

**MINUTES
CITY OF FALLON
55 West Williams
Avenue Fallon, Nevada
March 15, 2021**

The Honorable City Council met in a special 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
Police Captain Chris Alexander
City Clerk-Treasurer Sean C. Richardson
Deputy City Clerk – Elsie Lee

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.

Deputy City Clerk Elsie Lee advised that the agenda was posted in compliance with Governor Sisolak's Emergency Directives, the agenda and the supporting materials were posted at City Hall, on the City's website, and the State of Nevada's public notice website on or before 9:00 a.m. on March 10, 2021.

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 comments were noted.

Approval of Warrants

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

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

Consideration and possible approval of an application by Manpreet Arora for a retail liquor license for JK Stores, Inc. to be located at 395 South Maine Street

Deputy City Clerk Lee informed the Council that Manpreet Arora, President of JK Stores, Inc., made an application for a retail liquor license for JK Stores Inc. to be located at 395 South Maine Street. A retail liquor license is a privileged license that allows the licensee to sell alcoholic beverages from a fixed and definite place of business for consumption off the premises only. The application has been reviewed by the Police Chief Kevin Gehman, City Engineer Derek Zimney, Deputy City Clerk Elsie Lee, and Chief of Staff Robert Erquiaga and has been recommended for approval.

Mayor Tedford asked Elsie to confirm if the license would be used on or off premise.

Deputy Clerk Lee confirmed that the license would be used, at this retail business, for off premise use only.

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

Councilwoman Frost asked if this was just a change of ownership or management.

Deputy Clerk Lee stated the son is taking over for his father.

Mayor Tedford asked if he was interviewed during the application process by the Police Department.

Captain Alexander stated, from the audience, that he was interviewed by the Police Department.

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

No comments were noted.

Councilwoman Frost motioned to approve the application by Manpreet Arora for a retail liquor license for JK Stores, Inc. to be located at 395 South Maine Street; seconded by Councilman Richardson and approved with a 3-0 vote by the Council.

Consideration and possible appointment of Eide Bailly as auditors for the City of Fallon for the fiscal year ending June 30, 2021, for an estimated total fee not to exceed Eighty-Four Thousand Dollars (\$84,000.00), and approval for the Mayor to authorize additional fees if necessary, to complete the audit

Clerk-Treasurer Richardson informed the Council that every year the City requires an annual audit of all financial statements. NRS 354.624(3) requires the City to designate its auditors and provide notice of the designation to the Department of Taxation no later than 3 months before the close of the fiscal year. The engagement/proposal letter from Eide Bailly includes the amount of \$84,000.00. The amount is consistent with the previous 2 years and includes a single audit of 1 major program. We are anticipating 2 major programs this year. Included in the letter is the statement that any major programs outside of the 1 included, would be an additional \$4,000.00. The Audit Committee, which consists of Councilwoman Karla Kent, City Attorney Mike Mackedon, and Chief of Staff Robert Erquiaga, met, and reviewed the proposal and recommends the appointment of Eide Bailly as auditors for the City of Fallon for the fiscal year ending June 30, 2021. The quoted total fee covers the general audit and one major program audit and is the same total fee paid to Eide Bailly to complete last fiscal year's general audit and one major program audit.

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 the appointment of Eide Bailly as auditors for the City of Fallon for the fiscal year ending June 30, 2021, for an estimated total fee not to exceed Eighty-Four Thousand Dollars (\$84,000.00), and approval for the Mayor to authorize additional fees if necessary, to complete the audit; seconded by Councilwoman Frost and approved with a 3-0 vote by the Council.

Possible introduction of Bill No. 787; An ordinance amending Title 17, Buildings and Construction, Chapter 17.04, Construction Codes, Section 17.04.020, Adopted Building and Construction Codes, of the City of Fallon Municipal Code, for the purpose of adopting the 2018 edition of the International Building Code and Appendices C, E, H and I, the 2018 edition of the International Residential Code and Appendices A, B, C,G,H and L, the 2018 edition of the International Existing Building Code and Appendices A, B and C, the 2018 International Fuel Gas Code and Appendices A, B and C, the 2018 edition of the International Mechanical Code, the 2018 edition of the International Swimming Pool and Spa Code, the 2018 edition of the Uniform Plumbing Code and Appendices A, B and D, the 2018 edition of the Uniform Mechanical Code and Appendices A, B and C, the 2018 edition of the International Energy Conservation Code, the 2017 edition of the National Electric Code, and the 2018 Northern Nevada Amendments published by the Northern Nevada Chapter of the International Code Council on November 2, 2018; and for other matters properly related thereto. This agenda item is for possible introduction of the proposed ordinance only. If introduced, a public hearing on the proposed ordinance will be set for April 5, 2021 at 9:00 a.m. and no further action can or will be taken at this meeting. At the public hearing, which will be properly noticed and advertised, the City Council will take comment and then consider possible adoption of the ordinance as introduced or amended

Engineer Derek Zimney informed the Council that every 3-4 years the International Code Council releases new, updated codes, that have been reviewed by industry experts. These experts spend long periods of time reviewing codes specific to each of their industries, constantly updating and improving the codes. The City last adopted the 2012 and 2014 codes. Adopting the new codes would be a natural progression and help keep down our ISO rating in the Building Department. It would be in the City's best interest to adopt the latest codes as they come out. The Building Department has thoroughly reviewed the changes that would be implemented and have constructed a list to be handed out to contractors. Churchill County has adopted the 2018 codes, and most of the local contractors are already implementing these codes, to include Fernley, Reno, and Elko. The City's co-consultant WC-3 reviewed the codes that have been adopted previously, and the proposed codes, suggested some minor changes, and have helped with the addition of some Appendices.

Councilwoman Frost asked if the new codes would go into effect immediately, and if the current contractors would have to abide by the new codes or grandfathered in on the codes that were in effect at time of construction.

Engineer Zimney informed the Council that in the past letters were presented to all the designers and builders in construction at the time of code adoption. The letter would allow them approximately 6 months to make appropriate changes, if necessary. Most of the

contractors are already complying with the 2018 codes. These contractors provide letters that state the project meets or exceeds the 2012 codes.

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.

Mayor Tedford thanked Engineer Zimney.

Councilwoman Kent introduced Bill No. 787; An ordinance amending Title 17, Buildings and Construction, Chapter 17.04, Construction Codes, Section 17.04.020, Adopted Building and Construction Codes, of the City of Fallon Municipal Code, for the purpose of adopting the 2018 edition of the International Building Code and Appendices C, E, H and I, the 2018 edition of the International Residential Code and Appendices A, B, C, G, H and L, the 2018 edition of the International Existing Building Code and Appendices A, B and C, the 2018 International Fuel Gas Code and Appendices A, B and C, the 2018 edition of the International Mechanical Code, the 2018 edition of the International Swimming Pool and Spa Code, the 2018 edition of the Uniform Plumbing Code and Appendices A, B and D, the 2018 edition of the Uniform Mechanical Code and Appendices A, B and C, the 2018 edition of the International Energy Conservation Code, the 2017 edition of the National Electric Code, and the 2018 Northern Nevada Amendments published by the Northern Nevada Chapter of the International Code Council on November 2, 2018; and for other matters properly related thereto. This agenda item is for possible introduction of the proposed ordinance only. A public hearing on the proposed ordinance will be set for April 5, 2021 at 9:00 a.m. and no further action can or will be taken at this meeting. At the public hearing, which will be properly noticed and advertised, the City Council will take comment and then consider possible adoption of the ordinance as introduced or amended.

Possible introduction of Bill No. 788: An ordinance amending Title 16, Fire Prevention and Protection, Chapter 16.04, Fire Codes, Section 16.04.020, Adopted Fire Codes, of the City of Fallon Municipal Code, for the purpose of adopting the 2018 edition of the International Fire Code, and Appendices B, C, D and F, as modified by NAC 477.281; and for other matters properly related thereto. This agenda item is for possible introduction of the proposed ordinance only. If introduced, a public hearing on the proposed ordinance will be set for April 5, 2021 at 9:00 a.m. and no further action can or will be taken at this meeting. At the public hearing, which will be properly noticed and advertised, the City Council will take comment and then consider possible adoption of the ordinance as introduced or amended

Mayor Tedford stated that this bill introduction is very similar to the previous bill discussed. Most of our contractors are building under Churchill County, as well as the City and are currently using the 2018 codes.

Engineer Derek Zimney informed the Council that this is very similar to the introduction of Bill No. 787. The Building Department did an extensive research regarding the new codes and reviewed them with Fire Marshall Mitch Young. Fire Marshall Young has been implementing the codes for his duties with Churchill County. This is a very natural progression, and the City is ready for it. Most of the suggestions of deletion and replacements are recommendations directly from the State Fire Marshall's Office. The City followed most

of the State Fire Marshall's recommendations.

Mayor Tedford stated that when ISO was here a few months ago, they made an inquiry on why the City had not yet adopted the 2018 codes.

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.

Mayor Tedford thanked Engineer Zimney.

Councilman Richardson introduced Bill No. 788; An ordinance amending Title 16, Fire Prevention and Protection, Chapter 16.04, Fire Codes, Section 16.04.020, Adopted Fire Codes, of the City of Fallon Municipal Code, for the purpose of adopting the 2018 edition of the International Fire Code, and Appendices B, C, D and F, as modified by NAC 477.281; and for other matters properly related thereto. This agenda item is for possible introduction of the proposed ordinance only. A public hearing on the proposed ordinance will be set for April 5, 2021 at 9:00 a.m. and no further action can or will be taken at this meeting. At the public hearing, which will be properly noticed and advertised, the City Council will take comment and then consider possible adoption of the ordinance as introduced or amended.

Presentation of the Police Report for February 2021

Mayor Tedford welcomed Captain Alexander.

Captain Alexander wished the Council a good morning. On page 2 of the Report Calls for Service the average number of calls for services are down and we believe the reason for this number is directly related to the Coronavirus. The calls on page 3, the Crime Summary page, are also down and we believe this is due to the Coronavirus. Arrest Summary on page 4 the numbers are slightly up but are down from last year due to the Coronavirus. Many of the detention facilities are not arresting but instead issuing citations whenever they can. Moving citations are also down in numbers. We encourage the Officers to have a little more freedom when contacting drivers in violation of the law, using caution when contacting drivers, and wearing face coverings. Traffic accidents were down dramatically in February; 6 with 0 private property accidents. On average, our accidents are down when compared to last year. The Animal Shelter has remained the same since July 2020, with no dramatic increase in the number of animals. Nevada Humane Society, in northern Nevada, has helped greatly with taking animals we are unable to shelter. Fallon Animal Welfare Group (FAWG) has helped tremendously with feral cats. We were very pleased with the Fallon Police Department Citizen Survey results. We received 10 back for the month of February, which is better than our average, and were all reported in the very satisfied category. Copies of the brief descriptions are included in the Police Report. We have not provided anybody with assistance in January or February. Detective Goodrich teaches NRS, and local laws related to the City of Fallon, and the State of Nevada to sailors at NAS Fallon and 21 service members were in attendance. Volunteers have returned and have completed 62 and ½ hours to the agency and the City. Their duties are primarily the admin control. The 3 volunteers for the Police Department are 70 plus years old, so we were fortunate that they were able to be vaccinated through Social Services. They provide a great asset to our elderly community as well as the Seniors from the Pennington Life Center. Don Sheldon is on the Domestic Violence Intervention Board and attends the meetings. Our 3 volunteers have been instrumental in cleaning out our North Maine Street shed and have completed our generator testing to insure it is properly running.

Sergeant Shyne and Officer Groom attended Basic Instructor Development POST training on February 22-25th.

Mayor Tedford told Captain Alexander that 70 is the new 50 and informed Captain Alexander that he needs to keep a close eye on the Legislature. There are so many Bill Draft Requests (BDR's) to decriminalize much of what we enforce in the City. The public, lobbyists, and media are not allowed in and we are unsure of what will happen to the Police Department or the Municipal Court if some of these bills are passed. We are unsure if the City Attorney's Office will be able to prosecute cases. It is a vision that does not look good for the citizens we are trying to protect in the City. We have a low crime rate, and we would like to keep that low for our neighborhoods and the citizens. The Chiefs' and Sheriffs' Association will need to keep a close eye on what is happening.

Captain Alexander agreed with the Mayor and commented that their lobbyists will be busy this year.

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.

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 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 9:25 a.m.

Mayor Ken Tedford

Attest: _____
Sean C. Richardson, City Clerk-Treasurer