

BOARD OF FIRE COMMISSIONERS

Marsha Berkbigler, Chair
Kitty Jung, Vice-Chair
Bob Lucey
Vaughn Hartung
Jeanne Herman

FIRE CHIEF

Charles A. Moore

ASSISTANT DISTRICT ATTORNEY

Paul Lipparelli



Notice of Joint Meeting and Agenda TRUCKEE MEADOWS FIRE PROTECTION DISTRICT SIERRA FIRE PROTECTION DISTRICT

11:00 a.m.

Tuesday, Sept 22, 2015

**Washoe County Administrative Complex, Commission Chambers
1001 E. Ninth Street, Reno, Nevada**

NOTE: Items on the agenda may be taken out of order; combined with other items; removed from the agenda; moved to the agenda of another meeting; moved to or from the Consent section; or may be voted on in a block. Items with a specific time designation will not be heard prior to the stated time, but may be heard later.

The Washoe County Commission Chambers is accessible to the disabled. If you require special arrangements for the meeting, call the Truckee Meadows Fire Protection District Office, 326-6000, 24-hours prior to the meeting.

Time Limits. Public comments are welcomed during the Public Comment periods for all matters, whether listed on the agenda or not, and are limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Board meeting. Persons may not allocate unused time to other speakers.

Forum Restrictions and Orderly Conduct of Business. The Board conducts the business of the District and its citizens during its meetings. The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

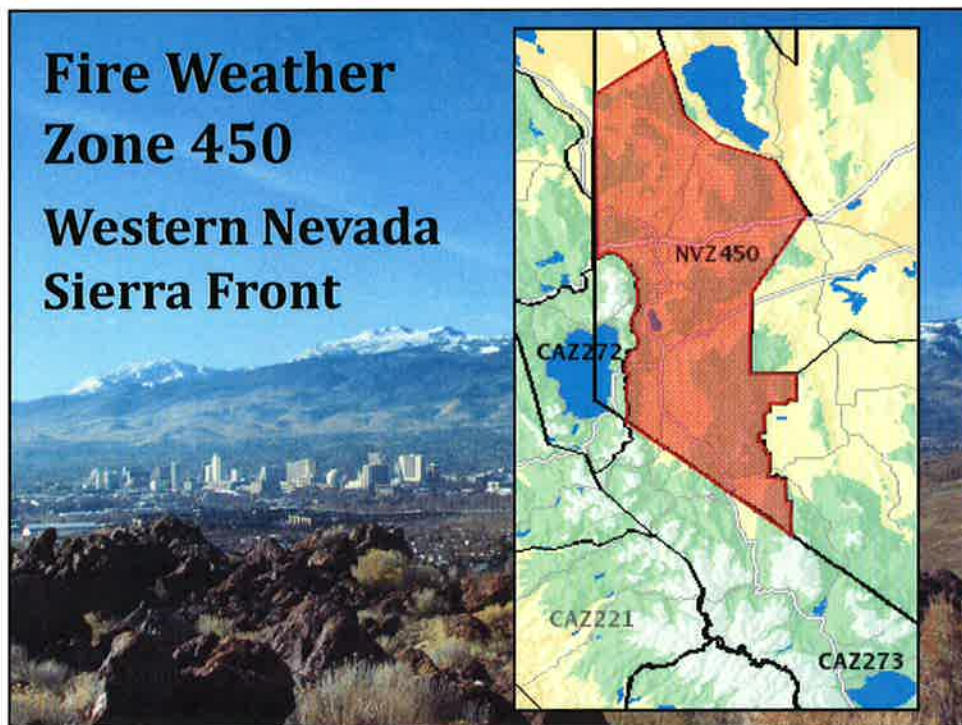
Responses to Public Comments. The Board can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During the public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comments by the Board. However, responses from Board members to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Board will consider, the Board members may choose not to respond to public comments, except to correct factual inaccuracies, ask for staff action or to ask that a matter be listed on a future agenda. The Board may do this either during the public comment item or during the following item: “*Commissioners’/Chief’s Announcements, Requests for Information, Topics for Future Agendas and Statements Relating to Items Not on the Agenda”.

Pursuant to NRS 241.020, the Agenda for the Board of Fire Commissioner Meetings has been posted at the following locations: Washoe County Administration Building (1001 E. 9th Street, Bldg. A), Washoe County Courthouse-District Court Administrator/Clerk of Court (75 Court Street), Washoe County Central Library (301 South Center Street) and Sparks Justice Court (1675 East Prater Way) and Truckee Meadows Fire Protection District's website at www.washoecounty.us/tmfpd

Support documentation for the items on the agenda, provided to the Board of Fire Commissioners is available to members of the public at the District's Admin Office (1001 E. 9th Street, Bldg. D, 2nd Floor, Reno, Nevada) Sandy Francis, Administrative Assistant I, phone (775) 328-6124 and on the Truckee Meadows Fire Protection District's website at www.washoecounty.us/tmfpd ; and <https://notice.nv.gov>.

All items numbered or lettered below are hereby designated **for possible action** as if the words "for possible action" were written next to each item (NRS 241.020). An item listed with asterisk (*) next to it is an item for which no action will be taken.

- 11:00am *1. Salute to the Flag
- *2. Call to order/roll call for each entity.
- *3. Public Comment - Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Board of Fire Commissioners agenda. The District will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Board of Fire Commissioners as a whole.
4. Presentation by the National Weather Service on fire weather outlook.
5. Discussion and possible approval of a side letter agreement between Truckee Meadows Fire Protection District and International Association of Firefighters Local 3895 to allow donations of annual or compensatory leave from employees to Captain Bill Winchester in excess of the 672 hour maximum negotiated in the collective bargaining agreement.
- *6. Commissioners'/Fire Chief's announcements, requests for information, topics for future agendas, and statements relating to items not on the Agenda. (No discussion among Commissioners will take place on this item).
- *7. Public Comment. Comment heard under this item will be limited to three minutes per person and may pertain to matters both on and off the Board of Fire Commissioners agenda. The District will also hear public comment during individual action items, with comment limited to three minutes per person. Comments are to be made to the Board of Fire Commissioners as a whole.
8. Adjournment.



Red Flag Criteria

- Warnings **24-48 hours** in advance.
- Wind gusts greater than **30 mph**.
- Humidity below **15%**.
- Both of these conditions are expected for **3 hours** or more.

Clear Acre Fire – August 18th 2008

Red Flag Criteria

- Dry Thunderstorms covering more than **15%** of a Fire Weather Zone
- Dry thunderstorms typically have outflow gusts up to **60 mph** or more.
- Thunderstorms much less common during fall and winter.

Typical Fall Weather

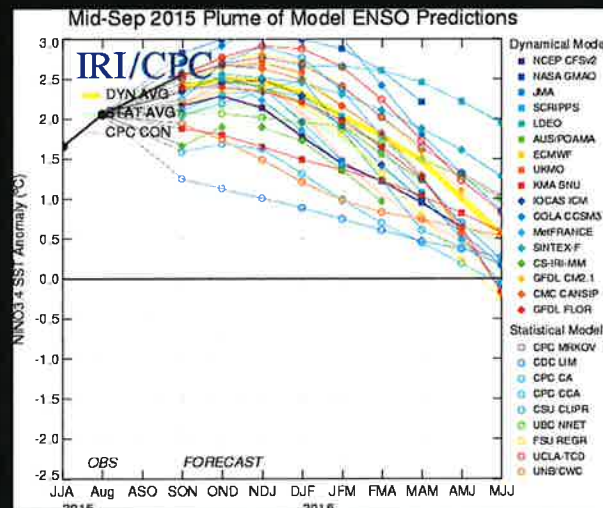
- Typically mild and dry with chances for either **wet or dry cold fronts** during October and November.
- Season ending event would be rainfall of around **0.25"**
- **Season ending events typically average around October 15th, but can be as late as January.**

Fall - High Wind Events

- **High wind events will remain a concern until we receive a significant rain.**
- Humidity only **45%**, but winds were gusting to **80 MPH!**

Caughlin Fire – November 18th 2011

El Nino – What can we Expect?

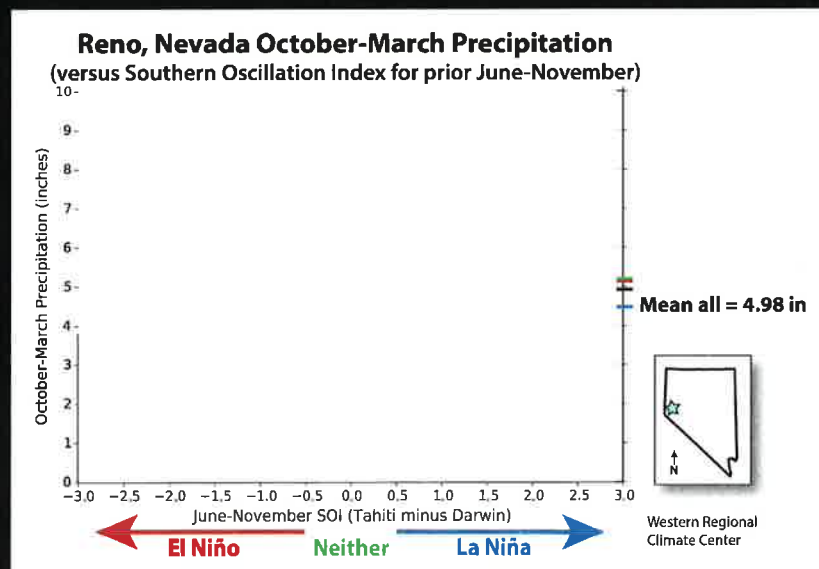


95% chance El Niño will continue through winter 2015-16

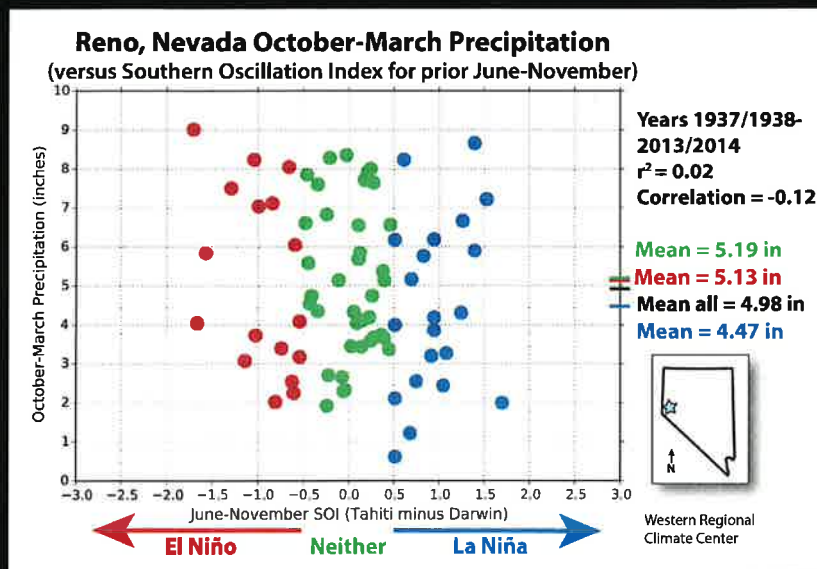
Peak late fall/early winter

El Niño will gradually weaken through spring 2016

What does El Niño mean for Reno?

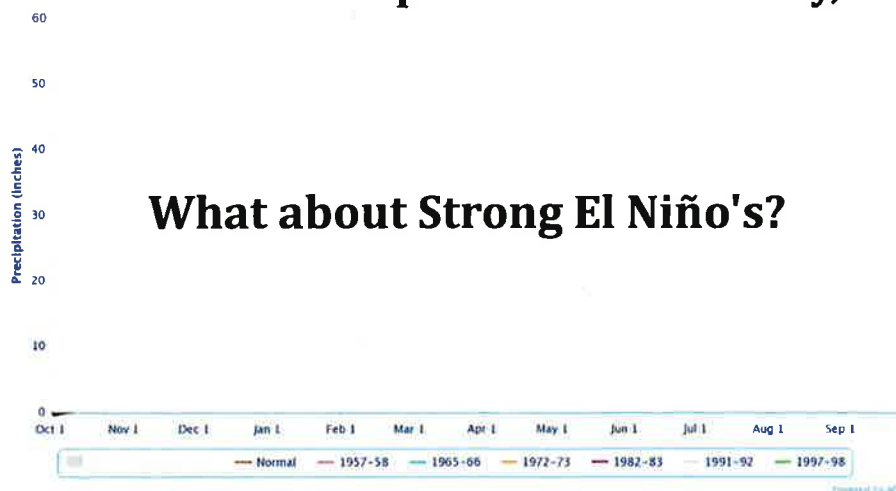


What does El Niño mean for Reno?



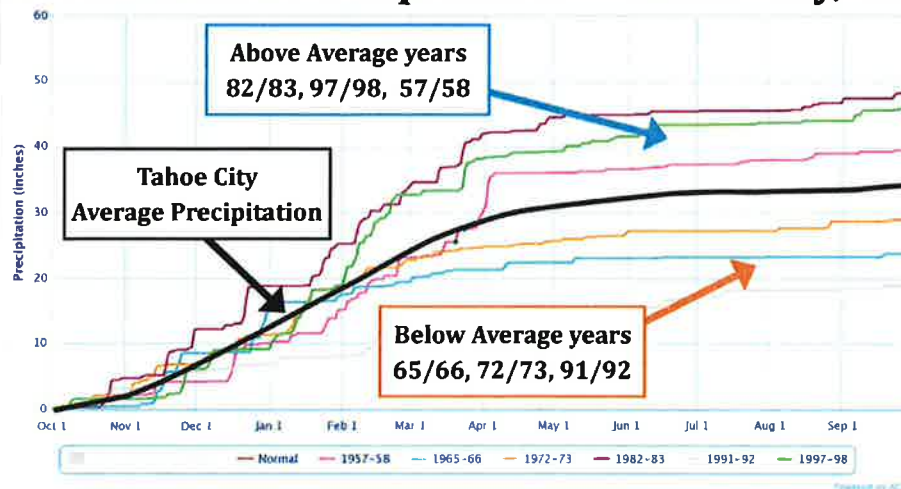
What about a strong El Niño?

Accumulated Precipitation - Tahoe City, CA



What about a strong El Niño?

Accumulated Precipitation - Tahoe City, CA



What about a strong El Niño?

California Precipitation During Prior "Strong" El Niño Events

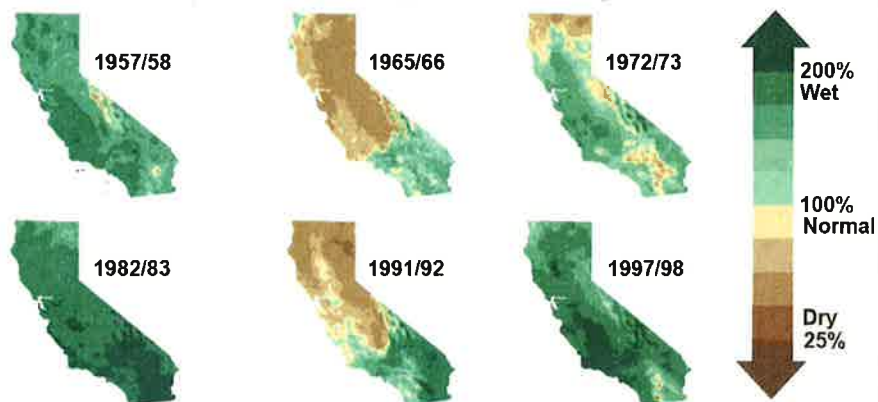
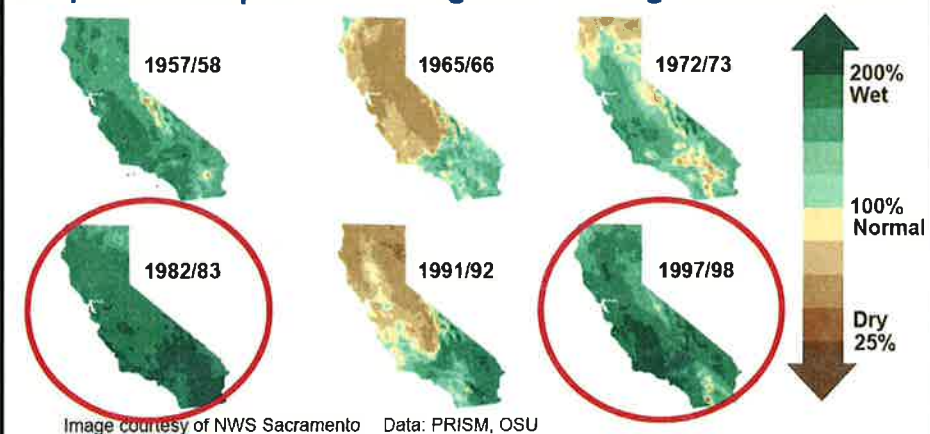


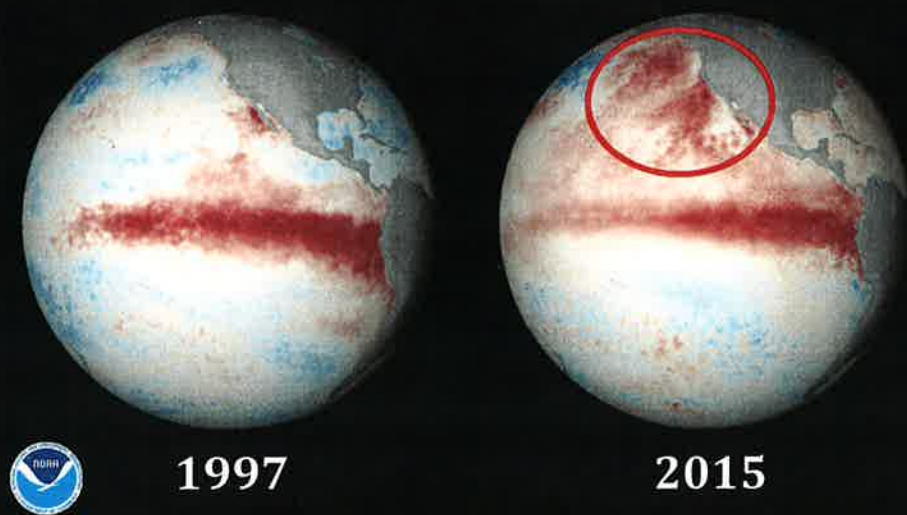
Image courtesy of NWS Sacramento Data: PRISM, OSU

What about a strong El Niño?

California Precipitation During Prior "Strong" El Niño Events

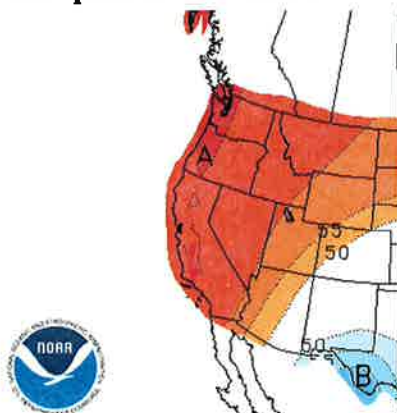


What about the Blob?



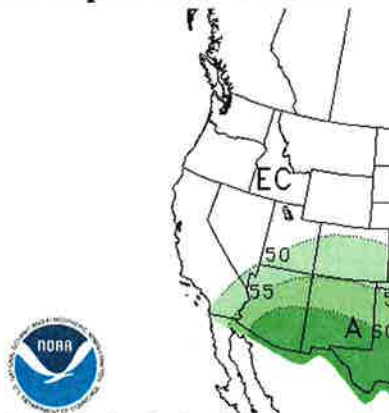
What can we expect for Fall?

Temperature - October



ONE-MONTH OUTLOOK
TEMPERATURE PROBABILITY
0.5 MONTH LEAD
VALID OCT 2015
MADE 17 SEP 2015

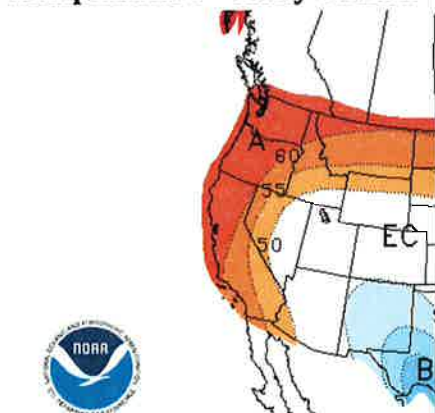
Precipitation - October



ONE-MONTH OUTLOOK
PRECIPITATION PROBABILITY
0.5 MONTH LEAD
VALID OCT 2015
MADE 17 SEP 2015

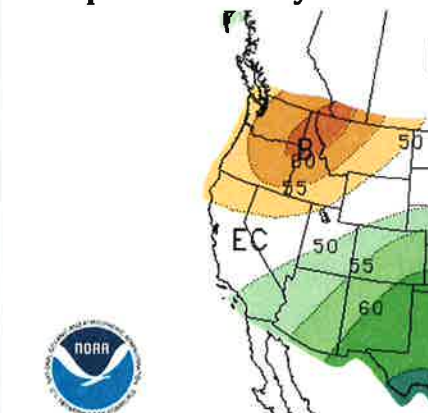
Late Fall early Winter?

Temperature - Early Winter



THREE-MONTH OUTLOOK
TEMPERATURE PROBABILITY
0.5 MONTH LEAD
VALID OND 2015
MADE 17 SEP 2015

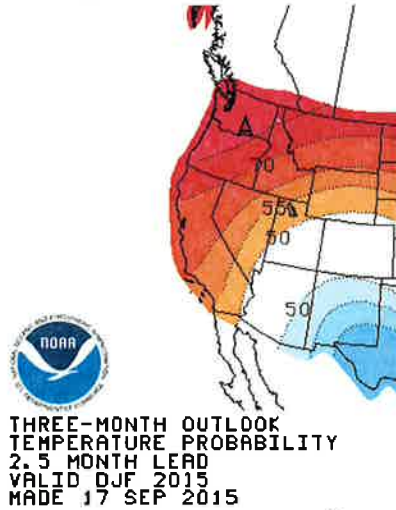
Precipitation - Early Winter



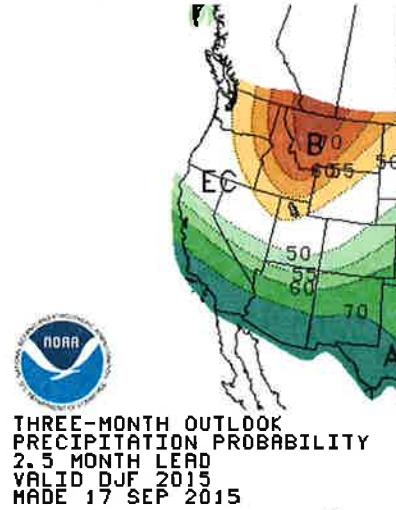
THREE-MONTH OUTLOOK
PRECIPITATION PROBABILITY
0.5 MONTH LEAD
VALID OND 2015
MADE 17 SEP 2015

What can we expect for Winter?

Temperature – Winter



Precipitation – Winter



Key Takeaways

- **Fire weather** will remain a concern until we receive significant wetting rains.
- Very strong El Niño **decreases the chance of a dry winter**, but no guarantees.
- Forecast is slightly tilted toward above average precipitation, especially **mid/late winter**.
- Snow levels could be **above long term averages**, but previous strong El Niños have been cool.

Weather.Gov/Reno



Questions?

Zach.Tolby@NOAA.Gov





TRUCKEE MEADOWS FIRE PROTECTION DISTRICT

STAFF REPORT

Board Meeting Date: September 22, 2015

CM/ACM _____
Finance _____
Legal _____
Risk Mgt _____
HR N/A

DATE: September 16, 2015

TO: Truckee Meadows Fire Protection District Board of Fire Commissioners

FROM: Charles A. Moore, Fire Chief
Telephone: (775) 326-6123 Email: cmoore@tmfpd.us

SUBJECT: Discussion and possible approval of a side letter agreement between Truckee Meadows Fire Protection District and International Association of Firefighters Local 3895 to allow donations of annual or compensatory leave from employees to Captain Bill Winchester in excess of the 672 hour maximum negotiated in the collective bargaining agreement. (All Commission Districts)

SUMMARY

This item is discussion and possible approval of a side letter agreement between Truckee Meadows Fire Protection District and International Association of Firefighters Local 3895 to allow donations of annual or compensatory leave from employees to Captain Bill Winchester in excess of the 672 hour maximum negotiated in the collective bargaining agreement.

Strategic Objective supported by this item: *Safe, Secure and Healthy Communities.*

PREVIOUS ACTION

None

BACKGROUND

In September 2014, Mr. Bill Winchester, a Captain in the Association suffered a severe non-work related injury and has been unable to work since that time. As a result, Mr. Winchester exhausted his sick leave bank, received donations from other employees, and has exceeded, or will soon exceed, the 672 hours of donated leave allowed in Article 26.J of the agreement.

On April 21, 2015 the Board of Fire Commissioners approved a position in concept for Fire Officer in Charge of Strategic and Volunteer Services (FOIC). On August 24th the District offered him the FOIC position. Mr. Winchester is currently determining his ability to perform the essential functions of the job and states that he will need until approximately October 30, 2015 to complete and receive the results for the essential functions analysis. Staff understands that in order to maintain his PERS disability status during this period of time he must remain on sick leave with the District.

As of September 14, 2015 Mr. Winchester's sick leave bank has been exhausted. He will need approximately 304 hours donated to carry him through the month of October.

FISCAL IMPACT

As long as Captain Winchester is utilizing sick leave, the District is required to backfill his position with overtime. However, when one employee transfers hours to another employee, the hours are transferred at a converted rate which does not create a fiscal impact.

RECOMMENDATION

Staff recommends that the Board approve a side letter agreement between Truckee Meadows Fire Protection District and International Association of Firefighters Local 3895 to allow donations of annual or compensatory leave from employees to Captain Bill Winchester in excess of the 672 hour maximum negotiated in the collective bargaining agreement.

POSSIBLE MOTION

Should the Board agree with the staff's recommendation, a possible motion could be:

"I move to approve a side letter agreement between Truckee Meadows Fire Protection District and International Association of Firefighters Local 3895 to allow donations of annual or compensatory leave from employees to Captain Bill Winchester in excess of the 672 hour maximum negotiated in the collective bargaining agreement."

Amy Ray
Fire Marshal



Tim Leighton
Deputy Fire Chief

Charles A. Moore
Fire Chief

September 22, 2015

Dear President Satterfield,

This is a Side Letter Agreement to the 2014-2018 CBA between the District and the Association. The District and the Association hereby agree as follows:

1. The 2014-2018 CBA negotiated by the District and Association, at Article 26.J, allows employees to voluntarily transfer up to a maximum of 112 hours of accumulated vacation and compensatory leave during any calendar year to an employee who has no accumulated sick leave hours, but who is otherwise eligible to take paid sick leave. The CBA provides that donated vacation and sick leave hours are converted to money at the hourly rate of the donor and then converted to sick leave at the hourly rate of the recipient. The CBA further states the maximum amount of annual or compensatory leave that may be donated is 672 hours per calendar year.

2. In September 2014, Mr. Bill Winchester, a Captain in the Association suffered a severe non-work related injury and has been unable to work since that time. As a result, Mr. Winchester exhausted his sick leave bank, received donations from other employees, and has exceeded, or will soon exceed, the 672 hours of donated leave allowed in Article 26.J.

3. Mr. Winchester has applied and been approved for disability retirement with the Nevada PERS system, but has also desires to accept an offer of employment with the District in a different position for which he is currently determining whether he can perform the essential functions of the job. If he cannot perform the duties of the new position it is his stated intention to pursue the PERS disability retirement.

4. It is the understanding of the Association and District that, in order to maintain his PERS disability status during the period of time Mr. Winchester is determining his ability to perform the essential functions of the job that he must remain on sick leave with the District.

5. Mr. Winchester states he will need until approximately October 30, 2015 to complete and receive the results of the essential functions analysis.

6. The Association now requests the District make an exception to Article 26.J of the CBA to allow Bill Winchester to accept vacation and compensatory leave donated by employees in amounts in excess of the 672 hour limits to allow Mr. Winchester the time necessary to complete the essential functions analysis.

7. Subject to the conditions stated herein, and based on the unique facts and circumstances presented by Mr. Winchester's injury and the efforts of the Parties to assist Mr. Winchester in determining whether he can remain employed or will finalize his disability retirement, the District agrees to make an exception to the 672 hour limit described in Article 26.J of the CBA, and will agree to increase from 672 hours to 1022 hours the maximum amount of accumulated leave which may be transferred to Mr. Winchester pursuant to that Article.

8. The District's agreement to allow this exception is conditioned on the Association's recognition and agreement that:

A. There are no other exceptions to the CBA besides that described in Paragraph 7, above.

B. This extension is given based on the unique facts and circumstances presented by Mr. Winchester's situation as described herein.

C. That because of the unique facts and circumstances presented by Mr. Winchester's situation, this agreement is intended to apply only to Mr. Winchester, and neither the circumstances underlying this Side Letter Agreement nor the Side Letter Agreement itself shall form the factual or legal basis for, or be used as precedent in, any future employment action, grievance or dispute brought by any employee, employee association, including Association, against the District, except to assert or defend against a claim of breach of this Side Letter Agreement.

9. Unless extended in a writing executed by both Parties, this Side Letter Agreement shall expire of its own accord and be of no force or effect on and after November 1, 2015, notwithstanding any other provisions of the CBA or any other agreement to the contrary. Upon termination of the Agreement, because Mr. Winchester will either be employed by the District, retired with PERS, or otherwise no longer in the employ of the District, he will not be allowed additional leave donations.

10. This Side Letter Agreement shall not be effective until signed by duly authorized representatives of the District and Association, both of whom represent by their signatures below that they are so authorized.

Ian Satterfield
President, IAFF Local 3895

Date

Charles Moore
Fire Chief, Truckee Meadows Fire Protection District

Date