

**BOARD OF FIRE COMMISSIONERS
TRUCKEE MEADOWS FIRE PROTECTION DISTRICT
SIERRA FIRE PROTECTION DISTRICT**

TUESDAY

11:00 a.m.

OCTOBER 28, 2014

PRESENT:

David Humke, Chairman
Bonnie Weber, Vice Chairperson*
Marsha Berkbigler, Commissioner
Vaughn Hartung, Commissioner (via telephone)
Kitty Jung, Commissioner

Nancy Parent, County Clerk
John Slaughter, County Manager
Paul Lipparelli, Legal Counsel
Charles Moore, Fire Chief

The Board convened at 11:33 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, and conducted the following business:

14-0143F AGENDA ITEM 2

Agenda Subject: “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.”

In response to the call for public comment, Joe Schum, Truckee Meadows Firefighters IAFF Local 3895 President, said the Board would be voting on the Collective Bargaining agreements between the District and Local 3895. He stated agreements had been reached after many months of negotiations. He said Local 3895 appreciated all of the work that went into the agreements by management and by labor, and they looked forward to the continued partnership in keeping the District fiscally sustainable and providing the highest level of service to the citizens.

14-0144F AGENDA ITEM 3

Agenda Subject: “Consent Items: Approval of minutes from Board of Fire Commissioners meeting August 26, 2014 and September 23, 2014.”

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Chairman Humke, which motion duly carried with Commissioner Weber absent, it was ordered that Agenda Item 3 be approved.

14-0145F AGENDA ITEM 4

Agenda Subject: “Fire Chief Report: A) Report and discussion related to fire district operations, B) Monthly Statistics, C) Volunteer Report.”

Fire Chief Charles Moore said the State Fire Marshal’s assessment of the smart meters was published in the *Reno Gazette-Journal (RGJ)*. He stated one of his Captains was a licensed electrical engineer, which helped him in trying to identify what was happening. He stated it was peculiar that the smart-meter fires were limited to the Cities of Reno and Sparks, and none occurred in the District’s jurisdiction or in rural or southern Nevada. He said one of the local installers called him and said he personally believed the problem was not the meter, but how they were installed. He stated the installers were paid on a per-installation basis and sometimes they put them in a little too fast. He noted in Illinois there had been smart-meter fires where some of the wiring in the base was corroded. He believed the problems were not related to the meters, but either to the installation or the base wiring.

Chief Moore advised some structural changes would be made to the volunteer-training program, which he felt would improve their training over time. He stated there were also recommendations he would like to defer until the new Board was seated in January, but for now some short-term improvements would be made. He said the Training Captains would be moving from eight-hour days five days a week to 24-hour days, which meant there would always be a Training and Safety Officer on duty to accommodate drills and training for the volunteers who typically trained after 5:00 p.m.

Chief Moore said the Board paid him a lot of money to be analytical and to direct the taxpayer’s resources towards keeping our citizens safe, and he felt the areas of safety, capability, and risk management were what needed to be reformed with the volunteers. He stated Sandy Munns had been a longtime volunteer and worked for the City of Reno until he retired. He said he would contract with Chief Munns to help him focus on what the volunteers needed to increase their level of safety and capability and to manage the risk management issues that came up. He stated the Occupational Safety and Health Administration (OSHA) demanded the volunteers be as capable as the paid staff. He said with training came safety and, when those two components were satisfied, the District would have a good handle on the risk management component. He stated OSHA would ask to see the training records if a volunteer was injured during a call.

Chief Moore said in the past, the volunteers had been largely responsible for their own training, but that needed to change. He said the volunteers would be able to go through a Firefighter 1 Academy held at the Truckee Meadows Community College (TMCC), which would start in the spring. He stated new web-based software had been implemented, which would allow the volunteers to view training on a particular topic,

such as detecting Ebola. He said the District was trying to make training easier for the volunteers who were short on time but long on dedication and the willingness to serve.

Chief Moore said when the new Board was seated in January, he wanted to discuss the volunteers responding to all types of calls, which required an enormous amount of training. He stated it was hard enough to keep the career staff trained at that level let alone nine volunteer departments. He stated the question was should every volunteer department be an all risk department, and going forward it might mean redefining the volunteers' mission. He stated in some instances the answer would be yes because of the department's geography, such as Red Rock being so far out, and some departments might want to focus on wild-land fires.

Chief Moore stated progress was being made on the Volunteer Handbook, which would make sure the different volunteer departments were doing things the same way.

Chief Moore said regarding a recent structure fire off of Geiger Grade, the family was alerted to the garage fire by a smoke detector and was able to get out along with their pets. He stated the damage was limited to the garage. He said that was a prime example of the value of smoke detectors paying off.

Commissioner Hartung noted mutual aid was given to the City of Reno, and he asked what the incident involved. Chief Moore believed it was a small brushfire. Commissioner Hartung asked if that was a medical call that Engine 35 responded to in Verdi. Chief said probably not because by definition, mutual aid meant both agencies had to be on the scene. He stated without going back and looking at the record, he did not know about that specific call.

Commissioner Jung said the Chief did a great job with righting the volunteers' ship, which was not easy. She stated there had been quite a history of the volunteers not being uniformly trained or getting their physicals. She said she wanted to recognize the Chief for increasing their safety, their capabilities, and ensuring they knew how to manage their own risks with the help of the risk management team. She said in the long run that would mean having a very capable volunteer staff, which would also give the career staff confidence in the volunteer's ability to supplement them during a response.

Chief Moore said it was a paradox of firefighting that firefighters did not want anyone's home to catch fire, but the reality was those events happened. He said the firefighters trained hard for those events, and the volunteers trained very hard and wanted to participate. He felt it was peculiar that about 60 percent of the structure fires happened in Sun Valley and Spanish Springs, which left only a few structure fires for the volunteers to respond to. He stated one of the volunteer's frustrations was they trained hard and did not get to put their skills to use very often. He said one of the elements of reforming the volunteers was to encourage them to participate with the career crews, which was one of

the components of the reserve program. He stated experience was what the volunteers needed.

Commissioner Berkgler said her major concern was the volunteer firefighters' lack of training would put the career firefighters in danger. She appreciated the Chief's work on getting the needed training for the volunteers, which was a big job.

Chairman Humke recalled the Interlocal Agreement with the City of Reno opened up their training to all of the District's career and volunteer firefighters. Chief Moore believed the City of Reno offered training in the District's stations for the District's volunteers, but not within the City's limits. Chairman Humke asked if the training by the Cities of Reno and Sparks and the North Lake Tahoe Fire Protection District were open to the District's volunteers. Chief Moore said often joint training exercises were done, such as a recent simulation of a gas-line explosion with the City of Sparks and the gas company. He stated it was not common, but they did get together periodically, particularly for HAZMAT training, with the Cities of Reno and Sparks.

Commissioner Hartung asked if Chief Munn's role would be to oversee the volunteers full time and would he be their contact person. Chief Moore replied Chief Munn would be the Program Manager and the volunteer's primary point of contact. He stated he would help design the task book along with working on revisions to the Volunteer Handbook and the job performance reviews. He stated every volunteer would have the task book, but Chief Munn would not necessarily have to deliver the training, which could be done by any of the Station Captains. He said the Training Captains could also do a joint exercise with a particular volunteer, station, or company and could look at their skills, provide comments and coaching, and then sign off on that volunteer so there would be a record of every volunteer completing every skill annually. He said Chief Munn would be part time for right now, but eventually the position would be for a full time Volunteer Program Manager. He said that position was needed, and would be added when the budget could handle it. Commissioner Hartung stated he would like to see a single point of contact for the volunteers to take ideas or concerns to.

Chief Moore noted he and his command staff had been hosting monthly meetings with the Volunteer Chiefs. He said he planned to change the monthly meetings to meetings where he and Chief Munn would meet with each volunteer agency one-on-one. He stated that would allow them to better understand each agency's needs and to let them know what the District needed from them, which would accelerate the coordination with nine departments. Commissioner Hartung felt someone with Chief Munn's background and capabilities would be the perfect candidate, and the Chief was on the right track with the volunteer program. Chief Moore advised the Volunteer Chiefs were excited as well. Commissioner Hartung said we had a great volunteer program and it could only get better.

There was no action taken or public comment on this item.

14-0146F AGENDA ITEM 5

Agenda Subject: “Authorize the Truckee Meadows Fire Chief, in conjunction with the Washoe County Civil Attorney’s office, and Washoe County Property Program Manager, to begin negotiation on the potential acquisition of a subject property APN 044-300-09 (and a portion of APN 044-300-10), for a replacement location to accommodate Fire Station #14 located in the vicinity of Foothill Road and S. Virginia Street; further, if staff is able to achieve an acceptable acquisition price, authorize the Fire Chief to perform any due diligence as needed, including a Phase I and Phase II, and if the acquisition is acceptable staff shall return to the Board of Fire Commissioners for review of the terms and final approval of the acquisition. (All Commission Districts)”

Fire Chief Charles Moore said if the Board of Fire Commissioners (BOFC) approved this item, negotiations would begin on the purchase price. He said an architect would be hired to figure out the building configuration, which would determine how much of the two to five acres would be purchased. He said the vision was for it to be a community fire station along the lines of the Sun Valley station. He displayed a picture and a map of the possible location for Fire Station 14, which would be located at the intersection of Broken Hill Road and Foothill Road, and pictures of the current fire station. He said Station 14 supported operations to the south and north and the new location would allow for faster response times into Hidden Valley and Caughlin Ranch. He stated Station 14 was in the middle of the District’s service area and responded when anything big happened.

Chief Moore said the current station was within the City of Reno’s boundaries and was located in the middle of a shopping center that had a lot of traffic going in and out, which interfered with the firefighters getting to an emergency. He stated the station was very dated, flooded during heavy precipitation, and had modular trailers in the back for living quarters. He felt the highest and best use for the land would be to redevelop it into some type of commercial use and to move the station closer to the areas served. He said if this item was approved, the timeline would be to have an architect draw up the plan sometime in 2015 and to complete the station by the end of 2016. He stated it took a lot of time to plan and build a station and the first step was to find a site that would work. He said this property was found after a lot of analysis and Geographic Information System (GIS) testing of response times to the service area, and it would work very well for the District. A copy of the pictures and map were placed on file with the Clerk.

Commissioner Berkbigler recalled the fire station sat on land owned by one developer, and had anyone talked to that developer. Chief Moore stated the developer was anxious to purchase the property if a sale price acceptable to both parties could be reached. He said the sale money would be advanced up front and the property would be turned over to the developer for redevelopment once the station was vacated.

Chairman Humke stated the photo showed green and orange sections for a total of five acres, and he asked if all five acres would be needed. Chief Moore said that

was why the District needed the help of an architect. He said as first envisioned, this project would contain a community fire station and a logistics center, while the District's administrative functions would move there at some point. He stated he no longer wanted to move the project in that direction and now the plan was for it to only be a community fire station. He said the administrative functions and the logistics center would remain at the County Complex long term. He stated with that reduced functionality, he believed the station would only require three acres or less.

Chairman Humke asked about the 0.3 acre parcel designated as APN 044-300-09. Wendy Pitts, Washoe County Property Program Manager, said that parcel would allow doing a boundary-line adjustment instead of creating a whole new parcel. She stated the seller also wanted to provide a little buffer between the station and its neighbors by putting in some landscaping. Chairman Humke asked if the other two parcels were owned by the same person. Ms. Pitts replied they were, and he was a willing seller who approached the County and would like to do this sooner rather than later.

Commissioner Hartung noted this agenda item was styled for the acquisition of the parcel and did not address the disposition of the existing Station 14. Chief Moore said there were no active negotiations happening for the sale of the current site. He stated if the BOFC authorized this item, the District had enough cash to purchase the property. He said they could simultaneously sell Station 14 to help fund hiring an architect and generating the construction documents. He stated if anything was left over, it could go towards the construction costs. He said he would have to defer to legal counsel regarding whether or not they would have to come before the BOFC to negotiate the sale price, but certainly the BOFC would have to approve the sale. Commissioner Hartung said he wanted to clarify this item was only about the acquisition of the new property, because there had been some discussion about the disposition of Station 14.

Paul Lipparelli, Legal Counsel, noted the acquisition of property by a governmental entity was getting trickier. He said some courts were issuing decisions that indicated even the planning stages of property acquisition by governments using their eminent-domain powers could affect the value of the property. He stated this item involved a willing seller and the District was not threatening to use eminent domain to acquire the property. He said further approvals by the BOFC would be necessary. He said this item was about the acquisition of a new parcel and made no reference to the disposition of the old parcel. He stated to dispose of the old parcel, the BOFC would need to act on a future agenda item.

12:12 p.m.* Commissioner Weber arrived at the meeting.

Chairman Humke said the bare land near the proposed station site was likely zoned commercial. He stated he would not want the District to get into the situation it was in currently with having to deal with heavy traffic. Chief Moore believed at least the portion of the land up against Virginia Street was zoned commercial, and he felt the parcel to the east would be developed as commercial at some point. Chairman Humke noted Foothill Road transitioned to South Meadows Parkway, which had a freeway

entrance that was approximately a quarter of a mile away and would facilitate getting the rigs to Caughlin Ranch and other places as quickly as possible. Chief Moore said it was very strategic for the vehicles to be able to get on the Interstate quickly.

Commissioner Jung asked if the EMS survey was consulted to identify if this area needed a fire station. Chief Moore replied he did not consult it. Commissioner Jung asked him to look at that. She asked what money in the Capital Improvement Fund (CAP) the Chief wanted to expend. Chief Moore said there was the cash available to make a purchase or some cash and proceeds of the sale of the existing station could be used to at least secure the land. He felt it was likely the District would have to bond at least some portion of the construction costs, and it was too early to be able to know what those costs would be. He said part of what they wanted the architect to do was to forecast what those costs would be, so that forecast could be compared against the District's available financial resources to see how much debt would need to be incurred. Commissioner Jung asked for all of that financial information when the Chief brought this back. She said the staff report indicated the Chief was working with a real estate specialist and six viable options were looked at. She stated she needed to see the justification for the location chosen. She asked the Chief to keep looking everywhere and not just at this one person who felt we were sold on their property.

Commissioner Jung asked if a community center was different than a fully functional fire station. Chief Moore said his description was a community fire station as opposed to a headquarters station. He stated he considered relocating the administrative functions to the new station, because the space the District had in the complex was getting cramped. He said the logistics facility at the Armory leaked and was no longer viable, but he no longer wanted to put them at this site. He noted a community fire station meant it was an operational fire station, but it might be possible to include a community room. He said in the existing Station 14, the Sheriff had a small office for the Deputies to do reports, which might also be a component of the new station. Commissioner Jung asked if it would be expected for the Sheriff to put in some money from his budget for that. Chief Moore replied it would be expected. Commissioner Jung asked if the new station would require further staffing. Chief Moore said it simply involved moving the staff from the old Station 14.

Chairman Humke asked if the Sheriff's Office would move with the fire personnel. Chief Moore said he would ask the new Sheriff if he wanted a presence there and how much room they would need if they did.

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Chairman Humke, which motion duly carried, it was ordered that Agenda Item 5 be authorized.

14-0147F AGENDA ITEM 6

Agenda Subject: “Discussion and possible approval of a collective bargaining agreement between the Truckee Meadows Fire Protection District and the Truckee Meadows Fire Protection District Firefighters Association, IAFF Local 3895 for a four year term, and if approved, authorize the Chairman to sign on behalf of the Board. (All Commission Districts)”

Fire Chief Charles Moore said a typographical error was corrected in the documents to be signed. Page 20, Item 1 under A. Accrual Rates, should be 7.0 hours instead of 7.5 hours.

Chief Moore noted it was a four year agreement. He stated at the outset of the negotiations, he challenged labor that the District must be financially solvent during the short and the long term; and he felt labor engaged him very professionally. He stated the District was doing well and was able to share some of those financial resources with its employees who worked very hard for the District. He said what the taxpayers were getting was a financially sustainable four-year contract. He stated there were 2 percent cost of living raises across the four years and retiree health was being offered for all new employees hired after July 1, 2014 with Medicare becoming the primary insurance after age 65. He said there was also a commitment by the District to fund the Public Employees’ Retirement System (PERS) increase if there was one. He stated staff was confident the contract was affordable and recommended Board approval. Chairman Humke asked how much the PERS increase varied over the years. Chief Moore said it was usually below 2 percent. Chairman Humke stated the forecast depended on who you were talking to.

Commissioner Hartung thanked the District’s negotiating staff and Local 3895 for coming up with a four-year agreement, which was rarely heard of anymore. He stated the firefighters were doing a great job for the County, and he continually heard great things about them. Chairman Humke said Commissioner Hartung called attention to the high degree of collaboration and cooperation between management and labor, and he believed all of the Commissioners would share in that praise for all sides. Commissioner Jung thanked everyone who was a part of the collective bargaining team.

There was no public comment on this item.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler which motion duly carried, it was ordered that Agenda Item 6 be approved and authorized with the correction noted by Chief Moore.

14-0148F AGENDA ITEM 7

Agenda Subject: “Discussion and possible approval of a collective bargaining agreement between the Truckee Meadows Fire Protection District and the Truckee Meadows Fire Protection District Chief Officers Association for a two year term, and if approved, authorize the Chairman to sign on behalf of the Board. (All Commission Districts)

12:30 p.m. Chairman Humke left the meeting and Vice Chairperson Weber assumed the gavel.

Fire Chief Charles Moore said this agreement was for two-years, which was done so the negotiations for the District’s two labor groups would be done in off years. He said the Chief Officers worked very hard to command large fires and incidents in a very vast service area, and he was very proud of the work they did.

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried with Chairman Humke absent, it was ordered that Agenda Item 7 be approved and authorized.

14-0149F AGENDA ITEM 8

Agenda Subject: “Recommendation to approve a reclassification request of a Program Assistant, pay grade K, to a Purchasing Agent (Buyer), pay grade L, as evaluated by the Washoe County Job Evaluation Committee. Net annual cost of this action is estimated at \$5,400. (All Commission Districts)”

Fire Chief Charles Moore said he was reorganizing the District’s administrative staff and would be bringing the District’s purchasing function internal to help relieve the burden on County staff.

There was no public comment on this item.

12:35 p.m. Chairman Humke returned to the meeting.

On motion by Commissioner Jung, seconded by Commissioner Berkbigler, which motion duly carried, it was ordered that Agenda Item 8 be approved.

14-150F AGENDA ITEM 9

Agenda Subject: “Recommendation to approve a reclassification request of a currently frozen Administrative Assistant II position, pay grade L, to an Administrative Assistant I, pay grade K, to be consistent with the recommended

staffing level as evaluated by the Washoe County Job Evaluation Committee. (All Commission Districts)”

12:36 p.m. Chairman Humke assumed the gavel.

Fire Chief Charles Moore explained the reason for the change as shown in the staff report.

There was no public comment on this item.

On motion by Commissioner Jung seconded by Commissioner Berkgigler, which motion duly carried, it was ordered that Agenda Item 9 be approved.

14-0151F AGENDA ITEM 10

Agenda Subject: “Discussion and possible approval of Amendment No. 1 of Employment Agreement between Truckee Meadows Fire Protection District Board of Fire Commissioners and Charles Moore. (All Commission Districts)”

Fire Chief Charles Moore said his contract expired April 1, 2015 and this amendment would extend it to June 2018. He stated the Board wanted to do a salary adjustment at his evaluation, which he deferred until the employment agreements were done. He said the amendment included a request for a uniform allowance and for compensatory time, which was embedded into County Code and would be consistent with what most of the other Department Heads received. He stated he would track the hours he worked in excess of 40 hours and would use some of that time as flextime.

Commissioner Hartung commented on the great job Chief Moore did for the County, and he was very pleased with the Chief’s performance.

Commissioner Jung said she was concerned with granting the Chief compensatory time, because the County was moving away from doing that for the Department Heads per the direction by the County’s Human Resources (HR) Director. She said the Chief was expected to work more than 40 hours to get the job done and his time was his to track and flex if time was available. She stated there was legal trouble in some departments over compensatory time, and people had been let go because they had figured out ways to get paid for their compensatory time. She stated HR had not looked at changes to the County’s policy and procedures since the 1980’s. She said she did not support giving compensatory time to the Chief as part of his agreement, because she felt doing so was arbitrary, unprofessional, and ripe for abuse. She stated she was not saying he did not deserve his time, but was saying she trusted him to know when it was appropriate. She said she did not want the time tracked and negotiated if he should choose to leave. She stated he was doing a great job and this issue was not directed against him. Chief Moore stated the HR Director recommended he have compensatory time in his employment agreement, and he noted there was no cash value to it. He stated it would be a tracking mechanism. He said he flexed his time quite often, because his

workweek could be from 40 to 60 hours, which he did gladly. He stated when he wanted to take time off, he looked at the additional management hours he accumulated and offset them by taking a day off once in a while. He stated he did not abuse the additional management hours, but tracked them. He said he was fine if the Board wanted to remove the compensatory time from his agreement.

Commissioner Berkbigler believed the Chief would not abuse taking compensatory time under any circumstances, but she agreed with Commissioner Jung on this issue. She stated corporate officers did not get compensatory time because they were expected to work however many hours they had to and was why they got compensated at a higher rate. She felt it should be removed from every contract at the Chief's level. Commissioner Weber stated she did not necessarily agree because, if others were getting compensatory time, it should at least be considered for the Chief. Commissioner Jung advised compensatory time was done for the Chief and the County Manager. She said when the Board discussed the Manager's contract, she would ask that it be removed from his contract also. She stated she would appreciate Commissioner Weber's support because having compensatory time was an archaic practice, which had been criminally abused by some.

Chairman Humke said he understood the Chief had been directed to place the compensatory time in his contract by the HR Director. Commissioner Jung stated this was our employee and our contract. Commissioner Jung felt compensatory time had been sufficiently cleared up at the federal level, and the Chief did not come under those payment requirements.

Chief Moore believed the end result would be the same, because he tracked his additional management hours for things he attended outside of the normal eight-to-five workday. He stated he appreciated that the Board did not mind if he flexed a day off here and there when he accumulated lots of hours over 40. He said he had no issue with striking that provision from the agreement. He stated he wanted to be very upfront with the Board and the public that he did not get paid by the hour, but to get the job done. He stated he wanted to track his hours somehow, so the Board and public could see what the additional management hours were for.

Commissioner Hartung said he understood Commissioner Jung's intent, because there had been some employees who looked at this as being a part of their benefit package, which it was never intended to be. He stated he also understood the Chief's position with putting in numerous additional hours and taking time off to attend to family needs. He suggested putting some type of language in the agreements that would give the Chief and the County Manager the flexibility to deal with personal scenarios as needed. Commissioner Berkbigler said she did not feel it was necessary to have that language in their contracts. She said it was understood senior executives worked a lot of hours and flexed their time to do what they needed to do. Paul Lipparelli, Legal Counsel, said context was important in the Board's discussions, but what was in front of the Board today was the Chief's agreement and not the broader subject of compensation plans countywide and what might apply to other officers. He stated the Board could make

whatever decision it liked regarding the Chief's contract, but the Chief made it clear he would work whatever hours it took to get the job done and would take time off occasionally to balance against the time needed to get the job done. He said removing compensatory time from the contract would have the effect of not entitling the Chief to track his time as compensatory time and take it hour-for-hour as traditional compensatory time was used. He stated it would not prevent the Chief from continuing to use his discretion to work when he needed to and to take time when he needed to.

Commissioner Weber said the compensatory time should be deleted from the agreement, and the Chief should do it the way he had been doing it.

There was no public comment on this item.

On motion by Commissioner Hartung, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 10 be approved with paragraph 4A being removed.

14-0152F AGENDA ITEM 11

Agenda Subject: "Discussion and possible action authorizing the Chairman to terminate the Agreement between Truckee Meadows Fire Protection District and Wells Fargo Insurance Services USA, Inc. for Group Insurance Broker and Advisory Services effective December 31, 2014. (All Commission Districts)"

Fire Chief Charles Moore said there had been problems with customer service with the current broker, but 60-days' notice was required to terminate the agreement with them. He stated this needed to be done now due to the health insurance for the District's employees being rebid right after the first of the year. He said an agreement with a new broker would be brought to the Board during December.

There was no public comment on this item.

On motion by Commissioner Berkgigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 11 be authorized.

1:00 p.m. The Board convened as the Board of County Commissioners (BCC) and remained convened as the Board of Fire Commissioners (BOFC).

14-0153F AGENDA ITEM 12

Agenda Subject: "Adopt a Resolution declaring the intent of Washoe County, Truckee Meadows Fire Protection District and Sierra Fire Protection District to withdraw all use of the property commonly known as the Boomtown Fire Station, APN 038-120-10, including of all improvements, and relinquish all rights thereto back to the owner, PNK Development 7 LLC, due to the relocation of the fire station

to the new Mogul location at 10201W. Fourth Street; and other matters properly related thereto. (Commission District 5)”

Fire Chief Charles Moore said this Resolution formally gave what had been the Verdi Fire Station, including all improvements, back to the PNK Development 7 LLC.

Commissioner Hartung asked if the District was walking away from things that could be used elsewhere. Chief Moore said all of the reusable equipment was transferred to the new station.

There was no public comment on this item.

On motion by Commissioner Berkbigler, seconded by Commissioner Jung, which motion duly carried, it was ordered that Agenda Item 12 be adopted. The Resolution for same is attached hereto and made a part of the minutes thereof.

1:03 p.m. The Board recessed as the Board of County Commissioners (BCC).

14-0154F AGENDA ITEM 13

Agenda Subject: “Discussion and possible action referring to the Board of County Commissioners, a request by the Sierra Sage Golf Course Management Company President (Cal-Mazz Golf Management) to de-annex from the City of Reno and include the area into the boundary of Truckee Meadows Fire Protection District. (Commission District 2)”

Fire Chief Charles Moore said he received a letter from Mike Mazzaferri, Cal-Mazz Golf Management President, requesting de-annexing the Sierra Sage Golf Course from the City of Reno and putting it within the Truckee Meadows Fire Protection District’s boundaries, which were outlined in the letter that was Attachment 1 to the staff report. He stated the map, Attachment 3, clearly showed why this might or might not be a good idea. He said the issue of closest response was a contentious topic, but nevertheless, Station 13 could respond to medical emergencies at the Sierra Sage Golf Course property much faster than the City of Reno could. He understood the Board of County Commissioners (BCC) was the owner, so the purpose of this item was to gain Board of Fire Commissioners (BOFC) approval to move this forward for any potential action.

Commissioner Berkbigler asked if it would make sense to ask the City of Reno to draw the line outside of Station 13, which would put it within the County’s boundaries. Chief Moore said it would, and he would also recommend Mogul Station 35 be added to that request, which would put all of the District’s fire stations within the County’s boundaries.

Commissioner Hartung said approval was needed by this Board, but ultimately approval was also needed from the City of Reno regarding the de-annexation.

Chief Moore said the process was the request would be brought to the BOFC to be referred to the BCC and then it would go before the City of Reno.

Commissioner Hartung asked how this would affect the District's and/or the City of Reno's budgets. Chief Moore said it would not have an effect on the District's budget. He advised he did not know what impact it would have on the City's budget, because he did not know if any sales tax was involved. Commissioner Hartung asked if the property taxes would go from their District to ours. Chief Moore said he would guess the answer would be no due to it being owned by the County. Chairman Humke said it was run by a private nonprofit, but was owned by the County. Commissioner Hartung said it was a great golf course and the District should be providing service to them.

Commissioner Weber asked if the City of Reno was approached to see if this would be an issue. Chief Moore said he had not done that, but he believed County planning staff might have communicated to their counterparts at the City of Reno that this issue could be moving forward. Commissioner Weber felt it would be better to have that discussion, and she wanted to make sure that was done. She stated she supported doing this because there had been issues with the emergency responses to the Golf Course. Chief Moore said if there was a direct request to respond, the District was able to do that through the Good Samaritan principle; but Station 13 would not be dispatched if a citizen called 9-1-1 due to the dispatcher seeing the golf course was located within the City of Reno's jurisdiction. Commissioner Weber said that did not make sense and there should be some way to fix this.

Commissioner Jung commented Station 13 was completely surrounded by the City of Reno, and she asked how different that was from Station 14 in terms of the Chief's future plans. Chief Moore said what was different was the proposal to move the station out of the City of Reno and into the County's jurisdiction. Commissioner Jung asked if there were any plans to move this station because this did not seem to be a very good location and how would that track with the emergency medical services (EMS) study. Chief Moore felt this station was poised fairly well for the District to be able to respond for backup calls to Sun Valley and unincorporated Cold Springs. He said where it was located allowed for getting on the Interstate quickly. He stated Commissioner Weber asked about relocating the station to Lemmon Valley, but doing so would divide us between Gold Ranch and Lemmon Valley. He said without automatic aid, the station was in the best place to respond to the District's constituents. He stated if automatic aid came in to play someday, there might be a different decision to make with respect to the station's location.

Commissioner Hartung felt Cal-Mazz Golf Management asking the Board first about this was the proper way to go. He stated if the City of Reno decided they did not want to do it, then they could provide the reasons why they felt they were more capable of servicing the Golf Course than the District would be.

Fred Turnier, City of Reno Community Development Director, stated the County's planning staff did reach out to the City of Reno, and he confirmed there was a

process where the City Council would make the decision to de-annex the Sierra Sage Golf Course. He stated they would continue to work with the County's staff to determine what would be in the best interests of this property.

Chief Moore said it was brought to his attention that we might want to consider adding Station 13 and Station 35 to the de-annexation list. He said since they were not part of the agenda, he would bring those to the Board as a future agenda item if so directed.

Chairman Humke stated he wondered if it would be permissible to add Station 13 to the motion since it was shown on the map and was contiguous to the Golf Course. Paul Lipparelli, Legal Counsel, said he looked at the item's title, and he did not think the title was broad enough to include the other properties. He stated if other properties were situated like this, they could come back as a future agenda item or could come back as BCC item if the County owned the property. He said if it was property owned by the District, then the District would initiate the process.

There was no public comment on this item.

On motion by Commissioner Weber, seconded by Commissioner Jung, which motion duly carried, it was ordered that a request by the Sierra Sage Golf Course Management Company President (Cal-Mazz Golf Management) to de-annex from the City of Reno and include the area into the boundary of the Truckee Meadows Fire Protection District be referred to the Board of County Commissioners (BCC).

14-0155F AGENDA ITEM 14

Agenda Subject: "Possible Closed Session for the purpose of discussing labor negotiations with Truckee Meadows Fire Protection District per NRS 288.220."

There was no closed session.

14-0156F AGENDA ITEM 15

Agenda Subject: "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)."

Fire Chief Charles Moore said an automatic aid agreement with Pyramid Lake Fire would come before the Board in December. He noted Commissioner Jung had requested a Dashboard on the internal audit, which was completed and given to Allison Gordon, Internal Auditor. He said that would be brought back to the Board in December. He stated it was hoped the Volunteer Agreement would be complete in January. He said he would like to simultaneously present it to the Board and the volunteers and put it out for the public to look at. He stated he would bring to the Board an action item to de-annex Station 13 and Station 35 from the City of Reno and into the District's boundaries.

Commissioner Jung requested an organizational chart for the District. She said rather than reactive planning to any sort of population boom that we might see based on some economic development projects going on, she would like to start preplanning to maintain the District's sustainability and to defend against any annexations in the future. She stated the District depended on the taxes raised within the unincorporated area as its dedicated revenue source. Chief Moore clarified Commissioner Jung was asking about what impacts annexations by the Cities of Reno and Sparks would have on the District's revenue stream, along with looking at the impacts of new construction. Commissioner Jung said also anything legislatively or defensively we might be able to do. She stated calculations might indicate there would be little or no impact.

Commissioner Hartung said he wanted to know how the agreement with Pyramid Lake might affect the agreement with Storey County and the station in the Tahoe-Reno Industrial Center.

1:28 p.m. Commissioner Jung left the meeting.

There was no public comment or action taken on this item.

14-0157F **AGENDA ITEM 16**

Agenda Subject: "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."

There was no response to the call for public comment.

* * * * *

1:29 p.m. There being no further business to come before the Board, on motion by Commissioner Weber, seconded by Commissioner Berkgigler, which motion duly carried with Commissioner Jung absent, the meeting was adjourned.

Chairman
Truckee Meadows Fire
Protection District and Sierra
Fire Protection District

ATTEST:

NANCY PARENT, Washoe County Clerk
and Ex-Officio Clerk, Truckee Meadows
Fire Protection District and Sierra Fire
Protection District

*Minutes Prepared By:
Jan Frazzetta, Deputy County Clerk*

RESOLUTION BY:
WASHOE COUNTY
TRUCKEE MEADOWS FIRE PROTECTION DISTRICT
SIERRA FIRE PROTECTION DISTRICT

A RESOLUTION DECLARING THE INTENT OF WASHOE COUNTY, TRUCKEE MEADOWS FIRE PROTECTION DISTRICT AND SIERRA FIRE PROTECTION DISTRICT TO WITHDRAW ALL USE OF THE PROPERTY COMMONLY KNOWN AS THE BOOMTOWN FIRE STATION, APN 038-120-10, INCLUDING OF ALL IMPROVEMENTS, AND RELINQUISH ALL RIGHTS THERETO BACK TO THE OWNER,, PNK DEVELOPMENT 7 LLC;
AND ALL OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, Sierra Fire Protection District, the Truckee Meadows Fire Protection District, and at times Washoe County, have utilized a certain parcel of real property in Washoe County located at 100 Garson Road across from the Boomtown casino, known as Assessor's Parcel Number 038-120-10 ("Garson Parcel"); and

WHEREAS, decades ago the Nevada Division of Forestry and then the Sierra Fire Protection District followed in use by the Truckee Meadows Fire Protection District and Washoe County, obtained verbal commitments of use and improvement of the Garson Parcel for a fire station and storage from a previous parcel owner, and subsequent parcel owner(s) continued the verbal arrangement; and

WHEREAS, the fire station and other improvements located on the Garson parcel have seriously aged, and due to the completion of the new Truckee Meadows Fire Protection District's Station #35, known as the Mogul station, located at 10201 W. Fourth St., Reno, NV 89523, the station operation at the Garson Parcel has been relocated to the Mogul station, making the station at the Garson Parcel unnecessary and a burden upon the public interest to maintain; and

WHEREAS, Nevada Revised Statutes 474.470(7) and 244.290(1) authorize disposal of land when the governing bodies determine that the land or improvements are no longer needed and that disposal is in the best interest of the public, by formally adopting a Resolution so stating; and

WHEREAS, the cooperation of the Garson Parcel owners over the many years in support of the provision of fire and emergency medical services from that location has been critical to the West Reno and Verdi communities for decades and is deeply appreciated.

14 - 01531

NOW, THEREFORE, be it so resolved by the governing boards of the Truckee Meadows Fire Protection District, the Sierra Fire Protection District, and Washoe County as follows:

1. Said governing boards do hereby find and declare that further use of the Garson Parcel and improvements is no longer needed and that it is in the best interests of the public to withdraw all use thereof and relinquish all rights thereto back to the Garson Parcel property owner, PNK Development 7 LLC, and further hereby declare their intent to do so by this Resolution.
2. Said governing boards further declare their immense gratitude and appreciation to the Garson Parcel owners over the years for their support and for the use of this parcel.
3. This action is hereby made without any payment or compensation from or to the Truckee Meadows Fire Protection District, the Sierra Fire Protection District and Washoe County.
4. This action relinquishes the Garson Parcel and its improvements back to the owner "as is where is".

ADOPTED this 28th day of October, 2014 by the following vote:

AYES: Humke, Weber, Burkbigler, Jung, Hartung

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

TRUCKEE MEADOWS FIRE PROTECTION DISTRICT
SIERRA FIRE PROTECTION DISTRICT
WASHOE COUNTY



David Humke, Chair

ATTEST:


Nancy Parent, Clerk

