

AGENDA
CITY OF FALLON – CITY COUNCIL
55 West Williams Avenue
Fallon, Nevada
February 4, 2019 – 9:00 a.m.

The Honorable City Council will meet in a regularly scheduled meeting on February 4, 2019 at 9:00 a.m. in the City Council Chambers, 55 West Williams Avenue, Fallon, Nevada.

Items on the agenda may be taken out of order. The Council may combine two or more agenda items for consideration. The Council may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Unless otherwise allowed by the City Council, public comments by an individual will be limited to five minutes.

1. Pledge of Allegiance to the Flag.
2. Certification of Compliance with Posting Requirements.
3. Public Comments: General in nature, not relative to any agenda items.
No action may be taken on a matter raised under this item until the matter has been specifically included on an agenda as an item upon which action will be taken. **(For discussion only)**
4. Consideration and approval of Council meeting minutes for November 5, 2018. **(For possible action)**
5. Approval of Warrants: **(For possible action)**
 - A) Accounts Payable
 - B) Payroll
 - C) Customer Deposit
6. Presentation of the Police Department Report for December 2018. **(For discussion only)**
7. Public Comments **(For discussion only)**
8. Council and Staff Reports **(For discussion only)**
9. Executive Session (closed):
 - Discuss Litigation Matters **(For discussion only)** (NRS 241 et.seq.)
 - Negotiations with Operating Engineers Local Union No. 3 **(For discussion only)**
 - Negotiations with Fallon Peace Officers Association **(For discussion only)**

This agenda has been posted on or before 9:00 a.m. on January 30, 2019 at City Hall, District Court Building, Churchill County Office Complex, Churchill County Public Library and posted to the City's website (<https://fallonnevada.gov>) and the State of Nevada public notice website (<https://notice.nv.gov/>). Members of the public may request the supporting material for this meeting by contacting Elsie M. Lee, Deputy City Clerk, City Clerk's Office, City Hall, 55 West Williams Avenue, Fallon, Nevada, (775) 423-5104. The supporting material for this meeting is also available to the public on the City's website (<https://fallonnevada.gov>) and the State of Nevada public notice website (<https://notice.nv.gov/>).



Elsie M. Lee

NOTICE TO PERSONS WITH DISABILITIES: Reasonable effort will be made to assist and accommodate physically handicapped persons desiring to attend the meeting. Please call the City Clerk's Office at 423-5104 in advance so that arrangements may be conveniently made.

February 4, 2019

Agenda Item 4

Consideration and possible approval of Council meeting minutes for November 5, 2018.
(For possible action)

**MINUTES
CITY OF FALLON
55 West Williams Avenue
Fallon, Nevada
November 5, 2018**

The Honorable City Council met in a regularly scheduled Council meeting on the above date in the Council Chambers, 55 West Williams Avenue, Fallon, Nevada.

Present:

Mayor Ken Tedford
City Councilman, Robert H. Erickson
City Councilman, James D. Richardson
City Councilwoman, Kelly Frost
City Clerk, Gary C. Cordes
Police Captain, Ron Wenger
Deputy Public Works Director, Ryan A. Swirczek
Police Captain, Kris Alexander
Deputy Public Works Director, Adrian Noriega
Deputy City Attorney, Leonard E. Mackedon
Legal & Administrative Director, Robert Erquiaga
Deputy City Clerk, Elsie M. Lee
Director of Tourism & Special Events, Jane Moon
Marketing & Communications Coordinator, Kaitlin Ritchie
Deputy City Attorney, Trent deBraga

The meeting was called to order by Mayor Tedford at 9:00 a.m.

Mayor Tedford led the Pledge of Allegiance.

Mayor Tedford inquired if the agenda had been posted in compliance with NRS requirements.

City Clerk Cordes advised that the agenda was posted in compliance with NRS 241.

Public Comments

Mayor Tedford inquired if there were any public comments. He noted that comments are to be general in nature, not relative to any agenda items. No action may be taken on a matter raised under this item until the matter has been specifically included on an agenda as an item upon which action will be taken.

No public comments were noted.

Approval of Warrants

- A) Accounts Payable
- B) Payroll
- C) Customer Deposit

Mayor Tedford inquired if there were any comments regarding the accounts payable, payroll and customer deposit warrants.

No comments were noted.

Councilwoman Frost motioned to approve the accounts payable, payroll and customer deposit warrants and authorize the Mayor to sign the same; seconded by Councilman Erickson and approved with a 3-0 vote by the Council.

Presentation of Proclamation to Roger Diedrichsen in recognition of Pizza Barn's 40th Anniversary

Mayor Tedford presented a Proclamation to Roger Diedrichsen in recognition of Pizza Barn's 40th Anniversary and read it into the record:

“WHEREAS, On August 21, 1978, Roger Diedrichsen appeared before City Council on behalf of Lloyd and John Diedrichsen and himself for Pizza Barn in the Valley Plaza Shopping Center in Fallon. Roger advised the Council that they would be serving beer and wine only, and their hours of operation would be 11:00am to 11:00pm on weekdays and 11:00am to 12:00am on weekends; and

WHEREAS, minutes from the City Council meeting state, “Upon motion of Councilman Frank, seconded by Councilman Rogers, the granting of a variance to the liquor zone and the application were unanimously approved”; and on November 8, 1978 at 7:00 pm, the Diedrichsen brothers opened Pizza Barn's doors for the first time; and

WHEREAS, the Diedrichsens wanted to do more than open a business in Fallon, they desired to become a vital part of the community; over the last 40 years they have dedicated themselves to building a strong customer base, and have catered to young families by supporting anything that involves kids; from education, to sports, to community activities, events and organizations; and

WHEREAS, Pizza Barn is a true family owned and operated local business, where both of Roger's daughters, Jordan and Michelle, were raised; Jordan was seven months old when Pizza Barn opened and by the time Michelle was born, Pizza Barn had already become a local favorite; the girls grew up at the restaurant and have always helped their father out when needed; and

WHEREAS, the Diedrichsens believe their recipe for success has been the quality and consistency in the products they serve, the community's acceptance of the business and the Diedrichsen family, and the dedicated and hardworking staff; it has

become a place where legacies are created, as generations within families have worked there over the years; and

WHEREAS, with an interior remodel in 1991, and a large expansion doubling Pizza Barn's size in 2006, it has remained in the same location since it opened in the Valley Plaza Shopping Center in 1978; and

WHEREAS, since the first day of business, when a small crowd waited outside for the doors to open and they took in \$182.41, Pizza Barn, under the lifelong partnership of the Diedrichsens, continues its business tradition of making the best original pizza and providing great customer service in Fallon; and

WHEREAS, the Mayor, the City Council and the citizens of Fallon wish to honor Pizza Barn as a long-standing, family owned business in our community on its 40th anniversary on November 8th, 2018.

NOW THEREFORE, I Ken Tedford, Mayor of the City of Fallon do hereby proclaim September 28, 2018, as:

PIZZA BARN DAY

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Fallon this 5th day of November, 2018.

/s/
Ken Tedford, Mayor

Attest: /s/
Gary C. Cordes, City Clerk.”

Photographs were taken of the presentation to Mr. Diedrichsen.

Mr. Diedrichsen thanked the Mayor and Council for this honor. He stated that when he appeared before the Council for his liquor license in 1978, his memory was that when he walked into the room, he did not know anyone. He and his brother grew up in Sparks and attended the University of Nevada; so, when they started this business in Fallon, they left 'home' for the first time. He wondered if Fallon would like them and he was pleased to be here today, 40 years later – Fallon must like them. He and his brother not only opened a business, they became part of the community. They also had many connections through the University of Nevada. He has made many friends over the years here in Fallon. He looked forward to serving the community even longer. T-shirts were distributed to the Mayor and Council celebrating 40 years at Pizza Barn and photographs were taken.

Mayor Tedford commended the Diedrichsens' interest in family, community, and education. They are truly what a corporate citizen should be, especially in a small town. We need more like them. He thanked them for their 40 years and wished them the best and many more.

Consideration and possible approval of a professional services contract with Atkins North America, Inc. for engineering design and bidding services for the Replace Perimeter Fence and Gates Project at the Fallon Municipal Airport in an amount not-to-exceed Eighty-One Thousand Six Hundred Dollars (\$81,600.00), of which the FAA share would be 93.75% or \$76,500.00 and the City's share would be 6.25% or \$5,100.00

Legal and Administrative Director Erquiaga explained that this has been identified as the next capital improvement project at the airport. We are currently almost complete with the center apron reconstruction project. This agenda item will engage Atkins, our airport consultant for a number of years and on a number of projects, to design the perimeter fence replacement. The City would front the money on the design and then we would make application to the FAA next summer and, if approved, the project would proceed, and the City would be reimbursed for the money fronted on the design and the project itself would be funded. The initial estimate for this project is \$1.1 million; with 93.75% FAA share and 6.25% City share. If approved today, Atkins would complete the design, and this included bidding services as well; next summer, this would return to Council to go forward with the project and seek FAA approval. We anticipate bringing forward a temporary interfund loan to fund this project; it would be in line with what we have done previously, wherein the Airport Fund borrows money from probably the Water Treatment Fund and then it would be repaid once the FAA reimbursement is received.

Mayor Tedford noted that this is a project that he has been pushing for several years so he was glad to see that it has finally come to fruition.

Mayor Tedford inquired if the Council had any comments or questions.

No comments were noted.

Mayor Tedford inquired if there were any public comments or questions.

No comments were noted.

Councilman Erickson motioned to approve a professional services contract with Atkins North America, Inc. for engineering design and bidding services for the Replace Perimeter Fence and Gates Project at the Fallon Municipal Airport in an amount not-to-exceed Eighty-One Thousand Six Hundred Dollars (\$81,600.00), of which the FAA share would be 93.75% or \$76,500.00 and the City's share would be 6.25% or \$5,100.00; seconded by Councilman Richardson and approved with a 3-0 vote by the Council.

Consideration and possible approval of a quote from CC Communications to install a new telephone communication system at City Hall and other City offices in the approximate amount of Fifty-Eight Thousand Four Hundred Seven Dollars (\$58,407.00), which amount is subject to change depending on the actual number and model of telephones installed

Legal and Administrative Director Erquiaga explained that this project has been in the works for a long time. A lot of City staff has had a hand in getting it to this point. This phone system integrates with the very important requirements that the Police Department has, with their ability to handle multiple things at once. This proposal would replace the phone system entirely in City Hall and install new phones and put them all on the same system at other City offices such as 98 South Carson Street, The Douglass, the Convention Center, swimming pool, public works office, and ultimately the water and wastewater treatment plants as well. Our existing

phone system is out of date; it is no longer supported, so when things go wrong or a phone breaks, a lot of times it is Deputy Public Works Director Swirczek that has to go to the internet and try to track down phones from whatever source he can find them. They are not supported, so we cannot rely on their availability, as others like us are in the same position and trying to find those phones as well. It is long overdue. We put in the approximate amount because there was a lot of hard work with City staff and with the phone company to try to identify the actual number of phones that will be installed, how many of them would be conference phones, how many will be executive level phones with more buttons; but, until we actually get into the project, it would be pretty hard to be confident that this would be the exact number. So, we are hopeful the Council agrees to leave in that discretion; and leave it to the Mayor, so that when the project gets underway, we know we will be in this general ballpark of \$58,000 but we will be able to get the appropriate phones for the appropriate offices and move forward. He has a letter from Mr. Dave Tilley of CC Communications that describes the project. It is also within his knowledge that this new phone system would comply with NRS 239c in that it would interoperate with other public safety telecommunications systems and that is one thing that is required when purchasing a new telecommunications system for the Police Department specifically. This will also improve our communications internally with the ability to transfer calls and be linked up under one system rather than a lot of different direct lines that we currently have to direct people to and give them phone numbers to call. It will be a good improvement and be a system that should last for a very long time.

Mayor Tedford noted that we started looking at this a couple years ago and it took on a life of its own. We need to start somewhere, and this is where we should start.

Mayor Tedford inquired if the Council had any comments or questions.

No comments were noted.

Mayor Tedford inquired if there were any public comments or questions.

No comments were noted.

Councilman Richardson motioned to approve a quote from CC Communications to install a new telephone communication system at City Hall and other City offices in the approximate amount of Fifty-Eight Thousand Four Hundred Seven Dollars (\$58,407.00), which amount is subject to change depending on the actual number and model of telephones installed; seconded by Councilman Erickson and approved with a 3-0 vote by the Council.

Consideration and possible approval of purchase of approximately 16.5 acres of real property adjacent to City of Fallon Sewer Enterprise Facility from E & C Schank Properties, LLC in the amount of One Hundred Sixty-Five Thousand Dollars (\$165,000.00)

Deputy City Attorney Leonard Mackedon explained that the location of the property is of importance to the City, as it lies due west of existing sewer and water plant facilities. Underlying this transaction, the owners, E & C Schank Properties, LLC, have purchased 102 acres in total surrounding that facility. They are in the process of applying for a conservation easement on that ground, which would then prohibit any future owners of that ground to develop it in any way other than the continued use as farm ground. Thus, the City is in a position, by purchasing this property, to allow for future expansion of both the water and sewer facilities, or other facilities if it desires. This particular piece of property has been looked at by previous Councils for purchase as well for those same purposes. The agreement presented to the Council

is a purchase and sale agreement. The purchase price of the ground would be \$165,000 and in addition to that, the parties would be splitting costs of escrow, title fees, and recording fees, in a customary way for a transaction of this type.

Mayor Tedford stated that when he first looked at this property and suggested to staff that we should look at buying it, he was thinking of being boxed in on our business park and also at the treatment plants. Then we found a letter from the early 1990s, when Councilman Erickson was Mayor, that was sent with a request to try to purchase this property. So, it has been an intent of the City, since at least the early 1990s, to purchase this property. This is a great opportunity to do it at this time. He added that City Attorney Mike Mackedon has worked very hard on this with the Schanks. He inquired if the Council had any comments or questions.

Councilman Erickson noted that this is a key purchase for the City. We tried to acquire it back in the 1990s, and since that time we have made a tremendous amount of investment with our own infrastructure in the business park in that area, making it even more critical today to acquire it than it was back then. The previous property owners were unwilling to sell any part of the property and, as has traditionally been the City's philosophy, opted not to use the right of eminent domain to acquire it. This is an opportunity, especially in light of a conservation easement being placed on the balance of the property, to acquire this key piece of property so we can continue to develop and expand the key infrastructure we have located in that general area.

Mayor Tedford concurred with Councilman Erickson's comments. He had a good point about that conservation easement along the eastern boundary of the City.

Mayor Tedford inquired if there were any public comments or questions.

No comments were noted.

Councilwoman Frost motioned to purchase of approximately 16.5 acres of real property adjacent to City of Fallon Sewer Enterprise Facility from E & C Schank Properties, LLC in the amount of One Hundred Sixty-Five Thousand Dollars (\$165,000.00); seconded by Councilman Erickson and approved with a 3-0 vote by the Council.

Presentation of the Police Department Report for September 2018

Captain Wenger presented the September monthly report. He added that the September incidents and activities were primarily in line with previous months with no exceptional variances.

- Staff participated in 32 hours of credible training.
- Detective Sergeant Frandsen provided the indoctrination lecture to newly stationed Navy personnel.
- Through the welfare assist account, we provided one person with lodging.
- Thomas Goodson donated 49 hours through the Volunteers in Police Services program.
- The citizen survey results were positive.

Mayor Tedford inquired if the Council had any comments or questions.

No comments were noted.

Mayor Tedford thanked Captain Wenger for the report.

Presentation of Proclamation for No-Shave November 2018 to support research, awareness, and treatment of prostate and testicular cancer

Mayor Tedford stated that he felt very strongly about prostate cancer awareness. He read the No Shave November Proclamation into the record:

“WHEREAS, among American men, prostate cancer is both the second most commonly diagnosed cancer and the second-leading cause of cancer deaths. Although prostate cancer incidence and mortality rates have declined over the past two decades, in 2018 alone, an estimated 164,690 men in the United States will be diagnosed with illness and almost 29,430 men will die from this disease; and

WHEREAS, during National Prostate Cancer Awareness Month, we remember those lost to prostate cancer, offer our support to patients and their families, and highlight our commitment to better prevention, detection, and treatment methods; and

WHEREAS, the City of Fallon, Mayor and City Council has indicated a desire to help support the treatment and awareness of Prostate and Testicular Cancer by promoting a program entitled No-Shave November.

NOW THEREFORE, I, Ken Tedford, Mayor of the City of Fallon, do hereby proclaim the month of November 2018 as:

No-Shave November 2018

And by this action, let it be known that the City of Fallon, Mayor and City Council support research, awareness, and treatment of prostate and testicular cancer.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Fallon this 1st day of November 2018.

/s/
Ken Tedford, Mayor

Attest: /s/
Gary C. Cordes, City Clerk.”

Mayor Tedford stated that he remembered when Governor Guinn had prostate cancer years ago, but he was diagnosed early, and treatment was successful for him. That is why Mayor Tedford feels the need to highlight this every year and grow a beard for the month of November to start the conversation about early detection for prostate cancer when people ask him why he is growing a beard. If it is caught early, the 30,000 deaths recorded last year could decline. We will promote No Shave November and explain why we do this here at the City and grow beards to start conversations about early cancer detection.

Public Comments

Mayor Tedford inquired if there were any public comments.
No public comments were noted.

Council and Staff Reports

Deputy City Attorney Leonard Mackedon: No comments were noted.

City Clerk Cordes: No comments were noted.

Captain Wenger: No comments were noted.

Legal and Administrative Director Erquiaga: Reported that we have reached substantial completion with the airport project as well as the Youth Center site development project. There are a couple punch list items, but they will be wrapped up soon. We are meeting with Mr. Richard Stoltz of the Pennington Foundation tomorrow; it has been a couple months since he has been in Fallon, so we are excited to meet with him, give an update on the building design and show him the civil site improvements.

Deputy City Clerk Lee: No comments were noted.

Tourism Director Moon: Will attend the Global Tourism Summit in Reno next week.

Marketing & Communications Coordinator Ritchie: No comments were noted.

Deputy Public Works Director Swirczek: Reminded about the Council's recent resolution about a month ago to switch the stop sign directions at the intersection of A Street and Allen Street. We temporarily created a 4-way stop for drivers to get used to the new stop directions for 30 days; and now the old stop signs in the east-west direction have been removed, leaving the permanent, approved stop signs in the north-south direction on Allen Street.

Captain Alexander: No comments were noted.

Deputy Public Works Director Noriega: No comments were noted.

Deputy City Attorney deBraga: No comments were noted.

Councilwoman Frost: Thanked Deputy Public Works Director Swirczek and his crew for sprucing up the Convention Center signs, they were looking a little tired. They look great and some new street signs have been placed around the youth center and they look nice too. She also appreciated the hanging of the Greenwave pennants along South Taylor Street, she knew the high school appreciated it as well. She liked it when the City shows their pride in their Greenwave.

Councilman Richardson: Important Greenwave football game this Saturday in Fallon at 1:00 p.m. They expect a huge crowd and a huge win on their way to the State Championship.

Councilman Erickson: No comments were noted.

Executive Session

Mayor Tedford tabled the executive session, as it was not needed at this time.

Adjournment

There being no further business to come before the Council, Mayor Tedford adjourned the meeting at 9:49 a.m.

Mayor Ken Tedford

Attest: _____
Gary C. Cordes, City Clerk/Treasurer

February 4, 2019

Agenda Item 6

Presentation of the Police Department Report
for December 2018. **(For discussion only)**

Incorporated 1908

CITY OF FALLON
REQUEST FOR COUNCIL ACTION
AGENDA ITEM NO. _____

DATE SUBMITTED: 01/29/2019

AGENDA DATE REQUESTED: 02/04/19

TO: Mayor and Council

FROM: Kevin Gehman, Chief of Police

SUBJECT: Monthly Report for December 2018

TYPE OF ACTION REQUESTED: (Check One)

Resolution

Ordinance

Formal Action/Motion

Other (Specify) Review Only

RECOMMENDED COUNCIL ACTION:

For review only

DISCUSSION/ANALYSIS: (Attachment, if necessary)

FISCAL IMPACT: None

FUNDING SOURCE:

EXPLANATION OF IMPACT:

ALTERNATIVES:

Prepared By: _

Reviewed By: Chief Kevin Gehman 

Date 1/29/19

Presented by: Kevin Gehman

Police Department Monthly Report

December 2018

Crime Summary

Homicide	0
Robbery	0
Burglary	1
Larceny	23
Stolen Veh.	1
Assaults	2
Domestic	3
Sex Assault	0

Arrest Summary

Felony	11
Misdemeanor	35
DUI's	14
Juvenile Misd.	5
Juvenile Felony	0
CPC	3
Domestic	3

Moving Citations & Warnings

Citations	53	Warnings	247
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Accidents

Public Prop	9	Private Prop	8
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Incidents Reported 789

Animal Shelter

County Animals	47	City Animals	66
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Detective Decker conducted the December indoctrination lecture to newly stationed Naval personnel. VIP's Miller and Goodson volunteered over 35 hours to the agency and the Explorers continued their monthly trainings.

FALLON POLICE DEPARTMENT

CITIZEN SURVEY RESULTS NOVEMBER 2018

When you contacted the Police Department, how satisfied were you with the ability of the dispatcher or employee that assisted you?

Very Satisfied

6

Satisfied

1

Dissatisfied

No Opinion

Were you satisfied with the courtesy and concern shown by the dispatcher or employee?

Very Satisfied

6

Satisfied

1

Dissatisfied

No Opinion

Are you satisfied with the Police Department's response time?

Very Satisfied

6

Satisfied

1

Dissatisfied

No Opinion

Considering your most recent contact, please rate the Officer in the following areas:

	Very Satisfied	Satisfied	Dissatisfied	No Opinion
Concern:	6	1		
Courtesy:	6	1		
Knowledge:	4	2		1
Problem Solving Ability:	4	1		2
Professional Conduct:	6	1		

Overall, how satisfied are you with the Fallon Police Department?

Very Satisfied

5

Satisfied

1

Dissatisfied

No Opinion

1

CITIZEN SURVEY COMMENTS

- **Garret did right by me. Hope your whole team has a safe and Merry Christmas.**

Overall rating: Very Satisfied

- **The recent contact I have had with FPD has been far more pleasant than in the past. I am still highly dissatisfied with the Chief himself, as when I contacted him multiple times now, he has simply dismissed me. I suppose that's because he knew there was nothing I could do about it.**

Overall rating: No Opinion

- **The following employees were mentioned as Very Satisfied in all categories:**

- **Daniel Aboytes x 3**
- **Kathy Schwarz**
- **Garret Leone**