

AGENDA
CITY OF FALLON – CITY COUNCIL
55 West Williams Avenue
Fallon, Nevada
February 3, 2020 – 9:00 a.m.

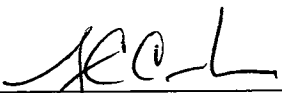
The Honorable City Council will meet in a regularly scheduled meeting on February 3, 2020 at 9:00 a.m. in the City Council Chambers, 55 West Williams Avenue, Fallon, Nevada.

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 October 7, 2019 and January 21, 2020. **(For possible action)**
5. Approval of Warrants: **(For possible action)**
 - A) Accounts Payable
 - B) Payroll
 - C) Customer Deposit
6. Consideration and possible approval and adoption of Resolution No. 20-03: A resolution providing for the deannexation of 11.51 acres, more or less, from the City of Fallon, located at 100 Airport Road, and owned by Greg and Eve Holmes, and other matters properly related thereto. **(For possible action)**
7. Presentation of the Police Department Report for December 2019. **(For discussion only)**
8. Public Comments **(For discussion only)**
9. Council and Staff Reports **(For discussion only)**
10. 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 29, 2020 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/>).



Gary C. Cordes

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 3, 2020

Agenda Item 4

Consideration and approval of Council meeting minutes for October 7, 2019 and January 21, 2020.
(For possible action)

**MINUTES
CITY OF FALLON
55 West Williams Avenue
Fallon, Nevada
October 7, 2019**

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, James D. Richardson
City Councilwoman, Kelly Frost
City Councilwoman, Karla Kent
City Clerk, Gary C. Cordes
City Attorney, Michael F. Mackedon
Deputy Public Works Director, Ryan A. Swirczek
Deputy Public Works Director, Adrian Noriega
Police Chief, Kevin Gehman
Deputy City Attorney, Leonard E. Mackedon
Legal & Administrative Director, Robert Erquiaga
Deputy City Clerk, Elsie M. Lee
Director of Tourism & Special Events, Jane Moon
Public Works Director, Brian A. Byrd
Marketing & Communications Coordinator, Kaitlin Ritchie
Deputy City Attorney, Trent deBraga
City Engineer, Derek Zimney

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.

Mr. Geoff Knell of 261 Serpa Place stated that he has lived in Fallon for almost 21 years and he has not received cooperation in stopping the speeding traffic on his street. The radar

trailer does not stop them. He has witnessed City employees speeding when he walks his dog around the City and when he preaches around the City. He has asked the City Engineer to add a sign advising of the speed limit "at all times" instead of "when children are present" on Serpa Place. People speed to go to the hospital. It has become a main thoroughfare since the Diamond Creek subdivision was built. He stated that drivers roll through stop signs and bicyclists roll through stop signs and he was tired of the lack of enforcement. He says people lie to him and he is tired of it. He just returned from Henderson, where drag queen story hour was taking place. He stated it was men on the sex offender list dressed up as women and they promote the LBGTQ, which is death – slow suicide. It was all done for political motives. This is not a conspiracy, this is fact. He wanted to give a heads up that drag queen story hour was coming here and political parties, especially the Democrats, are the ones advancing this agenda. Like Kelli Kelly, who is running for Churchill County Commission District 3; she is trying to look good on the surface, but deep down she has motives. He preaches at the high school and he knew he was labeled as a crazy man, but he cares about people and loves people. The LBGTQ is a political movement and it is here, and it is by design. They want to take power from Nevada and limit his freedom of speech. They want to eliminate the word of God at all schools. Homosexuality and promiscuity are damaging our country. The LBGTQ is a political movement and it kills, and it causes emotional and financial stress. Senate Bill 788 would restrict his freedom of speech; he could be sued, or he could be put in jail for telling the truth. Other potential bills are even worse, they would not allow him to say the name "Jesus Christ" without being put in jail. He wanted to hold every City official accountable – County and State officials too. They need to stop this foolishness. He asked Councilwoman Frost why she did not knock on his door. The only way someone new comes into this is when someone has to die, like Willis Swan, and that is pretty sad. Nobody cares. He did not know how long Councilwoman Frost's term was, but he wanted her to know that he is a sweet guy. He does not like the way the United States is headed; he is a veteran and he believed in the Pledge of Allegiance and the Constitution.

Mayor Tedford thanked him for his comments.

Approval of Council meeting minutes for June 3, 2019

Mayor Tedford inquired if there were any additions or corrections to the minutes for June 3, 2019 Council meeting minutes.

No additions or corrections were noted.

Councilwoman Frost motioned to approve the Council meeting minutes for June 3, 2019 as submitted, seconded by Councilman Richardson, Councilwoman Kent stated she would abstain, and approved with a 2-0 vote by the Council.

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

Public hearing for discussion of possible projects to be funded through the Community Development Block Grant Program for fiscal year 2020-2021

Public Works Director Byrd explained that the purpose of this public hearing is to give citizens an opportunity to discuss the proposed projects submitted to date and to suggest further ideas. The projects listed will be heard at a third and final hearing, which will be held to discuss, approve and rank applications prior to submittal to the State. The CDBG Program is administered by the Department of Housing and Urban Development and is Authorized by Title I of the Housing and Community Development Act. The primary objective of the Community Development Block Grant Program is the development of viable communities by providing decent housing, suitable living environments, and expanding economic opportunities principally for persons of low and moderate income. The Governor's Office of Economic Development anticipates the amount of 2020 allocations at \$3,336,990 for rural Nevada. The projects discussed during this public hearing could be eligible for evaluation and ranking by the City Council during the third and final CDBG hearing. A Notice of Public Hearing, which was posted on or before September 23, 2019, included a new Fixed Base Operator facility at the Fallon Municipal Airport. To date, a new Fixed Base Operator facility is the only project listed as a priority for application.

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.

Mr. Geoff Knell of 261 Serpa Place asked if this grant request was for public housing.

Mayor Tedford stated that it was not.

Mr. Knell said thank you.

No further public comments or questions were noted.

Consideration and possible approval of a professional services contract with Frank Woodliff, III, AIA, for preliminary and design development work, construction drawings, and bidding and job observation for a new Fixed Based Operations facility at the Fallon Municipal Airport for the total fixed fee of Thirty-Seven Thousand Eight Hundred Eighty Dollars (\$37,880.00)

Legal and Administrative Director Erquiaga explained that City staff sought and received the attached proposal from Frank Woodliff, III for architectural services for the construction of a new Fixed Based Operations ("FBO") facility at the Fallon Municipal Airport. This has been a goal for a while now. After discussions with Mayor Tedford and Churchill County Commission Chairman Pete Olsen, this idea moved toward reality. A new FBO facility would provide meeting space, 24-hour access to restroom facilities, areas for pilots to develop flight plans and check weather conditions, and office space for the Fixed Based Operator. We discussed a potential CDBG application and to speed up the process, we sought out this proposal. The new facility would serve as the hub for economic development meetings and opportunities and would provide a positive first impression for people utilizing the airport and the new meeting space.

This proposal is broken down into three categories. The actual design of the building with the architectural fees for phase 1, this is required for us to meet the CDBG application guidelines and would be a good stopping point in the project, as we make the application to CDBG and, hopefully it is successful, and then we would be able to engage Mr. Woodliff for the rest of this proposal which includes proceeding with full construction documents and drawings for phase 2, and ultimately phase 3, seeing this project through construction. We have had very good conversations with Chairman Olsen and Churchill County Manager Jim Barbee about this project and they are fully committed to it and intend to take it before the Churchill County Board of Commissioners soon to evaluate sharing costs, as Chairman Olsen and Mr. Barbee are committed to splitting the fees with the City, and we are hopeful the rest of the Board will see the same value in this project. The cost before the Council today is \$37,880.00 and that amount would be split with Churchill County if the Commissioners are on board with that.

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

Councilman Richardson noted that it is a good idea to move forward with this proposal as a companion to a CDBG request and it shows a partnership with Churchill County too.

Legal and Administrative Director Erquiaga concurred with both of those points. Adding a full design that CDBG can see, visualize the facility, and the areas of opportunity this would bring, especially for economic development related functions. We did the same thing with the Front Street reconstruction project; we had a solid design that we were able to present and that certainly makes a difference. Churchill County's participation certainly helps, even if it is just financial; we have not yet discussed in detail with Churchill County what their desire is in the CDBG cycle but we will have that conversation, to see if they would like to submit a joint application with us. In either case, they are committed to this project.

Councilwoman Frost inquired as to the estimate of the square footage of the facility.

Legal and Administrative Director Erquiaga stated that we are starting at an approximately 2,000 square foot range, but that may be adjusted as the design stage progresses.

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

Mr. Geoff Knell of 261 Serpa Place stated that he was in support of this project. He worked around aircraft for many years. He asked if there were plans to redo the runway to accommodate heavier, commercial aircraft.

Mayor Tedford advised that we have been discussing that for years and all our consultants tell us we are pretty limited as to what will land here; even if we extended the runway, we would probably not get anything larger than what lands there now. So, it probably will not happen.

No further public comments were noted.

Councilman Richardson motioned to approve a professional services contract with Frank Woodliff, III, AIA, for preliminary and design development work, construction drawings, and bidding and job observation for a new Fixed Based Operations facility at the Fallon Municipal Airport for the total fixed fee of Thirty-Seven Thousand Eight Hundred Eighty Dollars (\$37,880.00); seconded by Councilwoman Frost and approved with a 3-0 vote by the Council.

Consideration and possible approval of a Consulting Agreement for professional services with Erickson Consulting, LLC for financial and other consulting services in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) per month

Legal and Administrative Director Erquiaga explained that City staff has been in discussion with Bob Erickson of Erickson Consulting, LLC regarding potential consulting on

matters concerning the financial affairs of the City of Fallon and the proprietary enterprises owned and operated by the City of Fallon. Mr. Erickson has been either directly or indirectly involved in the government and financial operations of the City of Fallon and its proprietary enterprises for the past 30+ years, having served as Mayor, City Councilman, a lobbyist, and a member of the City's Audit Committee, among other roles. Mr. Erickson has a strong banking/financial background and, through his decades of experience at the City, has developed a knowledge and understanding of the City's financial affairs that is second to none. If approved, Mr. Erickson would provide consulting services at the direction of the Mayor and City Council on important matters relating to budgets, audits, budget augmentations, operations and management of the City's proprietary enterprise funds, Nevada tax law, and any other matter deemed appropriate.

City Attorney Mike Mackendon stated that the Council has had an opportunity to review the proposed agreement and the Request for Council Action in the agenda packet was prepared by Legal and Administrative Director Erquiaga. The discussion portion of that form is very satisfactory in terms of a general description. He wanted to emphasize certain aspects of the agreement that are important for the Council to consider as they make a decision regarding this agreement. First, this is an agreement for professional services which means it does not require a bid. This is not the type of contract that would require a bid – a bid would not even be allowed. There are not a lot of people that are well acquainted or prepared to speak on matters that Mr. Erickson would be giving advice about. Public finance, as opposed to commercial finance or private finance, is a rather narrow field. In this case, there would be no one that would be qualified like Mr. Erickson. The agreement presented today is between the City of Fallon and Erickson Consulting, LLC which is a limited liability company that Mr. Erickson has formed so that he can function as a consultant. Paragraph 8 acknowledges that services contemplated by this agreement require his personal attention, owing to the particular background for which his knowledge and expertise that the City is relying on. This agreement is for two years and can be terminated without cause on five days' notice without penalty to anyone. The only requirement would be that the City would compensate Mr. Erickson for any work performed or any expenses incurred up to the moment of termination. It is also important for the record to reflect that Mr. Erickson, who has been a Mayor of this City, a City Councilman for many years, a lobbyist for the City, a member of the City's Audit Committee, and at one point in time, an interim Churchill County Commissioner – so he has intimate knowledge of the affairs of this City. Having said that, and reminding the Council that he had been a Mayor and City Councilman and only recently retired from that position, owing if nothing else, to term limits; he would not be acting nor should he be considered as returning in the capacity of a Councilman. We have a Council, and they are all elected. Mr. Erickson is here to give expert advice as it is needed. The agreement provides for basic services, it is not specific because it is very hard to identify in contract form what the precise nature of advice and consulting that is needed at a particular time, but he believed the agreement was well written in terms of giving a definition of basic services and Mr. Erickson's company would be paid a retainer, \$2,500.00 per month, for services. There is a provision in the agreement for more extraordinary services, anticipating an occasion where we may require Mr. Erickson to travel or to attend meetings or conferences with a Council member or on behalf of the Mayor, though not in the equivalent position of an elected representative; but that travel is a possibility and in that case Mr. Erickson would be paid by the hour at \$150.00 per hour, which is a reasonable rate for this type of consulting service. Any extraordinary services or expenses would be approved by Mayor Tedford.

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.

Councilwoman Kent motioned to approve a Consulting Agreement for professional services with Erickson Consulting, LLC for financial and other consulting services in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) per month; seconded by Councilman Richardson and approved with a 3-0 vote by the Council.

Presentation of the Police Department Report for July 2019

Chief Gehman presented the July monthly report. He added that the July incidents and activities were primarily in line with previous months with no exceptional variances.

- Staff participated in several hours of training.
- Detective Decker provided the indoctrination lecture to newly stationed Navy personnel.
- Volunteers in Police Services donated over 38 hours.
- The citizen survey results were positive.

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

No comments were noted.

Mayor Tedford thanked Chief Gehman for the report.

Public Comments

Mayor Tedford inquired if there were any public comments.

No public comments were noted.

Council and Staff Reports

Mayor Tedford inquired if there were any Council or staff reports.

Councilwoman Frost participated in the Cowboy Fast Draw Shoot last weekend; she congratulated John Riley on his first-place finish and Ryan Swirczek on his third-place finish.

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 9:40 a.m.

Mayor Ken Tedford

Attest:

Gary C. Cordes, City Clerk/Treasurer

**MINUTES
CITY OF FALLON
55 West Williams Avenue
Fallon, Nevada
January 21, 2020**

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, James D. Richardson
City Councilwoman, Kelly Frost
City Councilwoman, Karla Kent
City Clerk, Gary C. Cordes
City Attorney, Michael F. Mackedon
Deputy Public Works Director, Ryan A. Swirczek
Deputy Public Works Director, Adrian Noriega
Police Chief, Kevin Gehman
Deputy City Attorney, Leonard E. Mackedon
Legal & Administrative Director, Robert Erquiaga
Deputy City Clerk, Elsie M. Lee
Director of Tourism & Special Events, Jane Moon
Public Works Director, Brian A. Byrd
Marketing & Communications Coordinator, Kaitlin Ritchie
Deputy City Attorney, Trent deBraga
City Engineer, Derek Zimney

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

Consideration and possible approval and adoption of Resolution No. 20-01: A resolution authorizing an installment purchase agreement in an amount not to exceed \$489,989 for the purpose of acquiring a vacuum truck to be used by the Electric, Water and Sewer Departments; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada; providing certain details in connection therewith; authorizing City staff to negotiate an installment purchase agreement not to exceed \$489,989; providing the effective date hereof; and for other matters properly related thereto

Legal and Administrative Director Erquiaga explained this is the first step in the process for the City to acquire a new vacuum truck. The adoption of this resolution is required by Nevada law and will trigger a few other processes that lead to the purchase of a new vacuum truck. If adopted, the resolution will be forwarded to the Nevada Department of Taxation for their approval, pursuant to Nevada law. We are required to seek their approval for a medium-term obligation, which this would be. Assuming the Nevada Department of Taxation approves the resolution and the purchase, the matter would come back to the Council in the form of another resolution in which we would note the Nevada Department of Taxation's approval and then actually move forward with the purchase itself. This resolution is important because it triggers the Nevada Department of Taxation's review and also allows staff to begin proceeding to finalize terms of the potential purchase. We have identified the vacuum truck as in need of replacement, our current one has done very well for a number of years but it has become apparent recently, especially when we are out on water leaks or power outages or other matters that come up, that the truck is undersized and is not as efficient as a new vacuum truck would be. Our workers' safety is paramount, but we are there with a lot of pressure to either get power restored quickly or, in the case of water leaks, we have worked up a strategy to act efficiently and limit the time that anybody would be without water. This vacuum truck would be extremely crucial to continue that strategy. To summarize, if the Council is willing to approve this resolution, staff will forward it to the Department of Taxation and will continue to work to finalize the terms of the purchase, then return to the Council with a resolution that would spell out the actual purchase of the new vacuum truck.

Mayor Tedford further expanded on Legal and Administrative Director Erquiaga's comments, stating that we had been looking at this for quite some time. The current vacuum truck is quite old, it was purchased either at the end of Mayor Erickson's term or the beginning of Mayor Tedford's term. The particular truck that was onsite for a demonstration was much more powerful

than our current truck. He noticed on some recent water leaks that when we have men in the hole – and it is usually freezing when we have these leaks – safety is always our first priority, but the timing of how long citizens are without water is very important, that is why our men are in that hole fixing the leak. This new truck will not only remove water from the hole, it will also remove the muck that is also in the hole. He specifically remembered during one water leak that we were unable to get the muck out of the way fast enough for the men to complete the repair. This new large truck will help move that quickly. He still would like to search and find another truck that would remove the heavier dirt and grime that is in the hole, but this truck will be a real advancement for our needs. This is very much needed by our crews; and really by the citizens of Fallon for what we need to do to restore service as quickly as we can.

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

Councilwoman Frost inquired as to the expected life of a new vacuum truck.

Mayor Tedford stated that the life expectancy would be 20-25 years. We use this truck a lot, probably 2-3 times per week for normal use, not including during outages. We would use it to remove water from water boxes, and that happens for a variety of reasons, not just a leak. We use it for rainwater, removing debris from storm drains and drop inlets. It is one of the most used vehicles in the City fleet.

Councilwoman Kent asked if a vacuum truck had already been identified, leading to the exact dollar amount in the resolution.

Legal and Administrative Director Erquiaga stated that we do have a truck identified that is available and that price has been quoted to us.

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

No public comments were noted.

Councilwoman Frost motioned to adopt Resolution No. 20-01: A resolution authorizing an installment purchase agreement in an amount not to exceed \$489,989 for the purpose of acquiring a vacuum truck to be used by the Electric, Water and Sewer Departments; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada; providing certain details in connection therewith; authorizing City staff to negotiate an installment purchase agreement not to exceed \$489,989; providing the effective date hereof; and for other matters properly related thereto; seconded by Councilman Richardson and approved with a 3-0 vote by the Council.

Consideration and possible approval of Interlocal Cooperative Agreement Establishing Churchill Fallon Economic Development

Legal and Administrative Director Erquiaga explained this item was before the Council as a result of a lot of discussion between City staff and Churchill County staff, and certainly with the involvement of the Mayor. The interlocal cooperative agreement would set forth a collaborative partnership to bring new business to our community. The agreement itself, which was approved by the Churchill County Commissioners last week, would provide for the recruitment and hiring of an independent contractor. The oversight of that contractor would be directly by the City and Churchill County through named representatives. That independent contractor would essentially have one task, and that would be to actively recruit businesses to either locate or relocate to Fallon and Churchill County. The funding for the independent contractor would come from both the City and Churchill County amounts that were previously sent to the Churchill Economic Development Authority (CEDA) for their executive director's salary as well as funding from the Governor's

Office of Economic Development (GOED). The City and Churchill County have been through a number of discussions with GOED and, as the Council will recall, our initial plan with the Highway 95 Rural Development Authority (RDA) broke down and we have settled on this regional effort with the region being Fallon and Churchill County and GOED is in support of that. The adoption of this interlocal agreement will allow us to advertise for the independent contractor position and the hope is to have somebody in place very soon and that person would be the face of economic development business recruitment for this community. That position will be actively seeking out businesses, attending GOED meetings and making connections with other executive directors of the RDAs around Nevada. Those tasks and goals are important to our community and important to GOED. Approval of the agreement would set forth a split in what CEDA used to accomplish; the active recruiting and the business recruitment would be done by this independent contractor with oversight from the City and Churchill County, and the plan with CEDA is that it remain in existence and still carry out its local functions with its existing staff. That will still need further discussion amongst the City and Churchill County as well as with the CEDA Board, but the hope is to go in that direction so that those valuable services that CEDA has provided locally would continue without change, and separately, this independent contractor would be out advertising, promoting, and bringing new business to our community.

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.

Ms. Ginny Dugan, as a representative of The Fallon Post, inquired as to the advantage of having the independent contractor if CEDA would still be maintained.

Legal and Administrative Director Erquiaga explained that they identified two separate functions and this proposal and this direct oversight over the independent contractor is something that the City and Churchill County have wanted, and think is important. CEDA had a little bit of a struggle understanding which direction they should head or put the most effort into and for local businesses that may be on the CEDA Business Council, they may prefer the CEDA function be more focused on local effort, workforce development, things that benefit businesses that are already in the community and may not be as excited about an effort to bring in new business. This separates the two very different functions and will allow both sides to be successful, the new Churchill Fallon Economic Development as well as the local effort from CEDA.

Councilwoman Frost stated that she was excited and believed we will have a lot of success with somebody out there actively recruiting businesses, where their main focus is going out and trying to bring those businesses to our community.

Councilwoman Kent motioned to approve the Interlocal Cooperative Agreement with Churchill County Establishing Churchill Fallon Economic Development; seconded by Councilwoman Frost and approved with a 3-0 vote by the Council.

Public Comments

Mayor Tedford inquired if there were any public comments.

No public comments were noted.

Council and Staff Reports

Mayor Tedford inquired if there were any Council or staff reports.

No Council or staff reports 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 9:20 a.m.

Mayor Ken Tedford

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

February 3, 2020

Agenda Item 6

Consideration and possible approval and adoption of Resolution No. 20-03: A resolution providing for the deannexation of 11.51 acres, more or less, from the City of Fallon, located at 100 Airport Road, and owned by Greg and Eve Holmes, and other matters properly related thereto. **(For possible action)**

**CITY OF FALLON
REQUEST FOR COUNCIL ACTION**

Agenda Item No. 6

DATE SUBMITTED: January 28, 2020

AGENDA DATE REQUESTED: February 3, 2020

TO: The Honorable City Council

FROM: Robert Erquiaga, Legal and Administrative Director

SUBJECT TITLE: Consideration and possible approval and adoption of Resolution No. 20-03: A resolution providing for the deannexation of 11.51 acres, more or less, from the City of Fallon, located at 100 Airport Road, and owned by Greg and Eve Holmes, and other matters properly related thereto. **(For possible action)**

TYPE OF ACTION REQUESTED: (Check One)

<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Ordinance
<input type="checkbox"/> Formal Action/Motion	<input type="checkbox"/> Other

RECOMMENDED COUNCIL ACTION: Motion to approve and adopt Resolution No. 20-03: A resolution providing for the deannexation of 11.51 acres, more or less, from the City of Fallon, located at 100 Airport Road, and owned by Greg and Eve Holmes, and other matters properly related thereto.

DISCUSSION: Greg and Eve Holmes have requested that their property at 100 Airport Road be deannexed from the City of Fallon. The property, which consists of approximately 11.51 acres, was annexed into the City of Fallon in 1988. City staff has caused to be prepared an accurate map, made and certified by a competent surveyor, showing the area sought to be detached and the City boundaries contemplated to be diminished or contracted. Pursuant to the direction given by the City Council at its November 4, 2019 meeting, City staff initiated the procedures required by Chapter 268 of the NRS by notifying the Churchill County Commission who then transferred the matter to the Churchill County Planning Commission. Ultimately both the Churchill County Planning Commission and the Churchill County Commission considered and approved the request for deannexation. Once the matter was returned to the City, City staff caused the attached Notice of Intent to consider this Resolution to be published in the Lahontan Valley News. The matter is now properly before the City Council for final action.

FISCAL IMPACT: Reduction in Property Tax Revenue

FUNDING SOURCE: N/A

PREPARED BY: Robert Erquiaga, Legal and Administrative Director

Greg & Eve Holmes
100 Airport Road
Fallon, NV, 8940
707-483-3676

September 6, 2019

To The Honorary City of Fallon Council

We, Greg & Eve Holmes are formally requesting to go before the City Council for possible deannexation of our property at 100 Airport Road APN# 001-081-11. We purchased the 11.5 acres property in December 2018 in hopes to build our single family home and put in a well and septic system, but due to agreements that were made upon annexing this property to City in 1988 we are unable to use this property for our home, the annexation agreement does not allow this, we found that extending the City's utilities to our land is to great of a financial hardship for our family. Thank you for your consideration.

Sincerely;

Greg & Eve Holmes

SURVEYOR'S CERTIFICATE

I, DAVID C. CROOK, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF NEVADA, AS AN AGENT FOR LUMOS AND ASSOCIATES, CERTIFY THAT THIS MAP CORRECTLY REPRESENTS THE LAND PROPOSED FOR DETACHMENT FROM THE CITY OF FALLON, STATE OF NEVADA, AND THAT THE MAP HAS BEEN PREPARED FROM RECORD INFORMATION.



DAVID C. CROOK, P.E.S.
NEVADA CERTIFICATE NO. 10836

NOTES

- THIS MAP DOES NOT REPRESENT A BOUNDARY SURVEY AND IS BASED ON RECORD INFORMATION ONLY. THE ACTUAL BOUNDARIES OF THE DETACHMENT AREA IS CONTAINED IN THE BOUNDARIES OF PARCEL 4, AS SHOWN AND SO DESIGNATED ON THE PARCEL MAP FOR ROBERT M. GETTO FAMILY TRUST, FILE NO. 403299 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.
- TOTAL AREA TO BE DETACHED FROM THE CITY OF FALLON: 11.51 ACRES.
- THE RIGHT OF USE OF AIRPORT ROAD BY THE CITY OF FALLON IS DESCRIBED IN DEED BOOK 30, PAGE 87, DOC. NO. 73771, DATED APRIL 15, 1982, NO WIDTH IS SPECIFIED.
- AN EASEMENT TO THE CITY OF FALLON FOR WATER LINE USE, DEED BOOK 20, PAGE 413, DATED 11/15/1934, NO WIDTH IS GIVEN IN THIS AREA.

REFERENCE DOCUMENTS

- (R1) JACK ROSS PARCEL MAP, FILE NO. 144876 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.
- (R2) PARCEL MAP FOR ROBERT M. GETTO FAMILY TRUST, FILE NO. 402780 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.
- (R3) PARCEL MAP FOR ROBERT M. GETTO FAMILY TRUST, FILE NO. 403299 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.
- (R4) OUTCLAIM DEED, DOCUMENT NO. 455720 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.

CITY OF FALLON

APPROVED AND ACCEPTED BY THE CITY COUNCIL OF THE CITY OF FALLON COUNTY OF CHURCHILL, STATE OF NEVADA, THIS ____ DAY OF ____, 2019

MAYOR _____ DATE _____

ATTYSEY: FALLON CITY CLERK _____ DATE _____

ENGINEER'S CERTIFICATE

I, DEREK ZADOKY, P.E., CERTIFY THAT I HAVE EXAMINED THIS MAP CONSISTING OF ONE SHEET, AND THAT PROVISIONS AND ORDINANCES APPLICABLE HAVE BEEN COMPLIED WITH AND THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT.

CITY ENGINEER _____ DATE _____

RECORDER'S CERTIFICATE

FILED FOR RECORD AT THE REQUEST OF LUMOS AND ASSOCIATES, INC., ON THIS DAY OF ____, 20__, AT ____ MINUTES PAST ____ O'CLOCK ____, IN BOOK ____, AT PAGE ____

OF OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.

RECORDING FEE: \$____ BY: _____ RECORDER

FILE NUMBER: _____ BY: _____

MAP TO SUPPORT DETACHMENT OF CERTAIN PARCELS OF LAND FROM THE CITY OF FALLON, NEVADA

A PORTION OF THE NE 1/4 OF SECTION 30, TOWNSHIP 19 NORTH, RANGE 20 EAST, N.E.M.

CITY OF FALLON CHURCHILL COUNTY STATE OF NEVADA



178 SOUTH MAINE STREET
FALLON, NV 89405
TEL: (775) 423-3128
JAB No.: 15915.000
Drawing No.: 8915SURVEY.DWG

Drawn By: DCC
Sheet: 1 of 1
JAB No.: 15915.000
Drawing No.: 8915SURVEY.DWG

LEGEND

- SUBJECT PARCEL BOUNDARY
- DIMENSION POINT PER RECORD INFORMATION
- ◆ QUARTER CORNER
- (R3) RECORD COURSE AND DISTANCE PER REFERENCE DOCUMENT

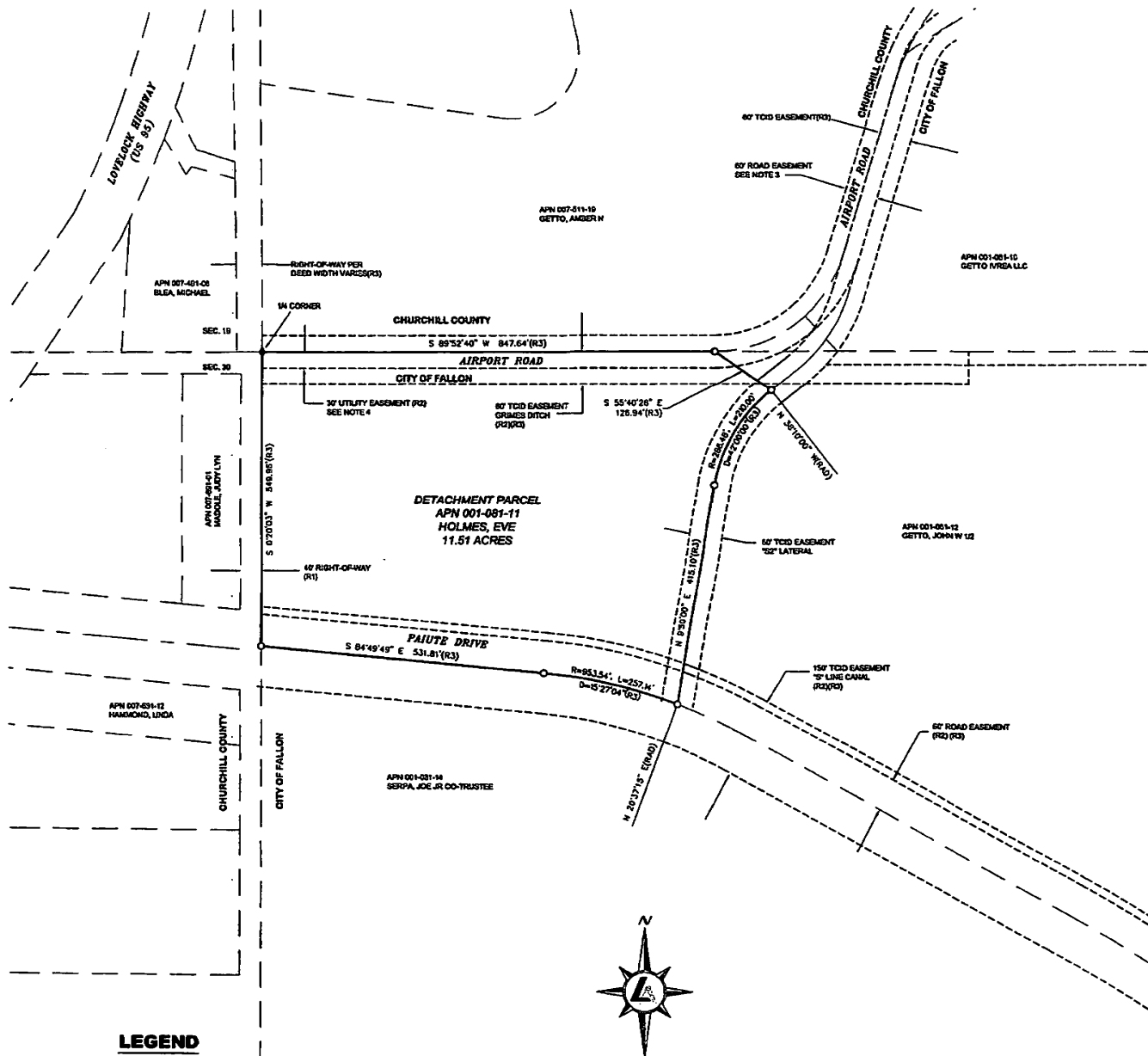


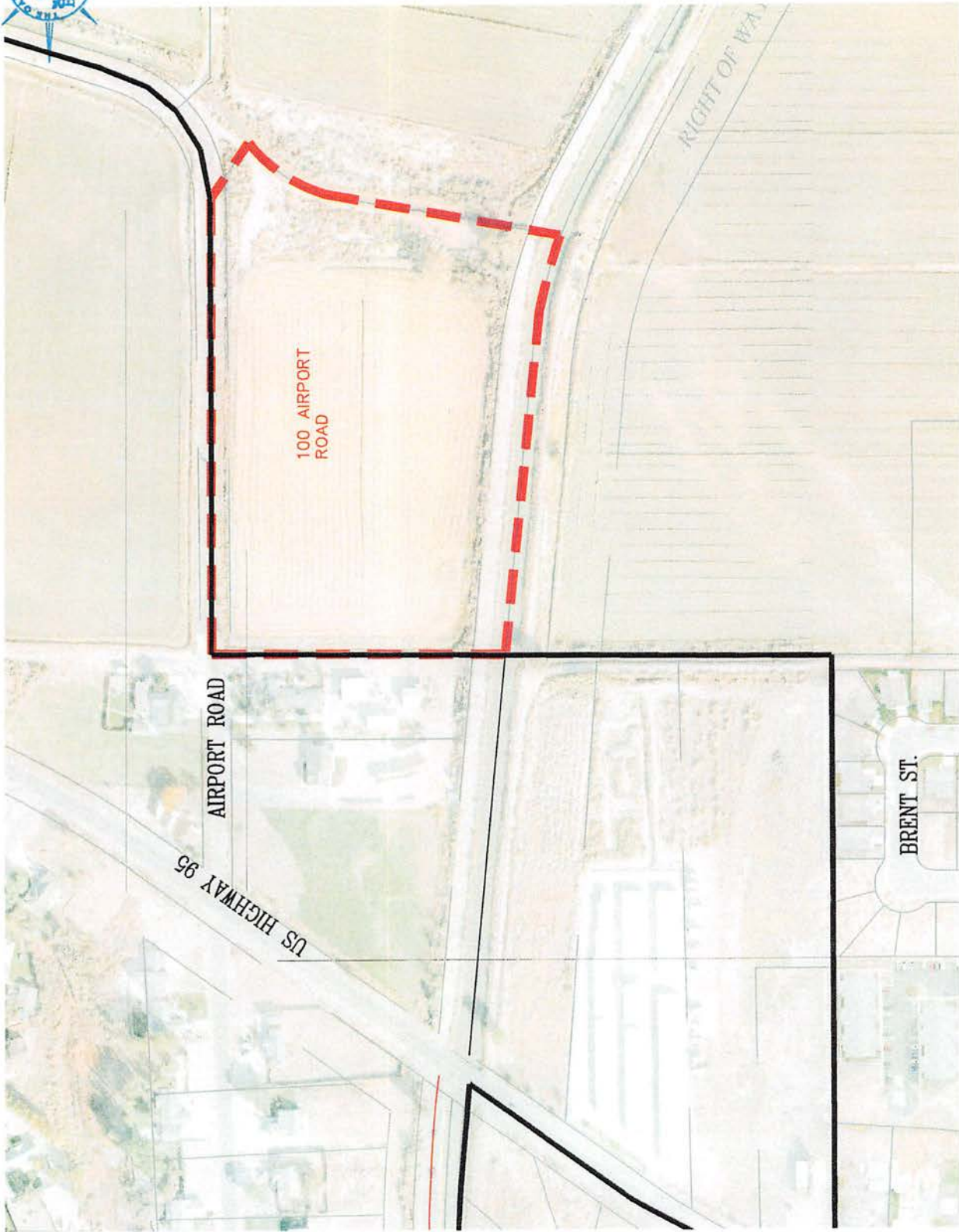
100' 50' 0' 100' 200'
SCALE: 1" = 100'

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS SURVEY IS IDENTICAL TO PARCEL MAP FOR ROBERT M. GETTO FAMILY TRUST, FILE NO. 403299 IN THE OFFICIAL RECORDS OF CHURCHILL COUNTY, NEVADA.

ALL DIMENSIONS ON THIS MAP ARE GROUND DISTANCES.







Office of the
CHURCHILL COUNTY COMMISSIONERS

Carl Erquiaga
Pete Olsen
Bus Scharmann

January 6, 2020

Robert Erquiaga
Legal and Administrative Director
City of Fallon
55 West Williams Avenue
Fallon, NV 89406

RE: Detachment of 100 Airport Road from the City of Fallon

Dear Robert:

The Board of County Commissioners today approved the detachment of 100 Airport Road from the City of Fallon. I am providing herewith the Agenda Report showing approval and the maps associated therewith for the City of Fallon to address now.

If you need anything further from me, please do not hesitate to ask.

Sincerely,

Pamela D. Moore,
Deputy Clerk to the Board



Churchill County Agenda Report

Date Submitted: November 27, 2019

Agenda Item #: Appointments -
8:30 AM

Meeting Date Requested: January 6,
2020

To: Board of County Commissioners
From: City of Fallon and Greg & Eve Holmes
Subject Title: Consideration and possible action re: Notice of Proposed Detachment of APN 001-081-11 from the City of Fallon as requested in an Application filed by Greg and Eve Holmes, owners of 100 Airport Road, Fallon, Nevada

Type of Action Requested: Accept

Does this action require a Business Impact Statement? No

Recommend Board Action: motion to approve the detachment of APN 001-081-11 from the City of Fallon and include this parcel in the A-10 land use district, which matches the neighboring parcel zoning.

Discussion: This parcel was previously part of a larger property in the county prior to annexation into the City of Fallon. Due to structural barriers, it is not feasible to construct residences on this parcel as part of the City of Fallon because they cannot connect to the City's water and sewer system due to the canal to the south, and the owners of the parcel would like to remove the parcel from the City so that they can drill a well and install a septic system.

A copy of the letter from the City of Fallon, map of proposed parcel detachment, Planning Staff Report, and recommendation from the Planning Commission were provided for the Commissioners' review and decision.

Alternatives: Make changes as deemed appropriate or deny the request.

Fiscal Impact: N/A

Explanation of Impact: N/A

Funding Source: N/A

Prepared By: Diane Moyle, Office Specialist

The submission of this agenda report by county officials is not intended, necessarily, to reflect agreement as to a particular course of action to be taken by the board; rather, the submission hereof is intended, merely, to signify completion of all appropriate review processes in readiness of the matter for consideration and action by the board.



Churchill County Agenda Report

Reviewed By:

Jim R. Barbee, County Manager

Date: December 27, 2019

Benjamin Shawcroft, Chief Deputy DA

Date: December 27, 2019

Sherry Wideman, Comptroller

Date: December 27, 2019

Board Action Taken:

Motion: Approve

1) <u>Carl Erquiaga</u>	<u>Aye: 3</u>
2) <u>Harry Scharmann</u>	<u>Nay: 0</u>

(Vote Recorded By)

The submission of this agenda report by county officials is not intended, necessarily, to reflect agreement as to a particular course of action to be taken by the board; rather, the submission hereof is intended, merely, to signify completion of all appropriate review processes in readiness of the matter for consideration and action by the board.

February 3, 2020

Agenda Item 7

Presentation of the Police Department Report for December 2019. **(For discussion only)**

Incorporated 1908

CITY OF FALLON
REQUEST FOR COUNCIL ACTION
AGENDA ITEM NO. 7

DATE SUBMITTED: 1/27/20

AGENDA DATE REQUESTED: 2/3/20

TO: Mayor and Council

FROM: Kevin Gehman, Chief of Police

SUBJECT: Monthly Report for December 2019

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: Wendy J. Mello 

Date 1/27/20

Reviewed By: Chief Kevin Gehman 

Date 1/28/20

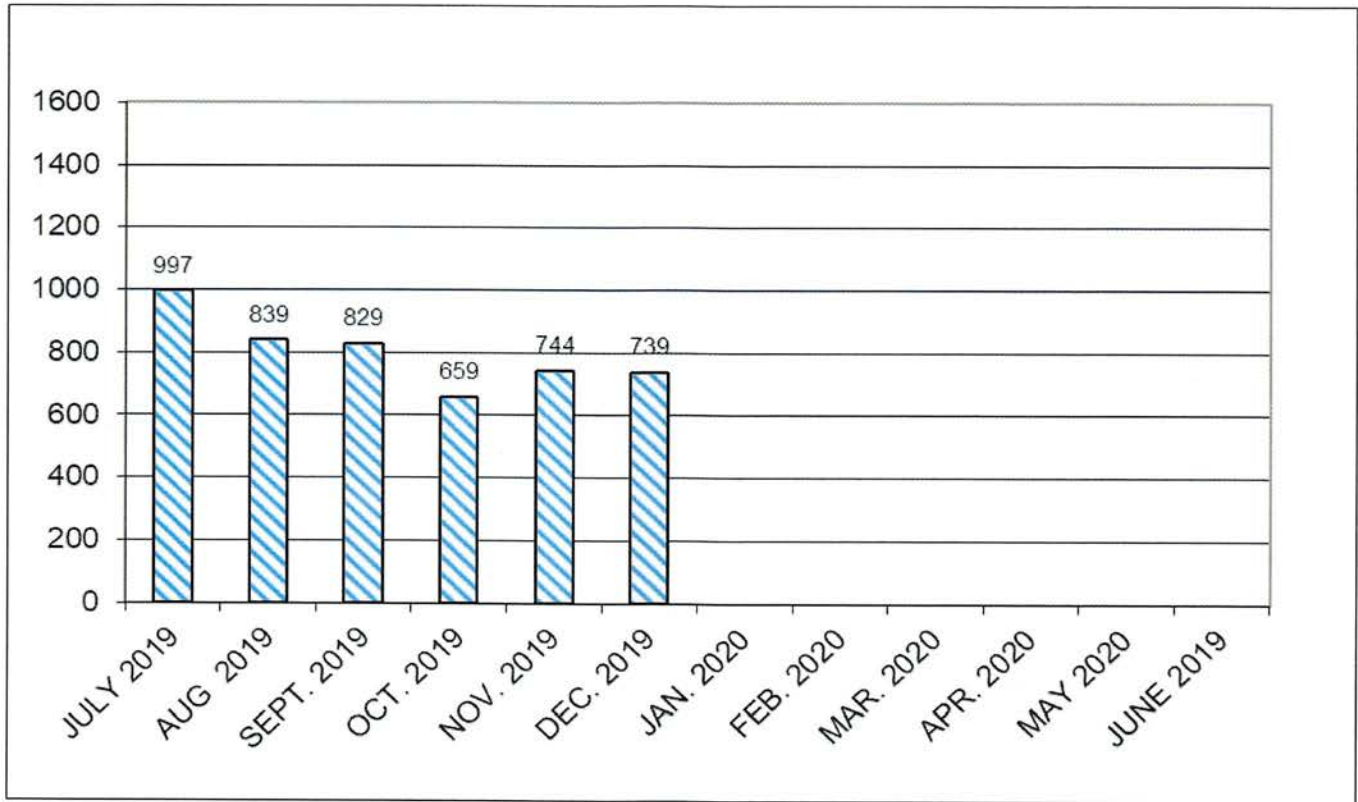
Presented by Kevin Gehman

MONTHLY ACTIVITY REPORT

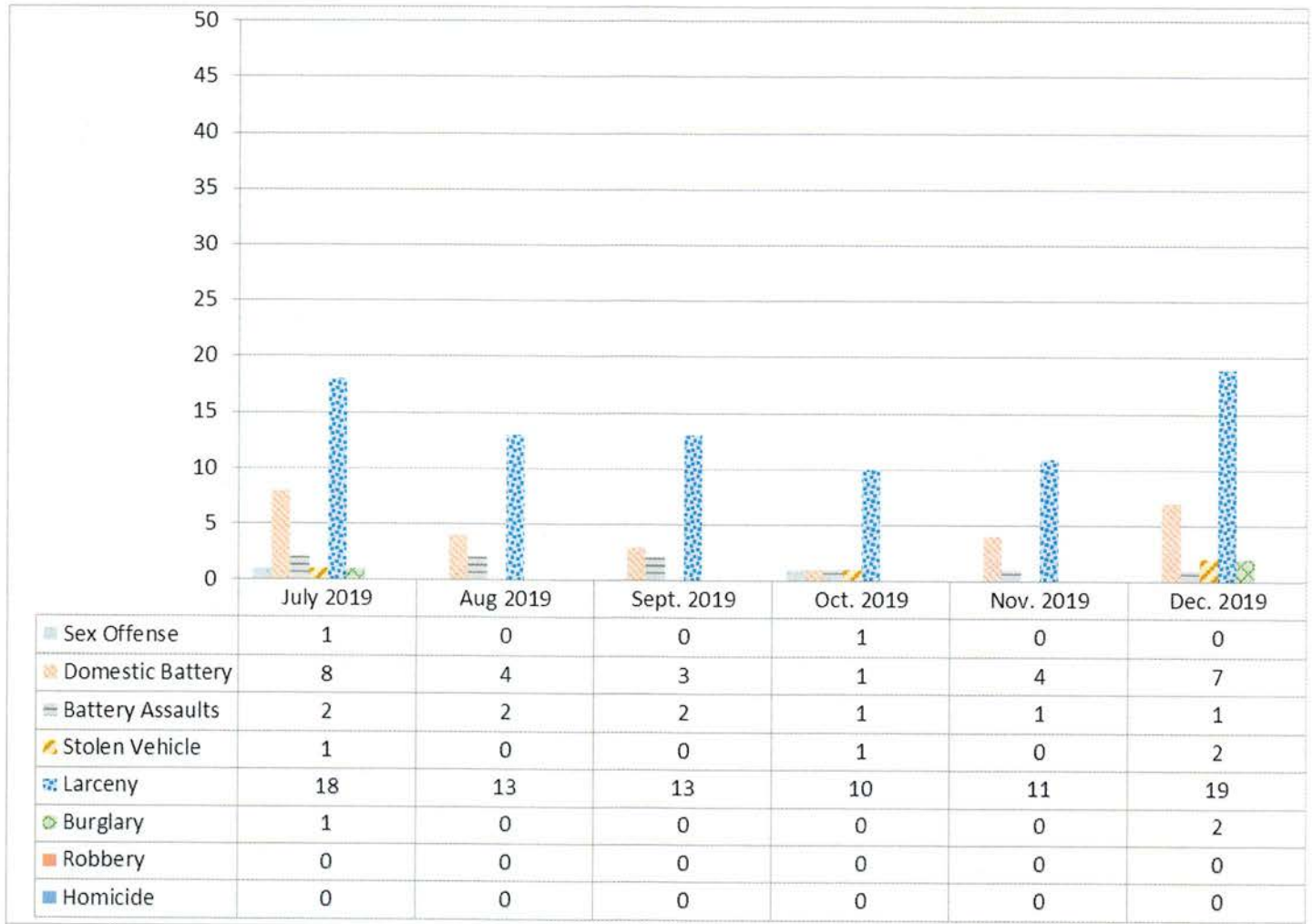


DECEMBER 2019

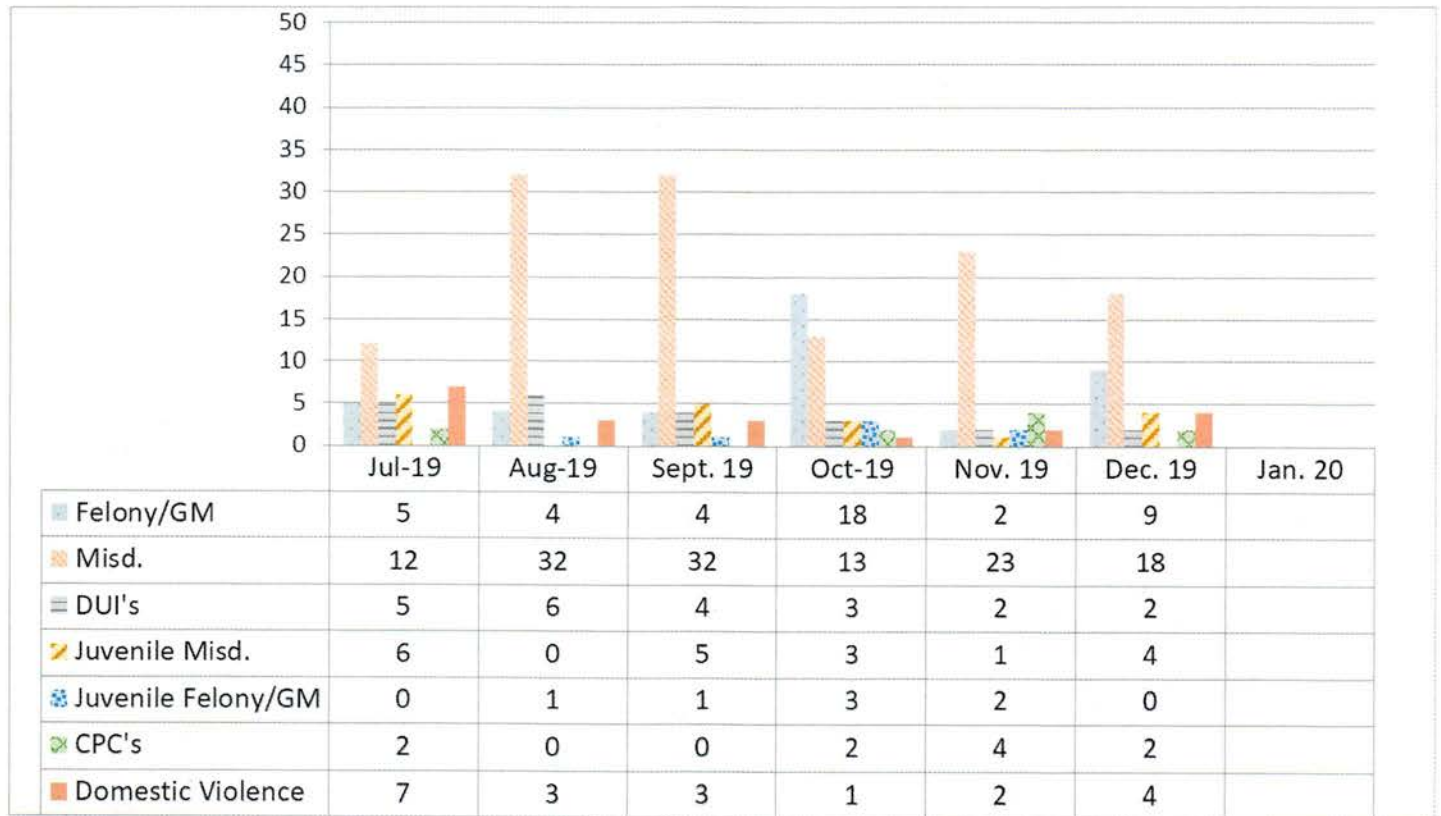
2019/2020 Total Incidents Reported



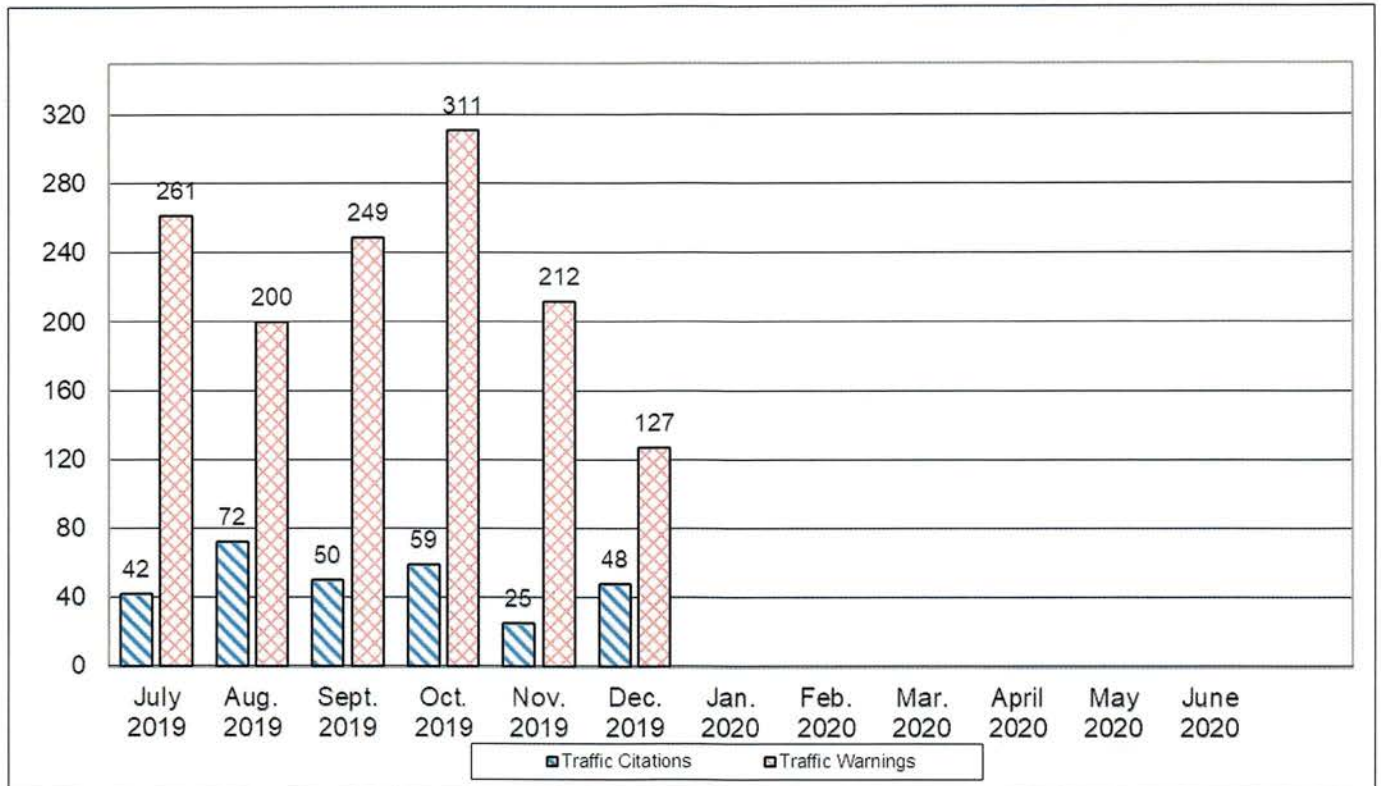
2019/2020 CRIME SUMMARY



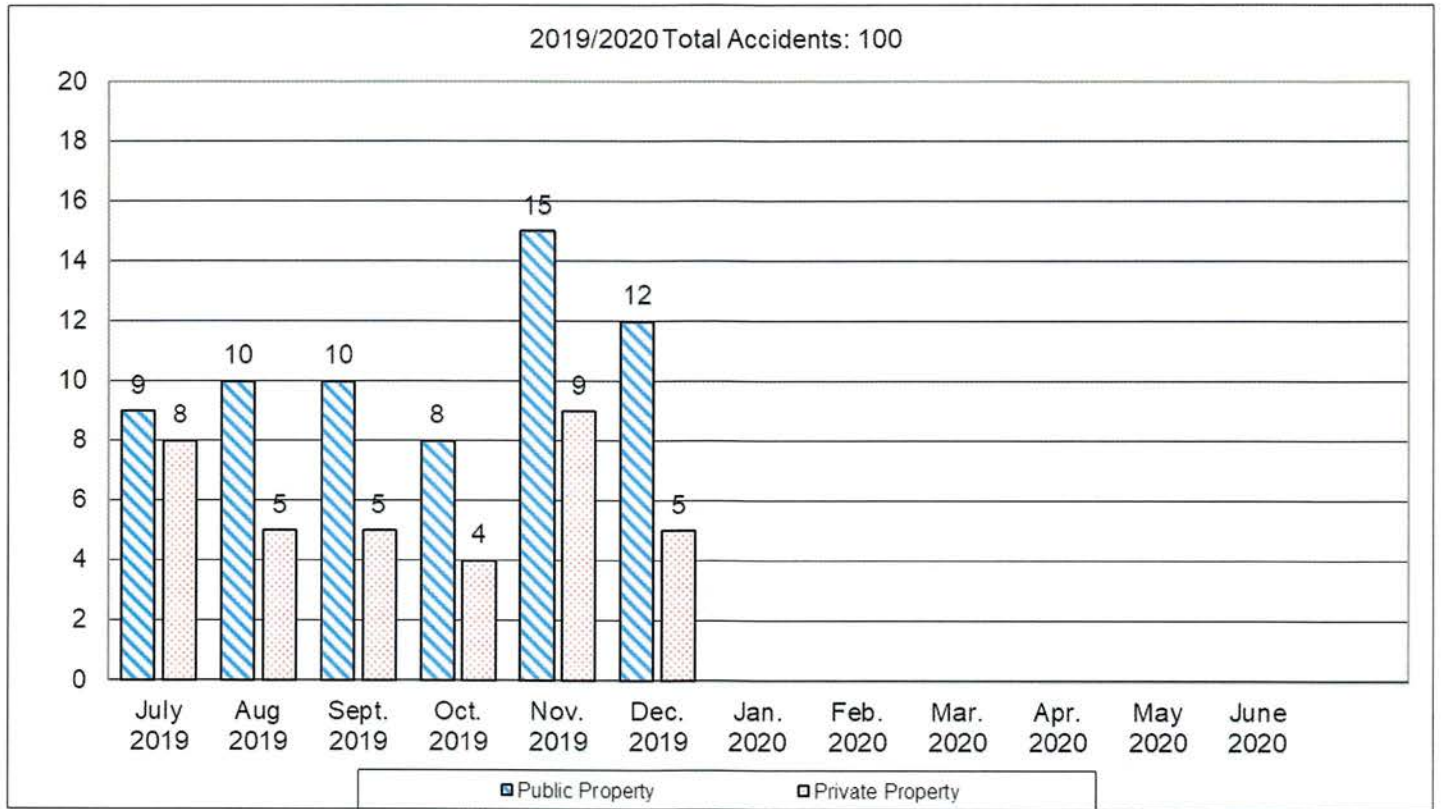
2019/2020 ARREST SUMMARY



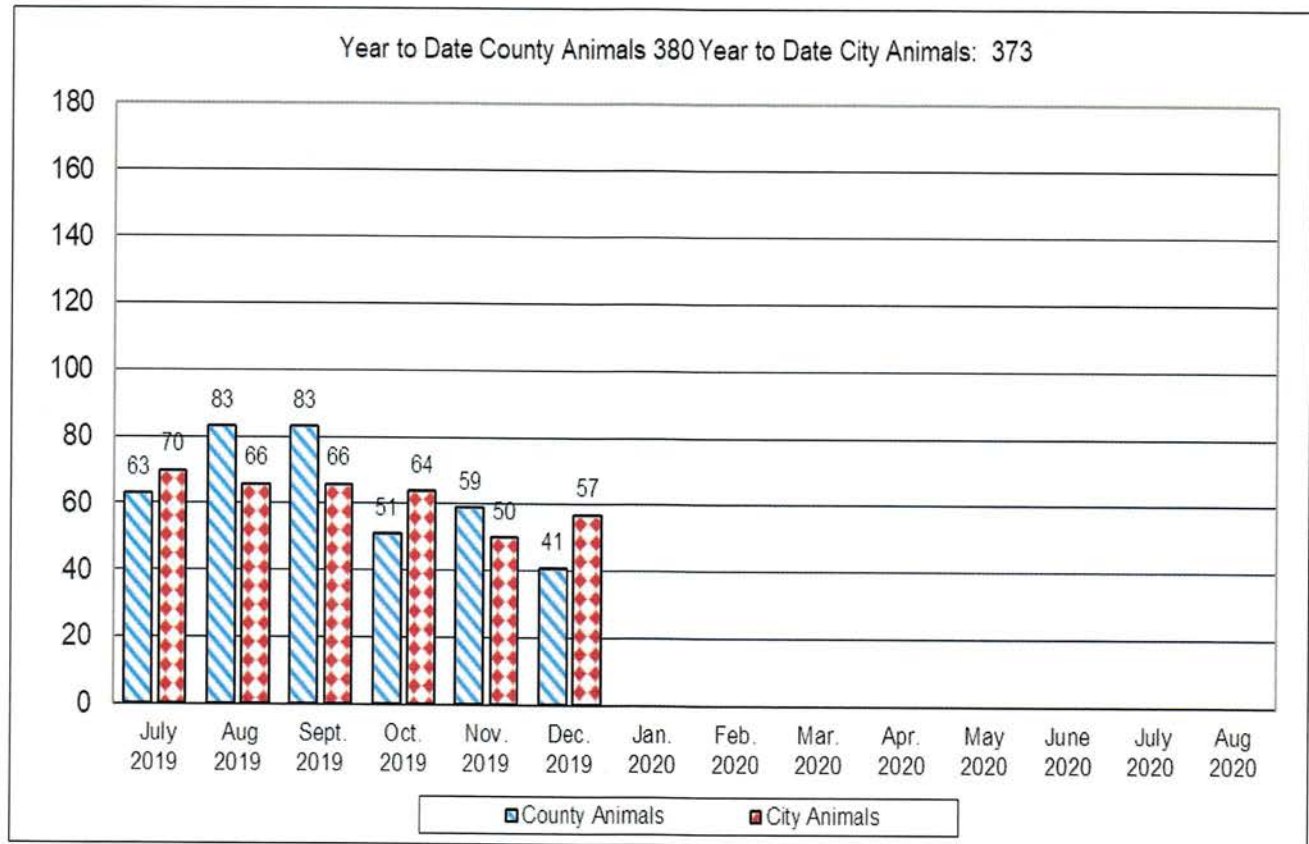
2019/2020 MOVING CITATIONS AND TRAFFIC WARNINGS



2019/2020 ACCIDENTS



2019/2020 ANIMAL SHELTER SERVICE



Fallon Police Department Citizen Survey Results

December 2019

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

<u>VERY SATISFIED</u>	<u>SATISFIED</u>	<u>DISSATISFIED</u>	<u>NO OPINION</u>
4	1		

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

<u>VERY SATISFIED</u>	<u>SATISFIED</u>	<u>DISSATISFIED</u>	<u>NO OPINION</u>
4	1		

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

<u>VERY SATISFIED</u>	<u>SATISFIED</u>	<u>DISSATISFIED</u>	<u>NO OPINION</u>
5		1	

Regarding your most recent contact, please rate the Officer in the following areas:
Officer name(s) Itskin x2, Schumann, Sweeney, Groom and Bernard.

	<u>VERY SATISFIED</u>	<u>SATISFIED</u>	<u>DISSATISFIED</u>	<u>NO OPINION</u>
Concern	5	1		
Courtesy	5	1		
Knowledge	5			
Problem Solving Ability	5			
Professional Conduct	5	1		

- * Officer was rated "OK" in knowledge and problem solving ability.

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

<u>VERY SATISFIED</u>	<u>SATISFIED</u>	<u>DISSATISFIED</u>	<u>NO OPINION</u>
5			

- * FPD was also rated "OK" in the overall satisfaction question.

CITIZEN SURVEY COMMENTS

December 2019

The issue is on-going, but I feel a resolution is eminent. Thank you everyone for your service.

Officer slow to act. Poor communications. I am very satisfied with Officer Schumann and the Fallon Police Department.

Good job!

When I fell, the CVS employee called 911. When Officer Itskin came (very quickly) he assessed the situation very professionally. He got the information about my meds for the EMT's. He took charge and got a chair and got the pharmacist to help get me in it after making sure it would be safe for me to move. He filled the EMT's with the necessary information, when they arrived. He noticed I had some items I planned to purchase on the floor, picked them up, paid for them and gave them to me. Certainly, above and beyond! He is a real credit to your organization. My most sincere appreciation and thank you!

Fallon Police Department
Activities / Special Events
December 2019

COMMUNITY RELATIONS

First Responder's Food Drive

December 1, 2019 - Admin Sgt. John Riley, SRO Jacobs, PD VIPS, PD Explorers and Executive Secretary Wendy Mello attended the fourth annual Emergency Responder Food Drive at Walmart. We collected a total of 4,560 pounds of food at the event. Officer Zamora assisted as her patrol duties allowed. The entire event collected 19,540 pounds of food which was then donated to the Out of Egypt food pantry. The Fallon Police Department, Fallon/Churchill Fire Department, Churchill County SAR, BCCH Ambulance, Churchill County Sheriff's Office and the Nevada Highway Patrol all participated in the event.

Explorers

December 5, 2019 – Officers' J. Shyne and Jacobs took Explorers Macy, Jason, and adviser Janice to the Fallon Daily Bread and assisted them in providing food for the homeless.

Operation Juicebox

December 13, 2019 – Officer Goodrick and VIP McCusker conducted an Operation Juice Box event at Numa Elementary School. They distributed 120 boxes of juice to students after school.

MISC.

December 5, 2019 - Captain Wenger, Admin, Sgt. Riley and Sgt. Perez responded to St. John's Room to Grow Child Care Center after the owner Mona Timmons inquired if we could help her with a sunshade in there play area. Mona explained the sunshade had accumulated a large amount of snow and she felt it was unsafe for the children to play near it. We were able to take the sunshade down without incident and assisted with placing it in storage.

December 20, 2019 - The radar was set up on Green Valley Drive due to speeding complaints. It was set up westbound and in two weeks will be flipped around for eastbound traffic.

VOLUNTEERS IN POLICE SERVICES

During the month of December, our VIPs donated 73 total hours to the agency. They assisted with the First Responders food drive, admin, patrol, school zones, Operation Juice Box as well as handicap sticker replacement.

TRAINING

During the month of December, officers and staff attended the following training:

Dec. 2-6, 2019 - Officer Goodrick attended Detective and New Criminal Investigator training in Las Vegas, Nevada.

December 11, 2019 – Captain Alexander and Sgt. John Riley, attended a “Conversation with Rural Law Enforcement Leaders” in Reno, Nevada.

December 15-20, 2019 - School Resource Officers’ Jacobs and Ugalde attend the National Association of School Resources Officer (NASRO) in Scranton, Pennsylvania.