

MEMORANDUM

TO: Board of Trustees

FROM: Indra Winqest
District General Manager

SUBJECT: Review, discuss and possibly approve an emergency resolution (Resolution No. 1884) that temporarily limits access to the beaches, located in Incline Village, Nevada known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach, provides for possible occupancy limits, provides discretion to limit, restrict, and/or cancel any and all group picnic reservations, place a limit on the purchase of punch cards, and provides for a method to make necessary and immediate changes with a communication process to the Board of Trustees – Effective Date April 29, 2021; End Date December 31, 2021

DATE: April 20, 2021

I. RECOMMENDATION

That the Board of Trustees makes a motion to adopt Resolution 1884 – an emergency resolution that temporarily limits access to the beaches, located in Incline Village, Nevada known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach, provides for possible occupancy limits, provides discretion to limit, restrict, and/or cancel any and all group picnic reservations, place a limit on the purchase of punch cards, and provides for a method to make necessary and immediate changes with a communication process to the Board of Trustees – Effective Date April 29, 2021; End Date December 31, 2021

II. BACKGROUND

At the June 23, 2020 Board meeting, the Board of Trustees unanimously adopted Resolution 1881 (attached). This resolution was written at the request of the Board of Trustees. The emergency resolution's purpose was to allow for the safe, prudent and respectful management of the District's restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach during a global pandemic (COVID-19). The emergency resolution contributed to several key public safety and health aspects, as follows, during unprecedented conditions. It helped to ensure the health and safety of:

- a. District's front line employees;

Review, discuss, and possibly approve Resolution 1881 -2-
An emergency resolution that temporarily limits access to the beaches, located in Incline Village, Nevada known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach, provides for possible occupancy limits, provides discretion to limit, restrict, and/or cancel any and all group picnic reservations, place a cap on the purchase of punch cards, and provides for a method to make necessary and immediate changes with a communication process to the Board of Trustees – Effective Date April 29, 2021; End Date December 31, 2021

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- b. District's residents and their guests;
- c. The environment to recreate; and
- d. A safe environment in the event of an emergency.

III. ALTERNATIVES

- A. Approve with required revisions made during this meeting.
- B. Bring back at the May 5, 2021 meeting with requested revisions.

IV. COMMENTS

On March 12, 2020, the Governor of the State of Nevada issued a Declaration of Emergency to facilitate the State's response to the COVID-19 pandemic. Following this declaration, the Governor has issued multiple emergency directives. Incline Village General Improvement District has taken steps since these emergency directives were issued to maintain the health and safety of our employees, our residents, and all that enjoy Incline Village and Crystal Bay, Nevada. The draft resolution is a targeted effort, with specific definitions and time periods, to continue that public safety and health effort.

Our communication plan to get this information out to the members of our community and the public, for their safe enjoyment of our venues, is as follows:

- a. Parcel Owner Email Communication
- b. Printed copies available upon request
- c. Posted on IVGID's website
- d. Posted, as feasible, on social media channels, venue e-flyers
- e. Press release

Attachment:

- 1. Resolution 1881



POLICY AND PROCEDURE RESOLUTION NO. 140

RESOLUTION 1884

AN EMERGENCY RESOLUTION THAT TEMPORARILY LIMITS ACCESS TO THE BEACHES, LOCATED IN INCLINE VILLAGE, NEVADA KNOWN AS INCLINE BEACH, BURNT CEDAR BEACH, SKI BEACH AND HERMIT BEACH, PROVIDES FOR POSSIBLE OCCUPANCY LIMITS, PROVIDES DISCRETION TO LIMIT, RESTRICT AND/OR CANCEL ANY AND ALL GROUP PICNIC RESERVATIONS, PLACE A LIMIT ON THE PURCHASE OF PUNCH CARDS, AND PROVIDES FOR A METHOD TO MAKE NECESSARY AND IMMEDIATE CHANGES WITH A COMMUNICATION PROCESS TO THE BOARD OF TRUSTEES – EFFECTIVE DATE APRIL 29, 2021; END DATE DECEMBER 31, 2021

WHEREAS, the world is experiencing a global pandemic (COVID-19) which has resulted in an unprecedented Government response to protect public health and keep communities safe from the spread of disease and death, including several Executive Directives issued by the State of Nevada Governor Steve Sisolak, evolving guidelines issued by the Centers for Disease Control, and Federal recommendations issued by the President of the United States of America;

WHEREAS, the Incline Village General Improvement District has the responsibility of managing the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada;

WHEREAS, the significant risks presented by the threat of disease and death as a result of contracting COVID-19 require the Board of Trustees to manage beach access in a manner that will mitigate the risks presented by the current public health crisis;

WHEREAS, the Board of Trustees has determined that temporarily limiting access to IVGID restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada in a manner consistent with current and evolving State and Federal Guidelines regarding public gatherings is necessary to protect the health and safety of the property owners, residents, guests, and visitors to Incline Village and Crystal Bay;

WHEREAS, this necessary and important action was agendized and discussed at the Board of Trustees meeting of April 29, 2021 which was publicly noticed and where public comment was solicited and received; and



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THEREFORE, BE IT RESOLVED, the following temporary measures, effective April 29, 2021, shall be implemented with an ending date of December 31, 2021:

- (1) Recreation Picture Pass holders, with beach access, shall be allowed access to all restricted beaches upon presentation of their active Recreation Picture Pass;
 - a. Once granted access, all Recreation Picture Pass holders are required to keep their Recreation Picture Pass with them while present at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada.
- (2) Recreation Punch card holders, with beach access, shall be allowed access to all restricted beaches upon presentation of their active Recreation Punch card;
 - a. Once granted access, all Recreation Punch card holders are required to keep their Recreation Punch card with them while present at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada.
 - b. Recreation Punch Cards must have the full value of access available on the card.

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- c. Recreation Picture Pass holders may pay for guest access by credit card. Recreation Picture Pass holders is required to be present with the guest upon entrance.
- (3) Effective April 29, 2021, Recreation Punch cards may **NOT** be exchanged for Recreation Punch Card exchange passes.
- (4) Parcel owners are able to purchase up to a total of five (5) additional Recreation Punch cards on their parcels at a cost of one-fifth (1/5) of the total applicable Facility Fee. This limit is consistent with Ordinance 7 and required to limit occupancy at District facilities.
- (5) In order to ensure the health and safety of the community during this time of a pandemic, occupancy may be limited, up to complete closure, by District Staff with the approval of the District General Manager, at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada. In the event of this happening, the District's website will be updated so that the community will be aware.
- (6) Reaffirm that the District General Manager has the discretion to restrict and/or cancel any and all group picnic reservations.
- (7) Section 71 of Ordinance 7 allows the General Manager to adopt, amend, or rescind rules consistent with that ordinance and furthers authorizes the General Manager to interpret and administer Ordinance 7. Consistent with that delegation, the General Manager may enforce and administer Ordinance 7 and this Resolution and may adopt such rules as may be necessary to do so. The General Manager shall consult with the Chair of the



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Board of Trustees when doing so and shall notify the Board of Trustees of any such rules.

This is a necessary public health and safety resolution under current circumstances and it is our expectation that everyone will cooperate, be respectful and understanding, and maintain social/physical distancing.

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted at a regularly held meeting of the Board of Trustees of the Incline Village General Improvement District on the 29th day of April, 2021, by the following vote:

AYES, and in favor thereof, Trustee
NOES,
ABSENT,

Sara Schmitz
Secretary, IVGID Board of Trustees



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WHEREAS, the world is experiencing a global pandemic (COVID-19) which has resulted in an unprecedented Government response to protect public health and keep communities safe from the spread of disease and death, including several Executive Directives issued by the State of Nevada Governor Steve Sisolak, evolving guidelines issued by the Centers for Disease Control, and Federal recommendations issued by the President of the United States of America;

WHEREAS, the Incline Village General Improvement District has the responsibility of managing the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada;

WHEREAS, the significant risks presented by the threat of disease and death as a result of contracting COVID-19 require the Board of Trustees to manage beach access in a manner that will mitigate the risks presented by the current public health crisis;

WHEREAS, the Board of Trustees has determined that temporarily limiting access to IVGID restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada in a manner consistent with State and Federal Guidelines regarding public gatherings is necessary to protect the health and safety of the property owners, residents, guests, and visitors to Incline Village and Crystal Bay;

WHEREAS, this necessary and important action was agendized and discussed at the Board of Trustees meeting of June 23, 2020 which was publicly noticed and where public comment was solicited and received; and



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THEREFORE, BE IT RESOLVED, the following temporary measures, effective June 24, 2020, shall be implemented with an ending date of December 31, 2020:

- (1) Recreation Pass holders, with beach access, shall be allowed access to all restricted beaches upon presentation of their active Recreation Pass;
 - a. Once granted access, all Recreation Pass holders are required to keep their Recreation Pass with them while present at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada.
- (2) Recreation Punch card holders, with beach access, shall be allowed access to all restricted beaches upon presentation of their active Recreation Punch card;
 - a. Once granted access, all Recreation Punch card holders are required to keep their Recreation Punch card with them while present at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada.
 - b. Punch cards are the only accepted method of guest access payments.
- (3) Effective June 24, 2020, Recreation Punch cards may **NOT** be exchanged for Recreation Punch Card exchange passes. All Recreation Punch Card



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exchange passes that have been issued prior to June 24, 2020 will be honored.

- (4) Parcel owners are able to purchase additional Recreation Punch cards on their parcels at a cost of one-fifth (1/5) of the total Facility Fee, presently at eight hundred and thirty dollars (\$830), or at a per Recreation Punch card cost of one hundred and sixty-six dollars (\$166).
- (5) In order to ensure the health and safety of the community during this time of a pandemic, occupancy may be limited, up to complete closure, by District Staff with the approval of the Interim District General Manager, at the restricted access beaches known as Incline Beach, Burnt Cedar Beach, Ski Beach and Hermit Beach all located within Incline Village, Nevada. In the event of this happening, the District's website will be updated so that the community will be aware.
- (6) Reaffirm that the Interim District General Manager has the discretion to restrict and/or cancel any and all group picnic reservations.
- (7) Given that the Interim District General Manager presently has all the powers of the day-to-day operations of the Incline Village General Improvement District as defined by Resolution 1480 and has been working effectively and efficiently in consultation with the Board of Trustees Chairman, should an emergency require a change to this resolution during its specified time frame, the Interim District General Manager shall work solely in consultation with the Board of Trustees Chairman to make any emergency required changes. Following such change, the Interim District General Manager shall,



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in a timely manner, electronically make the entire Board of Trustees aware of the change made as an informational item only.

This is a necessary public health and safety resolution under current circumstances and it is our expectation that everyone will cooperate, be respectful and understanding, and maintain social/physical distancing.

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted at a regularly held meeting of the Board of Trustees of the Incline Village General Improvement District on the 23rd day of June, 2020, by the following vote:

AYES, and in favor thereof, Trustee Kendra Wong, Tim Callicrate, Matthew Dent, Sara Schmitz, and Peter Morris
NOES, None
ABSENT, None

/s/ Kendra Wong
Kendra Wong
Secretary, IVGID Board of Trustees