

NEVADA COMMISSION FOR THE RECONSTRUCTION OF THE V&T RAILWAY
Minutes of the Wednesday, August 14, 2024 Special Meeting
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A special meeting of the Nevada Commission for the reconstruction of the V&T Railway was scheduled for 2:00 p.m. on Wednesday, August 14, 2024, in the Community Center Robert “Bob” Crowell Boardroom, 851 East William Street, Carson City, Nevada.

The meeting video is available on Carson City’s website by clicking on the link below:
https://carsoncity.granicus.com/player/clip/2498?view_id=2&redirect=true

PRESENT: Chairperson David Peterson (via telephone)
Vice Chair Clay Mitchell
Treasurer Leah Kruse (via telephone)
Secretary Stephanie Hicks

STAFF: Mihaela Neagos, Deputy District Attorney
Cherrie Bailey, Executive Assistant
Tamar Warren, Senior Deputy Clerk

1 – 3. CALL TO ORDER, ROLL CALL AND DETERMINATION OF A QUORUM, PLEDGE OF ALLEGIANCE

(2:04:10) – Chairperson Peterson called the meeting to order at 2:04 p.m. and announced his reappointment to the Commission by the Carson City Culture and Tourism Authority Board of directors, effective August 1, 2025 and noted that he had already been sworn in by the Carson City Clerk-Recorder’s Office. Chair Peterson also relinquished the virtual gavel to Vice Chair Mitchell to chair the meeting in the Boardroom. Roll was called and a quorum was present. Vice Chair Mitchell led the Pledge of Allegiance.

4. PUBLIC COMMENT

(2:06:40) – Chairperson Peterson entertained public comments. Deni French expressed excitement regarding item 5 and noted that it was the farthest the engine had traveled.

5. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED AGREEMENT BETWEEN THE VIRGINIA AND TRUCKEE RAILROAD COMPANY, INC., AND THE V&T COMMISSION, FOR THE RENTAL OF ENGINE NO. 18 AND TENDER (“THE EQUIPMENT”), BEGINNING OCTOBER 21, 2024, THROUGH NOVEMBER 11, 2024, FOR THE PURPOSE OF USE IN A FILM PRODUCTION IN MONTANA, FOR AN AMOUNT NOT TO EXCEED \$40,200, TO BE PAID IN TWO INSTALLMENTS, ONE OF \$20,000 PAYABLE UPON LOADING OF THE EQUIPMENT IN CARSON CITY AND ONE OF \$20,200 PAYABLE UPON ARRIVAL OF THE EQUIPMENT IN MONTANA.

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(2:09:18) – Vice Chair Mitchell introduced the item and reviewed the agreement details. He noted that the contract included general commercial and automobile liability, with a replacement value of \$1 million. Vice Chair Mitchell clarified that Engine No. 18 would be available during the entire V&T season and would be transported after that adding that it would not be used for the Polar Express events as it would be returned to operation the following year. However, according to Vice Chair Mitchell, one of the cars accompanying the engine must be back to take part in the Polar Express events. Ms. Neagos clarified that Virginia and Truckee Railroad Company, Inc. and the Nevada Commission for the Reconstruction of the V&T Railway had been named as Additional Insureds on the general liability and auto liability policies.

Secretary Hicks inquired about the reason behind Section 6 of the rental agreement that states: *During the entire term of this Agreement, Renter and Rentee agree to comply with all Federal, State, County and municipal laws, regulations and rules while acting in connection with the filming and/or recording.* Ms. Neagos noted that this section would be read in conjunction with Section 14 which states: *This Agreement shall be governed and construed in accordance with the laws of the State of Nevada. The parties hereto irrevocably consent to the exclusive jurisdiction of the First Judicial District Court of the State of Nevada, in and for the County of Storey, in connection with all disputes, controversies or claims between the parties arising under or relating to this Agreement and waive any objection to venue in, and any claim of inconvenient forum with respect to those courts.* Secretary Hicks also inquired why Section 14 had mentioned Storey County and not Carson City and Ms. Neagos explained that the First Judicial District Court covered both Carson City and Storey County.

Chairperson Peterson thanked Vice Chair Mitchell, Ms. Neagos, and Tom Gray of the Virginia and Truckee Railroad for bringing this opportunity forward and providing global exposure to the railroad. He also clarified that this was a revenue opportunity and not a cost to the Commission. Vice Chair Mitchell believed that there was a three or four day window for the specific car to return to the Polar Express event. He also entertained public comments. Mr. French offered to be an extra in the movie. Mr. Gray thanked the Commission for supporting the project and clarified that the return of the train car for the Polar Express events was “a dealbreaker” and he had communicated the urgency to the renters. Vice Chair Mitchell indicated that the renters could not alter the equipment; however, placement of removable decals would be allowed. Vice Chair Mitchell entertained a motion.

(2:24:15) – MOTION: Secretary Hicks moved to approve the agreement between the Virginia and Truckee Railroad Company, Inc. and the V&T Commission for the rental of Engine No. 18 and tender as discussed on the record. Chairperson Peterson seconded the motion which carried 4-0-0.

CLOSED NON-MEETING TO CONFER WITH OPERATIONS MANAGER AND COUNSEL.

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This item did not take place.

6. PUBLIC COMMENT

(2:24:59) – Chairperson Peterson entertained final public comments; however, none were forthcoming.

19. FOR POSSIBLE ACTION: TO ADJOURN

(2:25:25) – Vice Chair Mitchell adjourned the meeting at 2:25 p.m.

The Minutes of August 14, 2024, Nevada Commission for the Reconstruction of the V&T Railway special meeting are so approved on this 28th day of August 2024.

STEPHANIE HICKS, Secretary