Skyland General Improvement District
Board of Trustees
Meeting Minutes December 1, 2021

Larry Sidney, President — Jon Herwig, Vice-President
Richard Nice, Treasurer — Cindy Richter, Secretary
Dana Engelkirk, Trustee

Notice of Public Meeting Wednesday December 1, 2021, 4:00pm
*This meeting will be held electronically using **Zoom**. Any member of the public is welcome to join the meeting using a computer, tablet or smartphone by going to*
https://us06web.zoom.us/j/85838771288?pwd=akNoZ1JUSnRxbmd4QWZUL1VTQ3dWdz09
Alternatively, you may dial in via phone at +1 929-205-6099
Meeting ID: 858 3877 1288 *Passcode: 477972*

- Pursuant to Section #241 of the NRS and laws of Nevada, the Skyland General Improvement District notifies all parties that the Board of Trustees will conduct business of the District at the above time and place.
- Items may not be heard in the order they are listed, items may be removed or delayed at any time, and two or more items may be combined for consideration.

4:00 pm President Sidney called the meeting to order. Audio recording started.

Roll Call – Quorum established, board members present are Sidney, Herwig, Engelkirk, Richter & Nice

PUBLIC FORUM: Any person wishing to address the Board on items of interest not listed on the agenda may do so at this time. It is requested comments be limited to three minutes since no action may be taken by the Board on items addressed under Public Forum. Public comment on agenda items will be invited at the time action items are considered, before action is taken.

-Vicki Mayo, 74 Skyland Court- thanked Larry for emailing the community about her kayaks and they were returned.

1. **ACTION ITEMS:**

A. Discussion and possible approval of October 21, 2021 & November 18, 2021 meeting minutes.

-VP Herwig made a motion to approve the October 21, 2021 meeting minutes, Treasurer Nice seconded.
-Treasurer Nice made a motion to approve the November 18, 2021 minutes, VP Herwig seconded.

-Minutes approved

B. Discussion and possible approval of final design for fence project.

-President Sidney started the discussion regarding the fence design and that we were tasked with getting additional information on the project.

- VP Herwig spoke with RO Anderson and they felt that there was no significant cost difference between the scalloped or the straight design.

- President Sidney asked about the timeline regarding the historical piece of the design

- -VP Herwig states that RO Anderson indicated that we would have to submit a change in the design for a straight fence to the State Historic Preservation Officer because the letter received from them did specifically state the historic nature of the scalloped design. RO Anderson indicated that they went with the scalloped design because they felt it was a specific feature mentioned by the SHPO and would increase our chances and reduce approval times for SHPO approval. Previously it took 1.5 months to get approval. Because of the holidays VP Herwig thinks it may take a couple of months to get an answer for a design change.

-President Sidney commented that because the fence is over 50 years old it puts an additional burden on us from the historical group.

-President Sidney reviewed that the design we are currently putting forward, which is scalloped, is at the 5 foot level where the current fence is at the 4 foot level. So it will be a higher fence than we currently have. Requesting comments from the trustees.

-Secretary Richter states that she is concerned that if we change the design now we could lose our window for this next building year. What we have heard from the community is that they don't want any additional delays.

-Treasure Nice is also concerned that it would delay construction and he is not in favor of pushing it to the next year.

-VP Herwig agrees with Richter and Nice and feels we need to move the project forward and he thinks the scalloped design maintains the historic nature of the fencing. The most important issue is that we need to move the project forward so we can get it completed this year.

-Trustee Engelkirk agrees with the rest of the board to keep moving forward.

-President Sidney states that he has been on the board for 2 years and he continues to hear from the community that some want to preserve a more historic look and others want a more modern look, some want a higher fence, some want it similar to what we have, basically differing opinions on all aspects of it. Again the one thing the neighborhood has agreed upon is that they want it soon.

Public Comments

-John Peel 121 Willow Drive, stated he didn't know about the historical issue surrounding this project and that he is very much a historian, The main features of the fence that are not shown by a scalloped fence and at some point we are going to have to tie it into the entry. He suggests we throw some piers along the fence line to tie in the 4 walls in front. Not many piers but we do need and end to the fence and if we could just throw 3 or 4 more peers in so it isn't just one long fence so it could look like the fence they are trying to restore. It should look better and wouldn't cost much to put in cinder block piers because we have 4 piers now at the entrance and he would like to see river rock wrapped around them. The lights that were chosen are fine and have an old look. He wants to make sure we have to tie the entry into this.

-Greg Brooks 1072 Myron Drive- wants to reiterate the points he made at the last meeting, A. The scalloped fence keeps us in the past and he would rather see our dollars move the neighborhood forward

with a more modern design. 2nd the scallop design allows for easier access to people jumping over and risks our security and finally when it comes to snow blowing off of hwy 50 the scalloped fence will allow more snow to come over and damage the landscaping that we are going to be spending good money on. In addition there are 2 other points that have come up since the last meeting that he thinks are very important to consider. First up until this latest design every other design that he has seen including the design that we talked about at the in person meeting at the fire house where you all voted to move forward with the fence had a straight edge design period. He has never seen any design that included the scallops and he would love to know how this change was made and why it wasn't brought back to the residents sooner where now we are at the end of 2021 and everybody seems to be in a hurry to get this done. On top of that he made the request to the SHPO office to receive all correspondence related to our fence. I read all of the material, he's not sure where you're concluding that they consider it a historic fence. From what he reads in the letter dated November 2nd from SHPO to the USDA they say that SHPO would concur with the finding that no adverse affect on historic resources. Since its not a building over 50 years old they frankly don't care is how he is reading the information. So he's not sure where we are concluding about a scalloped edge fence it just happens that the USDA submitted their letter to SHPO saying it was a scalloped edge. But they didn't make a point oof saying well that's super important and that makes everything alright and thus we are able to say SHPO would concur with the finding of no adverse affect. It had nothing to do with it being a scalloped top. And for all of those reasons he thinks we need further discussion on how this change was made and why it wasn't brought to the residents.

-President Sidney asked for further comments.

-Vicky Mayo 74 Skyland Ct- she did see the plans before and there was no scalloped top fence plans. She feels that all os this money we are spending to redo the fence it would be better off if we moved into the future because the reality is in another 10 or 20 years we are probably going to want to update the fence again and make it a flat top. She feels we should spend our money now and not later.

-Mark Parisi- 1097 Deercliff- he would like to agree with the gentleman before him and feels we need to put it back out to the residents to review and he hopes it wouldn't slow it down but feels its a fair way to think about it.

- Greg Brooks states he wants an answer as to how the change was made.

- President Sidney states the board will answer questions once everyone has had a chance to comment

- President Sidney asked Jon Herwig if he wants to comment on the design and the process.

- VP Herwig states that when we decided on the wood fence he directed RO Anderson to revise the design and they did revise the design and they included it as a scalloped fence and the reason they did that is they said that they had previous discussions with various parties and they felt that having the scalloped design was more in keeping with the SHPO desire and speed up SHPO approval of our project by including that. In the November 2nd letter SHPO did specifically identify that we would maintain the scalloped design and the historic character. He agrees they didn't specifically state that they would require the scalloped design bu they did comment about it and he interpreted that as a positive view of us maintaining a historic aspect of the fence.

-President Sidney wanted to add that at the end of the meeting in July where the type of fence was discussed, there was not a lot of comment about the design aspect but there was a lot of discussion about the fact that something had to get done and it had to be done as soon as possible. People were tired of the

beat up old fence and they felt we needed something that reflected the nature of our neighborhood. They want ed it done as quickly as possible. If RO Anderson made the determination that this was the path to get this done quickly there was no reason to believe that the neighborhood would rather take a slower path to have a different design. What we heard very clearly in the feedback we received leading in to that meeting, during the meeting, and after the meeting is that people were happy to have a decision made and to get the fence done next season which is what we are pushing for so all of this talk about coming back and bringing design back to the neighborhood does not honor that.

-Greg Brooks - States he wanted to respond to both Larry and Jon. The design that was talked about at the meeting in July was a straight edge design. There was no discussion about making modifications to the design. Everyone said yes that is what we want, move forward. So for there to be a change in the design shown to the residents at the July meeting is not appropriate. When it comes to the SHPO piece he would like to see any documentation regarding them. He feels they don't care about the fence, they mentioned that the top edge was scalloped and the new design would maintain the scalloped edge instead of new brick pillars large red wood posts would be brought into the new fence. All they are doing is reiterating the information that was shared by USDA in their request. They are in no way emphasizing that it was an important factor in their review and as he read earlier all their review is saying is that there is nothing historic here. So to think that it would take another 2 months when you go back he doesn't think is valid.

- President Sidney asked Greg Brooks if he was interpreting the comment of no adverse affect statement that we could do any design we want. Our understanding is that because of the character of the fence that we are applying for there is no adverse affect.

- Greg Brooks feels the pillars and the lights are much more characteristic of the fence than the scalloped edge. At night you don't even see the scalloped edge you only see the pillars and the lights. If it was so important to them as a historic item then they would have said something about the pillars and the lights that we are removing and they don't.

-President Sidney reiterated to Greg that those are his interpretations.

-Greg Brooks stated that all communications should be sent out to the neighborhood

-President Sidney stated respectfully that we are trying to do a job for the neighborhood and every communication that comes through here would take people days to read. Larry is copied on every communication to all board members and he does not feel we should spam the neighborhood with them. We are doing the best we can to represent the neighborhood. He wants to remind Greg that at the GID meeting in July 25% wanted wood, 25% wanted original scalloped fence to be repaired, and 50% chose a different fence. It's not reasonable to suggest that the neighborhood had fallen in love with the flat top fence. We are a neighborhood that struggles to come to consensus and there were plenty of people who chose other designs. What basis do we have to conclude that the neighborhood picked a flat top fence.

-Greg Brooks stated that every design we have ever looked at since this process started had a flat top fence and you folks unilaterally have changed it to a scalloped top fence and are using SHPO as an excuse. It's inappropriate to not bring it back to the folks.

-President Sidney asked for further comments before we bring it to a vote. No comments made.

-Motion made by VP Herwig that the board of trustees accept the current design of the fence as submitted to SHPO and the USDA and move forward with submission for regulatory permitting.

-Trustee Engelkirk seconded the motion.

Vote- Richter yes, Nice abstains, Engelkirk yes, Herwig yes, Sidney yes. Vote 4 in favor, 1 abstain

Discussion Item 2

- President Sidney reminds everyone that All board and kayaks need to be removed from the beach. Please spread the word throughout the neighborhood to remove that last few items. If we have to store them we will be asking for reimbursement.

-Secretary Richter asked if we were going to have someone issue the stickers this year so it will help us identify who owns the boards.

- Mark Parisi 1097 Deer Cliff- he sent Larry an email regarding his concern about removing kayaks and all of his kayaks were gone when he got back in town.

-President Sidney said they may have been moved to behind the pumping station

-VP Herwig states that many were moved to behind the pumping station and some were picked up. There is still a canoe at the beach. In the past some were just left at the beach and some residents may have assumed that no one wanted them anymore. We could send out a message to the community that you would like them returned.

-President Sidney asked Mark to email him descriptions and he will send out an email.

Establishment of next meeting Thursday January 27, 2022 at 4:00pm

-VP Herwig made a motion to adjourn and Nice seconded it.