



## **Incline Village Crystal Bay Citizens Advisory Board**

**DRAFT:** Approval of these draft minutes, or any changes to the draft minutes, will be reflected in writing in the next meeting minutes and/or in the minutes of any future meeting where changes to these minutes are approved by the CAB.

Minutes of the Incline Village Crystal Bay Citizens Advisory Board meeting held at Incline Village General Improvement District, 893 Southwood Blvd, Incline Village, NV 89451 on March 24, 2014 - 5:30 P.M.

### **1. \*CALL TO ORDER/ PLEDGE OF ALLEGIANCE**

**2. \*ROLL CALL/DETERMINATION OF A QUORUM** - Devine, Bill; Eick, Gerry; Lyons, Kevin; Miller, Judy; Nicholas, Deborah, Pete Todoroff. A quorum was determined. Mark Alexander was absent.

**3. APPROVAL OF THE AGENDA FOR THE MEETING OF MARCH 24, 2014** – Bill Devine made a motion to approve the agenda for the meeting of March 24, 2014. Pete Todoroff seconded the motion. The motion passed unanimously.

**4. APPROVAL OF THE MINUTES FOR THE SPECIAL MEETING OF OCTOBER 28, 2013** - Bill Devine made a motion to approve the minutes from the October 28, 2013 special meeting. Pete Todoroff seconded the motion. The motion passed unanimously.

### **5. \*PUBLIC COMMENT**

**Diana Langs:** Former GM of SVGID and member of the Water Planning Commission. \$9.6 million tax payer dollars – to purchase water from Dry Valley. We need to tell our commissioners not to spend our money this way. Our money need to go back to other services. \$20-50 million to bring the water in. Call your commissioners – say no to this purchase of the asset.

**Marge Frandsen:** Former member of Washoe County & Regional Planning Commission. The purchase will be made out of County funds. It will serve the North Valleys when the wells go dry. It will cost \$20 million to bring in water. WC staff says it would cost \$30 - \$50 million. Please contact the County Commissioner.

**Frank Wright:** Alert you all of an item on County commissioner meeting – giving up County land to access the lake to private. It's in Crystal Bay. Taking away access in Crystal Bay to the lake. Please go talk to Marsha about this.

**Bruce Morgan:** Opposition of cell tower location. The tower is to be camouflaged as a pine tree – It will be visible from our homes. There are other locations that are more appropriate.

**Lynn Tatarek:** Oppose the AT&T monopine. No one in this community knows about it. Not enough time to address this. Received a letter in the mail. We request no further action on this until we get more information.

**Virginia Lewis:** L'Ermitage resident. Please look at an alternative site for this tower. Encourage the commissioner to contact AT&T and that this isn't good public relations.

**Chuck Allen:** Introduce himself as WC Sherriff.

**Margaret Martini:** AT&T tower. We stopped the tower being installed at the schools.

**Jackie Quinlan:** Want to know what the procedures are of the monopole being installed in our area. It's bad use of land. There are a lot of tourists, and it's not appealing.

### **6. \*UPDATES/ANNOUNCEMENTS AND CORRESPONDENCE**

Judy Miller: CAB Leadership meeting on March 19<sup>th</sup>; John Slaughter talked about constituent services. Better communication with the constituents. They are putting in a new system to field calls and follow up on issues. New County website by this summer. Unincorporated of the County is re-negotiating with Waste Management. Finding same issue we do – high priced service for not much service. Any information that you missed or want to review again, go to the website.

### **7. \*PUBLIC OFFICIAL REPORTS**

**A. Washoe County Commissioner Update** – Commissioner Marsha Berkbigler provided an update information on discussions and actions by the Board of County Commissioners. Commissioner Berkbigler may be reached at 775-328-2005 or [mberkbigler@washoeCounty.us](mailto:mberkbigler@washoeCounty.us).

Chair, Mark Alexander, 775.772.9128 Recording Secretary, Misty Moga – [mistybray33@yahoo.com](mailto:mistybray33@yahoo.com) CAB Program – 775.328.2720

- Tomorrow's agenda – new ordinance on medical marijuana dispensaries in Washoe County. The legislature passed – WC has to come up with regulations. 10 dispensaries. You have to have a medical marijuana card.
- Marshall Water Issue: it has been before the commission, and will be back. 3 commissioners want to know where the money is going to come from to pay for it. Won't pass until we know where the money will come from will pay for it. 20-50 million dollars. We have to have answers before we move forward. No supporting it until I know where the money will come from.
- Swap of the land – lake access in Crystal Bay. Proposed being transferred to developer. The path accessing the lake is already boarded off. The County doesn't allow access down that area anyway. It's also within a 100 yards of another area that has steps down into the lake. It will go before the commissioners. At this stage, they are of support of it.
- Monopine tower – This issue won't come to commission; there has to be a complaint filled within 10 days; no one filed a complaint to the Board of Adjustment, therefore, it won't be heard in front of the County of Commissioners. Try to get AT&T to re-visit this. Marsha said she can also speak with AT&T. She encouraged the citizens to call them as well.

#### **Citizen comments:**

##### **Cell Tower:**

- How can we file a complaint if we didn't know about it. Not adequate knowledge.
- Legal notice section of newspaper. WC did publish it. It wasn't addressed publically. The legal notices are reader friendly.
- I felt I wasn't listened to at the Board of Adjustments meeting.
- I want to know what the Fire Department has to say.
- Monopine: it has to be appealed within 10 days. Home Owner Association looked into it. It cost \$1000 to appeal. It would cost us \$5000 for an attorney. If it didn't cost money, more people would appeal.
- The last we knew, it was being installed at the Fire Department. Why would you hold a meeting down in Reno if it affects us up here. The meeting should be held up here.
- Bill Devine: I received a noticed from BOA regarding a project in my neighborhood – if we can work with the notices on the same timing with the CAB meetings, then we can address this. Marsha – I will work with Staff on this.
- If it was TRPA decision, and she requested documentation. Marsha said she will look into it.
- Bill Whitney: Those special use permits go to BOA, and legal notice. We give notice to citizens within the area of the tower. The board did approve it. There is a 10 day appeal period; it wasn't appealed. It's a done deal. AT&T do business in your community. Approach them if you want it to be changed.

##### **Land access/lake:**

- What is going on – why don't you involve the citizens on these decisions.
- It's wrong to give public property away. Trading for historic land – when a parcel has historic value, the history has to remain at the site. It doesn't logically compute.
- Marsha: Somers Loop – land swap proposal – 8 foot easements into the lake, swap it for historic land at ponderosa land, with parts of the flume trail on it. Bull wheel on it. We have looked at the specifics and sites. Any access to the lake is important, however, you have to look at the viability of it. Please don't confuse it with the set of stairs. Marsha: we need to agendize the land swap topic.

#### **8. \*PUBLIC SAFETY AND COMMUNITY REPORTS/UPDATES**

**A. Washoe County Sheriff Office (WCSO)** – Report on public safety issues and concerns. Information about WCSO is available online at [www.washoesheriff.com](http://www.washoesheriff.com) or 775-328-3001.

- Sherriff Tim K: Addressing rumors; IVCB substation is not shut down. It's not staffed in the same way as it use to be. There are less resident deputies. Programs in place; working with local residents. Investment remodeling the substation.
- Re-wrote the policy – work collaboratively with NDOW. We address bear issues and we have a plan in place. Margaret asked for a copy of the new re-written policy about working with the bears.

**B. North Lake Tahoe Fire Protection District (NLTFPD)** – Report on fire issues and concerns. Information about NLTFPD is available online at [www.NLTFPD.net](http://www.NLTFPD.net) or 775-831-0351.

**Chief Brown:**

- Not addressing the cell tower installation, but will be happy to answer questions.
- No significant structure fires in the past 3 months.
- Chief Brown talked about the number of service calls. People in the community are working with us.
- 2 wild land fires in January, on forest service property. ½ acre. Burned hotter than expected. We have to be safe when it comes to fire, not matter what time of year.
- Fuels reduction: CWPP meeting. Had over 100 people show up to get information and input. One of 8 communities labeled as a fire adaptive community. Great community cooperative effort. Thanks to the Rifle and Slide mountain crew.
- Ash Can Program: Proper disposal of ashes from the fireplace. Grant funding to get galvanized cans. Cans available at the main station. Fill out the application. Keep thing safe.
- Cold and flu season: take proper steps – get inoculations. Home bound visits; make appointment. \$20 per shot. Tia Rancourt – public education coordinator – she works hard to make sure we are providing education with the community. We need to praise them more. Education programs – CPR and AED training.
- March 27 – working with schools to bring in peer counselors to educate middle school on tobacco usage.
- Firefighters have to complete continuing education. If we aren't training, we are completing 285 hours of continuing education to maintain certifications. Working with neighboring agencies. We have to train the media on proper conduct at incidences. Teach them the basic of fires and other natural events; next media training is May 1<sup>st</sup> – Wedge parkway at the Redfield campus.
- Cell phone tower – AT&T approached the fire department regarding cell phone tower at the fire department in July. Contractors to look at the site. They told them that they would combine all the towers into a monotower. Never heard from them again. Mike Brown called AT&T. They didn't communicate with us any further.
- Have you thought about reaching out to HOA about the fire buckets. Are they receptive? Mike Brown – yes, we do, but they get taken. We were replacing them often.

**9. \*UPDATE FROM REMSA COMMUNITY HEALTH PROGRAMS** – Melissa Krall, a representative from REMSA Community Health Programs provided a PowerPoint presentation regarding REMSA services.

- Background of REMSA
- Service area includes - up to Idaho and Oregon borders.
- Private non-profit agency. Different business model
- Community service programs – training center
- Tactical medic teams – work with swat team. Deploy with them.
- Flight plan – membership plan

• **Community Service programs:**

1. Ambulance Transport Alternatives
2. Community Paramedicine – started with congestive heart failure patients and have expanded from there. Home visits. Looking into different types of patients for service opportunities. Appropriate care for patients – providing care, assessing their condition, and addressing their needs without taking them to the emergency room.
3. Nurse Health Line – 24 hour nurse line. When it's NOT an emergency. No charge. They will follow up with you. Average about 100 calls a day.
  - Partners are critical to our success
  - Grant - \$9.5 million; have to prove \$10.5 million in savings. If someone calls for a nurse line, yes, the nurse costs. However, it could have prevented an ambulance or emergency room visit. Paramedic can go out and check on patients – there is a cost associated, but a much lower cost than to have the patient to be hospital.
  - Goals, Measures, Benefits
  - Medicare and Medicaid for providing the grant
  - What happens after 3 years? There are plans for each part to sustain all the programs.
  - Information about REMSA is available online at [www.remsa-cf.com/community.html](http://www.remsa-cf.com/community.html) or 775-858-5700.

**10.\*DEVELOPMENT PROJECTS** - All development project applications are available online at [www.washoeCounty.us/comdev/da/da\\_index.htm](http://www.washoeCounty.us/comdev/da/da_index.htm). Staff may not be available to attend, but please call if you have any process questions.

**A. Variance Case Number VA14-001 (Massey)** – This item has been postponed to future meetings.

**B. Variance Case Number VA14-003 (Desmarais)** – To reduce the front yard setback from 15-feet to zero feet to construct a new attached garage. The subject parcel is located at 778 Geraldine Drive, Incline Village, approximately 100 feet northeast of the intersection of Geraldine Drive and Charles Court. **APN:** 123-154-01. **Staff representative:** Eva M. Krause, AICP, Planner, Washoe County Community Services Department, Planning and Development Division, 775-328-3796, [ekrause@washoeCounty.us](mailto:ekrause@washoeCounty.us). **Meeting Date:** Board of Adjustment, Thursday, April 3, 2014.

**Bill Whitney:** Steep driveway – the property is eligible to build a detached garage. They want to put the garage there and eliminate the steep driveway. Wants to attach garage to the house and that's why there is a variance. The applicant provided pictures. Notices are sent to neighbors. We would like to speak to these projects before they go to the Board of Adjustments.

CAB member recommendation: Make CABs the first approval on these projects – County commission policy. Discussion about the importance of the CABs discussion/decision and communication with Washoe County. The citizens feel they aren't getting the information.

Judy Miller asked what provisions come for parking when there is a 0 foot offset.

Bill Whitney: There are no provisions for off street parking.

Bill Devine – it doesn't take away off street parking in this case. I don't see a problem with this project.

**11. \*CENTRAL INCLINE VILLAGE PHASE I WATER QUALITY IMPROVEMENT PROJECT** - CSD Engineering & Capital Projects Division staff, Kris Klein and Joaquin Tabbada presented an overview of the project. Central Incline Village Ph I is a Lake Tahoe Environmental Improvement Project designed to reduce erosion, increase storm water quality and help Washoe County meet its Lake Tahoe Total Maximum Daily Load (TMDL) requirement. The project is funded by grants from the US Forest Service and the Nevada Division of State Lands. Construction is scheduled for the summer of 2014. Contact Kris Klein/Joaquin Tabbada for additional information (775) 328-2055.

- Kris Klein – showed a water sample with sweeper dust – she shook it up to show how murky the water can be. Getting rid of the settlement is the primary goal of this project. It's storm water that ends up with the lake. Goal is to remove the sediments/particles.
- BMPs
- Project: Mt Rose Highway and Village
- Kris spoke about previous improvements projects
- Work with TRPA with construction BMPS
- 2.5 million – funded by grants US forest service/Nevada Division of State Lands – planning, design and construction.
- Proposed improvements
- Low impact development installation – infiltration
- Good soil conditions conducive for infiltration
- Two snow storage areas
- 8 trees proposed to be removal
- Filtration vault option – high tech option. If we have enough money – waiting on bids.
- Ditch improvements/drain rock to improve infiltration
- Shoulder treatment – stabilize so it doesn't erode. Concrete block pavers
- Rock slope protection
- Re-vegetation
- Project schedule – out to bid in early may; first week of July project will begin. TRPA has sent out a notice to those affected.
- Fine sediment – 2011, WC entered an agreement to make improvements. Lake clarity challenge. 2016 – 5 five year, we have to have a lake clarity by 10%. 10% of sediment reduction.
- Lake clarity credit

- Roadside ditches and creeks. Try to target our efforts that affect the lake. 60-80% of water. Periodic tests to make sure it's infiltrating.
- Vigorous sweeping program – we are known for it.
- We conduct test to see how clean our roads are.
- Lake wide – long term measuring outfalls of sediment. Increased and long term maintenance.
- We do have concerns about long term maintenance. Grant funding doesn't pay for maintenance. Limited TRPA funds for one time maintenance. I'll see if we can find those financial answers/maintenance charges.
- Call 775-328-2041 for questions.
- CAB members requested to see the financials and cost of maintenance. It is a concern of the residents of IVCB. Who will bearer the cost of this maintenance?

**12. \*VACATION RENTALS IN INCLINE VILLAGE/CRYSTAL BAY** - Bill Whitney, Director of Planning and Development Division, lead a discussion regarding the community concerns and social issues associated with neighborhood home rentals in Incline Village/Crystal Bay. For additional information, contact Bill Whitney, (775) 828-3600.

- Bill Whitney reviewed the memo: gave a little background regarding the Rental Property issue. Last September's CAB meeting there was public comments regarding the issues with rental properties. October meeting – Chair gave an update that the County hasn't gathered information yet.
- Comments from October meeting indicate that vacation rentals issues are an enforcement issue
- Staff was requested to created a memo regarding this issue
- No answers or solutions to these issues. Good place to start this discussion
- Nuisance committee in the past; members received information from people who were in favor or opposed nuisance enforcement.

**Citizen Comments:**

- We could make an exception to the ordinances because we were an alpine community. We got a push back from the real estate community in the past.
- There should be a sheriff's log on properties that continue to have issues with rentals. There needs to be a happy medium. Rental agencies aren't checking the properties when the people leave the property. Stricter rules for short term rentals. Check on the rental agreement – often times there are too many people in a dwelling.
- These issues comes up over and over in Kings Beach. We can't control this. We had this problem with a rental unit. Rental alpine community – not much you can do except for taking individual action.
- Can the sheriff's shed light on this? Sherriff's log can be looked up. There are problem properties.
- The County has rules/regulation about occupancy
- Private property owners doesn't like to restrict their rights of their property. It's a point of sale to sell the property as a short term property.

**Sherriff** – There were rumors that we weren't available to answer these calls – that's wrong. If you call a complaint, we will send a deputy 24/7. We keep record on every call to find problem areas. NRS – breach of peace. We have something we can do about these issues. We have to be called however, and the person who called in the complaint has to sign the citation. If it's a misdemeanor. People don't call because they don't want to be targeted as the 'complainer.' We want to work with the CAB on this issue. We can help and take part in addressing with the property owner and agencies.

**Discussion:** Judy Miller – Douglas County has a permitting process. Some of the issues aren't in the code. Is there anything that prohibits 10 cars from parking outside? Is it illegal? Sherriff said only if it's affecting traffic flow. Is there an agency who covers code enforcement similar to Douglas County. Vacation rentals aren't permitted outside of the Tahoe basin – resort community. We have an exception for single family homes – taxation on occupancy? Bill Whitney - RSCVA can speak about room occupation taxation. Frank Wright – the Sherriff's department will take care of the issue if you have a nuisance. Bill Whitney – have to be conscious of zoning and planning. Code enforcement officers aren't looking for violation, but are driven by complaints. I will take the notes and talk to Marsha and code enforcement and sheriffs and we will discuss this.

**13.\*CHAIRMAN/BOARD MEMBER ITEMS** - This item is limited to announcements by CAB members of topics/issues posed for future workshops/agendas.

- Land Swap – Masha

**14.\*PUBLIC COMMENT –**

- Judy Miller – We want to get information earlier. Get notified sooner - notice of meeting earlier.

- Frank Wright – we aren't getting the information. It's inexcusable. Commissioners haven't received any input from the community. You aren't reaching out to the community. Major opposition of the cell tower – why isn't it being brought to the community. I will mention this at the IVGID level as well. Problems with communication.
- Margaret – Look at the legal parts of the newspaper to see what is involved in this community. Put on the agenda.
- Bill Devine – Often time the timing doesn't work out to discuss issue at the CAB before it's approve.
- Gary Schmidt – running for State Senator – newly drawn district. Resident for 42 years. Strong supporter of CAB system. Keep government close to the people. Give CABs more authority and approval. This should be the first place to meet an issue. NRS can be changed. Ask your legislator.

**15. ADJOURNMENT - Bill Devine made a motion to adjourn the meeting. Deborah Nicholas seconded the motion to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 8:30pm.**

Number of CAB members present: 6

Number of Public Present: 25

Presence of Elected Officials: 1

Number of staff present: 6

Submitted By: Misty Moga