CENTRAL LYON COUNTY FIRE PROTECTION DISTRICT
FIRE BOARD MEETING
AGENDA
246 Dayton Valley Road, Suite 105
Dayton, NV 89403
Thursday, July 14, 2022

OPEN MEETING – 6:00 p.m.

Join Zoom Meeting
https://us02web.zoom.us/j/85027413142

Meeting ID: 850 2741 3142

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The Central Lyon County Fire Protection District (CLCFPD) Board of Directors (Fire Board) may take action on items marked “For Possible Action.” Items may be taken out of the order presented on the agenda at the discretion of the chairperson. Items may be combined for consideration by the Fire Board at the discretion of the chairperson. Items may be pulled or removed from the agenda at any time.

Please note: Members of the public wishing to have their complete testimony/handouts included in the permanent record of this meeting should provide a written or electronic copy to the Fire Board. Minutes of the meeting are produced in a summary format and are not verbatim.

1. Call to Order and Pledge of Allegiance

2. Introduction of Fire Board, Staff, CLCFPD Representatives, Guests and Public

3. Public Comment (discussion only): No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. Public comments are limited to three minutes unless the Fire Board elects to extend the time.

4. Approval of Agenda (for possible action): This item will approve the agenda. (Fire Board)

5. Approval of Minutes (for possible action): This agenda item will discuss whether to approve the minutes of the June 9, 2022 Central Lyon County Fire Protection District Fire Board meeting. (Fire Board)
6. **Discussion to authorize Amendment No. 2 to the One Nevada Agreement on the Allocation of Opioid Recoveries (for possible action):** Discussion to authorize Amendment No. 2 to the One Nevada Agreement on the Allocation of Opioid Recoveries to allow the State of Nevada to disburse the funds to the attorneys and the local entities in accordance with the Nevada One Agreement allocations and authorize the District Chief or Board Chair to execute any required documents. (Chief Harvey – Fire Board)

7. **Discussion to pursue a Ballot Measure (for possible action):** This item will review and possibly approve Central Lyon County Fire Protection District to pursue a Ballot Measure to transition Station #32 (Silver Springs) and Station #39 (Dayton Valley) from Volunteer to Combination (Career and Volunteer) status. (Chief Harvey – Fire Board)

8. **Discussion and possible approval of Resolution Number 2022-06, dissolving COVID-19 Declaration of Emergency (for possible action):** This agenda item will possibly approve dissolution of Central Lyon County Fire Protection District’s Declaration of Emergency due to COVID-19, Resolution 2020-02, adopted on April 9, 2020. (Chief Harvey – Fire Board)

9. **Reports:**
   a. CLCFPD Fire Chief; Rich Harvey
   b. Fire Board Members
   c. CLCFPD Volunteer Fire Departments
   d. Central Lyon County Firefighters; Local 4728
   e. Legislative Bills & Actions
   f. Interagency Interactions

10. **Discussion on policy revision(s) approval (for possible action):** This item will review and possibly approve proposed revisions to new and/or existing CLCFPD Policies (Standard Operating Procedures and/or Guidelines). (Chief Harvey – Fire Board)

11. **Review CLCPFD Bills/Financial Reports (for possible action):** This agenda item contains discussion regarding the Bills and Financial Reports of the District. (Chief Harvey - Fire Board)

12. **Review CLCFPD Ambulance Enterprise Fund Write Offs (for possible action):** This agenda item contains discussion regarding the Ambulance Enterprise Fund Write Off amounts of the District. (Chief Harvey – Fire Board)

13. **Public Comment:** The public is invited at this time to comment on any matter that is not specifically included on the agenda as an action item. No action may be taken on a matter raised under this item of the agenda.

14. **Adjournment (for possible action)**
The Central Lyon County Fire Protection District is pleased to make reasonable accommodations for members of the public who wish to attend the meeting and need assistance. If special assistance is needed, please notify the District Office in writing at: 246 Dayton Valley Road, Ste.106, Dayton, NV 89403, or by calling (775) 246-6209 at least 24 hours in advance.

In accordance with NRS 241.020, this notice of agenda was posted at or before 9:00 a.m. on July 11, 2022 at the following locations:

CLCFPD District Office, 246 Dayton Valley Road, Ste.106, Dayton, NV
Dayton Post Office, 50 4th Ave., Dayton, NV
CLCFPD Silver Springs Fire Station, 1135 N. Spruce Ave., Silver Springs, NV

CLCFPD Website: www.centrallyonfire.org
State of Nevada Public Notice Website: www.notice.nv.gov

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BOARD OF DIRECTORS:
Chuck Ritter (775) 771-3710 District 1
Louis Lemaire (775) 224-5047 District 2
Tod McIntosh (775) 690-7219 District 3
Ray Johnson (775) 577-2069 District 4
Charles Lawson (775) 721-8656 District 5
Called to order at 6:00 p.m.

1. Call to Order and Pledge of Allegiance

2. Introduction of Board, Staff, Guests and Public
   In attendance at the District Office Meeting Room: Director Louis Lemaire, Director Ray Johnson, Director Chuck Ritter (via Zoom), Director Charles Lawson, Asst. Chief Ryan McIntosh, Fire Chief Rich Harvey
   Members of the Public: Alex Tanchek (via Zoom)

3. Public Comment
   None

4. Approval of Agenda
   Motion made by Director Johnson to approve the June 9, 2022 agenda as presented, seconded by Director Ritter; motion passed unanimously.

5. Approval of Minutes
   Director Ritter made a motion to approve the minutes of the May 19, 2022 Central Lyon County Fire Protection District Fire Board meeting, seconded by Director Johnson; motion passed unanimously.

6. Discussion to possibly approve augmentation of 2021-22 Fiscal Year General Fund Budget
   Assistant Chief McIntosh explained that this process allows us to allocate unanticipated revenue. The larger revenue items this year were the result of a busy Wildland Fire Season, Nevada Energy and Senate Bill Contracts and Fire Recovery. The requested augmentation amount is $2,589,896. A motion was made by Director Johnson to approve the augmentation of the General Fund as presented, seconded by Director Ritter; motion passed unanimously.

7. Discussion to possibly approve augmentation of 2021-22 Fiscal Year Ambulance Fund Budget
   Assistant Chief McIntosh requested an augmentation amount of $2,408,330. Director Johnson made a motion to augment the Ambulance Fund Budget as presented, seconded by Director Ritter; motion passed unanimously.

8. Discussion to possibly approve subrecipient agreement with Lyon County
   Chief Harvey reviewed the subrecipient agreement, explaining it was a formalization with the County to receive the award to purchase ambulances. The amount of the award is not to exceed $300,000 in American Rescue Plan Act (ARPA) Funds. Director Ritter made a motion to approve the subrecipient agreement, seconded by Director Lemaire; motion passed unanimously.
9. Reports:

Chief Report (a)

- Chief Harvey followed up on two (2) past Resolutions that have been tabled – Residential Plan Review Fees and Community Partnership/Industrial and Commercial Firefighting. Both items are under review, with discussions underway for possible alternative funding for a ladder truck (Community Partnership/Industrial and Commercial Firefighting).
- There are currently two (2) vacant positions – Fire Captain and Fire Inspector. Fire Captain has been announced as Open Competitive and will close on June 24th. The initial announcement for Fire Inspector resulted in five (5) applicants – none of which met immediate need qualifications. The position is being reviewed and will be flown again.
- The District is undergoing an evaluation of a new Fund Accounting system – MIP, to replace the existing Accufund system. Chief Harvey noted that accounting staff (Kris Pradere and Anji Winebarger) seem excited about the update, and believe the upgrade is necessary.
- Preventative Screenings were offered as a part of the yearly physicals this year, and Chief Harvey is thankful for the opportunity.

Fire Board members (b)

Director Lawson mentioned he ran into a partner of the Legislative Counsel Bill. He also wants to make sure the new Inspector/Investigator for the Prevention Division is sufficiently qualified for the position.

Director Johnson reported seeing the Risk Reduction Crew working out in Silver Springs by his house.

Director Ritter about the status of the Type 3’s. Assistant Chief McIntosh reported all five (5) are in service and functional.

Director Lemaire inquired about outstanding collection activity for a Blue Cross Blue Shield-covered patient. Assistant Chief explained the process with the district and the collection agency (National Business Factors).

Volunteers (c)

Asst. Chief McIntosh reported there was a meeting last month and will be meeting with them soon to review changes made last year to the Personnel Manual.

Local 4728 (d)

No members of the Local were on the meeting (Zoom), but Chief McIntosh reported that they have been discussing day-to-day business – mainly to do with staffing.

Legislative Bills (e)

Chief Harvey mentioned the ARPA proposal being sent to the Governor’s Office (ladder truck funding).
Interagency Interactions (f)
Chief Harvey reported on gearing up for Fire Season – Sierra Front, NDF and WFPP are all active. Academy graduation is coming up on June 24th. Nevada State Firefighters Association (NSFA) conference is taking place soon, as well.

A motion was made by Director Johnson to approve the financial report as presented, totaling $280,864.83, seconded by Director Ritter; motion passed unanimously.

11. Ambulance Write-off Report
Director Lawson made a motion to approve the May 2022 write-off amount of $39,459.77, seconded by Director Johnson; motion passed unanimously.

12. Public Comment
None

13. Adjournment
Meeting ended at 6:27 p.m.

Respectfully submitted,
Kris Pradere
This Amendment No. 2 shall amend Section B Paragraph 3 of the One Nevada Agreement on Allocation of Opioid Recoveries regarding the receipt, division, and allocation of Recoveries as follows:

3. Unless otherwise directed by court order, the State of Nevada shall receive any Recoveries described in Paragraph 2, divide the Recoveries in accordance with the percentages and terms of the One Nevada Agreement and all Amendments thereto, calculate payments to the Local Governments, calculate attorney’s fees for all Local Governments pursuant to the Local Governments’ applicable contingency fee agreements with their Counsel or in accordance with Amendment No. 1 where it applies, and remit payments to Local Governments and attorneys’ fees to the appropriate Counsel on behalf of the Local Governments.

I have all necessary power and authorization to execute this Amendment No. 2, on behalf of the Governmental Entity listed below, which shall have an effective date of June 15, 2022.

Name of Governmental Entity: ________________________________

Signature: ________________________________________________

Name: _________________________________________________

Title: _________________________________________________

Date: _________________________________________________
CENTRAL LYON COUNTY FIRE PROTECTION DISTRICT, QUESTION #1

Do you support an initiative to open empty fire stations and fill vacancies of former volunteer positions with full-time life-saving EMS and fire protection personnel? Your everyday emergency response is currently provided across 640+ square miles from only 2 of 7 fire stations. A YES vote would open 2 additional full-time fire stations, improving availability and expediting response times to life-threatening emergencies within the fire district through the levy of property tax of $0.23 per $100 of assessed property valuation upon all property owners within the Central Lyon County Fire District boundary for a period of up to 30 years. The approved levy would provide new 24/7/365 emergency response from two of the most populated areas and increase overall around the clock firefighter and paramedic availability district-wide doubling emergency response capacity and improving response times in all communities with the District. If this question is approved by the voters, any new property tax levied will be outside of the taxpayer’s liability for property tax NRS 361 partial abatement of tax caps established by the 2005 Legislative Session for the first year. The protection of the established taxpayer’s liability property taxes cap implements on the second year.

Yes………….. ☐  No………….. ☐

EXPLANATION

A “yes” vote would permit the Central Lyon County Fire Protection District, a political subdivision of the State independent of Lyon County, to “open” Fire Stations in Dayton Valley and Silver Springs and maintain existing service levels in the rest of the District through the levy of an additional property tax to be used solely for hiring additional Firefighter-Paramedics.

A 29% increase in population; a 30% increase in calls for Fire, Medical Emergencies, and other services; combined with a 70% reduction in available Volunteer Firefighters requires the District transition to full-time staffing in Silver Springs and the Dayton Valley, supported by Volunteers, to meet the needs of all communities in the District.

The estimated cost of the additional tax to transition the two stations from all Volunteer to Combination Full Time and Volunteer staffing for an owner of a new home with a County Assessors Taxable Value of $100,000 (assessed value $35,000) is $80.50 per year or $6.71 per month.

A “no” vote would indicate disapproval of the tax as outlined in this question and will require the Fire District to operate within the existing tax rate and continue to rely on Volunteer Firefighter/EMS staffing in Silver Springs (4 Volunteers) and Dayton Valley (0 Volunteers).

ARGUMENT ADVOCATING PASSAGE

Central Lyon County Fire Protection District struggles to provide fire and emergency medical services at the levels demanded by our seven communities. We responded to over 4,200 calls for assistance last year, most of them (85%) emergency medical calls and many of those requiring Advanced Life Support (ALS) provided only by Paramedics. Those 4,200 calls represent an increase of 30% in the past ten years. During the same time, Volunteer Firefighter and Emergency Medical Service (EMS) roster have declined
significantly, dropping from 82 in 2012 to just 23 today. Once robust, active, and capable Volunteer Fire Departments that were the foundation of our services in Dayton, Dayton Valley, Mark Twain, Mound House, Silver City, Silver Springs, and Stagecoach no longer provide readily available frontline firefighters and EMS personnel in adequate numbers, or with the Advance Life Support (ALS) skills to meet that demand. The reasons are many; changing and aging demographics in our communities and our Volunteer ranks, rigorous training and fitness requirements, increasing industry standards and certifications, sleepless nights, work-life balance, and others. Volunteers still fill critical support roles during fire suppression, helping establish a water supply from a hydrant, drive a water truck, or exterior exposure protection, but are no longer prepared or capable of entering high-risk environments like the interior of a burning home for search, rescue, or suppression to protect and save lives and property. These high-risk tasks fall to full-time Firefighter-Paramedics.

The Volunteers’ role in EMS has also declined drastically. Today less than 2.5% of all EMS calls generate a Volunteer response. There are no active Paramedics in the Volunteer ranks, and situations where a Volunteer has primary responsibility for patient care have been virtually non-existent since 2007.

The result is a total of seven career Firefighter-Paramedics split West and East along the Highway 50 corridor from 2 full-time Stations in Dayton (by Smith’s Food and Drug) and Stagecoach responding to the emergency calls of the almost 31,750 people who reside in Central Lyon County spread out over 640 square miles.

“Opening” the Fire Stations in Silver Springs and across the bridge in Dayton Valley will significantly increase the availability of Firefighter-Paramedics in those communities and reduce emergency response times to the front door in an emergency. Technically, we will not “open” the Stations as they already physically exist but transition them from all Volunteer Stations to Combination Stations with career Firefighter/Paramedics supported by Volunteers in order to provide full-time available, efficient, and effective fire and EMS response in those communities. A YES vote will put Firefighter/Paramedics at Station 32 (Silver Springs) and Station 39 (Dayton Valley Road) 24/7/365. It will shift emergency response in Silver Springs and the Dayton Valley from all Volunteers to a Career Firefighter-Paramedic base supported by Volunteers and maintain the existing model along the Highway 50 corridor.

When a 911 call comes in, the appropriate equipment will respond from within the community with highly qualified staff, almost immediately. No longer will there be a delay as a Volunteer responds to the Station from home or work to staff the appropriate apparatus and then respond to the emergency location or a wait for career Firefighter-Paramedics coming from the Highway 50 corridor.

ARGUMENT OPPOSING PASSAGE

Volunteer Firefighters have been the backbone of emergency response in rural Nevada and could be again if they were supported by Central Lyon Fire to serve their communities and not pushed aside by highly paid “professionals.” We should not be raising taxes to pay for more Firefighters when we can build back our Volunteer Fire Departments to do the same thing. We used to have active and effective Volunteer Fire Departments in our communities, but they all packed up when the “professionals” came in.
Central Lyon County Fire Protection District could also pursue other options to deal with their problem, not raise taxes. They could save a lot of money by getting rid of paid Firefighters and using it to recruit, train, and equip Volunteers. They could split or move existing personnel to staff the empty Stations in Silver Springs and Dayton Valley.

If they need more money, they should get it by cutting expenses, not raising taxes. Their firefighters get paid a lot to do what Volunteers used to do for free. Nothing is more cost effective than a Volunteer. There are also a lot of fancy red trucks driving around. What are they doing? Volunteers only respond to emergencies. You don't see them shopping at Smith's or driving up and down the Highway.

And before any move to raise taxes, there should be a complete audit of the books. What is Central Lyon Fire doing with the money they get now? Why did they spend millions on a Fire Station in Silver Springs only to have it sit there, empty?

Vote No to new taxes. Central Lyon Fire needs to bring back the Volunteers, decrease operating costs, and move people around to where the issues are.

**REBUTTAL TO ARGUMENT OPPOSING PASSAGE**

Central Lyon County Fire Protection District was established 50 years ago to provide an essential governmental service, public safety (fire protection, fire prevention and EMS), within the communities of Dayton, Dayton Valley, Mark Twain, Mound House, Silver City, Silver Springs, and Stagecoach that make up the Fire Protection District. Public safety has evolved to include “all hazards,” any 911 call from a structure fire to a motor vehicle accident, a heart attack or a lift assist, even the proverbial cat in a tree.

The all-Volunteer Firefighter/EMS model no longer adequately provides for the public safety needs of our growing population and industries. Even adding a few full-time personnel over the years, we are currently unable to meet the demands and expectations of service.

Just ten years ago, Central Lyon County Fire Protection District had 82 Volunteer Firefighters and a small paid staff of Firefighter-Paramedics; today, we are down to 24 Volunteers and a still small paid staff. Less than 2.5% of all EMS calls generate a Volunteer response, and there are no Volunteers practicing at the Advanced Life Support (ALS) or Paramedic level. There is simply no way to meet the needs of the Central Lyon Fire District Constituents, 4,200 calls annually (85% EMS), with Volunteers.

Likewise, a once a robust, well qualified, and practiced contingency of community-based Volunteer Firefighters has diminished to a small group, mostly limited to support roles on structure and wildland fires. Even adding in full time Firefighter-Paramedic positions as the budget allows, covering seven communities, with approximately 30,000 residents spread across and 650 square miles we often fail to meet National Fire Protection Association (NFPA) Standards for response times and numbers of firefighters on scene. Moving firefighters around or splitting them up is not a solution, changing the Stations from which they operate simply puts the shoe on a different foot.

Central Lyon Fire has listened carefully to the voices of our communities. We have met with Silver Springs and Dayton Valley citizens, their Citizen Advisory Boards, Homeowners Associations, and our local elected officials. We have also listened to those along the Highway 50 corridor. Your needs and expectations drive
this Ballot Measure. Central Lyon Fire is a “community-based, community-driven organization” from our roots as seven Volunteer Fire Departments serving seven communities. We are following the direction of our customers, both present and future, to improve our capabilities and service open and improve the delivery of Fire and EMS services to all. Our constituent’s preferences and requirements and their standards for performance, timeliness, and cost are all input to the planning for the products and services of Central Lyon Fire.

NRS 354.624 requires Central Lyon County Fire Protection District to provide an annual audit of all of its financial statements. Our most recent Audit, for the Fiscal Year Ending June 30, 2021, found all "funds being used expressly for the purposes for which they were created" and "administered in accordance with accounting principles generally accepted in the United States of America.” More importantly our Budget is managed by an elected Board with strong conservative values, it is a “zero-based” budget with all expenditures justified and clearly explained, it is balanced and fully disclosed to the public.

Staffing the Fire Stations in Dayton Valley (Station #39 across the bridge) and Silver Springs (Station #32) with full-time personnel is necessary and in the best interest of public safety for residents, visitors and business in the Central Lyon County Fire Protection District. We are, and will continue to be, thankful for those who volunteer to protect life and property in their community. They are supportive of this ask. We need full-time Firefighter/Paramedics, supported by Volunteers, to meet the public safety demands of the communities in the District.

REBUTTAL TO ARGUMENT ADVOCATING PASSAGE

Volunteer Firefighters are the backbone of emergency response in rural Nevada. Lyon County is growing, jobs and residents, recruit them, train them, and fully staff the Fire Stations with Volunteers who live in the community. We should not raise taxes to pay for Firefighters. Lyon County is rural; people moving here should support our lifestyle, not bring in the tax and spend California mentality.

Emergency response times can be increased by requiring Fire District personnel to live within the District. Having a residency requirement for all personnel who work there will make more trained people available to respond to support their communities.

We used to have seven separate Volunteer Fire Departments serving the communities that makeup Central Lyon County Fire Protection District. Consolidating them was supposed to improve the delivery of services makes things more cost-effective. Allocating more money through more taxes to support a system that isn’t doing what it is supposed to do does not make sense. Get rid of costly administration and paid firefighters and get back to neighbors helping neighbors, get back to strong Volunteer Fire Departments based in the community and staffed by the community.

A NO vote will let CLCFPD know that they need to rebuild the Volunteer Fire Departments to better serve the population, therefore, forcing CLCFPD to spend your tax dollars more traditionally.

FISCAL NOTE
The estimated cost for the owner of a new home with a County Assessors Taxable Value of $100,000 (assessed value of $35,000) is $80.50 per year, or $6.71 per month sunsetting after 30 years. The cost for administering the tax increase would be minimal as the funds would be handled the same as other revenue by the department.
RESOLUTION NO: 2022-6

RESOLUTION: Resolution to dissolve Central Lyon County Fire Protection District’s Declaration of Emergency due to COVID-19, No. 20-02 adopted on April 9, 2020.

DISSOLVE DECLARATION OF EMERGENCY

WHEREAS, Nevada Revised Statutes, Chapter 414 and Lyon County Code 3.03.03 authorizes the Board of County Commissioners to declare a state of emergency within Lyon County; and

WHEREAS, Nevada Revised Statute 241.020 authorizes the Central Lyon County Fire Protection District Board of Directors to meet for emergency situations without a three-day public notice; and

WHEREAS, The Centers for Disease Control and Prevention (CDC) are responding to an outbreak of a respiratory disease has been named coronavirus disease 2019, abbreviated as COVID-19; and

WHEREAS, The World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, The Honorable Governor Steve Sisolak has declared a state of emergency for the State of Nevada to respond to the Coronavirus

WHEREAS, on May 18, 2022, the State of Nevada formally terminated the Declaration of Emergency related to COVID-19.

NOW THEREFORE, it is hereby declared that the Central Lyon County Fire Protection District State of Emergency is dissolved.
Passed/Approved: ________________________  ________________________
                      Signature

VOTE ON PASSAGE:   ___ Yea   ___ Nay   ___ Abstain

I, ______________________, Secretary to the board, do hereby certify that the foregoing
Resolution No. ___________________ was voted upon and approved by a majority vote of the
Board, on the ___ day of ______, 2_____; and I further certify the compliance with the
Codified Resolution and the laws of the Board.

___________________________________
Secretary