



North Lyon County Fire Protection District

195 East Main Street

Fernley, Nevada 89408

District Office (775) 575-3310 Fax (775) 575-3314

Jason Nicholl, Fire Chief

Notice of Meeting

Date: Thursday March 11, 2021

Time: 6:00 p.m. or 1800 hours

Location: 195 East Main Street
Fernley NV 89408

OR

Virtual Zoom Meeting

Directors

Dan McCassie, Chairman Paul Murphy, Director
Greg McCaffrey, Vice Chair Harry Wheeler, Director
Mike Callagy, Jr., Secretary/Treasurer

Join Zoom Meeting at:

<https://us02web.zoom.us/j/86831122602?pwd=cjVVMCt3czFGTG52UEI3eVExQTZOdz09>

Dial: 1-253-215-8782 Passcode: 301777 Meeting ID: 868 3112 2602

NLCFPD Board of Directors Meeting Agenda

1. Call to Order, Pledge of Allegiance and Moment of Silence
2. Public Comment (No action will be taken on any subject during public participation until it has been properly placed on an Agenda for a subsequent meeting. Public comments are limited to 3 minutes.)
CONSENT AGENDA* (All matters listed under the consent agenda are considered routine and may be acted upon by the Board of North Lyon County Fire Protection District with one action, and without an extensive hearing. Any member of the Board or any citizen may request that an item be taken from the consent agenda, discussed, and acted upon separately during this meeting.)
3.
 - 3a. Review and Approval of Board Agenda
 - 3b. Review & Approve Board Minutes
 - 3c. Review of Summary ReportsDiscussion and possible action regarding Revenue and Expenditures*
4.
 - 4a. Enterprise Fund Revenue and Expenditures
 - 4b. General Fund Revenue and Expenditures
5. Badge Pinning Ceremony
6. Discussion and action to approve the Corrective Action Plan FY20*
7. Discussion and action to approve the Settlement Agreement and Stipulated Judgment with Lyon County School District regarding Fernley Redevelopment*
8. Discussion regarding FY2022 Budget
9. Discussion regarding 501C3
10. Discussion and possible action regarding Board S.O.P.s*
11. Reports of Directors, Fire Chief, Staff, Volunteers, Local 4547, City of Fernley
12. Public Comment (No action will be taken on any subject during public participation until it has been properly placed on an Agenda for a subsequent meeting. Public comments are limited to 3 minutes.)
13. Adjournment*

- Notices:**
1. The Board may act on any of the “*” items.
 2. At any time, the order of agenda items may be changed, removed, or combined with another item with Board consensus.
 3. The Board may limit the amount of time for public comments based upon the number of speakers on the same subject.
 4. Disabled members of the public who require special accommodations or assistance at the meeting are requested to notify in writing at the North Lyon County Fire Protection District, 195 East Main Street, Fernley, Nevada 89408 or by calling (775) 575-3310.

CERTIFICATE OF POSTING

I, Kasey Miller, do hereby certify that I posted or caused to be posted, a copy of this agenda at the following locations on or before 9:00 a.m. March 8, 2021:

1. North Lyon County Fire Protection District, 195 East Main Street, Fernley, Nevada 89408
2. U.S. Post Office, Hardie Lane Fernley, Nevada 89408
3. City of Fernley – City Hall, 595 Silverlace Blvd, Fernley, Nevada 89408
4. Fernley Senior Center, 105 Lois Lane, Fernley, Nevada 89408
5. Lyon County Manager, 27 S. Main Street, Yerington, Nevada 89447
6. Nevada Public Notice Website, www.notice.nv.gov

Distribution: To ALL persons requesting notification.

PEOPLE FIRST

North Lyon County Fire Protection District is an Equal Opportunity Employer & Provider

North Lyon County Fire Protection District
195 East Main Street
Fernley, Nevada 89408
District Office (775) 575-3310 District Fax (775) 575-3314

MINUTES

NORTH LYON COUNTY FIRE PROTECTION DISTRICT
INCLUDING VIRTUAL ONLINE ZOOM ACCESS

February 11, 2021

1. Call to Order

The meeting was called to order by Chairman McCassie at 1801 hours.
Directors present included Greg McCaffrey and Paul Murphy.
Directors Callagy and Wheeler were absent.

The Pledge of Allegiance was led by Chief Nicholl. A moment of silence followed.

2. Public Comment (No action will be taken on any subject during public participation until it has been properly placed on an Agenda for a subsequent meeting. Public comments are limited to 3 minutes.)

Lori Matheus thanked EMS Staff for their efficiency and professionalism while caring for a family member in January.

Zoom participant Dan Taylor thanked the District for the online meeting access.

3. Approval of Consent Agenda* (All matters listed under the consent agenda are considered routine and may be acted upon by the Board of North Lyon County Fire Protection District with one action, and without an extensive hearing. Any member of the Board or any citizen may request that an item be taken from the consent agenda, discussed, and acted upon separately during this meeting.)

3a. Review & Approval of Board Agenda

3b. Review & Approve Board Minutes

3c. Review of Summary Reports

Director McCaffrey made a motion to approve the Consent Agenda as presented.
Director Murphy seconded the motion.

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The motion carried as follows: 3-0-2

McCassie	Aye	Callagy, Jr.	Absent
McCaffrey	Aye	Wheeler	Absent
Murphy	Aye		

4. Discussion and possible action regarding Revenue and Expenditures*

4a. Enterprise Fund Revenue and Expenditures

4b. General Fund Revenue and Expenditures

Director McCaffrey requested clarification of the Ambulance Collections Report, Fire Marshal Revenue, and Wildland Travel.

Chief Nicholl explained the ambulance collections report is 'troubled debt' revenue from accounts that have been through the collections process; revenue attributed to the Fire Marshal is hazardous materials inspections, permits, as well as fire, life, and safety inspections; plan reviews; Wildland Travel is coded as an expense the same way overtime is.

Kasey Miller noted additional Fire Marshal revenue from operational permits such as Mass Gatherings and other activities the Fire Marshal is involved with.

Director Murphy requested clarification of the recovery rate and asked if the District will see the average of GEMT recovery with Medicare/Medicaid billings.

Chief Nicholl said in his experience, recovery rates average 3-6% over the long-term; GEMT monies are separate from the Ambulance Revenue and are logged as a separate line item.

Director McCaffrey made a motion to accept the Revenue and Expenditures as presented.

Director Murphy seconded the motion.

The motion carried as follows: 3-0-2

McCassie	Aye	Callagy, Jr.	Absent
McCaffrey	Aye	Wheeler	Absent
Murphy	Aye		

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5. Swear in Elected Board of Directors Paul Murphy and Harry Wheeler

Judge Lori Matheus swore in Paul Murphy.

6. Discussion regarding 501c3

Item tabled.

7. Discussion regarding 2022 FY Budget

Chief Nicholl presented the Board with a preliminary budget worksheet not previously included in the Board Meeting Packet stating the bulk of the \$1,176,000.00 increase is due to wages and benefits for additional staffing and increased operating costs. Chief Nicholl also reported the addition of two new line items: Cadet and Wildland Fleet.

Discussion ensued.

8. Discussion and possible action regarding Board S.O.P.s*

Chief Nicholl proposed increases to the Fee Schedule and requested authorization of said increases in advance of the Budget, without passing a vote until the next meeting. Chief Nicholl proposed promoting the FMO to a Chief Officer position in order to capture increased wildland billing revenue.

Director McCaffrey asked if Engine fees are equal to the FEMA rate and if other agencies have the same rates.

Chief Nicoll affirmed Engine fees are equal to FEMA.

Kasey Miller stated each contract has individual rates.

Chief Nicoll reiterated his request for the vote to be taken at the next meeting, to which Chairman McCassie tabled the item to March.

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9. Reports of Directors, Fire Chief, Staff, Volunteers, Local 4547, City of Fernley

Director Murphy: None

Director McCaffrey thanked on-duty staff for attending the Board Meeting.

Chairman McCassie: None.

Chief Nicholl formally thanked City of Fernley for generously donating an ambulance and for the opportunity to train at the former Senior Center with several other agencies on February 12th. Chief Nicholl reported new handheld radios from the 911-surcharge monies were received yesterday; construction on the bunker room will be completed by March 2nd; March 2nd will be an open house at Station 61 including dinner and the push-in of the new Engine.

Stacey Rowling: None.

Kasey Miller: None.

Rehab member Becki Howlett reported a Fill the Boot drive March 6th at Quick Stop, Big R and Nevada State Bank with donations going to PPE.

Local 4547: None.

City of Fernley: None.

Fire Marshal Myers reported continuing invoicing for past due inspections.

10. Public Comment (No action will be taken on any subject during public participation until it has been properly placed on an Agenda for a subsequent meeting. Public comments are limited to 3-minutes.)

None.

11. Adjournment*

Chairman McCassie adjourned at 1921.

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NOTE(s): All items indicated by an asterisk (“*”) were Action Items.
A complete and detailed record of this meeting was recorded on Micro SD Recorder February 11, 2021.

Respectfully Submitted by:

Stacey Rowling, Administrative Assistant
North Lyon County Fire Protection District

March 11, 2021

Date

Approval of Minutes

	<u>For</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>	
___ Approved as Read	___	___	___	___	___
___ Approved with Corrections	___	___	___	___	___

Dan McCassie, Chairman
North Lyon County Fire Protection District

March 11, 2021

Date

Runs by Response Disposition

Disposition Incident Patient Disposition (eDisposition.12)	Number of Runs	Percent of Total Runs
Patient Treated, Transported	106	51.71%
AMA - Patient Evaluated/Treated - No transport	59	28.78%
Patient refuse care	21	10.24%
Patient Evaluated/Treated - No transport	9	4.39%
Canceled (Prior to Arrival At Scene)	7	3.41%
Canceled (After Arrival At Scene)	2	0.98%
Standby-No Services or Support Provided	1	0.49%
	Total: 205	Total: 100.00%

Runs by Zone - District

Scene Incident Zone	Number of Runs	Percent of Total Runs
61	141	68.78%
62	64	31.22%
	Total: 205	Total: 100.00%

Runs by City

Scene Incident City Name (eScene.17)	Number of Runs	Percent of Total Runs
FERNLEY	197	96.10%
City of Fernley	6	2.93%
	2	0.98%
	Total: 205	Total: 100.00%

Runs by County

Scene Incident County Name (eScene.21)	Number of Runs	Percent of Total Runs
Lyon	203	99.02%
	2	0.98%
	Total: 205	Total: 100.00%

Runs by Time and Day of Call

Incident Day Name	Incident Three Hour Range Of Day 24	Number of Runs	Percent of Total Runs
Sunday	00:00:00 - 02:59:59	2	0.98%
	03:00:00 - 05:59:59	4	1.95%
	06:00:00 - 08:59:59	3	1.46%
	09:00:00 - 11:59:59	8	3.90%
	12:00:00 - 14:59:59	2	0.98%
	15:00:00 - 17:59:59	10	4.88%
	18:00:00 - 20:59:59	6	2.93%
	21:00:00 - 23:59:59	5	2.44%
Monday	03:00:00 - 05:59:59	1	0.49%
	06:00:00 - 08:59:59	3	1.46%
	09:00:00 - 11:59:59	6	2.93%
	12:00:00 - 14:59:59	4	1.95%
	15:00:00 - 17:59:59	7	3.41%
	18:00:00 - 20:59:59	6	2.93%
	21:00:00 - 23:59:59	3	1.46%
Tuesday	00:00:00 - 02:59:59	3	1.46%
	03:00:00 - 05:59:59	3	1.46%
	06:00:00 - 08:59:59	2	0.98%
	09:00:00 - 11:59:59	4	1.95%
	12:00:00 - 14:59:59	2	0.98%
	15:00:00 - 17:59:59	1	0.49%
	18:00:00 - 20:59:59	2	0.98%
	21:00:00 - 23:59:59	3	1.46%
Wednesday	00:00:00 - 02:59:59	1	0.49%
	03:00:00 - 05:59:59	2	0.98%
	09:00:00 - 11:59:59	5	2.44%
	12:00:00 - 14:59:59	1	0.49%
	15:00:00 - 17:59:59	2	0.98%
	18:00:00 - 20:59:59	4	1.95%
Thursday	00:00:00 - 02:59:59	1	0.49%
	03:00:00 - 05:59:59	3	1.46%
	06:00:00 - 08:59:59	5	2.44%
	09:00:00 - 11:59:59	12	5.85%
	12:00:00 - 14:59:59	3	1.46%
	15:00:00 - 17:59:59	3	1.46%
	18:00:00 - 20:59:59	5	2.44%
	21:00:00 - 23:59:59	5	2.44%
Friday	03:00:00 - 05:59:59	2	0.98%
	06:00:00 - 08:59:59	2	0.98%
	09:00:00 - 11:59:59	6	2.93%
	12:00:00 - 14:59:59	7	3.41%
	15:00:00 - 17:59:59	4	1.95%
	18:00:00 - 20:59:59	6	2.93%
	21:00:00 - 23:59:59	1	0.49%
	Saturday	00:00:00 - 02:59:59	4
03:00:00 - 05:59:59		1	0.49%
06:00:00 - 08:59:59		3	1.46%
09:00:00 - 11:59:59		7	3.41%
12:00:00 - 14:59:59		2	0.98%
15:00:00 - 17:59:59		7	3.41%
18:00:00 - 20:59:59		7	3.41%
21:00:00 - 23:59:59		4	1.95%
		Total: 205	Total: 100.00%

Runs by Hour of Day

Incident Hour Range Of Day 24	Number of Runs	Percent of Total Runs
00:00:00 - 00:59:59	5	2.44%
01:00:00 - 01:59:59	3	1.46%
02:00:00 - 02:59:59	3	1.46%
03:00:00 - 03:59:59	6	2.93%
04:00:00 - 04:59:59	8	3.90%
05:00:00 - 05:59:59	2	0.98%
06:00:00 - 06:59:59	5	2.44%
07:00:00 - 07:59:59	5	2.44%
08:00:00 - 08:59:59	8	3.90%
09:00:00 - 09:59:59	12	5.85%
10:00:00 - 10:59:59	19	9.27%
11:00:00 - 11:59:59	17	8.29%
12:00:00 - 12:59:59	7	3.41%
13:00:00 - 13:59:59	9	4.39%
14:00:00 - 14:59:59	5	2.44%
15:00:00 - 15:59:59	10	4.88%
16:00:00 - 16:59:59	11	5.37%
17:00:00 - 17:59:59	13	6.34%
18:00:00 - 18:59:59	11	5.37%
19:00:00 - 19:59:59	14	6.83%
20:00:00 - 20:59:59	11	5.37%
21:00:00 - 21:59:59	8	3.90%
22:00:00 - 22:59:59	7	3.41%
23:00:00 - 23:59:59	6	2.93%
Total:	205	100.00%

Runs by Day of Week

Incident Day Name	Number of Runs	Percent of Total Runs
Sunday	40	19.51%
Monday	30	14.63%
Tuesday	20	9.76%
Wednesday	15	7.32%
Thursday	37	18.05%
Friday	28	13.66%
Saturday	35	17.07%
Total:	205	100.00%

Average Run Time Summary Report (In Minutes)

Avg Unit Notified to Enroute in Minutes	Avg Unit Enroute to Arrived at Scene	Avg Unit Arrived on Scene to Left Scene	Avg Unit Left Scene to Arrived at Dest	Avg Patient Arrived at Destination to Patient Transfer of Care	Avg Patient Arrived at Destination to Unit Back in Service	Number of Runs
2.22	4.59	18.02	35.45	8.10	56.18	205

Chute Time

Incident Unit Notified By Dispatch To Unit En Route Range In Minutes	Number of Runs	Percent of Total Runs
	18	8.78%
0 to <1	51	24.88%
1 to <2	74	36.10%
2 to <3	29	14.15%
3 to <4	18	8.78%
4 to 5	6	2.93%
> 5	9	4.39%
	Total: 205	Total: 100.00%

En-route Time

Incident Unit En Route To Unit Arrived On Scene Range In Minutes	Number of Runs	Percent of Total Runs
	19	9.27%
0 to <5	112	54.63%
5 to <10	69	33.66%
10 to 15	5	2.44%
	Total: 205	Total: 100.00%

Scene Time

Incident Unit Arrived On Scene To Unit Left Scene Range In Minutes	Number of Runs	Percent of Total Runs
	96	46.83%
0 to <5	1	0.49%
5 to <10	11	5.37%
10 to <15	28	13.66%
15 to <20	29	14.15%
20 to <25	23	11.22%
25 to <30	8	3.90%
30 to <35	8	3.90%
35 to <40	1	0.49%
	Total: 205	Total: 100.00%

Transport Time

Incident Unit Left Scene To Patient Arrived At Destination Range In Minutes	Number of Runs	Percent of Total Runs
	99	48.29%
0 to <5	1	0.49%
> 15	105	51.22%
	Total: 205	Total: 100.00%

Runs by Dispatch Reason

Incident Complaint Reported By Dispatch (eDispatch.01)	Number of Runs	Percent of Total Runs
Falls	21	10.24%
Traffic/Transportation Incident	17	8.29%
Chest Pain (Non-Traumatic)	16	7.80%
Breathing Problem	15	7.32%
Abdominal Pain/Problems	14	6.83%
Psychiatric Problem/Abnormal Behavior/Suicide Attempt	12	5.85%
Convulsions/Seizure	8	3.90%
Sick Person (weakness, etc.)	7	3.41%
Heart Problems/AICD	6	2.93%
Lift Assist	6	2.93%
Pain	6	2.93%
Hemorrhage/Laceration	5	2.44%
Nausea/Vomiting	5	2.44%
Weakness/Lethargic	5	2.44%
Assault	4	1.95%
Cardiac Arrest/Death	4	1.95%
Dizziness	4	1.95%
Pandemic/Epidemic/Outbreak	4	1.95%
Traumatic Injury	4	1.95%
Back Pain (Non-Traumatic)	3	1.46%
Fever	3	1.46%
Medical Alarm	3	1.46%
Syncope/near-fainting	3	1.46%
Alcohol intoxication	2	0.98%
Diabetic Problem	2	0.98%
Epistaxis (Nosebleed)	2	0.98%
Hypotension / hypertension	2	0.98%
None	2	0.98%
Stroke/CVA	2	0.98%
Unconscious/Fainting/Near-Fainting	2	0.98%
Unknown Problem/Person Down	2	0.98%
Well Person Check	2	0.98%
Alcohol Detox/Withdrawal	1	0.49%
Allergic Reaction/Stings	1	0.49%
Altered Mental Status	1	0.49%
Automated Crash Notification	1	0.49%
Burns/Explosion	1	0.49%
Cardiac Arrest - Possible DOA	1	0.49%
Cardiac dysrhythmia	1	0.49%
Electrocution/Lightning	1	0.49%
Headache	1	0.49%
No Other Appropriate Choice	1	0.49%
Overdose/Poisoning/Ingestion	1	0.49%
Welfare Check	1	0.49%
Total:	205	100.00%

Runs by Patient Age Range in Years

Patient Age Range In Years	Number of Runs	Percent of Total Runs
	14	6.83%
< 1	2	0.98%
1 - 9	2	0.98%
10 - 19	13	6.34%
20 - 29	15	7.32%
30 - 39	26	12.68%

Patient Age Range In Years	Number of Runs	Percent of Total Runs
40 - 49	17	8.29%
50 - 59	24	11.71%
60 - 69	32	15.61%
70 - 79	33	16.10%
80 - 89	20	9.76%
90 - 99	7	3.41%
	Total: 205	Total: 100.00%

Runs by Destination Name

Disposition Destination Name Delivered To (eDisposition.01)	Disposition Destination Code Delivered To (eDisposition.02)	Number of Runs	Percent of Total Runs
		89	43.41%
Banner Churchill Community Hospital	90012	9	4.39%
Northern Nevada Medical Center	90117	21	10.24%
Not Applicable		10	4.88%
Reno VA Medical Center	90099-7	5	2.44%
Renown Regional Medical Center	90134	58	28.29%
St. Mary's Regional Medical Center	90024	13	6.34%
		Total: 205	Total: 100.00%

Report Filters

Incident Date: is between '02/11/2021' and 'Today'

Agency Name (Dagency.03): is in 'North Lyon County Fire Protection District'

Board / Council Fire Data Report

NFPA - Major Fires - Top 3 Property Loss Fires

Incident Date Time	Incident Number	Arson Property Ownership	Property Use	Address	Civilian Deaths	Property Loss
02/28/2021 02:35:38	210517		Residential, other	511 Shadow City of Fernley, NV 89408	0	\$12,000

NFPA - Breakdown of Structure Fires and Other Fires and Incidents

Basic Incident NFPA Type	Number of Fires	Number of Civilian Fire Deaths	Number of Civilian Fire Injuries	Estimated Property Damage and Contents From Fire (in Dollars)
*NA	1	0	0	
06. Public Assembly (church, restaurant, clubs, etc.) (FPU 100-199)	1	0	0	\$0
14a. Fires in Highway Vehicles (autos, trucks, buses, etc.) (IT 131-132, 136-137)	2	0	0	\$12,000
18. All Other Fires. (IT 100, 160, 163)	3	0	1	
20. Rescue, Emergency Medical Responses (ambulance, EMS, rescue) (IT 300-381)	195	0	0	
21. False Alarm Responses (malicious or unintentional false calls, malfunctions, bomb scares) (IT 700-746)	18	0	0	
24. All Other Responses (smoke scares, lock-outs, animal rescues, etc.) (IT 200-251, 500-699, 800-911)	7	0	0	

NFPA - 5. Total Residential Fires (Sum 1- 4 above)

Fires In Structures By Fixed Property Use (Occupancy)	Number of Fires	Number of Civilian Fire Deaths	Number of Civilian Fire Injuries	Estimated Property Damage and Contents from Fire
5. TOTAL RESIDENTIAL FIRES (Sum of lines 1 through 4)	0			

NFPA - 13. Totals For Structure Fires (Sum 5 - 12 above)

Fires In Structures By Fixed Property Use (Occupancy)	Number of Fires	Number of Civilian Fire Deaths	Number of Civilian Fire Injuries	Estimated Property Damage and Contents from Fire
13. TOTALS FOR STRUCTURE FIRES (Sum of lines 5 through 12)	1	0	0	\$0

NFPA - 19. Total For Fires (Sum 13 -18 above)

Fires In Structures By Fixed Property Use (Occupancy)	Number of Fires	Number of Civilian Fire Deaths	Number of Civilian Fire Injuries	Estimated Property Damage and Contents from Fire
19. TOTALS FOR FIRES (Sum of lines 13 through 18)	6	0	1	\$12,000

NFPA - 25. Total For All Incidents (Sum 19 - 24 above)

Fires In Structures By Fixed Property Use (Occupancy)	Number of Fires	Number of Civilian Fire Deaths	Number of Civilian Fire Injuries	Estimated Property Damage and Contents from Fire
25. TOTAL FOR ALL INCIDENTS (Sum of lines 19 through 24)	226	0	1	\$12,000

NFPA - Breakdown of False Alarm Responses

Basic Incident NFPA False Alarm Type	Number of Incidents
02. System Malfunction (IT 730-739)	3
03. Unintentional (tripping on interior device accidentally, etc.) (IT 740-749)	2
04. Other False Alarms (bomb scares, etc.) (IT 721, 700)	13

NFPA - Fire Service Exposure and Injuries - Totals

Total Firefighters Exposed To Infectious Diseases	Total Firefighters Exposed to Hazardous Conditions	Total Firefighters with non-fatal Injuries
0	0	0

Report Filters

Basic Incident Date Time: is between '02/11/2021' and 'Today'
 Agency Name: is in 'North Lyon County Fire Protection District'

Management Analysis

Prepared for you by
National Business Factors, Inc.

Prepared for:
NORTH LYON COUNTY FPD
Client # NLFDP6020C

Period Ending: **02/28/21**

Date	Assignments		Cancelled		Average	
	#	Amount	#	\$ Amount	Age	\$ Bal
Mar-20	-	-	1	2,146	-	-
Apr-20	-	-	-	-	-	-
May-20	-	-	-	-	-	-
Jun-20	-	-	-	-	-	-
Jul-20	-	-	-	-	-	-
Aug-20	-	-	-	-	-	-
Sep-20	-	-	-	-	-	-
Oct-20	13	31,745	-	-	184	2,442
Nov-20	2	3,412	1	2,558	223	1,706
Dec-20	-	-	-	-	-	-
Jan-21	13	29,371	1	1,819	277	2,259
Feb-21	115	221,915	1	2,317	473	1,930
Totals	143	\$ 286,443	4	\$ 8,840	289	2,084
Net Assignments this year	139	\$ 277,603				
One year ago this month	30	\$ 29,165				

Contingent Fee Collections	
Date	
Mar-20	867
Apr-20	4,835
May-20	321
Jun-20	1,262
Jul-20	1,137
Aug-20	1,654
Sep-20	776
Oct-20	717
Nov-20	635
Dec-20	535
Jan-21	614
Feb-21	2,666
Totals	\$ 16,018
One year ago this month	\$ 3,014

Total Open Inventory \$ 2,866,816

This Year's recovery % 6%

Inception Date (01-16-12) Recovery % 7%

NLCFPD

Statement of Revenues and Expenditures - Rev Exp Vs Budget - Ambulance 2021 Percentage
From 7/1/2020 Through 6/30/2021

	Current Period Budget - 2021Original	Current Year Actual	Total Budget Variance - 2021Original	Percent Total Budget Remaining - 2021Original
REVENUES				
Other Revenue				
Ambulance Fees	1,250,000.00	497,823.23	(752,176.77)	(60.17)%
GEMT Ambulance	170,000.00	0.00	(170,000.00)	(100.00)%
Ambulance Subscription	6,500.00	5,585.00	(915.00)	(14.08)%
Miscellaneous Revenue	0.00	134,992.50	134,992.50	0.00%
Total Other Revenue	1,426,500.00	638,400.73	(788,099.27)	(55.25)%
Total REVENUES	1,426,500.00	638,400.73	(788,099.27)	(55.25)%
EXPENDITURES				
Personnel Expenses				
Salaries and Wages	602,610.00	370,712.93	231,897.07	38.48%
Temporary Salaries	84,458.00	10,635.79	73,822.21	87.41%
Overtime	70,000.00	150,680.35	(80,680.35)	(115.26)%
Holiday	29,834.00	26,801.88	3,032.12	10.16%
Uniforms	5,000.00	0.00	5,000.00	100.00%
Employee Physicals	0.00	1,058.00	(1,058.00)	0.00%
PERS Retirement	256,406.00	120,267.56	136,138.44	53.09%
Employer Taxes and Fees	16,000.00	10,196.53	5,803.47	36.27%
Workers Comp	62,250.00	79,782.63	(17,532.63)	(28.16)%
Health Insurance	97,032.00	65,090.59	31,941.41	32.92%
Total Personnel Expenses	1,223,590.00	835,226.26	388,363.74	31.74%
Office Operating Expenses				
Office Supplies and Postage	4,000.00	1,840.28	2,159.72	53.99%
Books and Publications	1,500.00	0.00	1,500.00	100.00%
Fire Prevention Public Education	2,000.00	526.44	1,473.56	73.68%
Insurance	25,000.00	19,802.00	5,198.00	20.79%
Professional Fees	10,000.00	4,082.40	5,917.60	59.18%
Dues	2,000.00	237.00	1,763.00	88.15%
Travel	1,500.00	1,041.01	458.99	30.60%
Other	0.00	4,725.58	(4,725.58)	0.00%
Total Office Operating Expenses	46,000.00	32,254.71	13,745.29	29.88%
Personnel Operating Expenses				
Training	9,000.00	5,735.89	3,264.11	36.27%
Recruitment and Retention	1,500.00	0.00	1,500.00	100.00%

NLCFPD

Statement of Revenues and Expenditures - Rev Exp Vs Budget - Ambulance 2021 Percentage
From 7/1/2020 Through 6/30/2021

	Current Period Budget - 2021Original	Current Year Actual	Total Budget Variance - 2021Original	Percent Total Budget Remaining - 2021Original
Turnouts	7,500.00	0.00	7,500.00	100.00%
Total Personnel Operating Expenses	18,000.00	5,735.89	12,264.11	68.13%
Vehicle Operating Expenses				
Heavy Apparatus	0.00	779.54	(779.54)	0.00%
Ambulance Fleet	15,000.00	13,707.00	1,293.00	8.62%
Misc and Other	1,000.00	0.00	1,000.00	100.00%
Vehicle Fuel	10,000.00	16,583.08	(6,583.08)	(65.83)%
Total Vehicle Operating Expenses	26,000.00	31,069.62	(5,069.62)	(19.50)%
Equipment Supplies Operating Expenses				
Medical Supplies	54,000.00	39,237.61	14,762.39	27.34%
Equipment Non Capital	4,000.00	0.00	4,000.00	100.00%
Communications	5,000.00	551.55	4,448.45	88.97%
Operating Supplies	3,000.00	3,094.95	(94.95)	(3.17)%
Small Equipment R & M	12,000.00	0.00	12,000.00	100.00%
Total Equipment Supplies Operating Expenses	78,000.00	42,884.11	35,115.89	45.02%
Station Operating Expenses				
Station Repair & Maintenance 61	30,000.00	0.00	30,000.00	100.00%
Station Repair & Maintenance 62	2,000.00	7,536.05	(5,536.05)	(276.80)%
Utilities 61	7,000.00	2,121.95	4,878.05	69.69%
Utilities 62	5,000.00	6,843.82	(1,843.82)	(36.88)%
Total Station Operating Expenses	44,000.00	16,501.82	27,498.18	62.50%
Other Non Operating Expenses				
Capital Outlay	270,000.00	29,470.00	240,530.00	89.09%
Depreciation	113,400.00	0.00	113,400.00	100.00%
Lease Payments	0.00	204,779.00	(204,779.00)	0.00%
Total Other Non Operating Expenses	383,400.00	234,249.00	149,151.00	38.90%
Total EXPENDITURES	1,818,990.00	1,197,921.41	621,068.59	34.14%
REVENUES IN EXCESS OF EXPENDITURES	(392,490.00)	(559,520.68)	(167,030.68)	42.56%

NLCFPD

Statement of Revenues and Expenditures - Rev Exp VS Budget - Fire 2021 Percentage
From 7/1/2020 Through 6/30/2021

	Current Period Budget - 2021Original	Current Year Actual	Total Budget Variance - 2021Original	Percent Total Budget Remaining - 2021Original
REVENUES				
Taxes				
Ad Valorem Taxes	1,637,681.00	1,190,845.06	(446,835.94)	(27.28)%
Consolidated Taxes	202,007.00	1,15,010.17	(86,996.83)	(43.07)%
Total Taxes	1,839,688.00	1,305,855.23	(533,832.77)	(29.02)%
Other Revenue				
Mutual Aid	150,000.00	137,437.66	(12,562.34)	(8.37)%
Contracts	340,000.00	240,341.40	(99,658.60)	(29.31)%
Interlocal	50,000.00	0.00	(50,000.00)	(100.00)%
Inspections	22,000.00	18,148.63	(3,851.37)	(17.51)%
Hazmat Permits	40,000.00	4,700.00	(35,300.00)	(88.25)%
Fire and Safety Reviews	42,000.00	37,515.00	(4,485.00)	(10.68)%
Operational Permits	9,000.00	3,145.00	(5,855.00)	(65.06)%
Cost Recovery	0.00	909.82	909.82	0.00%
Miscellaneous Revenue	0.00	12,921.88	12,921.88	0.00%
Total Other Revenue	653,000.00	455,119.39	(197,880.61)	(30.30)%
Total REVENUES	2,492,688.00	1,760,974.62	(731,713.38)	(29.35)%
EXPENDITURES				
Personnel Expenses				
Salaries and Wages	1,006,265.00	495,202.21	511,062.79	50.79%
Temporary Salaries	156,166.00	54,548.64	101,617.36	65.07%
Overtime	130,000.00	228,814.43	(98,814.43)	(76.01)%
Holiday	43,627.00	42,520.00	1,107.00	2.54%
Uniforms	8,950.00	19,150.66	(10,200.66)	(113.97)%
Employee Physicals	21,300.00	3,632.77	17,667.23	82.94%
PERS Retirement	385,387.00	162,072.27	223,314.73	57.95%
Employer Taxes and Fees	20,800.00	24,850.17	(4,050.17)	(19.47)%
Workers Comp	80,925.00	82,596.62	(1,671.62)	(2.07)%
Health Insurance	151,133.00	84,052.10	67,080.90	44.39%
Total Personnel Expenses	2,004,553.00	1,197,439.87	807,113.13	40.26%
Office Operating Expenses				
Office Supplies and Postage	6,000.00	7,252.89	(1,252.89)	(20.88)%
Books and Publications	500.00	2,536.03	(2,036.03)	(407.21)%
Fire Prevention Public Education	3,000.00	990.37	2,009.63	66.99%

NLCFPD
Statement of Revenues and Expenditures - Rev Exp VS Budget - Fire 2021 Percentage
From 7/1/2020 Through 6/30/2021

	Current Period Budget - 2021Original	Current Year Actual	Total Budget Variance - 2021Original	Percent Total Budget Remaining - 2021Original
Insurance	30,000.00	22,303.23	7,696.77	25.66%
Professional Fees	46,000.00	27,313.13	18,686.87	40.62%
Dues	2,000.00	798.50	1,201.50	60.08%
Travel	1,500.00	0.00	1,500.00	100.00%
Wildland Travel	16,000.00	14,007.05	1,992.95	12.46%
Other	0.00	7,064.11	(7,064.11)	0.00%
Total Office Operating Expenses	105,000.00	82,265.31	22,734.69	21.65%
Personnel Operating Expenses				
Training	10,000.00	1,483.64	8,516.36	85.16%
Recruitment and Retention	9,000.00	1,764.23	7,235.77	80.40%
Safety Equipment	21,679.00	2,258.96	19,420.04	89.58%
Turnouts	23,925.00	209,644.82	(185,719.82)	(776.26)%
Total Personnel Operating Expenses	64,604.00	215,151.65	(150,547.65)	(233.03)%
Vehicle Operating Expenses				
Heavy Apparatus	30,000.00	15,621.49	14,378.51	47.93%
Light Fleet	8,000.00	8,414.68	(414.68)	(5.18)%
Misc and Other	1,000.00	6,747.50	(5,747.50)	(574.75)%
Vehicle Fuel	30,000.00	13,559.93	16,440.07	54.80%
Total Vehicle Operating Expenses	69,000.00	44,343.60	24,656.40	35.73%
Equipment Supplies Operating Expenses				
Medical Supplies	5,000.00	0.00	5,000.00	100.00%
Equipment Non Capital	8,000.00	444.09	7,555.91	94.45%
Communications	19,500.00	24,617.63	(5,117.63)	(26.24)%
Operating Supplies	5,000.00	14,688.28	(9,688.28)	(193.77)%
Small Equipment R & M	18,000.00	23,552.19	(5,552.19)	(30.85)%
Total Equipment Supplies Operating Expenses	55,500.00	63,302.19	(7,802.19)	(14.06)%
Station Operating Expenses				
Station Repair & Maintenance 61	37,000.00	20,008.60	16,991.40	45.92%
Station Repair & Maintenance 62	6,000.00	0.00	6,000.00	100.00%
Utilities 61	13,000.00	14,467.15	(1,467.15)	(11.29)%
Utilities 62	10,000.00	0.00	10,000.00	100.00%
Total Station Operating Expenses	66,000.00	34,475.75	31,524.25	47.76%
Other Non Operating Expenses				

NLCFPD
Statement of Revenues and Expenditures - Rev Exp VS Budget - Fire 2021 Percentage
From 7/1/2020 Through 6/30/2021

	Current Period Budget - 2021Original	Current Year Actual	Total Budget Variance - 2021Original	Percent Total Budget Remaining - 2021Original
Contingency	66,000.00	0.00	66,000.00	100.00%
Capital Outlay	47,000.00	208,662.21	(161,662.21)	(343.96)%
Debt Payments	52,000.00	24,500.00	27,500.00	52.88%
Lease Payments	144,000.00	0.00	144,000.00	100.00%
Interfund Transfers Out	100,000.00	100,000.00	0.00	0.00%
Total Other Non Operating Expenses	409,000.00	333,162.21	75,837.79	18.54%
Total EXPENDITURES	2,773,657.00	1,970,140.58	803,516.42	28.97%
REVENUES IN EXCESS OF EXPENDITURES	(280,969.00)	(209,165.96)	71,803.04	(25.56)%



North Lyon County Fire Protection District

195 East Main Street
Fernley, Nevada 89408
District Office (775) 575-3310 District Fax (775) 575-3314
www.northlyonfire.com
Jason Nicholl, Fire Chief

Directors
Daniel McCassie
Greg McCaffrey
Mike Callagy, Jr.
Paul Murphy
Harry Wheeler

February 17, 2021

Evelyn Barragan
Nevada Department of Taxation
1550 College Parkway, Suite 115
Carson City, Nevada 89706-7937

Re: Corrective Action Plan – FY20

Dear Ms. Barragan,


In accordance with NRS 354.6245 (2), the Board of Directors of the North Lyon County Fire Protection District (the District) respectfully submits this plan of corrective action with respect to the statutory violations reported in our June 30, 2020 audit (ref. page 18, Note 2), which was as follows:

North Lyon County Fire Protection District conformed to all significant statutory constraints on its financial administration during the year with the following exceptions: Total expenditures in the General Fund exceeded appropriations by \$4,951 and the Ambulance Fund exceeded appropriations by \$6,126 which are apparent violations of NRS 354.626.


Although the District does carefully monitor its expenditures so as not to exceed budgeted appropriations, we acknowledge the over-expenditures in both the General Fund and the Ambulance Fund. These over-expenditures were the result of unanticipated expenditures related to employee benefits, which did not become apparent to us until after year-end.

The District's plan of action includes closer monitoring of the expenditures / expenses which comprise the employee benefits in both funds. In addition, to the extent possible, we will be mindful in planning for the pension adjustment related to PERS.

Respectfully submitted,



Jason Nicholl, Fire Chief



Kasey Miller, Office Manager

PEOPLE FIRST

North Lyon County Fire Protection District is an Equal Opportunity Employer



SILVA, SCEIRINE
& ASSOCIATES, LLC
CERTIFIED PUBLIC ACCOUNTANTS

David E. Silva, CPA
David T. Sceirine, CPA
Melinda R. Torvinen, CPA

February 17, 2021

Evelyn Barragan
Nevada Department of Taxation
1550 College Parkway, Suite 115
Carson City, Nevada 89706-7937

Re: North Lyon County Fire Protection District
Corrective Action Plan – FY20

Dear Ms. Barragan,

On behalf of the Board of Directors of the North Lyon County Fire Protection District (District), its management is submitting the Corrective Action Plan (CAP) related to the findings noted in the June 30, 2020 audit.

As you know, our firm assists the District with their accounting and financial and regulatory reporting. As such, we are responsible for timely submissions to the Department.

We are aware, of course, that their submission of the CAP for FY20 is late. I was out of the office for two weeks at the end of December and into January after being hospitalized for COVID. Unfortunately, the deadline for the District's submission of the CAP "fell through the cracks," to no fault of their own.

Because it's late, the District is sending you the CAP, as prepared by their management. The District's next regular Board Meeting is scheduled for March 11th, at which time the CAP will be presented to the Board.

I sincerely apologize for the inconvenience. Please advise if there is any other action you would like us to take relative to this matter. Your consideration is greatly appreciated.

Thank you.

With best regards,

David E. Silva

cc: Board of Directors of North Lyon County Fire Protection District

Yerington Office
22 State Route 208 • Yerington, NV 89447 • ph 775/463-3515

Reno Office
9585 Prototype Court, Suite C • Reno, NV 89521 • ph 775/624-9105

Email: dsilva@cpassa.com



SILVA, SCEIRINE
& ASSOCIATES, LLC
CERTIFIED PUBLIC ACCOUNTANTS

This communication and any accompanying documents are confidential and privileged. If you have received this communication in error, please notify me at the above email address and please do not disclose, distribute, or take any other action in reliance upon this communication. Thank you.

1 Case No. 19-CV-00812

2 Dept. No. II

3 Undersigned hereby affirm that
4 this document does not contain
5 the social security number of any person

6 IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF LYON

9 LYON COUNTY, a political subdivision of
10 the State of Nevada, and LYON COUNTY
11 SCHOOL DISTRICT,

12 Plaintiffs,

13 v.

14 CITY OF FERNLEY, FERNLEY
15 REDEVELOPMENT AGENCY, STATE
16 OF NEVADA DEPARTMENT OF
17 TAXATION, NORTH LYON COUNTY
18 FIRE PROTECTION DISTRICT,
19 FERNLEY SWIMMING POOL
20 DISTRICT, DOES I-X

21 Defendants.

SETTLEMENT AGREEMENT
and
STIPULATED JUDGMENT

19 Plaintiff LYON COUNTY, by and through its undersigned counsel, Plaintiff
20 LYON COUNTY SCHOOL DISTRICT, by and through its undersigned counsel,
21 Defendant CITY OF FERNLEY, by and through its undersigned counsel, Defendant
22 FERNLEY REDEVELOPMENT AGENCY, by and through its undersigned counsel,
23 Defendant NORTH LYON COUNTY FIRE PROTECTION DISTRICT, by and through
24 its undersigned counsel, and Defendant FERNLEY SWIMMING POOL DISTRICT, by
25 and through its undersigned counsel, HEREBY STIPULATE AND AGREE to settle the
26 above-captioned lawsuit pursuant to this Settlement Agreement and Stipulated Judgment.

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I. INTRODUCTION

On March 14, 2019, the Fernley City Council adopted a Redevelopment Plan and established Fernley Redevelopment Area Number 1 pursuant to NRS Chapter 279.

On June 12, 2019, Lyon County filed this suit, asserting several causes of actions challenging the validity of the Redevelopment Plan under NRS Chapter 279 and naming as defendants City of Fernley, Fernley Redevelopment Agency, State of Nevada Department of Taxation, North Lyon County Fire Protection District, Fernley Swimming Pool District, and Lyon County School District.

Lyon County subsequently filed a First Amended Complaint, which Lyon County School District joined as a plaintiff. The First Amended Complaint similarly challenged the validity of the Redevelopment Plan under NRS Chapter 279.

City of Fernley moved to dismiss Lyon County and Lyon County School District’s complaint with prejudice pursuant NRCP 12(b)(5), which motion was joined by North Lyon County Fire Protection District and Fernley Swimming Pool District. Lyon County and Lyon County School District opposed the motion. The motion was fully briefed and submitted to this Court for decision. This Court, prior to ruling on the motion, held a status conference in which the parties advised that mediation might assist the parties in seeking resolution. This Court accordingly continued proceedings in this matter to provide the parties with the opportunity to mediate their dispute.

A mediation was held and an agreement was reached to settle this lawsuit on the terms and conditions set forth in this Settlement Agreement and Stipulated Judgment.

II. SETTLEMENT AGREEMENT AND STIPULATED JUDGMENT

The Parties, by and through their undersigned counsel, now STIPULATE AND AGREE as follows:

- 1) The City of Fernley hereby withdraws its motion to dismiss the First Amended Complaint filed by Lyon County and Lyon County School District;
- 2) North Lyon County Fire Protection District and Fernley Swimming Pool District hereby consent to the withdrawal of the motion to dismiss that was filed by City

1 of Fernley;

2 3) Lyon County and Lyon County School District hereby voluntarily dismiss
3 all causes of action against the State of Nevada Department of Taxation pursuant to Rule
4 41 of the Nevada Rules of Civil Procedure;

5 4) The Parties stipulate, agree, and consent to the entry of this Settlement
6 Agreement and Stipulated Judgment in this matter hereby declaring that the City of
7 Fernley's current Redevelopment Plan is unlawful, void, and invalid under NRS Chapter
8 279 and of no further force and/or effect. The Parties further stipulate and agree that entry
9 of this Settlement Agreement and Stipulated Judgment is without prejudice to the ability
10 of the City of Fernley to adopt a new redevelopment plan in the future consistent with the
11 mandates of NRS Chapter 279 and the terms and conditions of this Settlement Agreement
12 and Stipulated Judgment;

13 5) The Parties jointly stipulate and agree that all funds received by the Fernley
14 Redevelopment Agency for the previous and current tax year, if any, will remain with the
15 Fernley Redevelopment Agency, and that the current assessment and tax increment
16 treatment shall remain in force for the current tax year until entry of this Settlement
17 Agreement and Stipulated Judgment. The foregoing shall not bar or modify the City of
18 Fernley and/or the Fernley Redevelopment Agency from collecting and distributing taxes
19 pursuant to a new redevelopment plan that is adopted in accordance with the mandates of
20 NRS Chapter 279 and the terms and conditions of this Settlement Agreement and
21 Stipulated Judgment;

22 6) Lyon County will pay ninety thousand and 00/100ths Dollars (\$90,000.00)
23 to the City of Fernley's general fund within ninety (90) days of entry of this Settlement
24 Agreement and Stipulated Judgment;

25 7) The Parties jointly agree, consent, and acknowledge that City of Fernley
26 may adopt a new Redevelopment Plan at any point after entry of this Settlement
27 Agreement and Stipulated Judgment; provided, however, such Redevelopment Plan shall
28 comply with the mandates of NRS Chapter 279;

1 8) The Parties stipulate and agree that if City of Fernley seeks to adopt a new
2 Redevelopment Plan following entry of this Settlement Agreement and Stipulated
3 Judgment, the Parties will work on the new Redevelopment Plan in a coordinated and
4 cooperative effort to create a Redevelopment Plan that complies with NRS Chapter 279,
5 addresses the redevelopment needs of City of Fernley, and reduces the fiscal impact of
6 such plan to Lyon County and Lyon County School District. Lyon County further agrees
7 that if City of Fernley seeks to adopt a new Redevelopment Plan following entry of this
8 Settlement Agreement and Stipulated Judgment, Lyon County, as the initial step in the
9 coordinated and cooperative effort referenced in the foregoing sentence, will provide
10 proposed revisions and changes to the Redevelopment Plan the Fernley City Council
11 adopted on March 14, 2019; provided, however, that Lyon County shall not thereafter be
12 obligated to fulfill the lead role in developing or drafting any new Redevelopment Plan.
13 City of Fernley shall fulfill that role, with the other Parties hereto participating in the
14 coordinated and cooperative effort set forth above. The Parties stipulate and agree further
15 that if City of Fernley seeks to adopt a new Redevelopment Plan, the Parties will hire a
16 neutral firm, who did not work on City of Fernley's prior Redevelopment Plan, to review
17 any new Redevelopment Plan and analyze the fiscal impacts on such plan to the Parties
18 hereto. The Parties agree that City of Fernley shall pay the fees and costs of the neutral
19 firm;

20 9) Lyon County further stipulates and agrees to devote County staff time to
21 work on any new Redevelopment Plan the City of Fernley seeks to adopt and to make
22 comments and suggested revisions to any such Redevelopment Plan in accordance with
23 the terms and conditions of this Settlement Agreement and Stipulated Judgment. The
24 Parties agree and understand that the Lyon County staff will be Lyon County employees
25 with other duties and will not be assigned full-time to the new Redevelopment Plan. Any
26 other parties are also permitted to devote staff time or resources to the development of the
27 new Redevelopment Plan;

28

1 10) The City of Fernley further stipulates and agrees to consider Lyon County,
2 Lyon County School District, Fernley Swimming Pool District, and North Lyon Fire
3 Protection District's comments and suggestions in good faith, in accordance with the
4 terms and conditions of this Settlement Agreement and Stipulated Judgment, in adopting
5 any new Redevelopment Plan;

6 11) City of Fernley stipulates and agrees further that the Board of the Fernley
7 Redevelopment Agency under any successor Redevelopment Plan shall consist of five
8 members – two of whom shall be members of the City of Fernley City Council, one of
9 whom shall be a member of the Lyon County Board of Commissioners, one of whom
10 shall be a Lyon County School District Board Member, and one of whom shall be the
11 Mayor of the City of Fernley. The Mayor of Fernley will vote only in tie-breaking
12 situations; provided that all Redevelopment Agency Board Members must be eligible for
13 such service under NRS Chapter 279. If no member of Lyon County Board of County
14 Commissioners is eligible for service on the Redevelopment Agency Board under NRS
15 Chapter 279, the Lyon County Board of County Commissioners shall provide the Fernley
16 City Council with a list of three people eligible to serve on the Redevelopment Agency
17 under NRS Chapter 279, and the Fernley City Council will appoint one of those listed
18 persons to the Redevelopment Agency Board. If no member of Lyon County School
19 Board is eligible for service on the Redevelopment Agency Board under NRS Chapter
20 279, the Lyon County School Board shall provide the Fernley City Council with a list of
21 three people eligible to serve on the Redevelopment Agency under NRS Chapter 279, and
22 the Fernley City Council will appoint one of those listed persons to the Redevelopment
23 Agency Board;

24 12) City of Fernley shall have final decision over the approval of any future
25 Redevelopment Plan;

26 13) Nothing herein shall preclude Lyon County or any other Party from
27 challenging any future Redevelopment Plan adopted by the City of Fernley to the extent
28 such Redevelopment Plan or its adoption violates any applicable law, including but not

1 limited to NRS Chapter 279;

2 14) The Parties stipulate and agree that their respective obligations in this
3 Settlement Agreement and Stipulated Judgment are contractual in nature and may be enforced
4 as such in addition to any other legal and/or equitable remedies that may exist with respect to
5 the enforcement of a final judgment;

6 15) The Parties hereby acknowledge, stipulate, and agree that irreparable harm will
7 occur if there is breach of this Settlement Agreement and Stipulated Judgment for which
8 monetary damages will be inadequate. Therefore, if there is a breach of this Settlement
9 Agreement and Stipulated Judgment, then any non-breaching Party shall be entitled to
10 injunctive relief from a Court of competent jurisdiction, in addition to any and all other
11 remedies at law or equity, to enforce this Settlement Agreement and Stipulated Judgment;

12 16) This Settlement Agreement and Stipulated Judgment may be amended only by
13 a writing executed by all of the Parties. The Parties accordingly hereby waive any right to
14 seek modification of or relief from this Settlement Agreement and Stipulated Judgment under
15 Rule 60 of the Nevada Rules of Civil Procedure or any other applicable law or rule.

16 17) This Settlement Agreement and Stipulated Judgment contains the entire
17 agreement among and between the Parties hereto, and the terms of this Settlement Agreement
18 and Stipulated Judgment are contractual and not a mere recital.

19 18) Notwithstanding the entry of this Settlement Agreement and Stipulated
20 Judgment in favor of Lyon County and Lyon County School District, the Parties hereby
21 stipulate and agree that all Parties shall bear their own costs and attorneys' fees.

22 DATED: _____, 2021.

DATED: _____, 2021.

23 By: _____
24 Brad Johnston, Esq.
Nevada Bar No. 8515
25 SIMONS HALL JOHNSTON PC
22 State Route 208
26 Yerington, Nevada 89447
27 Tel: (775) 463-9500

By: _____
Steven M. Silva, Esq.
Nevada Bar No. 12492
BLANCHARD, KRASNER & FRENCH
5470 Kietzke Road, Suite 200
Reno, Nevada 89511
Tel: (775) 384-0022

28 *Attorneys for Lyon County*

*Attorneys for City of Fernley and Fernley
Redevelopment Agency*

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Approved as to form and content:

DATED: _____, 2021.

DATED: _____, 2021.

By: _____
John J. Gezelin, Esq.
Nevada Bar No. 81
GEZELIN & ASSOCIATES
405 Marsh Avenue
Reno, Nevada 89509
Tel: (775) 337-9597

By: _____
Donald A. Lattin, Esq.
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Carolyn K. Renner, Esq.
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MAUPIN COX LEGOY
4785 Caughlin Parkway
Reno, Nevada 89519
Tel: (775) 827-2000

*Attorneys for North Lyon County Fire
Protection District, Fernley Swimming Pool
District*

Attorneys for Lyon County School District

[PROPOSED] ORDER AND JUDGMENT

Cause appearing, the stipulation of the parties is adopted as an order of this Court and judgment is hereby entered in favor of Lyon County and Lyon County School District. All parties to bear their own costs and fees except as specified in the above stipulation of the parties.

SO ORDERED.

DISTRICT COURT JUDGE