RESOLUTION - ACTION REQUESTED 2020-254

MEETING: May 19, 2020

TO: The Board of Supervisors

FROM: Sarah Williams, Planning Director

RE: Temporary Amendment to County Fire Protection Agreement for the Tenaya Cabins Project

RECOMMENDATION AND JUSTIFICATION:
Approve a Temporary Amendment to the County Fire Protection Agreement for the Tenaya Cabins Project with DNC Parks & Resorts at Tenaya, Inc. Due to Impacts of COVID-19; and Authorize the Board of Supervisors Chair to Sign the Amendment.

The County Fire Protection Agreement for the Tenaya Cabins Project with DNC Parks & Resorts at Tenaya, Inc. (DNC) was required as mitigation for the Tenaya Cabins Project, resulting from findings of the Environmental Impact Report (EIR).

DNC recently requested amendments to the Fire Protection Agreement for adjusted hours and staffing for fire protection personnel as required by the existing agreement on a temporary basis due to impacts of COVID-19.

The Tenaya Cabins Project is temporarily closed based on the County Health Officer’s Order on April 6, 2020 which finds that use of short-term lodging for non-COVID-19 purposes is a direct violation of the Governor’s Stay-at-Home Order.

DNC requested the reduced fire protection personnel services during the mandatory closure period.

County Fire, Counsel and Planning have conferred regarding the matter and the following amendments are supported:

1. Allow for reduced hours to 8 am to 5 pm 7 days a week
2. Continue to provide a minimum of two (2) responders during the adjusted hours
3. Amendments are temporary and will cease when the County Health Officer’s Covid-19 Closure Order is lifted

All other agreement provisions stay in tact.
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BACKGROUND AND HISTORY OF BOARD ACTIONS:

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
Alternatives: Board could request additional amendments.
Negative Action: Do not approve amendment. No change to the provisions of existing fire protection requirements.

FINANCIAL IMPACT:
none

ATTACHMENTS:
Tenaya Cabins Fire Protection Agreement- Temporary Amendment (COVID19) (PDF)
Attachment A - Tenaya Cabins Fire Protection Agreement Res. 2018-161 (PDF)
Attachment B - Amended and Restated Tenaya Cabins Fire Protection Agreement Res. 2019-288 (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Merlin Jones, District II Supervisor
SECONDER: Marshall Long, District III Supervisor
AYES: Smallcombe, Jones, Long, Cann, Menetrey