

**NEVADA COMMISSION for the RECONSTRUCTION of the V&T RAILWAY**

**Tuesday May 30, 2017, 2:00 p.m.**

**Carson City Community Center - BONANZA ROOM  
851 East William Street (Highway 50 and South Roop Street) Carson City, Nevada 89701**

**MEETING MINUTES**

**2:00 P.M. CALL TO ORDER**

Chairman called the meeting of the Nevada Commission for the Reconstruction of the V & T Railway to order at 2:00 pm

**1. ROLL CALL**

Candy Duncan called roll.

**PRESENT**

Dwight Millard, President  
Jack McGuffey, Vice Chairman  
Jennie Herman, Commissioner  
Delsye Mills, Commissioner  
Bob Crowell, Commissioner  
Steven Lincoln, Commissioner

**ABSENT**

Dave Nelson, Commissioner  
Jack Hastings, Commissioner

There was a quorum present.

**Others Present:**

Pat Whitten, Storey County Manager  
Hugh Gallagher, Storey County Treasurer  
Deny Dotson, Virginia City Tourism  
Joel Dunn, Carson City Visitors Bureau  
Vanessa Davis, Jonathan Steele, Steel and Associates  
Tom Gray, Virginia Truckee Railroad  
Ken Dorr, Consulting  
Michael Smiley Rowe, General Counsel

**2. APPROVAL OF THE AGENDA**

Commissioner McGuffey made the motion approve the agenda. The motion was seconded by Commissioner Lincoln. Chairman called the question and the motion carried unanimously and was so ordered.

**3. PUBLIC COMMENT ON NON-AGENDIZED ITEMS:**

There was no public comment.

**4. FOR POSSIBLE ACTION – APPROVE THE MINUTES OF NOVEMBER 21, 2016**

Chairman asked if there were any changes or corrections to the minutes of November 21, 2016. Commissioner Crowell made the motion to approve the minutes of November 21, 2016. Commissioner Lincoln seconded the motion. Chairman called the question and Commissioners Jeanne Herman and Stephen Lincoln abstained from the vote as they were absent at the meeting. The motion carried unanimously and was so ordered.

**5. FOR POSSIBLE ACTION – APPROVE THE MINUTES OF JANUARY 17, 2017**

Chairman asked for changes or corrections on the minutes of January 17, 2017. Commissioner Lincoln made a motion to approve the minutes of January 17, 2017. Commissioner Herman seconded the motion. Chairman called the question and the motion carried unanimously and was so ordered.

**6. FOR POSSIBLE ACTION – APPROVE THE MINUTES OF MARCH 15, 2017**

Chairman said these were the minutes of the last meeting held in March and asked for corrections or changes. Commissioner Crowell made a motion to approve the minutes of March 15, 2017. Commissioner McGuffey seconded the motion. Chairman called the question, Commissioner Herman and Commissioner Lincoln abstained. The motion carried unanimously and was so ordered.

**7. FOR POSSIBLE ACTION – TREASURER’S REPORT – RON ALLEN**

Chairman stated Ron Allen couldn’t be here and asked Bob Robinson to present the Treasurer’s Report. Bob said he had the financials for both the General Fund and Enterprise Fund. Bob said he would go over the Enterprise fund first and that it was through March 2017. We had zero income as it is the off season. We had \$10,563.09 in expenses, leaving a net loss of \$10,556.79. That again is for the month of March. Year to date, January through March, we had zero income and expense of \$32,748.56 and with some transfers in from the general fund and NCOT funding it comes to a profit year to date of \$15,049.33. On the Balance Sheet and on March 31, 2017 the Enterprise Fund had \$28,850.94 in the bank. Our Accounts Receivables at March 31, 2017 was \$8,905.00. The Accounts Payables as of March 31, 2017 was \$37,805.81. Dwight had a question regarding the \$37,313.92 after Nevada Commission Reconstruction V&T Railway item on the Summary Sheet. Bob said that was the Historic Preservation Fee and the \$37,313.92 represented the whole month of December’s payable to the General Fund. That completed the Treasurer’s Report for the Enterprise Fund.

The General Fund financials are as of April 30. The page is titled Carson City Agency Fund and for the period ending April 30, 2017 we’ve had revenues of \$316,253.66 and as a note \$226,111.48 was from Storey County for the repair of Engine #18 of which \$200,000 was earmarked for the engine rebuild. The Expenses through April 30 was \$202,479.30. As of April 30, 2017 the Ending Fund Balance for the General Fund was \$207,734.51. That was the Treasurer’s Report/Financials for both Enterprise and General Funds on Ron Allen’s behalf. Chairman called for questions from the Commissioners and Commissioner Crowell asked about the earmarked funds and Bob said the non-earmarked funds were \$7,734.51. Questions from the public were called for and Hugh Gallagher, Storey County Controller, asked where the April statements were for the Enterprise Fund. Bob said they weren’t all in yet. Hugh asked how much had been spent on Engine #18 so far. Bob said \$226,111.10 was what had been spent on Engine #18. With no further questions or comments, Commissioner Crowell made a motion to approve the Treasurer’s Report and Commissioner McGuffey seconded the motion. The question was called and the motion carried unanimously and was so ordered.

**8. FOR POSSIBLE ACTION – RATIFY THE PAYMENT OF COMMISSION AND ENTERPRISE FUND BILLS**

Bob Robinson said it was their policy to have a list of all checks written between board meetings so there are no checks this board doesn’t see. The Enterprise Fund check list is for January 18 through May 30, 2017. During this time period there were checks in the amount of \$88,389.00 written from the Enterprise Fund Account. The check list for the Commission for the dates of January 18 through May 30, 2017 shows checks cut from the General Fund in the amount of \$86,798.34. Commissioner Crowell made the motion to approve the ratification of bills for both the Commission and Enterprise funds. Commissioner McGuffey seconded the motion. Chairman called the question and the motion carried unanimously and was so ordered.

**9. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION TO AUGMENT THE 2016/17 BUDGET IN THE AMOUNT OF \$318,520 LOAN FROM STOREY COUNTY TO COVER THE ASSOCIATED FEMA EXPENSES IN THE 2016/17 FISCAL YEAR – RON ALLEN**

Chairman asked Commissioner McGuffey to take this item. Jack said the county did offer to help with this however you don't know what FEMA will pay for until they tell you. Jack said he talked to Joe Curtis who is familiar with FEMA and we probably won't see this money come back for four years. Bob Robinson said they do need the money up front because they pay their contractors ahead of time because it's a reimbursable program. Jack said they need to be careful paying contractors ahead of time because FEMA can change their minds anytime and pay nothing. Dwight said Ken has given estimates to the best of his knowledge but the two things out there are when they pay and how much they will pay. Ken said the local field office has three requests already but there are still a couple he needs to discuss to find out what is included and what's not. Ken said what they have approved so far is about \$9,000 temporary repairs and he thought we get 75% of that. They pre-approved \$18,000 for the horseshoe curve and \$8,000 for Tunnel #2. When he met with the third FEMA administrator he was informed they are in the process of getting authorization to go out for bid on the ditch repairs and miscellaneous work on this agenda item coming up. Bottom line is they want to see that bid in process as soon as possible. Commissioner McGuffey stated that Storey County is going to fund the money but we don't need it all at one time. Bob said they could do it on a payment schedule. After discussion Ken said his thought was after the contract is approved we could make draws on it. After further discussion Bob read the Resolution to Augment the 2016-2017 Budget as follows: "Whereas, Total Resources of the General Fund, Nevada Commission for the Reconstruction of the V&T Railway were budgeted to be \$319,360 on July 1, 2017" it was noted that was correct; "Whereas, the total available resources are now determined to be \$777,586" that is also correct. Under line items it says; "Zero Interest Loan from Storey County \$318,520" and on the next line it should say, which the tax department wanted added in, "Additional Beginning Fund Balance \$167,706". There was confusion among the board as to what was being augmented. Bob said they had to approve this augmentation before approving the budget for next year. Dwight asked for clarification that they are augmenting the current budget showing \$40,000 in expenditures and \$318,520 in income and you are going to show an ending balance. So if you don't show an ending balance you can unravel that and show a loan of whatever. Dwight said we were assuming approval of a loan that doesn't exist. Bob said that was right, that is why they are here. Bob said this budget was due to the taxation back in April. Dwight wasn't clear why they were augmenting for \$318,520 for this year. Dwight asked, 'why do they have to augment the current budget?'. Bob said he guessed they didn't have to and he thought they would be okay but they would have to have another meeting. Dwight asked Bob if he was saying they didn't have to augment it, so we can throw that aside but we can't approve the new budget. Commissioner Crowell said this loan is not in the budget that was presented in April and Bob said that was correct. Crowell said why don't we augment, approve the budget we presented in April, operate for 30 days and augment from there. There was a long discussion and Dwight said what has happened is Bob assumed the loan would be done in this fiscal year so therefore he included it in the beginning balance in the next year budget that we approved in April. After another discussion Dwight asked, if we go ahead and approve next year's budget with a loan that is made this year can that be shown on our books as an accounts receivable and never funded. Pat Whitten said he has heard a number of phrases but he will use the ones he most knowledgeable with. An informal agreement, a proposed solution, these were not commitments on a \$318,000 loan, there are processes we need to go through. He has to go to his Board to get a vote. It was news to him and to Jack about them getting a percentage. Pat said they have a long way to go and he cannot commit the County or the Board. Some of the things he and Ken talked about were that Ken has some \$35,000 to \$40,000 authorized repairs, and Storey County needs those authorizations so they can see them and then see if we can operate at a 75% level. Pat said he didn't want to get involved on how the Commission did their budget but he wanted the Commission to understand Storey County has not committed to a loan of \$318,000. Bob Robinson said he wanted to state for the record, that in the committee meeting Jack used the words zero interest and that Dwight asked the question 'how this would be funded and have you approved it' and Jack said yes it will come out of their general fund. Bob said he didn't know if that was right or wrong but that was what was said. Dwight said what he wants to know now is how we can get the budget approved and turned in. Dwight said they all talked about the budget on April 17<sup>th</sup> then asked what happens if we don't turn in a budget and Bob said he knew it had to be turned in tomorrow according to NRS. One of the commissioners said there was no way he could vote to augment a budget for \$318,000 when we don't have it. There was discussion and Dwight said he understood that what they turned in in April was what they have to turn in

now. Bob said he talked to Penny at Taxation and the document today cannot have changes and its due tomorrow, so we're out of time. Bob said they had voted on the tentative budget in January and today they will vote on the final budget. Commissioner Crowell said that between the tentative and the final budgets they can make changes. Dwight said if we change the budget and if they don't like it they will send it back and we'll have another meeting. There was discussion on what and how to change the budget. Bob said as he understood it, on the revenue side under FEMA loan, the \$318,520 is being taken out. On the expense side under FEMA repairs, we're taking out the \$40,000. Then Bob said no, the \$40,000 has to stay because they have spent some of that already. Then we want to keep the \$11,547 in additional transfers into the Enterprise Fund.

Dwight said what they needed now was a motion to augment the budget as presented with the exception of the \$318,520 loan from Storey County. Commissioner McGuffey made the motion to augment the budget for this current fiscal year, 2016-2017, as presented with the exception of the \$318,520 loan from Storey County. Commissioner Lincoln seconded the motion. Chairman called the question and the motion passed unanimously and was so ordered.

**10. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION TO SELL THE NOTE FOR THE FIRST DEED OF TRUST AND THE MORTGAGE FOR THE DRAKO PROPERTY TO ENSURE THERE WILL BE FUNDING FOR THE OPERATIONS OF THE 2017 REGULAR SEASON – DWIGHT MILLARD**

Dwight asked how much the balance due to the Commission was. While Bob looked for the figure, Dwight said he would ask for a motion to sell the note. Dwight said it was a \$500,000 note and they have been making payments to us for two years, so it would be roughly \$400,000 something. Bob couldn't find the exact amount and Dwight said it didn't make any difference what it is and he suggested they discount it 25% and sell it. Commissioner Crowell asked Mike if there were any special steps they needed to take in order to sell. Mike said the first step would be a motion to sell it. Bob said he found the number and on the actual budget that they will be voting on next it says; 'If necessary the general fund can borrow against its Drako note for year 2017-18 with note value at 7/1/17 was \$469,881. Dwight asked if they just wanted to advertise it and see what a broker will pay for it. Bob said he thought you approach a bank and they sell it on the market. Dwight said they could also do a RFP, a request for somebody to buy this note and we're accepting offers until June 31<sup>st</sup> here's the terms of the note what will you give us. A discussion started and Dwight asked that they continue on with this item. Commissioner Crowell said they really have no choice but to sell the note for capital. Someone said the sale of this type of property by a public entity and they suggested legal counsel and said for the record that if Mike wants to work with their Deputy District Attorney, Keith Loomis they would provide that support. Commissioner Crowell made the motion to instruct Legal Counsel to come back to our next meeting to advise the proper procedure to sell the Drako note. Commissioner Lincoln seconded the motion. Chairman called for discussion from public or any offers on the note. The motion carried unanimously and was so ordered.

**11. FOR POSSIBLE ACTION – PUBLIC HEARING – ACTION TO ADOPT THE COMMISSION'S FINAL BUDGET FOR FY 2017-2018 – RON ALLEN**

Chairman said this item is to adopt the Final Budget of 2017-2018 which is going to be modified. The budget was presented on April 17, 2017 and approved by this Commission and today we are going to modify it with the fact that the beginning balance carried forward from the current year is \$318,500 less that what is shown on the budget. That will affect the balances so the beginning balance and ending balance has to be modified. Commissioner Lincoln made the motion to adopt the Commission's Final Budget for 2017-2018 as amended. Commissioner Crowell asked by amended he meant without the Storey County loan of \$318,500. The beginning balance has to be reduced by \$318,500 and the FEMA repair will come out and the ending balance ends up being what it is. Commissioner Lincoln said that would be his motion. Bob said they can augment things in later. Commissioner Crowell seconded that motion. Chairman called the question and the motion and second carried unanimously and was so ordered.

**12. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION FOR THE STOREY COUNTY SALES TAX AUDIT – PRESENTATION BY JONATAN S. STEELE, STEELE AND ASSOC. LLC**

Chairman introduced Vanessa Davis of Jonathan Steele & Associates who will discuss the Storey County Sales Tax Audit. Dwight said that in the report she listed the amount of money coming in and the only reason that was listed was because that was the limit, it had nothing to do with what was owed. Vanessa said yes, number he's talking about is the schedule of sales tax that was earmarked for the V&T. That would have been due the Commission based on the losses they had. Not all the option tax collected, just the option tax that was collected that would have been payable to the Commission had it been paid. Then it showed that same million one eighty one as the amount that were due compared to the amount that you actually received leaving a balance due to the Commission of \$187,218.04. That included the payment of \$226,111.48 that came from the option tax that was paid to the Commission out of what was due them. So the \$187,218.00 is what is left after the \$226,218 was paid. The Inter-local Agreement did have a provision in it that the Commission was to request the money on a monthly basis by indicating in a profit and loss what losses they had and request that sales tax and Vanessa said she never saw that request. You also never saw the document that we collected the tax and turned it over to them. The bottom line is \$187,218.04 due to the Commission from Storey County through February 2017. There was a lengthy discussion regarding the spending of the tax money and the audit. Commissioner Lincoln made a motion to approve the Storey County Sales Tax Audit. Commissioner McGuffey seconded the motion. Chairman called the question and the motion and second carried unanimously and was so ordered.

**13. FOR DISCUSSION AND POSSIBLE ACTION – THE EFFECT AND IMPLEMENTATION DATE OF SENATE BILL 57 RECENTLY APPROVED AND PASSED BY THE NEVADA STATE LEGISLATURE**

Chairman read the item title saying Senate Bill 57 takes effect October 1<sup>st</sup>. That gives us four months then the board will be made up of new people. The new board will consist of five members. Jack McGuffey from Storey County, Bob Crowell from Carson City, Deny Dotson from Storey County Tourism, Joel Dunn from Carson City Visitors Bureau and Dwight Millard the Governor's appointee. The new Board will not meet until October 1<sup>st</sup> so that will be primarily for this year's Polar. Comments were called for. Commissioner Crowell said independent of what the Legislature says we have to look past what the Legislature did or didn't do, we all have a responsibility to see that the train is operational and to his perspective the Polar has been the saving grace of this train. We have to do what we can to keep this train running and we have to market that. Candy said she agreed with Bob and we are going to start selling Polar Express tickets this next week. We don't wait until November to think about Polar Express it is all year long. They are working on marketing plan to market the early sales and they want to sell every ticket this year. Also they have signed a contract with Polar Express. Dwight asked how much trouble are we in if we use Polar monies for operations. There was discussion about using ticket sales money to operate and how SB57 will affect the operations. No action was taken.

**14. FOR DISCUSSION AND POSSIBLE ACTION – TO APPROVE THE RENEWAL OF THE CONTRACT WITH BOB ROBINSON, GREATER NEVADA BUSINESS SOLUTIONS, LLC. FOR ACCOUNTING SERVICES FOR 2017.**

Chairman asked if this contract has expired. Bob said the item should have said for Commission Accounting. The contract will expire June 30, 2017. Dwight asked the length of the contract and Bob said it would be for the fiscal year of 2017/18. Dwight thought Hugh Gallagher was to take over the accounting services. After discussion Commissioner Lincoln made the motion renew the contract with Greater Nevada Business Solutions, LLC/Bob Robinson because it has the clause that it can be terminated with a 30 day notice. Commissioner Mills or Herman seconded the motion as it would give Storey County time to get their accounting together and it would continue Bob's income. Chairman called for questions or comments from the board or public. With none the question was called and the motion and second carried unanimously and was so ordered.

**15. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION TO APPROVE THE RENEWAL OF THE CONTRACT WITH CANDY DUNCAN OF RLINE OF WORK, LLC. AS PROJECT COORDINATOR FOR 2017.**

Chairman asked if this item was the calendar year or fiscal year 2017/18. Candy said it was calendar. Dwight asked if she was working without a contract and Candy said yes, her contract expired the first of the year. Commissioner Mills made the motion to approve the renewal of Rline of Work, LLC's contract as Project Coordinator for the fiscal year of 2017/18. There was discussion on the year and Commissioner Crowell said what he thought Candy was asking for was for the calendar year so the motion was changed to end December 31<sup>st</sup>. Commissioner Herman seconded the motion. Chairman called for questions or comments from the board or public. With none the question was called and the motion and second carried unanimously and was so ordered.

**16. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE THE RENEWAL OF THE CONTRACT WITH CANDY DUNCAN OF RLINE OF WORK, LLC. FOR MARKETING AND TICKET SALES FOR 2017.**

Chairman verified this was for the calendar year. Commissioner Crowell made the motion to approve the contract for Marketing and Ticket Sales for 2017 and Commissioner Herman seconded. Chairman called for questions or comments from the board or public. Nicole Barde said she would like to understand difference marketing in this item and marketing in item 19. Candy said she could explain. For the \$35,000 for what Candy does, they don't have a physical office and she works out of her home office. She answers the phone every day, sells tickets over the phone, she coordinates with marketing to set up the web site and set up the ticket site to make sure the tickets are sold correctly. She works with PR and Smith and Jones Marketing for the advertising campaign for the seasons. She also meets with Joel and Deny to coordinate with them on cooperative campaigns for the long line and she writes at least 4 to 5 grants every year. This year the grants she wrote will bring in \$7,500. Commissioner Crowell said they could renew until the end of the year and then look at the position and see how they can be coordinated. We are about to start sales for Polar. Candy said if the new Board wants to change this, the appropriate time to change will be at the new season. Tom Gray said another thing Candy does is they deal with customers and he needs someone to talk to about those buying tickets and their needs and she is his contact person for that. Joel said with the new board there will be a need and time to figure out these things and suggested they approve the contracts until the end of the year. Chairman said they are. The motion was; Commissioner Crowell made the motion to approve the contract for Marketing and Ticket Sales for 2017 and Commissioner Herman seconded. Chairman called for questions or comments from the board or public. With nothing further the question was called and the motion and second carried unanimously and was so ordered.

**17. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE THE RENEWAL OF THE CONTRACT WITH THE VIRGINIA AND TRUCKEE RAILROAD COMPANY FOR 2017-2020.**

Counsel Rowe said this item was incorrectly stated, the current contract is through December 31, 2017 and it didn't need to be renewed now but at a later date. Tom Gray said it was alright with him. Commissioner Lincoln made a motion to table Item 17 and Commissioner Herman seconded the motion. Chairman called for questions or comments from the board or public. The question was called and the motion and second carried unanimously and was so ordered.

**18. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE THE RENEWAL OF THE RAILEVENTS CONTRACT FOR THE 2017 POLAR EXPRESS**

Candy said this has already been signed and just needs the Commission's approval. Commissioner Mills made the motion to approve this contract and Commissioner Herman seconded the motion. Chairman called for discussion. Someone asked when this was presented to the board. Candy said the next contract will be presented after the first of the year. The question was called and the motion and second carried unanimously and was so ordered.

**19. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE THE RENEWAL OF THE S&J MARKETING CONTRACT FOR 2017**

Chairman asked if this was through the December 31, 2017 and Candy confirmed it was. Jack McGuffey suggested tabling this and let the new board handle it. Candy asked who would be doing the marketing for the rest of this year. Commissioner Herman made the motion to approve the renewal of the S&J Marketing's contract through December 31, 2017. The motion was seconded by Commissioner Lincoln. Discussion was called for then the question was called. The motion and second carried unanimously and was so ordered.

**20. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE THE RENEWAL OF THE WIEDINGER PR CONTRACT FOR 2017**

Chairman said this was through December 31, 2017 also. Commissioner Lincoln made the motion to approve the renewal of the Wiedinger PR contract through December 2017. Commissioner McGuffey seconded the motion. Discussion was called for then the question was called. The motion and second carried unanimously and was so ordered.

**21. FOR DISCUSSION AND POSSIBLE ACTION - TO APPROVE A CONTRACT WITH TAMI CASTILLO TO PRODUCE 2 MELODRAMAS AND 2 MURDER MYSTERIES DURING THE SUMMER OF 2017**

Chairman said this was not time limited but just for the summer. Dwight said with the board approving a contract like this they could be approving a loss if these four events fail. Last year these events were sold out so we are taking a chance here. Dwight asked what the price was last year. Candy said it was \$75.00 for the dinner and train ride. Dwight said he just wanted the board to be aware of this. Commissioner Lincoln made the motion to approve the contract with Tami Castillo for the summer of 2017. Commissioner McGuffey seconded the motion. After discussion was called for the question was called and the motion and second carried unanimously and was so ordered.

**22. FOR POSSIBLE ACTION - VIRGINIA AND TRUCKEE RAILROAD CO. REPORT INCLUDING REPAIRS TO ENGINE #18 – TOM GRAY**

Chairman called on Tom Gray. Tom said they pulled off because there was a contractor from Georgia doing work that was hard to do and then we got permission to go back in November but that was Polar season so he got started on the engine again in February and got 2 good months in on the back head. They have a contractor coming back in July and they have been doing work off and on. In July they will be putting in some tubes and do water testing then reassemble the engine. Tom discussed other items and work they were doing on the engine and track. There was further discussion about the repairs and the engines Tom has. Dwight said they need to set aside the Historical monies in the new budget. Questions and public comments were called for with nothing further the Chair called the question. Commissioner McGuffey made the motion to accept Tom's report and Commissioner Lincoln seconded. The motion and second carried unanimously and was so ordered.

**23. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE ENGINEER TO PREPARE, ADVERTISE, REVIEW BIDS AND RECOMMEND TO THE CHAIRMAN AWARD OF THE CONTRACT FOR A MAXIMUM AMOUNT OF \$250,000 TO THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER FOR THE CONSTRUCTION PROJECT ENTITLED D “V&T RAILWAY (VTRW) – STORM DAMAGE REPAIRS – PROJECT #1” AND TO AUTHORIZE THE CHAIRMAN TO SIGN THE CONTRACT**

Chairman said he didn't know if they could do this at this time. Ken Dorr said they could go ahead and bid the project and either not award it or cancel the project based on the Commission's findings. Dwight asked if he was saying to go ahead with Item 23. Ken said this applied to both Item 23 and 24. Bob said the budget is for a year so can they put it off for 60 days. Ken said this has to be completed within 180 days of the storm damage. Commissioner McGuffey made the motion to authorize the engineer to prepare, advertise, review bids and recommend to the Chairman award of the contract for a maximum amount of

\$250,000 to the lowest responsible and responsive bidder for the construction project entitled “V&T RAILWAY (VTRW) – STORM DAMAGE REPAIRS – PROJECT #1” and to authorize the chairman to sign the contract subject to the Commission’s findings.

Dwight said they could take out ‘the authorize the chairman to sign’ because we can’t do it unless the commission has the money. Jack amended his motion as such and Commissioner Mills seconded the motion. Discussion was called for then the question was called. The amended motion and second carried unanimously and was so ordered.

**24. FOR POSSIBLE ACTION – DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE ENGINEER TO PREPARE A REQUEST FOR PROPOSALS (RFP) FOR PROFESSIONAL SERVICES, ADVERTISE, REVIEW RESPONSES AND RECOMMEND TO THE CHAIRMAN AWARD OF THE CONTRACT TO THE BEST QUALIFIED AND RESPONSIVE RESPONDER FOR CONSTRUCTION MANAGEMENT SERVICES IN SUPPORT OF THE CONSTRUCTION PROJECT ENTITLED “V&T RAILWAY (VTRW) – STORM DAMAGE REPAIRS – PROJECT #1” AND TO AUTHORIZE THE CHAIRMAN TO SIGN THE CONTRACT.**

Chairman said this was the same as Item 23 and asked Jack to make the motion. Commissioner McGuffey made the motion to authorize the engineer to prepare a request for proposals (RFP) for professional services, advertise, review responses and recommend to the chairman award of the contract to the best qualified and responsive responder for construction management services in support of the construction project entitled “V&T RAILWAY (VTRW) – STORM DANAGE REPAIRS – PROJECT #1”. Commissioner Lincoln seconded the motion. Chairman called for question or public comments, then called the question. The motion and second carried unanimously and was so ordered.

**25. FOR POSSIBLE ACTION – ENGINEERING REPORT – KEN DORR**

Ken Dorr said it has been a little unusual with the storms. They have been doing a lot of administration and coordination with FEMA. They have 3 projects that have cleared the local office. Those are most of the temporary repairs to keep us in service. They pre-authorized the work at Horseshoe curve same with Tunnel #2. Some of what Ken has done is prepare the plans for bidding and the Request for Proposal. Now he will be coming in involved with Gabe on maintenance and miscellaneous repairs. They were requested and attended a track inspection by the new Nevada Public Utilities Commission, with Track Safety Supervisor. Chairman called for question or comments on Ken’s report. Someone asked where the Horseshoe was. Ken said it was by Tunnel #2. Bob asked the date of the flood and Ken said January 19<sup>th</sup>. Ken said if those ditches are not repaired we will be in violation with the Federal Administration because we have not maintained our facility. Commissioner McGuffey made the motion to accept Ken’s report and Commissioner Lincoln seconded. The called the question. The motion and second carried unanimously and was so ordered.

**26. FOR POSSIBLE ACTION – ATTORNEY’S REPORT – MICHAEL SMILEY ROWE**

Mike said other than the usual meeting preparations it’s all been FEMA. Mike said at a meeting he and Ken had they were told by FEMA that when they saw Ken’s application that they had never seen an application as detailed as what Ken had done. Mike said this Commission is very fortunate to have had Ken involved with this FEMA claim. With discussion Dwight thanked both Ken and Mike for their work and support. Commissioner McGuffey made the motion to accept Mike’s report and Commissioner Lincoln seconded. The Chairman called the question. The motion and second carried unanimously and was so ordered.

**27. FOR POSSIBLE ACTION – MARKETING REPORT – CANDY DUNCAN**

Candy said the most important thing is they are working on a cooperative program with Virginia City for Taste of the Comstock and we have sold 18 tickets so far for that. It’s June 10 and they are sure to sell more and it’s our first effort to offer an event and train ticket in one package on our website. She said they were sold out on the train last weekend, they had things going on at the depot and it was a good first weekend. Ms. Mills asked about the student design project and Candy said they have to get a grant for that. Chairman called for question or comments. Commissioner McGuffey made the motion to accept Candy’s

report and Commissioner Herman seconded. Dwight called the question. The motion and second carried unanimously and was so ordered.

**28. COMMISSION CHAIRMAN REPORT – DWIGHT MILLARD**

The Chairman did not have a report

**29. COMMISSIONER COMMENTS**

Jack McGuffey said SB57 went through and he just wanted to reassure the Board that it wasn't about anybody in particular it was about the Train. He saw ways to make improvements and save itself and thought it would be much better once they get the transition through. He said he knew there were those who have been involved since day one and he hoped they would stay involved. After the last meeting he had heard the Eastgate Depot was looking shabby. Candy said they did fix the pot holes and cleaned up the trash. Commissioner Crowell said he would like to see a standing agenda item for consideration and possible action on notification from Storey County on usage of Sales Tax in terms of the inter-local agreement. Commissioner Lincoln said he would like to see the agenda package page numbered

**30. PUBLIC COMMENT ON NON-AGENDIZED ITEMS:**

Chairman called for public comment. There were none.

**31. FOR POSSIBLE ACTION: SET NEXT MEETING DATE**

The next meeting date was not set at this time.

**32. FOR POSSIBLE ACTION: ADJOURNMENT OF COMMISSION BOARD MEETING**

Commissioner Crowell made the motion to adjourn the meeting and Commissioner Lincoln seconded. The meeting ended at 4:35 pm.

Respectfully submitted by:

Brenda Frank  
June 12, 2017