Review my past memos.

With that in mind you will do what you want and so be it.

Cliff

On Tuesday, January 7, 2025 at 01:30:49 PM PST, homan4ivgid@gmail.com <homan4ivgid@gmail.com> wrote:

Cliff – good timing. I have actually spent virtually every free hour of my time over the last 10 days going over both the initial memos you, Chris and I worked through and your supplemental June 23 memo, including a line by line review of every item in the 20-plus pages of exhibits. I have talked to staff and venue managers about the various items. I have also shared portions of my work with Chris. I recently provided the accounting and finance staff with a list of questions that need to be addressed before finalizing the 2024 ACFR.

There are likely some amounts that will need to be written off. But They are nowhere close to the figures you are throwing around. As I reviewed the detail behind the \$10 million in your June 23 memo and related schedules, the majority of the amounts included therein are comprised of 1) repeat items from the 29 memos we have discussed and are in the process of being resolved, 2) amounts that have been written off either as part of a large clean up in 2019 or in subsequent years, 3) amounts that were capitalized prior to 2014 and hence largely depreciated, or 4) that represent valid capital spending (either valid new assets or replacement of assets or components of assets that have been fully depreciated).

At this point, I am not seeing anything material enough that would warrant a restatement of previously issued statements in 2022 or 2023. Having said that, my work is still ongoing. The plan would be to have a summary for both the Audit committee and the board before the ACFR is issued. That summary may not completely close out every single item, but the plan is to have adequately reviewed all items that could have a material impact on the 2024 ACFR. §

One final point. I wanted to make it clear that as a concerned citizen up to January 5 and as a Trustee over the last few days, I don't view it as my responsibility to perform the detailed analysis I find myself buried in. But I also realize that staff has absolutely no capacity to perform this work in a timely manner due to other priorities and commitments they're working with. Like you, I feel strongly that we need to address the issues and have accurate financials. And I have repeatedly given you credit for uncovering some capitalization issues in the past that lead to adjustments to the district's reporting. However, as I get further into the details of many of your assertions, I'm finding that many of them lack merit due to one of 2 shortcomings.

One of those is taking prior recommendations of Moss Adams out context. Accounting rules are often not black and white, and while Moss Adams may have made recommendations to change district policies, the existing policies employed by the district were largely acceptable at the time. Further, when IVGID did change from their existing policies to more closely align with certain of the Moss Adams suggestions, such a change (from one accepted policy to a preferred policy) is often handled prospectively. It does not render the historical accounting as erroneous. You also need to avoid blindly applying Moss Adams observations to specific projects. Regarding major improvements to projects, it is completely appropriate to look at the nature of the improvements. Many major improvement projects do in fact qualify for capitalization.

Second, it is completely inappropriate and reckless to conclude on the appropriateness of capital vs expense simply based on a 2-3 word descriptor in a ledger or posting. One has to actually consider the nature of the spending and go deeper than what you will find in a typical PRR.

I simply pass these last 2 observations to you because repeated assertions made without the benefit of deep knowledge of the accounting rules, how they're actually being applied, or without the benefit of a deeper dive into the specifics, has the effect of reducing or eliminating your credibility. We should collectively strive for a constructive dialogue based on actual facts rather than half informed conjecture.

Regards,

Mick

From: Chris Nolet <cnolet99@gmail.com> Sent: Tuesday, January 7, 2025 11:23 AM

To: cfdobler@aol.com

Cc: Tulloch Ray <tulloch_trustee@ivgid.org>; Mick <homan4ivgid@gmail.com>; Tonking Michaela <tonking_trustee@ivgid.org>; Noble Dave <noble_trustee@ivgid.org>; Michelle <jezycki4ivgid@gmail.com>;

Subject: Re: The runaround on the 2023 look-back project

Cliff - I did take action with respect to your June '23 memo and attached excel file. See page 3 of my January 23, 2024 Look Back Project Memo, and specifically my reference on page 3 to Folder 1. Beyond that, I have no knowledge what action, if any, was taken by District Staff, our forensic due diligence auditor, or DF.

Chris

On Tue, Jan 7, 2025 at 10:15 AM cfdobler@aol.com <cfdobler@aol.com> wrote:

While it is quite interesting that Mr. Tullock continues to toss around closure of the project but actually does nothing.

His January 8, 2025 memo to the Board indicates that in paragraph #3 "The TEAM made very good progress in making recommendations for closing out a majority of the matters". There were NO recomendations made which could be acted upon. If so, where are they? In many cases, charge offs or proper disclosure was required. Did anyone on the audit committee communicate any recomendations to the Board or Staff? NO. Mr. Navazio was to do a followup on each subject but it was unclear whether he would disagree (as so many times in the past). It was never his responsibility but the work was dumped in his lap. He did nothing.

Most amazing is the last memo I wrote dated June 13, 2023 to Mr. Nolet (Attached). Extensive and time consuming work was conducted. The memo explored all capital costs from 2015 to 2022 wherein certain costs should probably be charged off as expenses. The amount was a staggering \$10,761,774 prior to accumulated depreciation. A prior period adjustment would be required. This memo was never presented to the "TEAM" was ever put on an Audit Committee agenda nor provided to staff. Mr. Nolet was well aware of the memo but took no action. He resigned from the committee in January 2024 which was seven months later. Mr. Nolet claims that he provided the information to Mr. Magee who in turn sent it to Rubin Brown. Nothing was done. As of this date the item has been on several Audit Committee agendas but no action was taken.

At the 12-19-2024 audit committee meeting Vito Brandle, a committee member, suggested that committee members sit in a room and go through each memo and provide the Board with Audit Committee recomendations on each item. This was agreed to. Now three weeks later Mr. Tulloch is suggesting "The AC therefore request that the Board of Trustees provide direction to the new Audit Committee on whether further work should be undertaken on these issues to provide closure".

Apparently the Board should decide the action. This, of course, is contrary to the Audit Committee policy where independence was to be the key.

This is certainly a coverup, with the hope that the memos would be buried. Two years have gone by with nothing more than a runaround has been provided.

I will speak to this at the Committee on Local Government Finance meeting on January 9, 2025.

This is an atrocity

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JANUARY 8,

2025 MEETING – AGENDA ITEMS F(1) – HUMAN RESOURCES
DIRECTOR ERIN FEORE'S WASTEFUL AND UNNECESSARY
EXPENDITURE OF DISTRICT ASSETS ON MATTERS
OVER WHICH IT HAS NOT LEGITIMATE INTEREST
WHICH UNNECESSARILY COSTS LOCAL PARCEL
OWNERS THOUSANDS OF DOLLARS

Introduction: Well here's yet "another one" (AGAIN) as my friend DJ Kahled would say¹. More evidence of staff incompetence, lack of knowledge and professionalism, and a flagrant disregard for the financial sustainability of the District via the involuntary costs assessed local parcel owners. This time it's Erin Feore's deployment of District assets to the Washoe County School District's ("WCSD's") Incline Middle School's student education insofar as future employment is concerned. And that's the purpose of this written statement.

My January 8, 2025 E-Mail to The New Board²: On January 8, 2025 I sent the new Board an email bringing members' attention to Ms. Feore's deployment of District assets to a "partnership" never brought to the attention of the Board with the Middle School. Demonstrating her lack of knowledge as to what a general improvement district ("GID") really is, and what powers it may legitimately exercise. Rather than recounting the substance of my comments, I refer the reader to said Exhibit "A."

Conclusion: This staff behavior just keeps happening over and over and over again. Unqualified, incompetent, over compensated, and deceitful staff get replaced by even more unqualified, more incompetent, more over compensated, and more deceitful staff. Engaging in activities having nothing directly to do with furnishing facilities for our public recreation, yet costing local parcel owners dearly insofar as their Recreation ("RFF") and Beach ("BFF") Facility Fees are concerned. All because employees like Erin Foere don't understand who they are working for, and how it differs from the public agency she used to work for, and the ends justify the means. As I've pointed out so many times before, these examples are all "red flags" of a criminal syndicate³. And you

¹ Go to https://medium.com/cuepoint/the-old-people-s-guide-to-dj-khaled-5618a5aa52b1#:~:text=Another%20One%20%E2%80%94%20One%20of%20the,of%20shoes%2C%20or%20something%20else.

² That e-mail is attached as Exhibit "A" to this written statement.

³ NRS 207.370 instructs that "criminal syndicate means any combination of persons, so structured that the organization will continue its operation even if individual members enter or leave the organization, which engages in or has the purpose of engaging in racketeering activit(ies)."

wonder why your RFF and BFF continue as involuntary subsidies, and are as high as they are? Now I've provided more evidence.

Besides forthwithly taking the action requested (termination of this so called "partnership" with the Middle School), I must ask when is the Board going to put members' collective feet down and put an end to these practices? Given NRS 318.515(1) states that where the: "(a) district...is not being properly managed; (or, its) (b) board of trustees...is not complying with the provisions of...any...law;" when will the Board notify the Washoe County Board of Commissioners to hold a hearing to consider whether to: (a) adopt an ordinance (substituting)...the board of county commissioners, ex officio, as the board of trustees of the district; (b) adopt an ordinance providing for the merger, consolidation or dissolution of the district...(c) file a petition in the district court...for the appointment of a receiver... or, (d) determine by resolution that management and organization of the district will remain unchanged?"

Don't you new Board members think the time has come to act fiscally responsible by having the county assume supervision and jurisdiction over the district? Because obviously, this episode proves we're not qualified to properly manage our affairs.

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

EXHIBIT "A"

1/8/25, 9:16 AM EarthLink Mail

Jan 8, 2025 BOT Meeting - Agenda Item F(1) - More Evidence Your Staff Waste Local Parcel Owners' Rec Fee - They Don't Know What a GID is, They Don't Know What Their Legitimate Duties Are, And They Don't Care. AKA Monthly Status Reports

From: <s4s@ix.netcom.com>

To: "Noble Dave" <noble_trustee@ivgid.org>

Cc: "Tonking Michaela" <tonking_trustee@ivgid.org>, "Tulloch Ray" <tulloch_trustee@ivgid.org>, "Mick"

<homan4ivgid@gmail.com>, "Michelle" <jezycki4ivgid@gmail.com>, "Walrack Kent" <kjw@ivgid.org>

Subject: Jan 8, 2025 BOT Meeting - Agenda Item F(1) - More Evidence Your Staff Waste Local Parcel Owners' Rec Fee -

They Don't Know What a GID is, They Don't Know What Their Legitimate Duties Are, And They Don't Care. AKA

Monthly Status Reports

Date: Jan 8, 2025 9:09 AM

Here we go again trustees. And new GM Walrack.

We never used to know the extent of employee waste and wrongdoing because it was intentionally hidden from the public.

And then the past Board mandated senior staff and department heads submit monthly status reports so the Board and the public could and can see what bang (or lack thereof) we're truly getting for our buck. And staff had to scatter like cockroaches in a dark room when the light is suddenly turned on to start justifying their existence as public employees and their outrageous compensation and benefits.

It was through this process we learned Susan Herron needs to be terminated because she has no real job duties. And there is no justification for her job other than as pay off for past Indra Winquest allegiance.

And we learned that Paul Raymore's activities are 100% wasteful and unnecessary for the legitimate powers of a GID. Never has he been able to justify the addition of one dollar's worth of revenue as a result of the \$1M+ in annual expenditures local parcel owners must involuntarily make to keep his charade ongoing.

And we learned that Kate Nelson is the wrong person for the job of Public Works Director as she lacks the experience and skillset.

And we learned that our Finance Dep't is and has been in complete chaos. And still we have no Finance Director.

And we learned that the entire internal services dep't should be eliminate as waste to the nth degree. We'd be far better off outsourcing their alleged work product.

And we learned that Food and Beverage is a disaster as we're incapable of operating this improper GID power at a financial break even. And that we giveaway facility rentals as a loss leader to artificially boost Food and Beverage sales which are still insufficient to cover our costs.

And now what have learned about our HR Dep't? It's really more of the same. It's everything we do.

Page 101 of the Board packet for tonight's meeting is a monthly status report from our HR Director. Here it tells us that

1/8/25, 9:16 AM EarthLink Mail

her "team" has entered into a "partnership" (never shared with the BOT, let alone approved by it) with the Middle School mentoring and teaching students the aspects of employment. Did you realize this is one of the purposes for our employees? What does this have to do with providing water, sewer and trash disposal utilities to local parcel owners? What does it have to do with making recreation facilities available for local parcel owners' use?

You wonder why we lose nearly \$6M annually? And we're forced to involuntarily impose an invalid tax on local parcel owners we disingenuously label a "fee?"

You need to gain control over EVERYTHING our GID does and pare it back to the legitimate purposes for its existence. We're not a general government. We have no authority to provide for the health, safety and general welfare of our populace. That's the job of the County. And if the County doesn't do its job, the answer is NOT for our employees to fill the void. At local parcel owners' expense.

But Erin Feore and company don't understand what a GID really is. And what their duties legitimately are. And who do we have to set them straight?

This is just another little example of the District's mis-management. And why the county needs to be notified as NRS 318.515 instructs.

In the meantime, what is it you as a new BOT intend to do to rectify this wrong?

Respectfully, Aaron Katz

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JANUARY 8, 2025 MEETING – AGENDA ITEM F(1) – MORE EVIDENCE ANOTHER GROSSLY OVER COMPENSATED AND BENEFITED EMPLOYEE (HERE SUSAN HERRON) IS HANDLING MATTERS FOR WHICH SHE WASN'T EMPLOYED NOR QUALIFIED AND NEEDS TO BE TERMINATED...YESTERDAY!

Introduction: Well here's yet "another one" (AGAIN) as my friend DJ Kahled would say¹. More evidence of staff incompetence, lack of knowledge and professionalism, a flagrant disregard for the financial sustainability of the District, and the waste and costs involuntary assessed to local parcel owners. This time it's evidence, again, staff have directed one of their own to perform functions she was never hired to perform nor is qualified to perform and is not qualified. In fact, this may be emblematic of nearly all employees we hire! And that's the purpose of this written statement.

My January 5, 2025 E-Mail to The New Board²: On January 5, 2025 I sent the Board an e-mail bringing members' attention to the fact that again, Susan Herron is performing work tasks for which she was never hired nor is she qualified. Because she has no real job duties as Director of Admin Services. Rather than recounting the substance of my comments, I refer the reader to said Exhibit "A."

Conclusion: This staff behavior just keeps happening over and over and over again. Unqualified, incompetent, over compensated, and deceitful staff get replaced by even more unqualified, more incompetent, more over compensated, and more deceitful staff. Engaging in activities having nothing directly to do with furnishing facilities for our public recreation, yet costing local parcel owners dearly insofar as their involuntarily assessed Recreation ("RFF") and Beach ("BFF") Facility Fees are concerned. All because the ends justify the means. As I've pointed out so many times before, these examples are all "red flags" of a criminal syndicate³. And you wonder why our RFF and BFF continue as involuntary subsidies, and are as high as they are? Now I've provided more evidence.

Besides forthwithly taking the action requested [terminating Ms. Herron's employ with the District (are you listening GM Walrack?)], I must ask when is the Board going to put members' collective feet down and put an end to these practices? Given NRS 318.515(1) instructs that where

¹ Go to https://medium.com/cuepoint/the-old-people-s-guide-to-dj-khaled-5618a5aa52b1#:~:text=Another%20One%20%E2%80%94%20One%20of%20the,of%20shoes%2C%20or%20something%20else.

² That e-mail is attached as Exhibit "A" to this written statement.

³ NRS 207.370 instructs that "criminal syndicate means any combination of persons, so structured that the organization will continue its operation even if individual members enter or leave the organization, which engages in or has the purpose of engaging in racketeering activit(ies)."

the: "(a) district...is not being properly managed; (or, its) (b) board of trustees (for the)...district is not complying with the provisions of...any...law;" when will the Board notify the Washoe County Board of Commissioners to hold a hearing to consider whether to: (a) adopt an ordinance (substituting)...the board of county commissioners, ex officio, as the board of trustees of the district; (b) adopt an ordinance providing for the merger, consolidation or dissolution of the district...(c) file a petition in... district court...for the appointment of a receiver...or, (d) determine by resolution that management and organization of the district will remain unchanged?"

Don't you new Board members think the time has come to act fiscally responsible by having the county assume supervision and jurisdiction over the district? Because obviously, this episode proves we're not qualified to properly manage our affairs.

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

EXHIBIT "A"

Jan 8, 2025 BOT Meeting - Agenda Item F(1) - Senior Mgmt/Venue Mgr Monthly Reports - Susan Herron's Administrative Services Activities in December and Planned Activities in January - MORE EVIDENCE MS. HERRON NEEDS TO BE TERMINATED INASMUCH AS SHE HAS NO REAL JOB DUTIES FOR THE GROSSLY OVER COMPENSATED AND BENEFITED POSITION TO WHICH SHE HAS BEEN APPOINTED BY FORMER GM INDRA

From: <s4s@ix.netcom.com>

To: Noble Dave <noble_trustee@ivgid.org>

Cc: Tonking Michaela <tonking_trustee@ivgid.org>, Tulloch Ray <tulloch_trustee@ivgid.org>, Mick

<homan4ivgid@gmail.com>, Michelle <jezycki4ivgid@gmail.com>, Walrack Kent <kjw@ivgid.org>

Subject: Jan 8, 2025 BOT Meeting - Agenda Item F(1) - Senior Mgmt/Venue Mgr Monthly Reports - Susan Herron's Administrative Services Activities in December and Planned Activities in January - MORE EVIDENCE MS. HERRON NEEDS TO BE TERMINATED INASMUCH AS SHE HAS NO REAL JOB DUTIES FOR THE GROSSLY OVER COMPENSATED AND BENEFITED POSITION TO WHICH SHE HAS BEEN APPOINTED

BY FORMER GM INDRA

Date: Jan 5, 2025 11:22 AM

Honorable Trustees Noble, Tonking, Tulloch, Homan, Jezycki and GM Walrack:

Well here we go again! For the third month in a row!

Susan Herron's identification of the worthless and grossly over compensated tasks she's allegedly engaging in which truly belong to other, less expensive IVGID employees. For instance (again),

- Monitor and respond to info@ivgid.org inquiries: This isn't Ms. Herron's job! It's our Board Clerk Heidi White's job. So why is Ms. Herron interjecting herself into the process? Bueller? Bueller?
- Assist with Board memorandums: Board memorandums she should be working on. Like the three the subject of this meeting [agenda items H(1), H(2) and H(3)].
- Attend Staff and Board meetings: We don't need to pay any employee \$200K+/- annually, to attend these meetings.
- Work with public as needed: Wake up and smell the coffee Mrs. Bueller. The public doesn't need to work with anyone like Ms. Herron.
- Process paperwork: for a \$200K+/- paper peddle pusher? Give us a break.
- Work on any special projects as requested by the District General Manager: I am informed our GM has not asked Ms. Herron to work on any projects, let alone "special" ones. Am I mistaken GM Walrack?
- Work on public records requests: This isn't Ms. Herron's job. Heidi White is the District's Public Records Officer ("PRO"). The public doesn't require Ms. Herron's interference in public record examinations. And if it does, she should be paid accordingly as nothing more than an Ass't PRO. Which is a heck of a lot less than \$200K+/- annually!
- Worked extensively on the 2024/2025 budget and 2023/2024 budget: This explains why our past financials are such a disaster! Because apparently, Ms. Herron has been inserting herself into the process. She's not a financial person. And I am informed that no one in Finance has asked for her assistance. So why is she inserting herself into the process. **Get out of the way** Ms. Herron!
- Completed Phase 1 of the parcel master list project: Why is Ms. Herron working on such a project? It can be just as easily performed by a volunteer intern! We certainly don't need to be paying someone

\$200K+/- annually to perform a ministerial task such as this one.

• Took a vacation: Actually, this is the **only** worthwhile task Ms. Herron accomplished with the proviso, she deserves a **permanent** vacation from IVGID!

So bottom line, again, we see that Ms. Herron's employment is **worthless**. As many of us have told the BOT in the past, Ms. Herron secured this plumb job and compensation level as "pay back" thank you for past allegiance to our former GM, Indra Winquest. Not merit. And not need!

Finally, take a look at the e-mails below I submitted on this same subject matter in anticipation of the BOT's December 11, 2024 and November 13, 2024 meetings (replicated below). Didn't I put the BOT on notice of all of this three (3) months ago? And what has changed?

GM Walrack, the BOT has given you the power to hire and fire where you deem necessary. Terminating Ms. Herron's employment is necessary. It is grossly over-expensive. And since I'm in part paying for it, through my home's involuntary RFF/BFF, I have standing to complain. **Ms Herron needs to go!**

Respectfully, Aaron Katz

----Forwarded Message-----

From: <s4s@ix.netcom.com></s4s@ix.netcom.com>

Sent: Dec 11, 2024 2:53 PM

To: Schmitz Sara <schmitz_trustee@ivgid.org></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>, Mick

<homan4ivgid@gmail.com>, Michelle <jezycki4ivgid@gmail.com>, Walrack Kent <kjw@ivgid.org>

</kjw@ivgid.org></jezycki4ivgid@gmail.com></homan4ivgid@gmail.com>

</tulloch_trustee@ivgid.org></noble_trustee@ivgid.org></tonking_trustee@ivgid.org>

</dent_trustee@ivgid.org>

Subject: Dec 11, 2024 BOT Meeting - Agenda Item E(1) - Senior Mgmt/Venue Mgr Monthly Reports - MORE EVIDENCE SUSAN HERRON NEEDS TO BE TERMINATED INASMUCH AS SHE HAS NO REAL JOB DUTIES FOR THE GROSSLY OVER COMPENSATED AND BENEFITED POSITION TO WHICH SHE HAS BEEN APPOINTED BY FORMER GM INDRA

Chairperson Schmitz, Other Honorable Members of the IVGID Board, and Trustees Elect Mick, Michelle and Michaela -

It just keeps happening over and over again. And you wonder why this organization is as dysfunctional as it is? Are you reading GM Walrack? Here it's employee Susan Herron!

How many times do you need to see the evidence before you take action? Since this BOT won't do it, hopefully the new BOT will. Or better yet our new GM will do it.

Take a look at agenda item E(1). The GM's monthly report. Scroll forward to page 8 of the Board packet for this meeting. There we find Susan Herron's "list of the items accomplished in November." In Ms. Herron's own words! Remember, Ms. Herron's job title is DIRECTOR of Admin Services. And her base annual salary is believed to be close to \$200K plus an over generous array of benefits. So let's look at Ms. Herron's so called "accomplishments:"

- 1. Monitor and respond to info@ivgid.org inquiries Is this the job of a Director? Let alone an Admin Services one? Isn't this task performed by the Board's Clerk, Heidi White?
- 2. Assist with Board memorandums Is this the job of a Director? Let alone an Admin Services one? Aren't our venue managers and others who regularly submit memos to the BOT (like Kate Nelson, Karen Crocker, Mike Bandelin, Mike Gough, Susan Griffith, Erin Feore, Pay Raymore, etc.) capable of preparing their own memorandums? If not, I submit we need new venue managers as they're not equipped for the District jobs they hold.

3. Attend Staff and Board meetings - Is this the job of a Director? Let alone an Admin Services one? And when is the last time you saw Susan Herron at a BOT meeting? We don't need to pay someone like Ms. Herron nearly \$200K plus benefits to sit like a bump on a log at meetings. Can't she so sit at home? After all, don't we livestream our BOT and other meetings?

- 4. Work with public as needed Admin services doesn't extend to interacting with the public. Does it? And what this task really means is that Ms. Herron is a mole who assists the "takers" in our community in backing up their propaganda with facts and documents they never otherwise would have known of. Just look at the materials Kristy Wells, Whiner Riner, Dee Carey and others have come up with in the past? We don't need someone like Ms. Herron to act in this capacity. Certainly not at nearly \$200K plus benefits!
- 5. Process paperwork in other words, a paper peddle pusher!
- 6. Work on any special projects as requested by the District General Manager isn't this the job of the GM's admin assistant? Isn't this person Heidi White? And if our new GM chooses to NOT assign Ms. Herron to any projects, doesn't that mean we have no work for her? Bueller? Bueller?
- 7. Work on public records requests Is this the job of a Director? Let alone an Admin Services one? And besides. Don't we already have a Public Records Officer ("PRO")? And isn't that person Heidi White? So what do we need Ms. Herron for?
- 8. Filled in for the District Clerk during her vacation Now that's an important function. Don't you think? Do we really need such an highly compensated employee to perform this relatively administerial task? Bueller? Bueller?
- 9. Worked extensively on the 2024/2025 budget and 2023/2024 budget what is a glorified secretary doing working on an highly technical matters such as these? And besides, she has performed nothing insofar as these matters are concerned other than routine administrative matters that I thought we had hired temporary staff to perform. Ms. Herron lacks the qualifications to perform ANYTHING finance related! And besides, these tasks are not included in the job description for a Director of Admin Services. Right Ms. Herron?
- 10. Took a vacation This is the ONLY beneficial task Ms. Herron performed in the month of November. But quite frankly, it could have been performed by ANYONE! Even an unpaid intern.

Then I did a public records request for written communications between IVGID and the Dep't of Taxation. And I find that Ms. Herron is being appointed as a "point person" for the District. And what is her expertise insofar as financial reporting is concerned? So why is she getting involved?

So bottom line, we see Ms. Herron's employment is worthless. As many of us have told the BOT in the past, Ms. Herron secured this plum job and compensation level as "pay back" thank you for past allegiance to our former GM, Indra Winquest. Not merit. And not need!

Finally, take a look at the written statement I submitted at the BOT's November 13, 2024 meeting (pages 74-78 of the Board packet for this meeting). Didn't I put the BOT on notice of all of this a month ago? And what has changed?

GM Walrack, the BOT has given you the power to hire and fire where you deem necessary. Terminating Ms. Herron's employment is unnecessary. And grossly over-expensive. She needs to go!

Respectfully, Aaron Katz

----Forwarded Message-----

From: <s4s@ix.netcom.com></s4s@ix.netcom.com>

Sent: Nov 9, 2024 11:08 AM

To: Schmitz Sara <schmitz_trustee@ivgid.org></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>, Mick

<homan4ivgid@gmail.com>, Michelle <jezycki4ivgid@gmail.com>, Walrack Kent <kjw@ivgid.org>

</kjw@ivgid.org></jezycki4ivgid@gmail.com></homan4ivgid@gmail.com>

</tulloch_trustee@ivgid.org></noble_trustee@ivgid.org></tonking_trustee@ivgid.org>

</dent_trustee@ivgid.org>

Subject: Nov 13, 2024 BOT Meeting - Agenda Item C - Public Comment - Why The Hell Does Susan Herron Remain? Look at What Our \$215K+/Salary Employee is Doing - Fw: Your Board Packet for the 11/13/2024 IVGID Board...

Chairperson Schmitz, Other Honorable Members of the IVGID BOT, and Trustee Elects Michaela, Michelle and Mick:

It just continues and continues. More wasteful examples of what our staff has been doing for decades. And at local parcel owners' expense. This time it's Susan Herron. Again! She was given a promotion by Indra. To a Directorship position that exists few places in America (Don't believe me? Do a search of fortune 500 companies. Or local governments throughout the country. Where does the position Director of Admin Services exist? Turlock? Antioch? How about you Michelle Ms. H.R. professional? When you were the H.R. Director for the U.S. Senate, did our wasteful federal government have a Director of Admin. Services? What about you Mick Mr. Fortune 50 Ass't Financial Director? Did Procter and Gamble have a director of Admin Services. And if so, what were their job duties compared to Ms. Herron's? Bueller? Bueller?). So he could justify a pay/benefit raise as a form of "thanks" for supporting him. The loyal soldier. In other words, a payoff at local parcel owners' expense. Shortly after announcement of Ms. Herron's promotion, I asked for and received a job description for her position. Total B.S. handled by other employees. I asked for evidence that this vital new position had been advertised to the public so we could attract the most qualified candidates. And surprise. There was none. Why? Because this phony position was a political pay off. Then Ms. Herron had the gall to author a welcome message in one of our IVGID Magazines where she explained her new duties were regularly meeting with Indra for coffee so they could figure out what her vital duties would be. And now we know!E-mailing notices that board packets are available to those persons who have requested such packets. In other words, the type of job a VOLUNTEER intern could perform!But instead we pay Ms. Herron over \$215K annually plus handsome benefits to perform B.S. tasks such as these. And you wonder why we're overspending \$2M+ annually in our General Fund? Wake up and smell the coffee Mrs. Bueller! Want to save \$\$350K+ annually in wasteful salary and benefits assigned to our General Fund? Tell Ms. Herron what president elect Trump told Vice-President Kamala Harris. "You're Fired. Get the h... out of here!" Want more services at your beloved champ golf course Mick? Here's very low hanging fruit for you to pick which can make this a reality.

Respectfully, Aaron Katz

-----Forwarded Message-----From: Susan A. Herron <sah@ivgid.org ()>Sent: Nov 8, 2024 12:30 PMTo: s4s@ix.netcom.com (http://ix.netcom.com/ (http://ix.

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JANUARY 8,

2025 MEETING – AGENDA ITEM C – PUBLIC COMMENTS –

STAFF'S REDACTION OF PUBLIC RECORDS WHICH WILL

DISCLOSE THE TRUE COST OF FORMER GM BOBBY

MAGEE'S EMPLOYEE APPRECIATION BBQ, WITH
OUT FIRST GOING TO THE BOARD TO SECURE

APPROVAL OR THAT REDACTION AS

AGENDA ITEM I MANDATES

Introduction: Well here's yet "another one" (AGAIN) as my friend DJ Kahled would say¹. More evidence of staff incompetence, lack of knowledge and professionalism, arrogant disregard of Board of Trustee ("BOT") policy [insofar as Public Record Act requests ("PRR")], and a flagrant disregard for the financial sustainability of the District by involuntarily assessing local parcel owners the costs associated therewith. This time it's our staff's concealment of public records, and the failure to seek confirmation of that concealment from the BOT. And that's the purpose of this written statement.

My January 3, 2025 E-Mail to The New Board²: On January 3, 2025 I sent new Board members e-mails and attachments bringing to their attention staff's refusal to share the true additional costs (i.e., attorney's fees) of Bobby Magee's employee appreciation BBQ. Rather than recounting the substance of my comments, I refer the reader to said Exhibit "A."

BBK's Redacted Invoices: And insofar as the exhibits to that e-mails is concerned, I have attached the same as Exhibit "B" to this written statement.

Agenda Item I: Take a look at our Agenda Item I: "Redactions for pending Public Records Requests (for possible action)." Doesn't this mean that *before* staff can redact any materials provided in response to a PRR, it must agendize possible redaction for the BOT to vote on given the power to redact sits with the BOT as attorney Sergio Rudin's client? And did staff ever comply with this policy requirement? Has it ever complied? **And this is supposed to be acceptable**?

Conclusion: Behavior such as this just keeps happening over and over and over again. Negligent and over compensated staff and attorneys get replaced by even more unqualified, more incompetent, more over compensated staff attorneys. Engaging in activities for a client (IVGID staff rather than the BOT) who differs from the one (the BOT) hired them. And costing local parcel owners dearly insofar as their Recreation ("RFF") and Beach ("BFF") Facility Fees are concerned. And more

¹ Go to https://medium.com/cuepoint/the-old-people-s-guide-to-dj-khaled-5618a5aa52b1#:~:text=Another%20One%20%E2%80%94%20One%20of%20the,of%20shoes%2C%20or%20something%20else.

² Those e-mails are attached as Exhibit "A" to this written statement.

importantly, their right to examine public records (here the true costs of former GM Bobby Magee's employee appreciation BBQ). All because our staff and attorney refuse to comply with BOT policy! As I've pointed out so many times before, these examples are all "red flags" of a criminal syndicate³. And you wonder why your RFF and BFF continue as involuntary subsidies, and are as high as they are? And that the truth insofar as where your RFF/BFF really go? And now I've provided more evidence.

Besides replacing our staff and attorney Rudin who have caused this concealment to take place, I must ask when is the Board going to put members' collective feet down and put an end to these practices? And compel staff to turn over these public records, in unredacted format, for public examination. Given NRS 318.515(1) instructs that where the: "(a) district...is not being properly managed; (or, its) (b) board of trustees (for the)...district is not complying with the provisions of...any ...law;" when will the Board notify the Washoe County Board of Commissioners to hold a hearing to consider whether to: (a) adopt an ordinance (substituting)...the board of county commissioners, ex officio, as the board of trustees of the district; (b) adopt an ordinance providing for the merger, consolidation or dissolution of the district...(c) file a petition in the district court...for the appointment of a receiver...or, (d) determine by resolution that management and organization of the district will remain unchanged?"

Don't you new Board members think the time has come to act fiscally responsible by having the county assume supervision and jurisdiction over the district? Because obviously, this episode proves we're not qualified to properly manage our affairs.

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

³ NRS 207.370 instructs that "criminal syndicate means any combination of persons, so structured that the organization will continue its operation even if individual members enter or leave the organization, which engages in or has the purpose of engaging in racketeering activit(ies)."

EXHIBIT "A"

EarthLink Mail 1/3/25, 1:42 PM

PRR - 24-104 Employment Appreciation BBQ Details - 1/8/2025 BOT Meeting - Agenda Item C, Public Comment - Public Record Concealment, Failure to Secure Former BOT's Redaction Approval

From:

<s4s@ix.netcom.com>

To:

"White Heidi" < hhw@ivgid.org>

Cc: <info@ivgid.org>, "Crocker Karen" <kmc@ivgid.org>, "Walrack Kent" <kjw@ivgid.org>,

<Sergio.Rudin@bbklaw.com>, "Tonking Michaela" <tonking_trustee@ivgid.org>, "Noble Dave"

<noble trustee@ivgid.org>, "Tulloch Ray" <tulloch trustee@ivgid.org>, "Mick" <homan4ivgid@gmail.com>,

"Michelle" <jezycki4ivgid@gmail.com>

Subject: PRR - 24-104 Employment Appreciation BBQ Details - 1/8/2025 BOT Meeting - Agenda Item C, Public Comment

- Public Record Concealment, Failure to Secure Former BOT's Redaction Approval

Date:

Jan 3, 2025 1:35 PM

Attachments: Invoices - Part 1.pdf, Invoices - Part 2.pdf

Thank you Heidi -

I'm sending a copy of this e-mail to former interim GM Crocker, current GM Walrack, attorney Sergio and current BOT members. Because here we have another example of public records concealment; a crime.

Let's review my PRR. But before I start I have a more basic question. The response below seems to have originated from you Heidi. But I no longer believe that was the case. Although the e-mail below purports to come from Heidi, I believe it may have come from someone else. So my question to you Heidi. Did the e-mail below and attached attorney invoices come from you Heidi? Or did someone else prepare the response and simply assign your name thereto? And if someone else, who was that someone else? You may recall that last March Susan Herron prepared public notices re appoval of the District's 2024-25 Budget and RFF/BFF and affixed your name and contact info to the notices which were published. And you knew nothing about. So is this procedure taking place again? Is it really Susan Herron who is responding to my PRR as if she were the District's Public Records Officer ("PRO") when that's really not her job?

And just so we're clear, I have a second question for you Heidi. Are you the District's PRO? Or is it someone else? And if someone else, who is it?

Let's continue. I asked to examine (see below) public records evidencing:

- BBK's legal services associated with negotiation and drafting of a \$25K catering services agreement with Jesse Collett dba 7 Sins BBQ allegedly for an employee appreciation lunch;
- 2. The District's chart of account numbers assigned to any portion or all of these payments; and
- 3. The insurance and insurance endorsements produced by Mr. Collett which satisfied the conditions of paragraphs 3.2.10.2-3.2.10.9 of the agreement referenced herein.

And what records were produced?

Two heavily redacted invoices from BBK totaling \$44,592.17. Which are attached for the Board and our GM to see.

I'm going to deal with Mr. Rudin's redacting of attorney billing invoice matters below. So let's just deal with the invoices themselves for the moment. With all the redactions, how is anyone supposed to know what portions are directly related to my PRR request? Or do I assume all \$44,592.17 was directly related because that's the un-redacted portion which

1/3/25, 1:42 PM EarthLink Mail

appears on the invoices? If all of these charges were not directly related to my PRR request, then it means no documents have been made available to me for examination which respond to my request.

Moving on, where are the records evidencing the chart of account number(s) assigned for these legal fees?

And where is the evidence of Mr. Collett's insurance mandated by the subject agreement?

Since the answer is nowhere, your response is insufficient on all three counts. I want the records requested. If they're not produced forthwithly, we're talking public record concealment. Again. And what is the new BOT going to do about it?

Now let's deal with the invoice redactions. I believe they too represent unlawful concealment. And before I explain why, I have a question for staff and Mr. Rudin. Who made the invoice redactions? Was it you Sergio? Or was it someone else? Like Susan Herron. Please identify who that person was. Because I have this sneaky suspicion it was Susan Herron. And if it was I have a right to know. So I don't blame Mr. Rudin for doing something he didn't do.

In either case, it's unlawful concealment as far as I am concerned. And what bothers me more, is that not every communication between an attorney and his/her client is privileged. Only those communications which are intended BY THE CLIENT to remain confidential. Mr. Rudin knows this. And I sincerely doubt there is ANYTHING in these invoices which was intended by Chairperson Schmitz to remain confidential. Even if there were, it wouldn't be everything which has been redacted. Right Mr. Rudin?

Moreover, who's the client. It's not Mr. Rudin. And it's not staff. It's the BOT. So where did the BOT determine the redactions represented privileged confidential material? In fact, where did Chairperson Schmitz make this determination? It turns out nowhere! I spoke to Sara to ask her this question and she made it quite clear that not only did she not have the power to make this determination, but Mr. Rudin never asked her and she never told him to redact these invoices because they contained confidential communications. This is looking more and more like intentional concealment by Susan Herron. But let's continue.

If the client is the BOT, when did Mr. Rudin or staff go to the BOT to seek permission to redact? Bueller? Bueller?

Look at the agenda for the upcoming Jan 8 meeting. Isn't item I "REDACTIONS FOR PENDING PUBLIC RECORDS REQUESTS (for possible action)?" What does this mean? Isn't this an agenda item for the BOT to rule upon possible public record redaction requests from either Mr. Rudin or staff? So when did staff bring the question of the subject redactions to the BOT so it could chime in on the propriety of these redactions? The answer is NEVER.

And what staff member didn't do what she was supposed to do insofar as these proposed redactions were concerned? Was it Heidi? Or Susan Herron?

Since intentional concealment like this is criminal, please share who it is who has concealed the public records I have requested to examine? I don't want to accuse the wrong person.

Now back to the Board. Look at the agenda for the upcoming Jan 8 meeting. Items H(1)-(3) in particular. Why is Susan Herron's name affixed as the requesting staff member? This ISN'T her job. In reality she has no real job assignments so she has chosen to pursue the ones which bear her name. So she can control what really happens in this District as its de facto GM. We need to pay Ms. Herron nearly \$200K annually in salary plus benefits to consider:

- 1. Appointment of a new trustee to the Audit Committee?
- 2. Board of Trustees Liaison Assignments?
- 3. Appointments to the Golf and Capital Improvement/Investment Committees?

1/3/25, 1:42 PM EarthLink Mail

Couldn't a volunteer intern have prepared such an agenda item? Or shouldn't Heidi have done this as part of her duties as Board Clerk?

This is more evidence Susan Herron's job description should be eliminated (are you reading Kent?), and she be demoted to a job more to her skill set like cleaning the catrines at the admin building?

Respectfully, Aaron Katz

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

From: Info IVGID < InfoAtIVGID@ivgid.org>

Sent: Dec 17, 2024 8:50 AM

To: s4s@ix.netcom.com <s4s@ix.netcom.com>

Subject: RE: PRR - 24-104 Employment Appreciation BBQ Details

Good Morning Mr. Katz,

Thank you for your recent request PRA No. 24-104

The District is committed to making reasonable efforts to focus all requests in a manner that maximizes the likelihood of expeditious disclosure. We have provided all records responsive to your request in the IVGID NextRequest portal and they are attached for your convenience.

All records have been released, and your request has been fulfilled.

The following information is provided:

Invoices - Part 1.pdf Invoices - Part 2.pdf

Respectfully,

Heidi H. White District Clerk

Incline Village General Improvement District 893 Southwood Blvd., Incline Village, NV 89451

Cell: 775-558-9500 hhw@ivgid.org

Email: hhw@ivgid.org Office: (775)832-1268 Cell: (775)558-9500

-----Original Message-----From: s4s@ix.netcom.com

Sent: Wednesday, July 31, 2024 12:37 PM

To: Heidi White Cc: Info IVGID

Subject: PRR - Employment Appreciation BBQ Details

1/3/25, 1:42 PM EarthLink Mail

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

Hello Heidi -

Another public records request.

Apparently attorney Sergio Rudin performed legal services associated with negotiation and drafting of a catering services agreement with Jesse Collett dba 7 Sins BBQ executed June 4, 2024 allegedly for an employee appreciation lunch. With respect to this event, I would like to examine the following:

- 1. Billings originating from Mr. Rudin's lawfirm for all work performed regarding negotiation of and drafting of said agreement. Those billings should include the date(s) work was performed in the negotiation of and drafting of said agreement, a description of that work as performed related in any manner to negotiation of and drafting of said agreement, the time expended insofar as negotiation of and drafting of said agreement, the billing rate for each description of work performed, and out of pocket costs advanced related to negotiation of and drafting of said agreement.
- 2. Documents evidencing payment of the billing(s) referenced in paragraph 1 above.
- 3. Documents evidencing the District's chart of account numbers assigned to any portion or all of the payments referenced in paragraph 2 above.
- 4. Evidence of the insurance and insurance endorsements produced by Mr. Collett satisfying the conditions of paragraph 3.2.10.2-3.2.10.9 of the agreement referenced herein.

Thank you, Aaron Katz

EXHIBIT "B"

Indian Wells (760) 568-2611 Irvine (949) 263-2600 Los Angeles (213) 617-8100 Bend, OR (541) 382-3011



3390 University Avenue, 5th Floor, P.O. Box 1028, Riverside, CA 92502 Phone: (951) 686-1450 | Fax: (951) 686-3083 | www.bbklaw.com Tax ID # 95-2157337 Ontario (909) 989-8584 Sacramento (916) 325-4000 San Diego (619) 525-1300 Walnut Creek (925) 977-3300 Washington DC (202) 785-0600

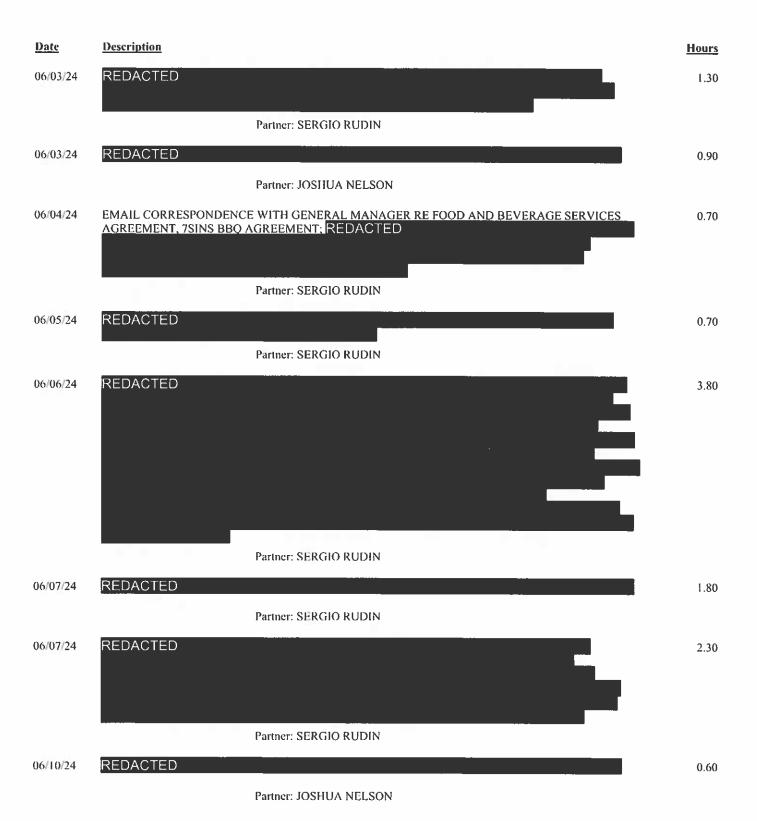
INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT ATTN: SARA SCHMITZ 893 SOUTHWOOD BOULEVARD INCLINE VILLAGE, NV 89451 July 10, 2024 1000891 JOSHUA NELSON Page 1

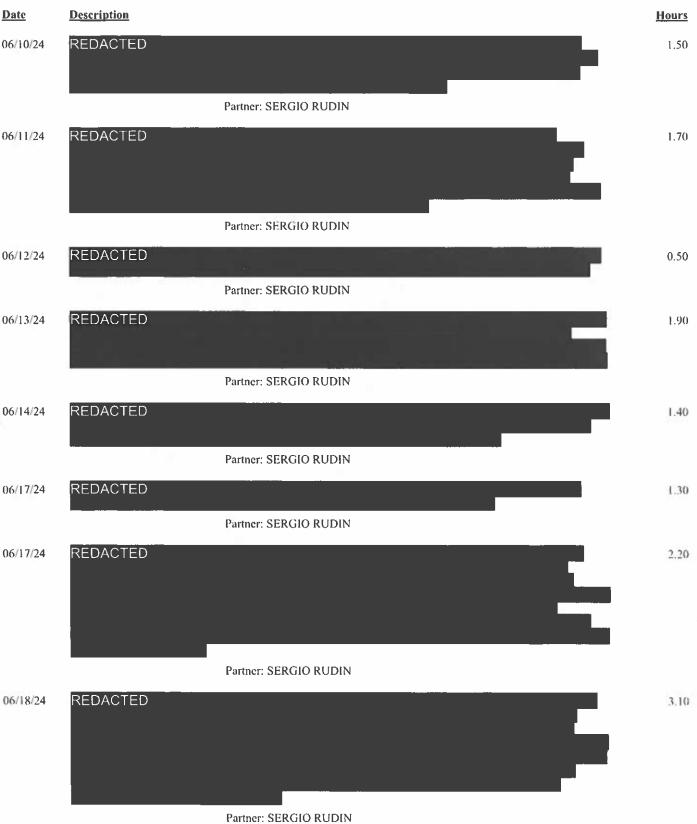
INVOICE SUMMARY

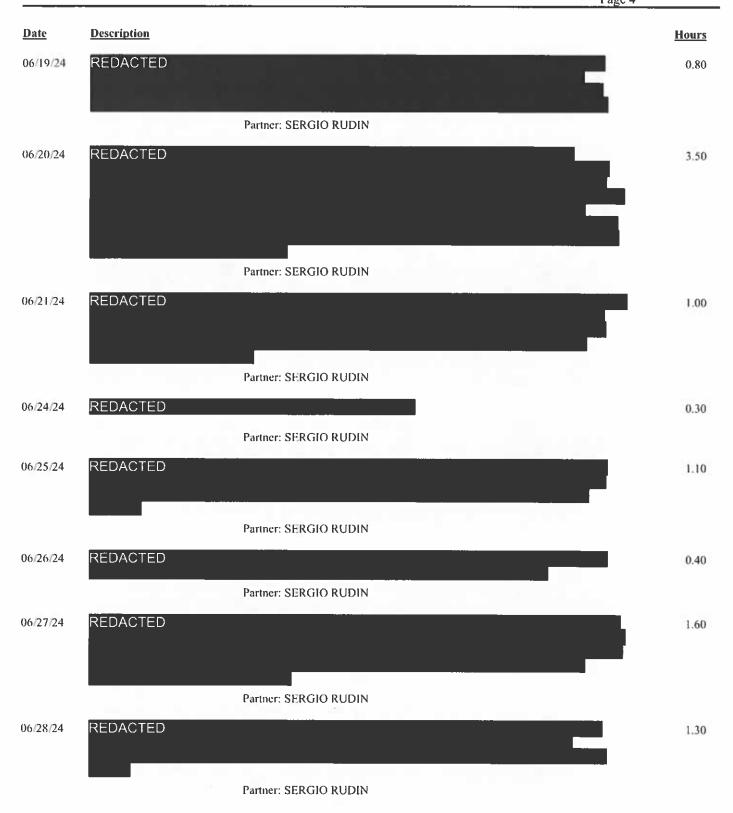
For Professional Services Rendered Through June 30, 2024

Matter # 83154.00003 GENERAL COUNSEL

Current Fees:	S	10,174.50
Total Current Billings For This Matter:	S	10,174.50
Balance from Previous Statement:		0.00
Payments and Other Credits Received:		0.00
Prior Outstanding Balance:		0.00
Total Amount Due:	S	10,174.50







July 10, 2024 Invoice No. 1000891 Page 5

<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	Rate/Hr	Amount
SERGIO RUDIN	Partner	34.20	285.00	9,747.00
JOSHUA NELSON	Partner	1.50	285.00	427.50
	Total Hours:	35.70		
	Total Fees for Professional So	ervices:	\$	10,174.50
	Total Current Billings For TI	nis Matter:	\$	10,174.50

Indian Wells (760) 568-2611 Irvine (949) 263-2600 Los Angeles (213) 617-8100 Bend, OR (541) 382-3011



3390 University Avenue, 5th Floor, P.O. Box 1028, Riverside, CA 92502 Phone: (951) 686-1450 | Fax: (951) 686-3083 | www.bbklaw.com Tax ID # 95-2157337 Ontario (909) 989-8584 Sacramento (916) 325-4000 San Diego (619) 525-1300 Walnut Creek (925) 977-3300 Washington DC (202) 785-0600

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT ATTN: SARA SCHMITZ 893 SOUTHWOOD BOULEVARD INCLINE VILLAGE, NV 89451

July 10, 2024 1000891 JOSHUA NELSON

Invoice Due and Payable Upon Receipt PLEASE RETURN THIS COPY WITH YOUR REMITTANCE

INVOICE SUMMARY

For Professional Services Rendered Through June 30, 2024:

Matter # 83154.00003 GENERAL COUNSEL

Current Fees:	\$ 10,174.50
Total Current Billings For This Matter:	\$ 10,174.50
Balance from Previous Statement:	0.00
Payments and Other Credits Received:	0.00
Prior Outstanding Balance:	 0.00
Total Amount Due:	\$ 10,174.50

Payment Remittance:

Invoice # 1000891

ACH or Wire Electronic Payment (Please Reference Invoice Number):

Bank of America Corporate Center | 100 North Tryon Street, Charlotte, NC 28255

ACH Routing # REDACTED Wire Routing # REDACTED Swift Code: REDACTED

BBK Account # REDACTED

Lockbox: Best Best & Krieger LLP | P.O. Box 743074 | Los Angeles, CA 90074-3074

Courier Delivery Address: Bank of America Lock Box Services | Lockbox Redaction | 2706 Media Center Drive | Los Angeles, CA 90065-1733

Credit Card: Please visit bbklaw.com/clientpay to pay by Visa, MasterCard, Discovery or American Express

Please mail 1099 form to: Best Best & Krieger LLP | 3390 University Avenue, 5th Floor | P.O. Box 1028 | Riverside, CA | 92502

Indian Wells (760) 568-2611 Irvine (949) 263-2600 Los Angeles (213) 617-8100 Bend, OR (541) 382-3011



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INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT ATTN: SARA SCHMITZ 893 SOUTHWOOD BOULEVARD INCLINE VILLAGE, NV 89451

June 14, 2024 998483 JOSHUA NELSON Page 1

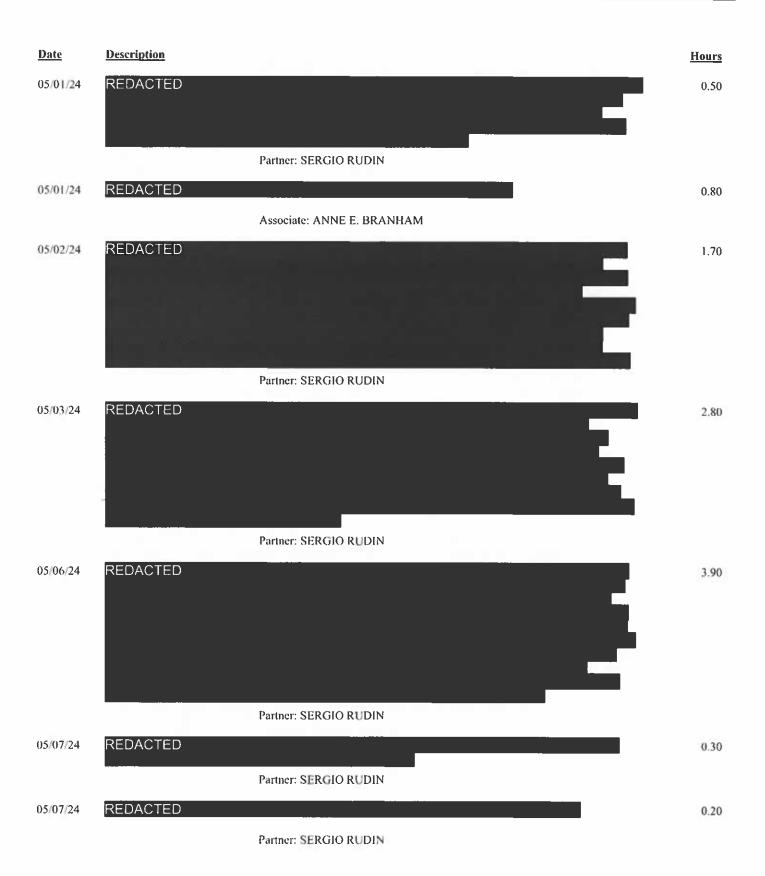
INVOICE SUMMARY

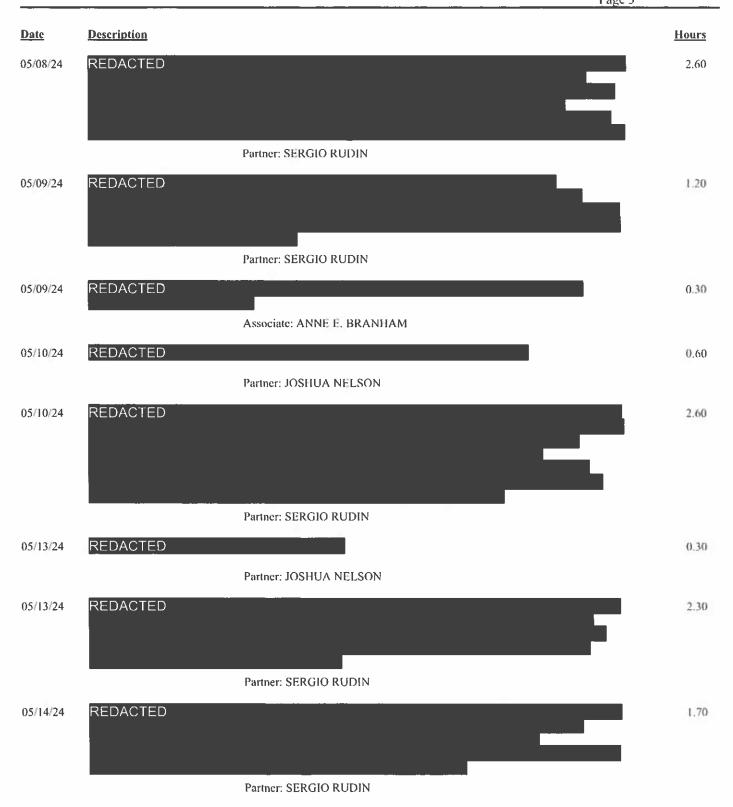
For Professional Services Rendered Through May 31, 2024:

Matter # 83154.00003

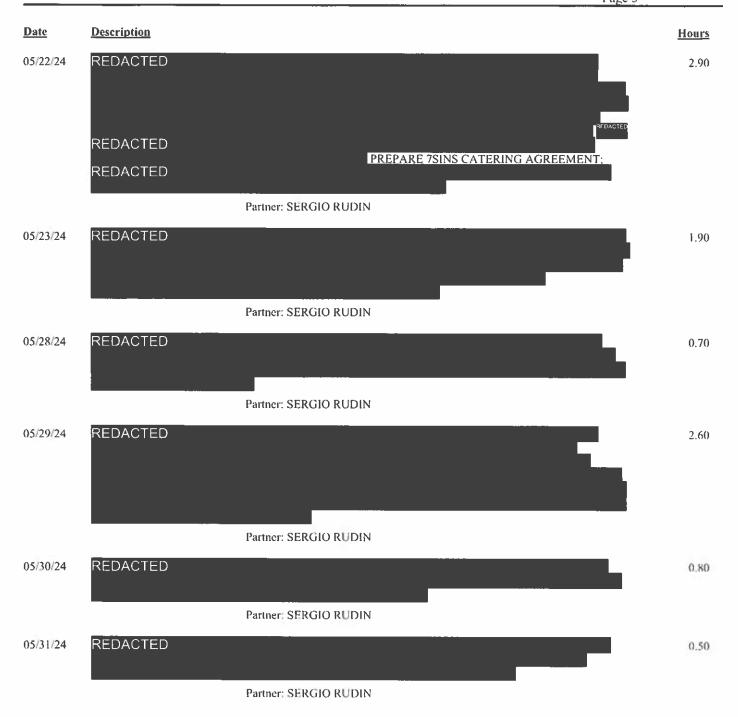
GENERAL COUNSEL

Total Amount Due:	\$	44,592.17
Prior Outstanding Balance:		31,781.62
Payments and Other Credits Received:		(0.00)
Balance from Previous Statement:		31,781.62
	·	
Total Current Billings For This Matter:	S	12,810.55
Current Reimbursable Costs:	S	14.05
Current Fees:	S	12,796.50









June 14, 2024 Invoice No. 998483 Page 6

12,810.55

Summary	of	Fees:
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•				
<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	Rate/Hr	<u>Amount</u>
SERGIO RUDIN	Partner	42.90	285.00	12,226.50
JOSHUA NELSON	Partner	0.90	285.00	256.50
ANNE E. BRANHAM	Associate	1.10	285.00	313.50
	Total Hours:	44.90		
	Total Fees for Professional Se	ervices:	\$	12,796.50
Reimbursable Costs:				
POSTAGE RE: RESPONSE TO KA	ATZ OML COMPLAINT			
05/31/24				14.05
	Total Reimbursable Costs:		\$	14.05

Total Current Billings For This Matter:

Indian Wells (760) 568-2611 Irvine (949) 263-2600 Los Angeles (213) 617-8100 Bend, OR (541) 382-3011



3390 University Avenue, 5th Floor, P.O. Box 1028, Riverside, CA 92502 Phone: (951) 686-1450 | Fax: (951) 686-3083 | www.bbklaw.com Tax ID # 95-2157337

Ontario (909) 989-8584 Sacramento (916) 325-4000 San Diego (619) 525-1300 Walnut Creek (925) 977-3300 Washington DC (202) 785-0600

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT ATTN: SARA SCHMITZ 893 SOUTHWOOD BOULEVARD **INCLINE VILLAGE, NV 89451**

June 14, 2024 998483 JOSHUA NELSON

Invoice Due and Payable Upon Receipt PLEASE RETURN THIS COPY WITH YOUR REMITTANCE

INVOICE SUMMARY

For Professional Services Rendered Through May 31, 2024:

Matter # 83154.00003 GENERAL COUNSEL

Current F	ees:	\$	12,796.50
Current R	Reimbursable Costs:	S	14.05
Total Cur	rent Billings For This Matter:	S	12,810.55
1	Balance from Previous Statement:		31,781.62
1	Payments and Other Credits Received:		(0.00)
1	Prior Outstanding Balance:		31,781.62
Total An	nount Due:	\$	44,592.17

Payment Remittance:

Invoice # 998483

ACH or Wire Electronic Payment (Please Reference Invoice Number): Bank of America Corporate Center | 100 North Tryon Street, Charlotte, NC 28255
ACH Routing #: REDACTED | Wire Routing # REDACTED | Swift Code: REDACTED |
BBK Account # REDACTED Wire Routing # REDACTED Swift Code: REDACTED

Lockbox: Best Best & Krieger LLP | P.O. Box 743074 | Los Angeles, CA 90074-3074 |
Courier Delivery Address: Bank of America Lock Box Services | Lockbox | Lo

Credit Card: Please visit bbklaw.com/clientpay to pay by Visa, MasterCard, Discovery or American Express

Please mail 1099 form to: Best & Krieger LLP | 3390 University Avenue, 5 Floor | P.O. Box 1028 | Riverside, CA 92502

WRITTEN STATEMENT TO BE ATTACHED TO AND MADE A PART OF THE WRITTEN MINUTES OF THE IVGID BOARD'S REGULAR JANUARY 8, 2025 MEETING – AGENDA ITEM C – PUBLIC COMMENTS - PLEA TO THE NEW BOARD TO DO THE RIGHT THING AND RETURN THE DISTRICT TO THE LIMITED PURPOSE SPECIAL DISTRICT IT REPRESENTED TO THE WASHOE COUNTY BOARD OF COMMISSIONERS ON OCTOBER 25, 1965

Introduction: Well now we have a new Board. Whose members think they know the District's history when in-truth-and-in-fact, they don't. Because if they did, they wouldn't be pressing the narrative that we need to massively bond to maintain and improve more and more of our recreational facilities we never, never, never should have acquired in the first place. And that's the purpose of this written statement.

My January 7 & 8, 2025 E-Mails to The New Board¹: On January 7 & 8, 2025 I sent new Board members e-mails and attachments bringing to their attention the District's history insofar as acquiring and operating public recreational facilities were concerned. Rather than recounting the substance of my comments, I refer the reader to said Exhibit "V."

And insofar as the exhibits to those e-mails are concerned, I have attached the following to this written statement:

- 1. Then IVGID BOT Treasurer Harold Tiller's October 25, 1965 written testimony to the Washoe County Board of Commissioners ("County Board") in support of the District's application to secure new public recreation powers Exhibit "W;"
- 2. The written minutes to the County Board's October 25, 1965 meeting wherein a 3-2 majority granted the District the requested public recreation powers Exhibit "X;
- 3. The April 11, 1968 stipulated dismissal of ongoing litigation concerning the District's request for new public recreation powers and the County Board's grant of the same pursuant to NRS 318.077 Exhibit "Y;"
- 4. The March 7, 1968 letter settlement agreement to Incline Village property owners which outlined that the Incline Village Lake Tahoe beaches ("the beaches"), Crystal Bay Development Co. ("CBD") represented to Incline Village property purchasers, would be sold to IVGID instead Exhibit "Z;" and,

¹ Those e-mails are attached as Exhibit "V" to this written statement.

5. IVGID BOT Resolution No. 419 adopted October 5, 1967 in anticipation of the issuance of revenue bonds to pay for purchase of the beaches wherein today's Recreation Facility Fee ("RFF") was invented – Exhibit "A."

Conclusion: So now you know the truth insofar as:

- 1. CBD's misrepresentations insofar as acquisition of the beaches was concerned;
- 2. The BOT's misrepresentation to the County Board the District would not acquire, operate and finance any future public recreation facilities but for public parks and the beaches if the District were given the power to furnish facilities for public recreation; and,
- 3. The District's invention of the RFF to be the funding source for all future public recreation facility acquisitions, improvements and operations.

In other words, what we have today is the product of fraud in the inducement². And the remedy becomes rescission. Meaning divestiture of the recreation facilities obtained as a product of that fraud rather than perpetuating that fraud with the issuance of possibly \$100 million of new general obligation bonds ("GOBs"), without voter approval³, serviced and paid for with a new RFF many times the current RFF, for the remainder of current and future local parcel owners' lives! And for what? Really.

Behavior such as this just keeps happening over and over and over again. Costing local parcel owners dearly insofar as their RFF and Beach Facility Fee ("BFF") are concerned. These examples are

² Fraud in the inducement occurs when a person tricks another person into signing an agreement or taking other equivalent action, to one's disadvantage, by using fraudulent statements and representations. Because fraud negates the "meeting of the minds" required of any contract, the injured party may seek damages or terminate the contract (i.e., rescission) [go to https://www.law.cornell.edu/wex/fraud_in_the_inducement].

³ IVGID's history is that it never allows voters to approve its GOB issuances, relying upon the exemption in NRS 350.020(3): When "payment of a general obligation of (a) municipality is additionally secured by a pledge of gross or net revenue of a project to be financed by its issue (i.e., the RFF), and the governing body determines, by an affirmative vote of two-thirds of the members elected to the governing body, that the pledged revenue will at least equal the amount required in each year for the payment of interest and principal...the municipality may...incur this general obligation without an election." And anyone thinks this Board is going to change its past ways? Come on. We have a GID to run. And the ends justify the means. And after all, isn't that why we voted Michaela, Mick, Michelle and Dave into office? "To make the hard decisions?"

all "red flags" of a criminal syndicate⁴. And you wonder why your RFF and BFF continue as involuntary subsidies, and are as high as they are? And now I've provided more evidence.

So when is the Board going to put members' collective feet down and put an end to these practices? Given NRS 318.515(1) states that where the: "(a) district...is not being properly managed; (or, its) (b) board of trustees (for the)...district is not complying with the provisions of...any...law;" when will the Board notify the Washoe County Board of Commissioners to hold a hearing to consider whether to: (a) adopt an ordinance (substituting)...the board of county commissioners, ex officio, as the board of trustees of the district; (b) adopt an ordinance providing for the merger, consolidation or dissolution of the district...(c) file a petition in the district court...for the appointment of a receiver... or, (d) determine by resolution that management and organization of the district will remain unchanged?"

Don't you new Board members think the time has come to act fiscally responsibly by having the county assume supervision and jurisdiction over the district? Because obviously, these facts demonstrate we're not qualified to properly manage our affairs.

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

⁴ NRS 207.370 instructs that "criminal syndicate means any combination of persons, so structured that the organization will continue its operation even if individual members enter or leave the organization, which engages in or has the purpose of engaging in racketeering activit(ies)."

EXHIBIT "V"

1/8/25, 9:54 AM EarthLink Mail

Re: As You Begin Your Reign as IVGID Trustees...P.S. One More Historical **Document You Need to Familiarize Yourself With**

From:

<s4s@ix.netcom.com>

To:

"Noble Dave" <noble trustee@ivgid.org>

Cc:

"Tonking Michaela" <tonking_trustee@ivgid.org>, "Michelle" <jezycki4ivgid@gmail.com>, "Mick"

<homan4ivgid@gmail.com>, "Tulloch Ray" <tulloch trustee@ivgid.org>, "Walrack Kent" <kjw@ivgid.org>

Subject:

Re: As You Begin Your Reign as IVGID Trustees...P.S. One More Historical Document You Need to

Familiarize Yourself With

Date:

Jan 8, 2025 9:14 AM

Attachments: dear.property.owner.ltr.3.7.1968.pdf

Attached, It's part of the settlement agreement previously shared. Thank you, Aaron Katz

----Original Message----

From: <s4s@ix.netcom.com> Sent: Jan 7, 2025 10:35 AM

To: Noble Dave <noble_trustee@ivgid.org>

Cc: Tonking Michaela <tonking_trustee@ivgid.org>, Michelle <jezycki4ivgid@gmail.com>, Mick

, Tulloch Ray <tulloch_trustee@ivgid.org>, Walrack Kent <kjw@ivgid.org>

Subject: As You Begin Your Reign as IVGID Trustees...

New Trustees -

As four of you prepare to assume your duties as IVGID trustees, and implement your agenda of bonding our way out of our recreational venue infrastructure repair/renovation problems, and increasing the RFF/BFF as a means of servicing/repaying those bonds, can I please ask that you take a step backwards and examine the propriety of such actions?

There's this myth being perpetrated by some (residents Miles Riner, Linda Kahrs and Christy Wells) that IVGID was originally created with responsibility to provide water, sewer, solid waste removal and recreation facilities and services. This is untrue.

We all know IVGID was created at the instance of Incline Village developer; Art Wood, Harold Tiller and their Crystal Bay Development Co. ("CBD"). In 1961 they lobbied the Washoe County Board of Commissioners ("County Board") to adopt an emergency resolution (the emergency being snow) creating IVGID. And the initial powers granted to IVGID were the development of streets, storm drains, sidewalks, and public water and sewer systems. No solid waste removal nor recreation. These are the facts!

And how did IVGID pay for these powers? Within a month of formation massive infrastructure bonds were approved to pay the costs of constructing streets/gutters, public sewer and public drinking water facilities. Bonds whereby the first purchasers of property in Incline Village were involuntarily assessed for the servicing/repayment costs.

Recreation wasn't even a gleam in Art Wood's and Harold Tiller's eyes because the predecessor to NRS 318 didn't recognize recreation as a possible GID power, and they didn't envision charging property owners for the beaches they had already represented to them the beaches were going to be included in the HOA they had created (see below).

1/8/25, 9:54 AM EarthLink Mail

As residential parcels were being sold in Incline Village, the main selling feature was private access to and use of its Lake Tahoe beaches. An HOA was created which would develop, operate and maintain the beaches for all Incline Village property owners' and their guests' private use. No mention was made this HOA was going to have to purchase the beaches for which it was formed. Had it been disclosed, how do you think early property purchasers would have responded? Moreover, every purchaser of Incline Village property was charged an additional fee to become a member of this HOA.

But because lot sales in Incline Village weren't moving as briskly as intended by Mssrs. Wood and Tiller, CBD had to take on debt. And the beaches were posted as security. And thus CBD wasn't able to convey title to the beaches, free and clear of all encumbrances, to this HOA. Which is what should have taken place. Which meant that notwithstanding local property owners had already paid to own and access their beaches, they were going to have to pay again (what ultimately became \$2M+)! But rather than alert local property owners to this sad set of circumstances, Harold Tiller and his attorney Bob McDonald lobbied the State Legislature to add facilities for public recreation as a new, possible GID basic power. And they were successful!

And almost immediately thereafter, the two (who coincidentally were members of the IVGID Board of Trustees) petitioned the County Board for the addition of new public recreation powers. This involved public hearings which took place on October 25, 1965. I have attached to this e-mail for your view the written minutes of that hearing, as well as Harold Tiller's written testimony in support. As you can see Mr. Tiller represented that if this new basic power were granted to IVGID, all recreational facilities which formed Art Wood's dream for Incline Village (golf courses, a ski area, tennis, horseback riding, casino gaming, etc.) would be privately owned, operated and presumably financed but for public parks and the beaches. And insofar as the beaches were concerned, their acquisition would be economically sound and feasible because the developer denominated IVGID Board intended to issue a bond, and pay the servicing costs with its share of ad valorem taxes. Which were projected to increase markedly as more and more Incline Village property were sold.

Based upon these express representations, a divided (3-2) County Board granted IVGID this new basic power.

Immediately thereafter a number of lawsuits were filed by those who had purchased Incline Village properties in reliance upon CBD's representations that the beaches would be private HOA amenities. They feared that they would become public beaches given IVGID was a public local government. More misrepresentations by our revered founder(s).

After several years of litigation, Art Wood and Co. wore down local parcel owners' resolve. And a settlement was reached. Local parcel owners withdrew their opposition to IVGID's acquisition of the beaches, and the HOA which had been created to own and operate the beaches was dissolved. I have attached that settlement agreement to this e-mail.

Now IVGID was free to issue bonds to purchase the beaches from CBD. And since there needed to be a revenue source to repay these bonds, the RFF was created (in other words the representation Mr. Tiller had made that the servicing costs on a contemplated bond would be paid with IVGID's ad valorem taxes). And this took place on June 4, 1968. And to quash homeowner opposition, they represented homeowner assessments (\$50/year) wouldn't exceed the HOA dues originally represented by Bob McDonald.

No other recreational facilities were acquired by IVGID, not even public parks, until 1976. It seemed that the then Board had forgotten Harold Tiller's representations to the County Board and the public. And since bonding and servicing with the RFF had worked so well in the past, why not replicate it for Incline Village's golf courses and ski area (an additional \$50/year now making the RFF \$100/year)? And since there was no one to object, so began the recreational merry-goround we're on today.

IVGID makes no money on any of its recreation businesses. NOTHING! And it never has. And if you're honest, you'll

1/8/25, 9:54 AM EarthLink Mail

agree with this statement. So every time the question came up of acquiring more and constructing more, the mould was always issue a new bond and pay its servicing/repayment costs with an increased RFF. The same mould you Board members intend to replicate in the future if the CLGF removes the specter of fiscal watch.

However, and as you can see, this program has been one big lie right from the start! Since you're an attorney Dave, you know this is called fraud in the inducement. In other words, the County Board was induced to grant IVGID the power to furnish facilities for public recreation based upon Harold Tiller's fraud. Had the County Board been told the truth, it's likely IVGID would have never aquired this basic power. And now you Board members want to replicate that fraud? And you question why a number of us object! Who's the truth teller here? And who is the perpetuator of the original fraud?

So before you trustees go down the road of fraud replication, I ask each of you enforce the IVGID Board's initial representations to the County Board and the public. That is, that all of the recreational facilities IVGID owns be divested into private hands but for our parks and the beaches! And rather than the RFF/BFF, the maintenance and improvement costs associated with our parks and the beaches be paid for with IVGID's ad valorem taxes. Rather than the RFF. Which is why I label the RFF to be phony!

If you refuse, then you're no better than your predecessors who lied to the County Board and the public! Now why would any of you want to do that?

Pay for our recreational venue losses with our ad valorem taxes rather than the RFF. Which again is why I and others assert the RFF is phony. Which it is!

What is the remedy for fraud in the inducement Dave? Isn't it rescission? Which in our case would in our case be divesting ourselves of all of these money losing businesses. Instead of issuing new bonds funded by our RFF/BFF. Right Dave? So now you know the truth.

Thank you for your consideration. Aaron Katz

EXHIBIT "W"

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT

HOLLINE VILLAGE, NEVADA

October 25, 1965

Board of County Counissioners Sashoe County Bevada

Re: Ordinance to add power to acquire and operate recreation facilities to present powers of Incline Village General Improvement District

PUBLIC CORVERTENCE AND NECESSITY

Incline Village is designed to be a complete recreational area. To this end, when completed, there will be two great golf courses; the finest temmis facilities in the world in the Tahou Eacquet Club; a major ski development; riding stables with a wast area for activities such as trails to the very crest of the mountains and to remote places for evening and all-aight cookouts, both by horse back and wagon hay rides; gaming and related night club enterteinment and a cultural center with related youth programs.

After all of the foregoing, you have to consider the availability of the use of Lake Taboe the most important and actually the very heart of a complete recreational base. To this end, it seems highly desirable to acquire facilities for such use and to acquire them as public property (public to the property owners within the District). With the acquisition of the two pieces of lake frontage (see attached maps) the property owners of the Incline Yillage General Improvement District would be assured forever of commers of the Incline Yillage General Improvement District would be assured forever of commers to and use of Lake Taboe. Those two lake front properties would be used as access to and use of Lake Taboe. Those two lake front properties would be used as access to the lake for fishing and mater skiing.

BCOMERUE FLASISILITY

All of the recreational facilities except the park properties (including the two beaches) are, or will be, privately owned and operated. The assessed value of Incline Willage Consrel Improvement District, together with its supected growth, will readily Village Consrel Improvement District, together with its supected growth, will readily finance the acquisition and operation of the two beaches. The feasibility of a bond finance to acquire these properties will have to be passed upon and approved by the Washee County Bond Consission. For your present consideration and future was by the Bond Consission, the Trustees of the Incline Village General Improvement District present their projection of taxes necessary to finance the acquisition of the beaches and the operation thereof. The projection is based upon the following assumptions:

89

That the boaches can be acquired for \$1,250,000.00;

That the operating expense will average \$20,000.00 annually; That the bonds can be sold at a 4-3/4% yield;

That the bond fasue include a working capital bond reserve for the first two years due to the Hevade property tax being one year behind on collection together with the fact that it will take enother year to get the tax levied to

apply on the debt retirement; and 5. That the total hond issue amount to \$1,458,000.00 for costs, acquisition and working capital and reserve.

Tan Your	Bebt Bervice Requirement	Operating Expenses	Total	Assessed Value of District	Rate per \$100
1966-67 1967-68 1968-69 1969-70 1970-71 1971-72 1972-73 1973-74 1976-75 1975-78 1976-77 1977-78	\$ 69,255.00 69,255.00 69,255.00 121,972.00 119,407.00 116,842.00 114,277.00 111,712.00 109,147.00 106,582.00 104,017.00 181,452.00 98,887.00 96,322.00	26,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00 20,000.00	89,255.00 89,255.00 89,255.00 141,972.00 139,407.09 136,842.00 134,277.00 131,712.00 129,147.00 126,582.00 124,017.00 121,452.00 118,087.00 116,322.00	15 K 20 H 25 K 30 M 35 M 40 K 45 M 50 M 55 M 65 M 70 M 75 M	Home Mode 0.357 0.473 0.398 0.341 0.298 0.263 0.235 0.211 0.206 0.174 0.159 0.145

Tax rate to continue to decrease as assessed value goes up and principal is retired. At this point (1979-80) \$594,000.00 of principal has been retired, leaving an unpaid principel of \$864,000.00 to be retired over the securining 16 years.

To clarify again the on tax for the first two years, the bond proceeds would be used as follows:

Acquistrios Borking capital bond reserve Expense of bond issue

\$1,250,000.00 178,510.00

Attachmonto: Dave Lopesent Herp Summary of Appreied by . Beal Research Corporation Submitted for the record by DELLER VILLAGE CHERAL DISPLOYE-CENT DEPTRICT

ertificate is at-Cont copy of the d in my office.

Clerk in and for the

Deputy

EXHIBIT "X"

The bids were referred to Floyd Vice, Assistant County Engineer, for study and report. Later in the meeting, upon the recommendation of Mr. Vice, who had discussed the bids with the County Engineer, on motion by Commissioner Cunningham, seconded by Commissioner McKissick, which motion duly carried, it was ordered the bids be held for further study and recommendations to the Board by the County Engineer at their next meeting.

65-966

SLIDE MOUNTAIN - LEASE - RENEWAL OPTION

10:10 A.M. At this time Mr. Cathcart and Mr. Calvin F. Gunn appeared before the Board, together with Wes Howell, lessee of the Slide Mt. skl area, in support of their request that the County grant a thirty year renewal option to Mr. Howell and Slide Mountain Corporation.

Mr. Gunn explained their plans for expansion of the facilities at the ski area to include a new chair lift now under construction and a cafeteria, rest rooms and nursery type facility next year; that the investment for such facilities would be large, requiring amortization over a number of years, thus the request for renewal of the option; that they were agreeable the renewal be made on the same terms and conditions as previously made, with the added provision that at least one-half million dollars is invested in the area.

After some discussion, it was ordered the matter be referred to Clinton Wooster for drafting a new lease.

65-967 COUNTY LIBRARY - RENO - CHANGE ORDERS

10:20 A.M. At this time Hewitt C. Wells, Architect on the new County Library in Reno, appeared and read a letter in full to the Board which had been addressed to the Washoe County Library Board, concerning change order requests No. 1 through No. 21 on the Reno Library. A copy of the letter was filed with the Clerk.

In reply to question from the Board, Mr. Wells stated that those changes involved in basic construction have been performed, while some of the finished changes are not accomplished.

Later in the meeting, after some discussion, it was ordered that the Library Board be requested to make recommendations to the County Commissioners on these change order requests, and that copies of the letter read by Mr. Wells be furnished the County Manager and County Engineer for study and recommendations to the Commissioners.

65-968 INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT - ORDINANCE NO. 97-BILL 132

10:30 A.M. This being the time set for a hearing in a Notice of Intention to Add Public Recreation Powers to Incline Village General Improvement District heretofore published in the Nevada State Journal on October 9, 16 and 23, 1965. Proof was made that due and legal Notice had been given.

Mr. Ben Moss, official Court Reporter, was present and reported the proceedings.

In response to the Chair, the Clerk reported a letter of protest had been received from Peter Kravchonok, President of the Incline Property Owners Association, Inc., authorized to protest on behalf of said Association, which was read in full to the Board, together with 7 petitions signed by 171 people in the area, a copy of which was read in full to the Board. In reply to question by Mr. Wooster, Mr. Oliver Custer, Attorney for the protestants, stated the petitions were not all identical for this reason—there were 128 persons who are taxpaying electors in the District who have signed the protest, but that the wording of the protest is identical with the protest of 43 property owners who are not taxpaying electors but who own property within the District. A letter of protest signed by John M. and Norine G. Crom was also read in full to the Board.

The Chairman opened the hearing for proponents of the proposal and Thomas R. C. Wilson, Attorney with the law firm of Bible, McDonald & Carano, responded on behalf of Incline Village General Improvement District. Mr. Wilson presented for the record, a list of

851 qualified taxpaying electors of the District certified by Harold Tiller, Secretary-Treasurer of Incline Village General Improvement District. Mr. Wilson then presented for the record and read in full to the Board, a declaration by the General Improvement District of Public Convenience and Necessity and Economic Feasibility of the proposal, together with a Summary of Appraisal by Real Estate Research Corporation. A Development Map was also presented which indicated areas of proposed recreational facilities.

No further evidence being presented, the Chairman called for anyone wishing to speak in opposition and Mr. Custer, Attorney for the protestants, responded and introduced Mr. Jack Crom, a resident of the area.

Mr. Crom presented communications and deed restrictions on property at Incline Village, some of which he read in full or in part to the Board. It was ordered they be admitted in evidence and marked Protestants' Exhibits "A", "B", "C", "D" and "E". Mr. Crom protested that the property owners were already paying for purchasing, developing, maintaining and operating the two community beaches at Incline Village for their exclusive use.

Mr. Roy Robinette then spoke in opposition to the proposal, stating that the present bonded indebtedness is almost equal to the assessed valuation, including personal property as of July 1, 1965 and further, because of the increased pollution to the waters of the area.

Others speaking in opposition to the proposal were Mr. Peter Kravchonok, President of the Incline Property Owners Association, Mrs. Helen Brown and Mrs. Mary Adams, property owners in Incline Village.

Mr. Oliver Custer them spoke at some length and stated that purchasers of property in Incline Village were required to buy stock in the Recreational Association and that deeds had covenants running with the land providing for private beaches. He also expressed concern over "conflict of interests" stating that Harold Tiller and Robert McDonald were members of Crystal Bay Development Company as well as Incline Village General Improvement District. Mr. Custer challenged the list of 851 names submitted by Mr. Tiller as being taxpaying electors in the district, and stated that according to his information there were 214 taxpaying electors residing within the District and 128 taxpaying electors who signed petitions as presented to the Board would indicate more than 51% of the taxpaying electors objecting to the amendment to add recreational powers to Incline Village General Improvement District. On question, Mr. Custer stated that a check on the list of taxpaying electors was made in the offices of the Registrar of Voters and Assessor.

Mr. Ernest Wilson, representing the Bonding Attorneys for the District, stated the District does not have any bonded indebtedness and has never levied a tax; that special assessment bonds on obligations have been met on the due date and some \$250,000.00 worth of bonds were called before maturity.

No one else wishing to speak, the hearing was closed and all those present were advised that the matter would be taken under consideration later in the day at the completion of the agenda.

Later in the day, in response to Commissioner Streeter's request, Mr. Clinton Wooster read the definition of "Taxpaying Electors" as defined by NRS 318.020, Subsection 8. Mr. Wooster stated that it was his opinion that a taxpaying elector as defined did not require residence within the District, but required ownership of property within the District by a person who was qualified as an elector under the laws of the State of Nevada.

Mr. Wooster's interpretation of taxpaying electors was discussed at some length, and it was pointed out a recent survey disclosed 4,000 residents with 300 to 400 children in grade school. Upon mation by Commissioner Streeter, seconded by Commissioner Sauer, which motion



duly carried, it was ordered that the taxpaying electors be established at 851, based upon the previously discussed information.

Commissioner Streeter moved that the Board of County Commissioners go on record, finding that it is economically sound and feasible to grant recreational powers to Incline Village General improvement District, based upon the information supplied by Incline Village. Motion seconded by Commissioner Cumningham and upon roll call vote Commissioners Streeter, Cumningham and McKenzie voted "Yes", Commissioners Sauer and McKissick voted "No". The Chairman announced the motion had carried and it was so ordered.

Commissioner Streeter moved that the Board of County Commissioners go on record, finding it is of public convenience and necessity to grant recreational powers to Incline Village General Improvement District, based upon the information supplied by Incline Village. Motion seconded by Commissioner Cunningham and upon roll call vote Commissioners Streeter, Cunningham and McKenzie voted "Yes", Commissioners Sauer and McKissick voted "No". The Chairman announced the motion had carried and it was so ordered.

Bill No. 132, which was prepared by Ernest Wilson, an ordinance amending Ordinance 97 granting Incline Village General Improvement District powers relating to public recreation was introduced by Commissioner Straeter and read in full to the Board, and it was ordered that final action of adoption be continued to the next meeting.

65-969 ZONING VIOLATIONS - GEORGINA YOUNG - MR. & MRS. GEORGE YOUNG

11:30 A.M. This being the time set in a citation issued to Mrs. Georgina Young to appear before the Board to show cause why she should not be prosecuted for a zoning violation; and

12:00 Noon This being the time set in a citation issued to Mr. and Mrs. George Young to appear before the Board to show cause why they should not be prosecuted for a zoning violation.

These hearings were combined because they concerned members of the same family and the people were present.

Clinton Wooster, Deputy District Attorney, stated the violation with regard to Mrs. Georgina Young is two trailers and one house on property at 4101 Rewana Way, Reno, Nevada; this is an A-1 (First Agricultural) zone. Notice was served by the Planning Commission on September 8, 1965; the Planning Commission made a staff inspection on September 29, 1965 and there was non-compliance with their first notice. As a result, it was sent to the District Attorney's office and a citation was made out for the violation setting the hearing at this rime.

That with regard to Mr. and Mrs. George Young the violation in this case is two trailers and one house on property at 4095 Rewana Way, Reno, Nevada, again in a First Agricultural zone. Notice was sent by certified mail by the Regional Planning Commission on September 13, 1965; Regional Planning inspected the area September 29, 1965 and found the violation still present. The District Attorney's office was asked then to issue a citation against Mr. and Mrs. George Young; that citation was served on Mr. George Young on October 4, 1965.

Mr. Homer Bronneke was present and stated the Planning Commission staff had made a visual inspection this morning and found violations still existing on both properties; that the properties are zoned A-1 with TR overlay.

Mr. Young was present and stated that he wished to comply with the ordinance, however, one of the trailers on the property at 4095 Rewana Way is through an estate--the man who owned the trailer was killed, there is no one living in it but Mr. Marshall Bouvier, an

EXHIBIT "Y"

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE 2 oun 3 Civil Action No. 225863 ERDEN D. CONNECK, et al, Plaintiffs, 6 7 COMMISSIONERS OF WASHOE COUNTY. and TRUSTERS of the INCLINE VILLAGE GENERAL SUPROVEMENT DESTRICT, 8 81 A. Powers DEPUTY 9 Befendants. 10 11 Civil Action No. 240307 ARDEN D. CONNICK, et al. 12 Dept. No. 3 Plaintiffs, 13 14 COMMISSIONERS OF WASHOR SCHIFT, THUSTERS OF the INCLINE VILLAGE CRIERAL IMPROVEMENT DISTRICT, CRYSTAL BAY LEVELOPHENT OO. and INCELEE VILLAGE RECERATION ASSOCIATION, 15 16 17 18 Defendants. 19 20 Civil Action No. 240864 21 CHYSTAL BAY DEVELOPMENT CO., Dept. No. 1 Plaintiff, 22 23 AUD CONSTER et al, 24 Defendants. 25 25 28 Civil Action No. 240863 CRYSTAL BAY DEVELOPMENT CO., 28 Dept. No. 4 Plaintiff. 29 30 VS. A.D. CONNECK at al. Defendants. 82% McDardii, Canar & Elbra ATTORNEYS AT LAW 240 SOSTN VERSKIA SE-RENO. NEVADA 88503

SEAMOUNT, INC.,

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Plaintiff.

D'S

A. D. CONNICK .. et al.

Defendants.

Civil Action No. 241359 Dept. No. 5

STIPULATION

WHEREAS, the parties hereto are also parties in Givil Action No. 225863, Department No. 4 of this Court, esticied CARDEN D. CONNECK, et al., plaintiffs, vs. COMMISSIONERS OF MASSION COUNTY and TRUSTERS of the INCLINE VILLAGE CRITERAL IMPROVEMENT DISTRICT, defendants, " and

WHEREAS, the parties hereto are also parties in ChiliAction No. 240307, Department No. 3 of this Court, entitled
"ARDER D. CONTICK, et al, plaintiffs, vs. COMMISSIONERS of WASHOR
COUNTY, TRUSTEES of the INCLIER VIELAGE CHURRAL DEPROPRESED
DISTRICT, ORYSTAL RAY DEVELOPMENT CO. and INCLIER VIELAGE SECREATION ASSOCIATION, defendants", and

WHEREAS, the parties hereto are also included among the parties in Civil Action No. 240864, Department No. 1 of this Court entirled "CRYSTAL BAY DEVELOPMENT CO., plaintiff, vs. July N. CROM, et al, defendants", and

WHEREAS, the parties hereto are also included among the parties in Civil Action No. 240863 in Department No. 4 of this Court, entitled "CRYSTAL BAY DEVELOPMENT CO., plaintiff, vs. J. M. CROM, et al, and

WHEREAS, the parties hereto are also included among the parties in Civil Action No. 241359, Department No. 5 of this Court entitled "SEAMOUNT, INC., plaintiff, vs. J. M. CROM, JR., et al, defendants", and

SES, YESHALL CHEE & FLOOR ATTORNEYS AT LAW 100 SOUTH VIRGINIA ST. RENO. XEVADA 82505

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WHEREAS, the various parties hereto have entered into this agreement and stipulation of settlement of their various disputes and differences and the issues raised by the foregoing matters, by and through their respective counsel of record,

NOW, THEREFORE, IT IS HEREBY AGREED AND STIPULATED as

follows:

1. The parties hereto agree to continue their presen

- l. The parties hereto agree to continue their present best efforts to discolve the INCEINE VILLAGE PECREATION ASSOCIATION as soon as possible; further, the parties likewise agree to use their best efforts to fulfill each and all of those committments expressed by their letter of March 7, 1968, to the property owners of Incline Village, Newada, a copy of which is attached hereto as "Exhibit A" and which is incorporated by reference herein.
- 2. The parties herete, and specifically the INCLINE VILIAGE RECREATION ASSOCIATION and those parties who are members and/or stockholders thereof, agree as follows:
 - (a) That the agreement between the Association and its members of stockholders providing for the payment of an absural fee or assessment in the sum of FEFTY DOLLARS (\$50.00) was and is intended to finance the acquisition of Burnt Cedar Beach and Engline Reach by the said Recreation Association from the CRYSTAI BAY DEVELOPMENT 30.
 - (b) That when the said Bornt Cedar Reach and Incline
 Beach are purchased from the CRYSTAL BAY DEVELOPMENT CO. by the INCLINE VILLAGE GENERAL IMPROVEMENT
 DISTRICT, the purpose of the agreement between the
 said Recreation Association and its members and
 stockholders will thereupon expire and the \$50.00
 annual fee or assessment will no longer be

ATTORNEYS AT LAW SOS SCUTH VIZINIA ST. RENO. NEVADA 89505

payable; specifically, the members or stockholders of the Association at such time will no longer be liable to the said Recreation Association for the prescribed annual fee or assessment of \$50.00.

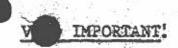
Further, under the terms of "Exhibit A" attached, the letter of March 7, 1968, upon dissolution all monies in the said Recreation Association will be distributed in accordance with the Newsda Revised Statutes.

- (c) That in any event the INTLES WILLIAMS RECEIPTION
 ASSOCIATION could not, can not, and will not
 acquire facilities except on the approval of the
 members or stockholders of the said Recreation
 Association.
- 3. That each of the hereinafter mentioned law sets before this Court as to all parties therein shall forthwith be and hereby are dismissed with prejudice:
 - (a) Arden D. Connick, et al. plaintiffs vs. Commissioners of Vashoe County and Brustees of the Incline Village General Imprevenent District, defendants, No. 225863, Department No. 4.
 - (b) Crystal Bay Development Co., plaintiff, is. A.D. Commick, et al, defendants, No. 240864, Bepartment No. 1.
 - (c) Grystal Bay Development Co., plaintiff, vs. AD. Comick, et al., defendants, No. 260863, Department No. 4,
 - (d) Seamount, Inc., plaintiff, vs. A. D. Comick, et al, defendants, No. 241359, Department No. 5, and
 - (e) Arden D. Connick, et al, plaintiffs, vs. Commissioners of Washow Councy, Trustees of the Incline Village General Improvement District, Crystal Bay Development Co. and Incline Village Recreation Association, defendants, No. 240307, Department No. 3.

1	DATED this 11 day of APRIL 1968.
2	CRYSTAL BAY DEVELOPMENT CO.
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4	TOTAL DESIGNATION OF THE PROPERTY OF THE PROPE
6 7	District House Control Parkers Control
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10	INCLINE VILLAGE RECEPTION ASSOCIATION
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12	by (the A Mass)
13	6ARL B. SHARF, Charleson, Board of Directors
14	OLIVER CUSTER & RAYNER KIPLDSEN es
15	ACTSTREYS for A. D. Larsen, A. D. Connick C. E. Comick R. Cappert
16	F. Gaubert, H. S. Smith, P. C. Gurney and A. E. Peterson, parties
17	to litigation
18	by Claus & Carter
19	150 7/11
20	By frage fyl Sam
21	MARCAS, BARTLETT & DIXON as
22	Attorneys for W. W. Jones and Nancy S. Jones, parties to
23	litigation ()
24	By John C Bartlett
25	
26	STREETER, SALA & MCAULIFFE as Attorneys for Seamoups, Inc.
27	
28	By Joel Streeter
29	
30	

Pits, McDanis, Carda & Wilson Attorneys at Law 100 south vingenia et. Reng, Nevada 02505

EXHIBIT "Z"



March 7, 1968

Property Owners Incline Village, Nevada

Dear Property Owner:

Over the past several weeks, all of us have been meeting to resolve mutual misunderstandings and apprehension and to create some basis upon which all of us can foresee our future development - namely, Crystal Bay Development Co., Incline Village General Improvement District, Incline Village Recreation Association, Howard Smith, Roger Howard, David L. Quandt, and various participants in pending litigation.

It would appear that a mutual lack of communication has given rise to misunderstanding and apprehension on all sides. We desire that our discussions and their result - a settlement of all pending litigation - be clearly understood by all. And we hope that the terms and nature of this settlement serve to resolve such doubts as you may have.

Specifically, we all are in accord with and propose terms of settlement as follows:

T

RKLATIONSHIP OF DEVELOPMENT COMPANY AND IMPROVEMENT DISTRICT

Crystal Bay Development Co. agrees not to sell to the Incline Village General improvement District any real property save and except certain Lake Taboe beach property referred to herein and such real property as the Development Co. and the District may hereafter agree to sell and purchase for the purpose of creating a park or parks.

II

BOARD OF TRUSTEES OF INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT

It is naturally in the best interests of all concerned, the District, the Company and the residents, that the Board of Trustees of the Improvement District be occupied by qualified and impartial individuals who are generally accepted as both qualified and impartial. Whether for sound reasons or not, some apprehension was voiced by certain parties that the entire Board was not impartial. Several individuals have been nominated by property owners to serve on the Board and they have consented to serve, which will effect a re-organization of the Board as follows:

GEORGE SAYRE
C. R. HERDA
HOWARD SMITH
ROGER HOWARD
DAVID L. QUANDT

Those offering to resign from the Board have graciously done so in the interest of promoting a feeling of new understanding as expressed by this letter - and they are sincerely thanked for their hard work and long hours.

Those nominated to become new members of the Board have examined the certified audit made of the District through the fiscal year ending June 31, 1967, by Chanslor, Barbieri and DeWitt, Certified Public Accountants, and believe that the affairs of the District are in order.

III

SALE AND PURCHASE OF BURNT CEDAR AND INCLINE BEACHES

The most feasible method of acquiring ownership of the beaches from Crystal Bay Development Co. and financing that acquisition is by a purchase by the Improvement District rather than the Incline Village Recreation Association. We now believe that the Recreation Association does not have the means to obtain financing for the purchase because it lacks any practical means of collecting revenues therefor; collections by the Association must depend at bottom on voluntary contributions and individual collection suits by the Association are impractical.

Stich a purchase, to be equitable, should be at fair market value for our purposes, no more or less. The fair market values of Burnt Cedar Beach and Incline Beach have been determined by appraisal as indicated below. These fair market value figures were determined by three (3) MAI Appraisers namely BRICE J. LEGGETT and the REAL ESTATE RESEARCH CORPORATION who had already appraised those beaches for the Crystal Bay Development Co., and PAUL BENSON, MAI, who appraised the beaches

for the Improvement District, which paid his costs and fees.

The appraisals were made as follows:

		TOTAL
LEGGETT	Burnt Gedar Beach \$1,04 Incline Beach \$1,06	0,500 \$2,103,000 2,500
RERC	Burnt Cedar Beach \$1,34 Incline Beach \$ 94	0,000 \$2,280,000 0,000
BENSON	Burnt Cedar Beach \$1,150 Incline Beach \$1,139	0,000 \$2,289,000 9,000

The low appraisal figure for both beaches as rounded equitable purchase price.

IV

FINANCING THE PURCHASE OF THE BEACHES

In order to finance the purchase of Burnt Cedar and Incline Beaches, the Improvement District shall proceed with the issuance and sale of revenue bonds in the total sum of \$2,685,000.00 to cover the purchase price of the beaches of \$2,100,000.00, to create sufficient reserve funds to be held on deposit by the District as a margin against the first year's interest and one year of principal, which revenues are expected to pay, to cover the amount of the discount (6%) at which the bonds are sold, and to pay the various expenses of the bond issue itself.

Eliminated from the issue and sale as originally proposed are funds for the construction of a marina and various pool and bathhouse facilities. The presently outstanding bords and the payment includes therefor as of june 30, 1967, have been reviewed as the proposed issue and payment schedules for this issue. The assessable charges thereunder, for each subdivided lot or unsubdivided parcel constituting a single family homesite, zoned for a single family residence structure, whether or not so improved, will not under any circumstances exceed FIFTY DOLLARS (\$50.00) for each fiscal year ending June 30 commencing July 1, 1968.

The following rates, tolls and charges are prescribed for each fiscal year ending on June 30 and commencing with July 1, 1968 for the various classifications of property as follows:

Developed Single Family Lots

1968-69 through 1978-79 \$50.00 per year per lot

Developed Multiple Units

1968-69 through 1978-79 \$50.00 per year per unit

Developed Hotel - Motel Property

1968-69 through 1978-79 \$25.00 per year per room

Undeveloped Single Family Parcels

1968 -	1969	\$10.00	per	acre
1969 -	1970	\$15.00	per	acre
1970 -	1971	\$15.00	per	acre
1971 -	1972	\$10.00		
1972 -	1973	\$10.00		
1973 -	1974	\$ 5.00	per	SCTE
1974 -	The second of th	\$ 1.00	per	acre

Undeveloped Multiple Family Parcels

1968	- 1969	\$200.00 per	acre
1969	- 1970	\$200.00 per	acre
1970	- 1971	\$150.00 per	acre
1971	- 1972	\$150.00 per	
1972	- 1973	\$100.00 per	acre
1973	- 1974	\$ 50.00 per	
1974	- 1975	\$ 5.00 per	

V

DISSOLUTION OF THE INCLINE VILLAGE RECREATION ASSOCIATION

We think it best for all concerned - in view of

acquisition and management of the beaches by the Improvement District - that the Incline Village Recreation Association be dissolved and the monies placed on deposit therein by shareholders, or payors, approximately the sum of \$57,600.00, be distributed to them as provided in Nevada Revised Statutes. This can be done only upon the written request of two thirds (2/3) of the Association membership, addressed to the Directors. If so requested, dissolution will be administered by four persons we have nominated, namely CREG ENCLEHARDT, MRS. PAULA C. CURNEY, REVEREND DAVID GRAHAM, and C. R. HERDA.

VI

DISMISSAL OF LITIGATION

In view of the foregoing, orders of dismissal with prejudice will be entered upon stipulation of the parties of pending ligigation, namely,

- (a) Arden D. Connick, et al, plaintiffs, vs. Commissioners of Washoe County and Trustees of the Incline Village General Improvement District, defendants, No. 225863, Department No. 4,
 - (b) Crystal Bay Development Co., plaintiff, vs. A. D. Connick, et al, defendants, No. 240864, Department No. 1,
 - (c) Crystal Bay Development Co., plaintiff, vs. A. D. Commit, et al, defendants, No. 240863, Department No. 4,
 - (d) Seamount, Inc., plaintiff, vs. A. D. Connick, et al, defendants, No. 241359, Department No. 5, and
- (e) Arden D. Connick, et al, plaintiffs, vs. Commissioners of Washoe County, Trustees of the Incline Village General Improvement District, Crystal Bay Development Co. and Incline Village Recreation Association, Defendants, No. 240307, Department No. 3.

We are enclosing a form of letter which we jointly ask you to execute which constitutes a written request

to the Directors of the Association to dissolve Incline Village Recreation Association. Enclosed also is an addressed envelope for return mail to those four impartial individuals who will count the requests and, if sufficient in number, administer dissolution itself.

Very truly yours,

CRYSTAL BAY DEVELOPMENT CO.

INCLINE VILIAGE GENERAL IMPROVE

DISTRICT

GEORGE SATRE, Cheirman, Board of Trustees - pursuant to Board

resolution

INCLINE VILLAGE RECREATION ASSOCIAT

Cliffman, Board pursuant to Board of Directors -

resolution

Shiring found of

OLIVER CUSTER & RAYNER KJEIDSEN as Attorneys for A. D. Larsen, A. D. Commick, C. K. Conmick, R. Gambert, F. Gambert, H. S. Smith, P. C. Gurney and A. E. Peterson, parties to litigation

y Din at

Ву

VARCAS, BARTLETT & DIXON as Attorneys for W. W. Jones and Nancy S. Jones, parties to litigation

Ву_

STREETER, SALA & MCAULIFFE as Attorneys for Seamount, Inc.

Ву

SECOND JUDICIAL DISTRICT COURT WASHOE COUNTY, RENO, NEVADO

DEPUTYCLERK

DAIL

EXHIBIT "A"

RESOLUTION NO. 419

A RESOLUTION FIXING RATES, TOLLS AND CHARGES FOR THE RECREATIONAL SERVICES AND FACILITIES OF BURNT CEDAR AND INCLINE COMMUNITY BEACHES

AND RESOLUTION 451 AMENDING No. 419

RESOLUTION NO. 420

A RESOLUTION PROVIDING FOR THE ISSUANCE OF RECREATION REVENUE BONDS, FIXING THE FORM OF THE BONDS, PROVIDING FOR THEIR PAYMENT AND COVENANTS FOR THEIR PROTECTION

BURNT CEDAR AND INCLINE COMMUNITY BEACHES

\$3,600,000 REVENUE BONDS OF 1967

AND RESOLUTION No. 450 AMENDING No. 420

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT
LAKE TAHOE, WASHOE COUNTY
NEVADA

127 = 1013

INDEX TO

RESOLUTION NO. 419

A RESOLUTION FIXING RATES, TOLLS AND CHARGES FOR THE RECREATIONAL SERVICES AND FACILITIES OF BURNT CEDAR AND INCLINE COMMUNITY BEACHES

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT

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RESOLUTION NO. 419

A RESOLUTION FIXING RATES, TOLLS AND CHARGES FOR THE RECREATIONAL SERVICES AND FACILITIES OF BURNT CEDAR AND INCLINE COMMUNITY BEACHES

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT

RESOLVED, by the Board of Trustees of the Incline Village General Improvement District, Washoe County, Nevada, as follows:

WHEREAS, it is proposed that the District issue revenue bonds to provide funds to acquire Burnt Cedar Beach and the improvements thereon and to acquire and improve the area known as Incline Beach, and to pledge the net revenues to be derived from the rates, tolls and charges to be fixed for the services and facilities thereof; and

WHEREAS, it is necessary that said charges be fixed prior to the adoption of a resolution providing for the issuance of said bonds.

NOW, THEREFORE, IT IS ORDERED, as follows:

- 1. Short Title. This resolution shall be known and cited as the Community Beaches Rate Resolution.
- 2. Taking Effect. This resolution shall take effect upon the acquisition of title to either or both the Burnt Cedar Community Beach and the Incline Community Beach.
- 3. Present Facilities. Until both of said beaches have been acquired and the proposed improvements completed on Incline Beach, the charges herein fixed shall be and constitute charges for the services and facilities of the portions thereof then acquired.
- 4. <u>Description of Charges</u>. The rates, tolls and charges herein fixed are minimum annual charges for the services of the lands and facilities of the community beaches, and shall include, without limiting the generality thereof, charges for the operation thereof for the furnishing thereof, for the furnishing of the services thereof, for the availability of the services thereof, and for the standby of said lands and facilities and the services and operation thereof.

- 5. <u>Usefulness of Lands</u>. The lands for which said charges are imposed consist of two parcels of land lying between State Highway No. 28 and Lake Tahoe and having a beach frontage of 1170 feet and 1340 feet, respectively, and both said parcels, and the Lake by reason thereof, are accessible only to property owners of the District, and their tenants, hotel and motel patrons, and their guests, whether or not said lands so charged are improved for occupancy.
- 6. Intrinsic Distinctions in Lands Charged. The lands charged herein have natural, intrinsic and fundamental distinctions which are reasonable in their relation to the object of the charges herein imposed, and based thereon are herein classified for the purpose of such charges.
- 7. Charges. The following rates, tolls and charges are prescribed and imposed for each fiscal year ending on June 30 commencing with July 1, 1968 for the various classifications as follows:
 - (a) <u>Single Family Parcel</u>. \$50 for each subdivided lot or unsubdivided parcel constituting a single family home site, zoned for a single family residential structure whether or not so improved.
 - (b) <u>Duplex Parcel</u>. \$100 for each subdivided lot or unsubdivided parcel constituting a duplex site zoned for a duplex residential structure, whether or not so improved.
 - (c) Improved Multiple Residential Parcel. \$50 for each single family unit in a multiple residential structure of three or more complete and independent single family residential units, or in a condominium structure or town house cluster.
 - (d) <u>Unimproved Multiple Residential Parcel</u>. \$200 for each acre, and a pro rata thereof for each fraction of an acre, in a parcel of unimproved subdivided or unsubdivided land zoned R-3 for a multiple residential structure or

structures of three or more complete and independent single family residential units, or a condominium structure or town house cluster.

- (e) Hotel and Motel. \$15 for each room or unit intended for occupancy by a person or persons as a single unit within a hotel or a motel.
- (f) C-1 and C-2 Commercial Parcel. \$200 for each acre, or a pro rata thereof for each fraction of an acre, in a parcel of unimproved land, and in a parcel of land improved with other than a hotel or a motel, whether or not subdivided, and zoned C-1 or C-2 commercial.
- (g) M-1 Light Industrial Parcel. \$100 for each acre, or a pro rata thereof for each fraction of an acre, in a parcel of improved or unimproved land, whether or not subdivided, and zoned M-1 light industrial.
- (h) <u>Unsubdivided Residential Acreage</u>. \$5 for each acre, and a pro rata thereof for each fraction of an acre, in an unimproved and unsubdivided tract of acreage containing ten or more acres, zoned E-1, E-2, A-1, A-2, or A-4 and intended for residential use.
- (1) Exceptions. Lots, parcels and areas of land used, or the portions thereof used, or intended to be used, for recreational or religious purposes, and publicly owned lands, are excepted and excluded from the charges imposed by subdivisions (a) through (h) of this section.
- (j) <u>Guests</u>. Only guests of a person entitled to beach privileges shall be admitted, and a charge of \$1.00 per day per guest and \$0.75 per day per child guest of 12 years or under is imposed and shall be collected at the time of admission.
- 8. Discount, Deposit or Guaranty. The Board may provide for; but is not limited to:

- (a) The granting of discounts for prompt payment of bills.
- (b) The requiring of deposits or the prepayment of charges in an amount not exceeding one (1) year's charges either from persons receiving service and using the Facilities of the Project or from the owners of property on which or in connection with which such services and Facilities are to be used; but in case of nonpayment of all or part of a bill such deposits or prepaid charges shall be applied only insofar as necessary to liquidate the cumulative amount of such charges plus penalties and cost of collection.
- (c) The requiring of a guaranty by the owner of property that the bills for service to the property or the occupants thereof will be paid.
- 9. Penalties. The Board may provide for a basic penalty for nonpayment of charges within the time and in the manner prescribed by it. The basic penalty shall not be more than ten per cent (10%) of each month's charges for the first month delinquent. In addition to the basic penalty it may provide for a penalty of not exceeding 1.5 per cent per month for nonpayment of the charges and basic penalty. On the first day of the calendar month following the date of payment specified in the bill, the charge shall become delinquent if the bill or that portion thereof which is not in bona fide dispute remains unpaid. It may provide for collection of the penalties provided for in this Part.
- 10. Collect With Other Charges. The Board may provide that charges shall be collected together with and not separately from the charges for any other service rendered by it, and that all charges shall be billed upon the same bill and collected as one item.
- 11. Contract for Collection. The Board may enter into a written contract with any person, firm or public or private corporation providing for the billing and collection by such person,

firm or corporation of the charges for the service furnished by the Project. If all or any part of any bill rendered by any such person, firm or corporation pursuant to any such contract is not paid and if such person, firm or corporation renders any public utility service to the person billed, such person, firm or corporation may discontinue its utility service until such bill is paid, and the contract between the Board and such person, firm or corporation may so provide.

- lection of due and unpaid deposits and charges and the penalties thereon, an action may be brought in the name of the District in any court of competent jurisdiction against the person or persons who occupied the property when the service was rendered or the deposit became due or against any person guaranteeing payment of bills, or against any or all of such persons, for the collection of the amount of the deposit or the collection of delinquent charges and all penalties thereon.
- 13. <u>Perpetual Lien</u>. Until paid, all charges shall constitute a perpetual lien on and against the property served.
- 14. <u>Foreclose as Mechanics' Lien</u>. Any lien may be foreclosed in the manner as provided by the laws of the State of Nevada for the foreclosure of mechanics' liens.
- 15. Id Notice and Hearing. Before any lien is foreclosed, the Board shall hold a hearing thereon after notice thereof by publication and by registered first class mail, postage prepaid, addressed to the last known owner at his last known address according to the records of the District and the real property assessment roll in the County.
- 16. Election to Collect on Tax Roll. The Board, after it has adopted rates pursuant to this Indenture may, by resolution or by separate resolutions, elect to have such charges for the forthcoming

fiscal year collected on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, its general taxes.

- 17. Written Report. In such event, it shall cause a written report to be prepared and filed with the Secretary, which shall contain a description of each parcel of real property receiving such services and facilities and the amount of the charge for each parcel for such year, computed in conformity with the charges prescribed by the resolution.
- 18. Id Alternative Procedure. The powers authorized by Section 8.14 of this Indenture shall be alternative to other procedures adopted by the Board for the collection of such charges.
- 19. <u>Id Property Descriptions</u>. The real property may be described by reference to maps prepared by and on file in the office of the County Assessor or by descriptions used by him, or by reference to plats or maps on file in the office of the Secretary.
- 20. Id Election as to Delinquent Property Only. The Board may make the election specified in Section 8.14 with respect only to delinquent charges and may do so by preparing and filing the written report, giving notice and holding the hearing therein required only as to such delinquencies.
- 21. Id Publication of Notice. The Secretary shall cause notice of the filing of the report and of the time and place of hearing thereon to be published once a week for two (2) weeks prior to the date set for hearing, in a newspaper of general circulation printed and published within the District if there is one and if not, then in such paper printed and published in the County of Washoe.
- 22. Id Mailed Notice of Hearing. Before the Board may have such charges collected on the tax roll, the Secretary shall cause a notice in writing of the filing of the report proposing to have such charges for the forthcoming fiscal year collected on the tax

roll and of the time and place of hearing thereon, to be mailed to each person to whom any parcel or parcels of real property described in the report is assessed in the last equalized assessment roll available on the date the report is prepared, at the address shown on the assessment roll or as known to the Secretary.

- 23. <u>Id Notice After First Year</u>. If the Board adopts the report, then the requirements for notice in writing to the persons to whom parcels of real property are assessed shall not apply to hearings on reports prepared in subsequent fiscal years but notice by publication as herein provided shall be adequate.
- 24. Id Hearing. At the time stated in the notice, the Board shall hear and consider all objections or protests, if any, to the report referred to in the notice and may continue the hearing from time to time.
- 25. Id Protests. If the Board finds that protest is made by the owners of a majority of separate parcels of property described in the report, then the report shall not be adopted and the charges shall be collected separately from the tax roll and shall not constitute a lien against any parcel or parcels of land under Sections 8.14, et seq., of this Part, but shall continue to be subject to the lien provided in Section 8.11 and shall be and remain subject to all of the other methods of collection and remedies provided in this Part.
- 26: Id Determination and Finality. Upon the conclusion of the hearing, the Board may adopt, revise, change, reduce or modify any charge or overrule any or all objections and shall make its determination upon each charge as described in the report, which determination shall be final.
- 27. <u>Id Delivery of Report and Entry on Roll</u>. Prior to the time the County Treasurer posts taxes to the County tax roll each year following such final determination, the Secretary shall file

with him a copy of the report with a statement endorsed thereon over his signature that it has been finally adopted by the Board, and the County Treasurer shall enter the amounts of the charges against the respective lots or parcels of land as they appear on the current assessment roll.

- 28. <u>Id Parcels Outside District</u>. Where any such parcels are outside the boundaries of the District, they shall be added to the assessment roll of the District for the purpose of collecting such charges.
- 29. <u>Id Parcels Not on Roll</u>. If the property is not described on the roll, the County Treasurer may enter the description thereon together with the amounts of the charges, as shown in the report.
- 30. <u>Id Lien Same Time as Taxes</u>. The amount of the charges shall constitute a lien against the lot or parcel of land against which the charge has been imposed as of the time when the lien of taxes on the roll attach.
- 31. Id Inclusion in Tax Bills. The County Treasurer shall include the amount of the charges on bills for taxes levied against the respective lots and parcels of land. Thereafter the amount of the charges shall be collected at the same time and in the same manner and by the same persons as, together with and not separately from, the general taxes for the District, and shall be deliquent at the same time and thereafter be subject to the same delinquency penalties.
- 32. Id Separate Bills. The County Treasurer may, in his discretion, issue separate bills for such charges and separate charges and separate receipts for collection on account of such charges.
- 33. Id Tax Laws Apply. All laws applicable to the levy, collection and enforcement of general taxes of the District, including, but not limited to, those pertaining to the matters of delinquency, correction, cancellation, refund, redemption and sale, are applicable to such charges.

- 34. Regulations. The Board shall establish rules and regulations for the use and the right of use of the Facilities of the Project.
- 35. Exclusive Use. The total area of the District being 9,000 acres, it is hereby determined that the Facilities of the Project may be determined by the Board to be inadequate to provide for more or other than the owners and residents of the District, and their tenants, patrons and invited guests, and to reserve and set aside said Facilities for their sole and exclusive use.
- 36. Constitutionality. If any section, subsection, sentence, clause or phrase of said Indenture be for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions thereof. The District thereby declared that it would have made said Indenture and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

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I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted at a regularly held meeting of the Board of Trustees of the Incline Village General Improvement District held on the 5th day of October . 1967, by the following vote:

AYES, and in favor thereof, Trustees:

George G. Sayre, David L. Chamberlin, Guy Michael Raymond Plumkett,

NOES, Trustees: None

ABSENT, Trustees: Joseph F. McDonald, Jr.

Secretary

(Seal)

IVGID Trustee Regular Meeting January 8, 2025 Public Comments from Harry Swenson at 664 Tyner Way

Good evening, I am Harry Swenson, and live on lower Tyner.

I want to congratulate our new trustees on their impressive selection as a Trustee for the Incline Village and Crystal Bay Community. I know you all worked very hard to garner the votes you received. I wish you the best of success in these difficult times for our community. I want to let you know that I am hoping that you all can work together for the betterment of our community and encouraging the many views of our community to be heard and understood and considered.

Now that you are fully established, I wish to remind you of your responsibilities as a trustee and the Nevada Revised Statues, especially the all-important open meeting statue. This statue ensures that all policy views and decisions are made in an open forum for the protection of the electorate. I am disappointed that last month one of the new trustees gathered the media and provided views of not only herself but a majority of the new board. I am assuming that these views expressed about our new General Manager were discussed in a private meeting in clear violation of the Open Meeting Statue. I also am concerned about the apparent violation of the Trustee Code of Conduct regarding the same interview when she expressed hers and other board members of their displeasure of the vote taken regarding the selection of our new General Manager. I believe the code of conduct forbids trustees from commenting on a vote of the board once it has been made. This does not bode well as a start of your new positions.

With the state of Nevada currently looking into past violations of IVGID's financial responsibilities, I would hate for your tenure to begin with the Nevada Attorney General to be looking into violations of Nevada's Open Meeting statutes. With all the challenges facing our community I really don't think you need multiple state investigations peering into our community.

I wish you the best of luck and hope you will avail yourselves of training in both the Nevada statutes and you trustee policies to avoid these problems in the future.

Thank-you for your time. Harry Swenson