



# **NEVADA LEGISLATURE LEGISLATIVE COMMITTEE FOR THE REVIEW AND OVERSIGHT OF THE TAHOE REGIONAL PLANNING AGENCY AND THE MARLETTE LAKE WATER SYSTEM**

*(Nevada Revised Statutes [NRS] 218E.555)*

## **SUMMARY MINUTES AND ACTION REPORT**

---

The fifth and final meeting of the Nevada Legislature's Legislative Committee for the Review and Oversight of the Tahoe Regional Planning Agency (TRPA) and the Marlette Lake Water System was held on Monday, October 1, 2012, at 2 p.m. at The Chateau, 955 Fairway Boulevard, Incline Village, Nevada. A copy of this set of "Summary Minutes and Action Report," including the "Meeting Notice and Agenda" ([Exhibit A](#)) and other substantive exhibits, is available on the Nevada Legislature's website at <http://www.leg.state.nv.us/interim/76th2011/committee/>. In addition, copies of the audio record may be purchased through the Legislative Counsel Bureau's Publications Office (e-mail: [publications@lcb.state.nv.us](mailto:publications@lcb.state.nv.us); telephone: 775/684-6835).

### **COMMITTEE MEMBERS PRESENT IN INCLINE VILLAGE:**

Senator John J. Lee, Chair  
Assemblyman Kelly Kite, Vice Chair  
Senator David R. Parks  
Senator James A. Settlemeyer  
Assemblywoman Teresa Benitez-Thompson

### **COMMITTEE MEMBER ABSENT:**

Assemblywoman Marilyn Kirkpatrick

### **LEGISLATIVE COUNSEL BUREAU STAFF PRESENT:**

Jennifer Ruedy, Senior Research Analyst, Research Division  
Heidi Chlarson, Principal Deputy Legislative Counsel, Legal Division  
Wayne Thorley, Program Analyst, Fiscal Analysis Division  
Janet Coons, Senior Research Secretary, Research Division  
Susie Young, Information Technology Specialist, Research Division

Ryan Dombrowski, Technical Communications Systems Specialist, Broadcast and  
Production Services

Don Glaze, Technical Communications Systems Specialist, Broadcast  
and Production Services

## **OPENING REMARKS**

- Senator John J. Lee, Chair, welcomed members, presenters, and the public to the fifth and final meeting of the Legislative Committee for the Review and Oversight of the TRPA and the Marlette Lake Water System.

## **PUBLIC COMMENT**

- Carl Hasty, District Manager, Tahoe Transportation District (TTD), discussed the success of the East Shore Express pilot shuttle service between Incline Village and Sand Harbor in alleviating dangerous conditions of highway parking. He announced that public workshops will be held in Carson City, Lake Tahoe, and Reno to discuss long-term solutions for the State Route 28 corridor. Mr. Hasty also mentioned the success of the roundabout in Incline Village. He reported that construction of the first mile of the bike trail near Nevada Beach in Douglas County is reaching conclusion; the construction of the second mile of the bike trail around Round Hill Pines will begin next summer; and the TTD is currently designing the bike trail between Incline Village and Sand Harbor. Mr. Hasty added that bond revenue and federal dollars have financed the construction of the bike trails.
- William “Buzz” Harris, President, WBH Enterprises, testified about the importance of investing in Lake Tahoe’s infrastructure to increase safety and create economic developments. He noted the opportunity to invest and plan for the future now since interest rates are low, there is no inflation, there is an available work force, and bonding abilities are present.

Mr. Hasty responded to Senator Lee’s question about the water taxi as a viable mode of transportation by describing it as a unique experience. He stated there is a demand for additional water and roadway transit.

Responding to Assemblyman Kite’s question if the Olympic bid setback has affected the plans concerning Lake Tahoe’s infrastructure, Mr. Hasty replied that the TTD will persevere to bring that infrastructure forward as it receives more demands from visitors and residents for a larger water transit system.

## **APPROVAL OF MINUTES OF THE MEETING HELD ON MAY 21, 2012, IN STATELINE, NEVADA**

- The Committee **APPROVED THE FOLLOWING ACTION:**

SENATOR PARKS MOVED TO APPROVE THE “SUMMARY MINUTES AND ACTION REPORT” OF THE MEETING HELD ON MAY 21, 2012, IN STATELINE, NEVADA. THE MOTION WAS SECONDED BY ASSEMBLYMAN KITE AND PASSED.

## **DISCUSSION OF INSPECTIONS OF VESSELS FOR AQUATIC INVASIVE SPECIES IN THE LAKE TAHOE BASIN**

- Ted Thayer, Coordinator, Aquatic Invasive Species Program (AIS), TRPA, provided a Microsoft PowerPoint presentation ([Exhibit B](#)) on the Watercraft Inspection Program, which is part of the Lake Tahoe AIS Program that is responsible for the implementation of the bistate, interstate, regional AIS Management Plan. He identified the following goals of the Watercraft Inspection Program: (1) prevent the introduction of new invasive species; (2) monitor for the introduction of invasive species; and (3) control and abate the negative impacts of species already present in Lake Tahoe.
- Kim Boyd, Assistant District Manager, Tahoe Resource Conservation District (RCD), stated the Watercraft Inspection Program has been operating since 2009 and currently has five roadside stations for inspections or decontaminations. She explained the inspection process and noted its benefits for boaters that exclusively use Lake Tahoe because they can proceed directly to the ramp which provides convenience and saves the Tahoe RCD money.
- Mr. Thayer pointed out an increase in the number of inspections in 2012. He explained that decontaminations indicate the number of boats that required measures to prevent the spread of invasive species. Mr. Thayer noted that fewer decontaminations in 2012 show the effectiveness of the outreach to boaters. He reported that inspectors found Quagga mussels attached to 5 vessels, and 46 additional vessels were found to be carrying other types of invasive species. Mr. Thayer confirmed that without the inspection program in place, those vessels would have caused ecological damage to Lake Tahoe.

Continuing, he acknowledged the inspection of non-motorized vessels, such as canoes and kayaks, through the success of the Tahoe Keepers stewardship program which registered 680 Tahoe Keepers online in 2012. Mr. Thayer explained that each participant took a class on preventing the spread of invasive species. He also mentioned that inspectors interacted with approximately 1,600 paddlers on Lake Tahoe's beaches in 2012.

- Ms. Boyd affirmed the Watercraft Inspection Program has been committed to regional collaboration to promote the consistent message of clean, drain, and dry since inception. She noted that 2010 funding initiated an inspection program in the Truckee River Watershed. Ms. Boyd identified collaboration with the Northern Nevada Quagga Mussel Task Force through the use of billboards and the Lake Tahoe hotline number to provide consistent information about boating in northern Nevada, the Truckee Watershed, and Lake Tahoe.
- Mr. Thayer further discussed collaboration via the Western Regional Panel on Invasive Species. He presented rack cards which provide boat inspection information for the western states. (Please see [Exhibit B-1](#).) Mr. Thayer reported that the Watercraft Inspection Program is working with the Watersports Industry Association to develop a filter system for ballast tanks to determine dryness after decontamination.

Concluding, he discussed inspection planning for 2013 as part of the program's continual improvement process by: (1) evaluating changes in risk; (2) increasing efficiency by

cutting costs; and (3) maintaining adequate customer service. Mr. Thayer stated that finance planning includes a review of the fee structure by the TRPA Governing Board, and securing a long-term stable funding source(s) for the inspection program.

- Ms. Boyd illustrated the success of invasive species control projects. She affirmed that after three consecutive years of focus treatment and strategic planning, the water at Avalanche Beach in Emerald Bay that was infested with blue-green algae associated with some Eurasian Watermilfoil, was clear in 2012. (Please see [Exhibit B.](#))

In response to Chair Lee's question, Mr. Thayer stated that 100 percent of the boats entering Lake Tahoe legally are being inspected.

## **STATUS REPORT ON THE UPDATE OF THE REGIONAL PLAN OF THE LAKE TAHOE BASIN**

- Joanne S. Marchetta, Executive Director, TRPA, testified regarding the Regional Plan Update (RPU) of the Lake Tahoe Basin. (Please see [Exhibit C.](#)) She stated the adoption hearing is planned for December 12, 2012. Ms. Marchetta thanked John Laird, Secretary, California Natural Resources Agency, and Leo M. Drozdoff, Director, Nevada's State Department of Conservation and Natural Resources (SDCNR). She explained that California and Nevada, in consultation with the TRPA, delivered compromises on many historically intractable environmental issues regarding Lake Tahoe. Ms. Marchetta reported that a group of stakeholders representing environmental organizations, private businesses, and local government jurisdictions worked together to forge compromises over the course of six months. She announced that final documents will be released on October 24, 2012, for the Board and public to review.
- Ms. Marchetta explained that the first priority of the RPU is to restore Lake Tahoe's water quality and make other environmental gains by:
  - encouraging that land uses and coverage be concentrated in town centers;
  - voluntarily transferring existing development rights from outlying sensitive lands by providing transfer incentives to property owners; and
  - reducing vehicle trips by creating exemptions for bike trails for land coverage accounting and mitigation fees.

She cautioned that the new incentives are not without safeguards, and emphasized that limiting the amount of overall growth, as well as land coverage, will continue to be a cornerstone of the TRPA's plan to protect Lake Tahoe's water quality.

- Ms. Marchetta declared that the second priority of the RPU is to restore a regional role to the TRPA through a planning and permitting system that will allow the transitioning of parcel-specific developments to city and local governments, but only after the TRPA approves the local governments' plans for consistency with regional standards and regulations. She explained that the new system of review and approval will give local governments more flexibility to tailor their plans to the specific needs of the locality and the desires of the local populace.

Ms. Marchetta disclosed that the second priority was an area of initial disagreement, but the bi-state consultation group found common ground to maintain adequate protection for Lake Tahoe through an appeals process while transitioning permitting responsibility to local governments. She opined this change will refocus the TRPA and remove layers of often duplicative permit requirements.

- According to Ms. Marchetta, the third priority of the RPU includes new policies that will facilitate the construction of more biking and walking paths, policies that give property owners more incentives to redevelop their business properties, and incentives to bring more recreational amenities and transportation choices to achieve environmental and economic gains.

She concluded her testimony by stating that successful implementation of the RPU will require continued collaboration and engagement of both California and Nevada.

Responding to Chair Lee, Ms. Marchetta replied that permitting decisions will be made at the local level without the need for secondary review by the TRPA. She stated that since there is an appeal process to the TRPA for legitimate legal inquiry, an ombudsman program will not be necessary.

- Julie Regan, Chief of External Affairs, TRPA, remarked on the clarity of information and the ease of local government permitting. She stated the TRPA remains committed to educating the public.

## **DISCUSSION OF THE DEVELOPMENT OF LOCAL AREA PLANS UNDER THE UPDATED REGIONAL PLAN OF THE LAKE TAHOE BASIN**

- Lewis S. Feldman, Esq., Feldman McLaughlin Thiel LLP, submitted a Microsoft PowerPoint presentation regarding the development of local area plans under the RPU. (Please see [Exhibit D.](#)) He provided background information on the impact of Senate Bill 271 (Chapter 530, *Statutes of Nevada 2011*) and reported on the hearings of the TRPA Governing Board Subcommittee, the bi-state Consultation Committee, and approval of the bi-state agreement by the RPU Subcommittee. Mr. Feldman pointed out that area plans must conform to the RPU upon adoption and would be subject to TRPA monitoring. He added that most projects are processed and permitted by local governments, and approvals by local governments will be subject to expedited appeal to the TRPA Governing Board. He provided information on the South Shore Vision Plan (SSVP), which is a collaborative effort between Douglas County and the City of South Lake Tahoe to improve the bi-state tourism core between Kahle Drive and Ski Run Boulevard. The SSVP will include a new pedestrian and bicycle infrastructure, reduced surface parking, increased green space and water quality treatment, and pedestrian-oriented retail food and beverage establishments. He remarked that the SSVP plans would be submitted to the TRPA in late spring or early summer of 2013.

Mr. Feldman concluded his testimony by reiterating that S.B. 271 brought California and Nevada together, eliminating historic gridlock and generating positive momentum to

complete the RPU this year. He added—that in the spirit of collaboration—the Edgewood Lodge project was unanimously approved by the TRPA Governing Board this past August with no written or oral opposition.

## **DISCUSSION OF THE NORTH LAKE TAHOE WATER SHUTTLE**

**(This item was taken out of order by the direction of the Chair.)**

- Ron Treabess, Director of Community Partnerships and Planning, North Lake Tahoe Resort Association, explained that the North Lake Tahoe Water Shuttle project was implemented after several years of planning that included: (1) finding existing docks; (2) obtaining permits through the TRPA; (3) requesting proposals from potential boat operators; and (4) setting up a reservation system. He stated that with the help of the TTD, a boat was in the water by August 3, 2012. Mr. Treabess pointed out the project has received three years of funding, and the shuttle runs from Memorial Day weekend through September 30.

He opined that even though there have been no complaints about the water shuttle, more boats, more locations, and a higher frequency of trips would improve the project. Mr. Treabess stated one drawback is that the water shuttle is only funded in Placer County, but added that he has received requests for inclusion from the Hyatt and a dock in El Dorado County. He noted that funding from those entities would be needed in order to supplement the water taxi service.

In response to Senator Settelmeyer, Mr. Treabess replied that due to the project's late start, the boat operator was guaranteed \$130,000 a year. He mentioned a feasibility study showed the \$130,000 should be covered after two or three years, at which time marketing and reservation costs would be covered. He acknowledged that the water shuttle generated about \$30,000 in one and one-half months.

Responding to Chair Lee's inquiry, Mr. Treabess stated that the route has stops along the north and west shores with Tahoe City being the mid-point. He explained that the \$10 fee is for one stop; a round trip ticket costs \$80, and the average fare per person is approximately \$20. (Please see [Exhibit E](#).)

## **UPDATE ON CALIFORNIA LEGISLATION AND PRIORITIES RELEVANT TO THE LAKE TAHOE BASIN**

- Patrick Wright, Executive Director, California Tahoe Conservancy, is of the opinion that the adoption of the RPU will lay the groundwork for public and private investments to restore the economy and environment of Lake Tahoe.

He reported there is potential funding for Lake Tahoe from a new boater vehicle registration fee in California. Mr. Wright added that a number of redevelopment bills were vetoed on the last day of session. He stated that although Governor Brown phased out California's redevelopment agencies a few years ago, there have been a number of legislative efforts to bring them back to fund economic and environmental projects in the

Lake Tahoe Basin. Mr. Wright is of the opinion those bills will return once the last round of the old redevelopment agencies are closed out.

Continuing, he explained that the California Legislature delayed consideration of a water bond that would have provided significant public funding to the Lake Tahoe Basin. Mr. Wright announced that a bill was passed and signed regarding cap and trade legislation which will generate money by auctioning off allowances among companies that are participating in a carbon market. He added that this may produce potential investments in transportation, redevelopment, and other projects in the Basin that will improve air quality and reduce greenhouse gas emissions.

Mr. Wright also reported that California is attempting to obtain transportation funding from federal and state governments. He stated that California lost several million dollars of annual federal funding due to a new transportation bill that consolidated and eliminated several programs, including one that directly helped Lake Tahoe. Mr. Wright noted that since transportation funding is population-based, Lake Tahoe receives the same amount of money as other towns with similar populations, despite the fact that it draws millions of visitors every year.

He concluded his testimony by mentioning a new nonprofit organization, the Tahoe Fund, that was created last year to promote public funding and investing in on-the-ground projects. Mr. Wright summarized that despite a wide variety of perspectives in California, there is broad-based support for the bi-state negotiations and a renewed interest to tackle Lake Tahoe's funding issues. He opined the adoption of the RPU will make it easier for stakeholders, private investors, and public agencies to unite and restore the health of the economy and the environment of Lake Tahoe.

Responding to Chair Lee, Mr. Wright stated that a bill containing a new assessment supporting California's fire budget had received a lot of attention. He is of the opinion that future legislation will modify or eliminate the new fee structure.

A discussion ensued between Chair Lee and Mr. Wright regarding the status of the by-pass project around the restaurant and hotel corridor in South Lake Tahoe. Mr. Wright assured Chair Lee that broad-based support exists among California agencies for South Lake Tahoe revitalization projects. He stated the project is under the jurisdiction of the TRPA, and the TTD has the lead for road improvements that are part of the by-pass project.

In response to Chair Lee's inquiry about the "Concrete Canyon" at Stateline, Mr. Wright suggested that Chair Lee talk to the TRPA or the local government agency regarding that project.

**REPORT CONCERNING THE PROVISIONS OF SECTION 22.5 OF SENATE BILL 271  
(CHAPTER 530, *STATUTES OF NEVADA 2011*)**

- Senator Settelmeyer discussed the informal meeting held on September 24, 2012, with California legislators. He said it was the first time the Nevada delegation had the opportunity to meet in Sacramento and opined that the meeting was successful.



Senator Settelmeyer stated that transportation and environmental issues were topics of conversation, and when the economic aspects of the RPU were discussed, concerns of potential litigation were expressed by everyone. He noted that despite concern about the subsidy for the new water taxi, the delegation agreed it is a great program and it should move forward.

Senator Settelmeyer provided a report relating to Section 22.5 of S.B. 271. (Please see [Exhibit F](#) and [Exhibit F-1](#).) He reported that Senator Ted Gaines of California remarked that he supports more meetings of this nature, at least on an annual basis, and will attempt to increase attendance.

- Senator Settelmeyer stated that residents of Douglas County voted in favor of a property tax to address fire suppression and the removal of dead forest fuels. He expressed his desire that California will support fire suppression to help control Lake Tahoe's clarity.
- Chair Lee complimented Senator Settelmeyer on the meeting and the relationships he has cultivated with the California contingency.

## **DISCUSSION OF THE ISSUANCE OF BONDS TO FUND NEVADA'S PORTION OF THE ENVIRONMENTAL IMPROVEMENT PROGRAM**

- Steve Teshara, Principal, Sustainable Community Advocates Coordinator, and Coordinator, Lake Tahoe Partnership, provided testimony regarding the investments and accomplishments of the Environmental Improvement Program (EIP). (Please see [Exhibit G](#) and [Exhibit G-1](#).) He expressed his appreciation for Nevada's support for the EIP investments. Mr. Teshara reminded the Committee that it recommended the approval of S.B. 438 (Chapter 437, *Statutes of Nevada 2011*) to the Legislature, which authorized the sale of \$12 million in general obligation bonds for the continuation of Nevada's investment in Lake Tahoe EIP projects. He explained that the \$12 million would be the second installment of Nevada's authorized round two investment of \$100 million.

Continuing, Mr. Teshara discussed the importance of additional bond sales for the EIP, which is a high priority for the Legislature and the Governor's Administration since the State's capacity to sell bonds is extremely limited. He added that the ability to leverage its investments with the federal government, the State of California, and local public and private sector contributions increases the value of Nevada's EIP investments.

Mr. Teshara pointed out that the EIP update includes top project and program priorities as well as funding strategies. He added that Nevada's strategy focuses on accessing the \$100 million in authorized bond funding, in phases, once bond sales resume. Mr. Teshara concluded by stating the Lake Tahoe Partnership will remain active with all Lake Tahoe partners to ensure continued, timely investments in the EIP.

Responding to Chair Lee regarding a letter of support, Mr. Teshara replied that it would be helpful if the Committee addressed a letter to either the Treasurer or Governor Sandoval indicating that testimony before the Committee demonstrated a continued interest in bond

sales once capacity is recovered. He added the Lake Tahoe Partnership also intends to write a letter to the Governor.

- Chair Lee requested that James R. Lawrence, Administrator and State Land Registrar, Division of State Lands, SDCNR, share his thoughts regarding bond sales in Nevada.
- Mr. Lawrence reiterated that this Committee passed a bill for a \$12 million installment of the next phase of the EIP, but due to bond constraints, none of that has been sold. He added that EIP projects continue to be completed with bonds that have been sold, but projected there will come a time when work will cease because of an inability to finance projects. Mr. Lawrence opined that even if all \$12 million cannot be sold, any amount would be helpful to continue progress on projects. He explained that due to the decline of property tax revenue, the Treasurer's office is not looking at a bond sale in the foreseeable future. Mr. Lawrence noted that the bond revenue to support Nevada's portion of the EIP competes with three other programs within the SDCNR, all supported by bond sales, the largest being the State's Capital Improvement Program. He voiced his appreciation for a letter of support from the Committee regarding the importance of the EIP being included when the State's next bond sale occurs.

In response to Chair Lee's inquiry, Mr. Lawrence stated that the authority to issue \$12 million in general obligation bonds does not expire. He acknowledged that a letter of support would uphold the Committee's commitment concerning the importance of the EIP.

- The Committee **APPROVED THE FOLLOWING ACTION:**

ASSEMBLYMAN KITE MOVED THAT THE COMMITTEE WRITE A LETTER TO THE TREASURER OR THE GOVERNOR TO ENCOURAGE THE ISSUANCE OF GENERAL OBLIGATION BONDS, AS AUTHORIZED WITH THE ENACTMENT OF S.B. 438 OF THE 2011 SESSION, WHEN THE STATE'S BONDING CAPACITY RECOVERS. THE MOTION WAS SECONDED BY SENATOR SETTELMAYER AND PASSED.

## **DISCUSSION OF THE IMPACT OF THE FEDERAL SKI AREA RECREATIONAL OPPORTUNITY ENHANCEMENT ACT OF 2011 ON SUMMER RECREATIONAL OPPORTUNITIES AT HEAVENLY MOUNTAIN RESORT**

- Andrew Strain, Vice President of Planning and Governmental Affairs, Heavenly Mountain Resort (Heavenly), presented a Microsoft PowerPoint presentation regarding the impact of the Congressional Ski Area Recreational Opportunity Enhancement Act of 2011, also known as the Summer Bill, on the Lake Tahoe Basin. (Please see [Exhibit H](#).) He explained that the Summer Bill directs the United States Forest Service to accept proposals for summer activities from ski resorts that operate on forest service or public lands. Mr. Strain clarified that the Summer Bill amended the National Forest Ski Area Permit Act of 1986, which only authorized Nordic and alpine skiing, not even snowboarding. He said that prior to the Summer Bill, there was inconsistent application of the rules relevant to what activities were allowed on the forest service lands. Mr. Strain envisioned that the Summer Bill will create life-long

connections for guests and residents to the national forests in a controlled, safe environment.

Continuing, he explained that Lake Tahoe has more visitors during the summer than winter, providing an unmet demand for summer activities. Mr. Strain added that the addition of summer recreational activities at Heavenly aligns with the objectives of the RPU, the new US Forest Service Strategic Plan, and the Lake Tahoe Basin Prosperity Plan. He stated that the existing infrastructure in Heavenly will be used to provide appropriate mountain activities, and Heavenly will work with the US Forest Service and TRPA staff to ensure these project proposals are carried out properly. Mr. Strain stressed that the addition of summer activities will help local economies and tax bases and provide full-time employment to seasonal employees.

Further, he acknowledged that Heavenly is owned by Vail Resorts, Inc., which has discussed the creation of a partnership with The Nature Conservancy to promote environmental education. Mr. Strain added that Heavenly will put back 1 percent of revenues generated into regional projects where The Nature Conservancy is the primary sponsor. He also pointed out that youth programs at Lake Tahoe provide opportunities for disadvantaged kids to find a job or learn a new skill.

Mr. Strain discussed plans to convert the facility at the base of the gondola into a summer welcome center, and the Tamarack Lodge at the top of the lift will be converted into a summer expedition center. Concluding, he stated that Heavenly wants to have its new vision online and running next summer.

- Senator Settelmeyer asked Mr. Strain to comment on the ability of the gondola to transport disabled visitors to the top of Heavenly.

Mr. Strain stated Heavenly can accommodate people of all ability levels by offering a disabled component to one of its ski programs. He pointed out that many veterans are returning home with life-changing injuries, and stressed that Heavenly's goal is to help them enjoy the public lands, however possible.

- Chair Lee requested that Joanne Marchetta, previously identified, discuss the by-pass road project, or the loop road, as the US 50/South Shore Revitalization Project is often called.
- Ms. Marchetta stated the loop road project has gone through various planning considerations. She declared that the South Shore has a visionary partnership comprised of the TTD, the TRPA, Douglas County, and city chamber and business representatives that is working to tie into the RPU's framework.
- Mr. Hasty, previously identified, added that interest in the loop road project still exists because it is a critical component to the redevelopment of the South Shore area. He explained that a few of the businesses that would have to be acquired as part of the existing proposed action are upset, but the TTD is engaging the public in arriving at transportation alternatives in order to finish the environmental document analysis process

for the project. Mr. Hasty announced there will be large-scale, facilitated workshops with the first one scheduled for October 30, 2012. He stated that if any modifications to the alternatives result from the workshops, the TTD will work with Douglas County and the city of South Lake Tahoe on their local area plans.

- Chair Lee invited Steve Robinson and Leo Drozdoff to come forward.
- Steve Robinson, SDCNR appointee to the TRPA Governing Board, informed the Committee that the votes taken on important projects by the Board have nearly been unanimous. He commented that the issue of litigation underlies all of what the Board has done and the positive measures taken. He opined that whether or not the RPU or projects approved by the TRPA continue to be challenged by litigation, will indicate a measure of success of the bi-state efforts.
- Chair Lee commented that Governor Brown and Governor Sandoval have been positive instruments in setting the direction of the RPU.
- Leo Drozdoff, previously identified, stated that he and John Laird, previously identified, are pleased with where things stand today, but there is much more to do. He stressed that even after adoption, continued efforts will be needed so that a private developer can make money while bringing about environmental improvements. Mr. Drozdoff stated his hope that the shift to local plans will bring a streamlined approach and that the appeal process in place is used only as a safeguard. He announced his intent to stay engaged and commented that S.B. 271 brought all concerned parties together.

Discussion ensued between Chair Lee and Mr. Drozdoff concerning the involvement of California and Nevada's federal representatives. Mr. Drozdoff replied that he has talked to Congressman Amodei every few months about the RPU.

## **PUBLIC COMMENT**

- There was no public comment.

## ADJOURNMENT

There being no further business to come before the Committee, the meeting was adjourned at 4:15 p.m.

Respectfully submitted,

---

Janet Coons  
Senior Research Secretary

---

Jennifer Ruedy  
Senior Research Analyst

APPROVED BY:

---

Senator John J. Lee, Chair

Date: \_\_\_\_\_

## LIST OF EXHIBITS

[Exhibit A](#) is the “Meeting Notice and Agenda” provided by Jennifer Ruedy, Senior Research Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit B](#) is a Microsoft PowerPoint presentation titled “Lake Tahoe Aquatic Invasive Species Program, Watercraft Inspections 2012,” dated October 1, 2012, submitted by Ted Thayer, Coordinator, Aquatic Invasive Species Program, Tahoe Regional Planning Agency (TRPA).

[Exhibit B-1](#) is a rack card titled “Western States Boat Inspections, Prevent the Spread of Aquatic Invasive Species,” offered by Ted Thayer, Coordinator, Aquatic Invasive Species Program, TRPA.

[Exhibit C](#) is the written testimony of Joanne S. Marchetta, Executive Director, TRPA, dated October 1, 2012, titled “Status of the Regional Plan Update.”

[Exhibit D](#) is a Microsoft PowerPoint presentation titled “Development of Local Area Plans Under the Updated Regional Plan,” submitted by Lewis S. Feldman, Esq., Feldman McLaughlin Thiel LLP, Atty.

[Exhibit E](#) is a flyer titled “North Lake Tahoe Water Shuttle,” presented by Ron Treabess, Director of Community Partnerships and Planning, North Lake Tahoe Resort Association, Tahoe City, California.

[Exhibit F](#) is a memorandum dated September 28, 2012, to Chair Lee and Members of the Legislative Committee for the Review and Oversight of the Tahoe Regional Planning Agency and the Marlette Lake Water System, from Committee Staff, regarding “Draft of Portion of the Committee’s Final Report for the 2011-2012 Interim.”

[Exhibit F-1](#) is a draft report titled “Draft of the Portion of the Report of the Legislative Committee for the Review and Oversight of the Tahoe Regional Planning Agency and the Marlette Lake Water System Relating to Senate Bill No. 271 of the 2011 Session,” dated September 28, 2012, provided by Senator James A. Settelmeyer,

[Exhibit G](#) is the written testimony of Steve Teshara, Coordinator, Lake Tahoe Partnership, and Principal, Sustainable Community Advocates, dated October 1, 2012.

[Exhibit G-1](#) is a document titled “Lake Tahoe EIP Highlights,” presented by Steve Teshara, Coordinator, Lake Tahoe Partnership, and Principal, Sustainable Community Advocates.

[Exhibit H](#) is a Microsoft PowerPoint presentation titled “Heavenly Summer,” submitted by Andrew Strain, Vice President of Planning and Governmental Affairs, Heavenly Mountain Resort, South Lake Tahoe, California.

This set of “Summary Minutes and Action Report” is supplied as an informational service. Exhibits in electronic format may not be complete. Copies of the complete exhibits, other materials distributed at the meeting, and the audio record are on file in the Research Library of the Legislative Counsel Bureau, Carson City, Nevada. You may contact the Library online at [www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm](http://www.leg.state.nv.us/lcb/research/library/feedbackmail.cfm) or by telephone: 775/684-6827.

