

**MINUTES
CITY OF FALLON
55 West Williams Avenue
Fallon, Nevada
February 15, 2022**

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:

Councilman James Richardson
Mayor Pro Tem Kelly Frost
Councilwoman Karla Kent
Chief of Staff Bob Erickson
City Attorney Mike Mackedon
Deputy City Attorney Sean Rowe
Public Works Director Brian Byrd
Deputy Public Works Adrian Noriega
Deputy Public Works Director Ryan Swirczek
Chief of Police Kris Alexander
Captain John Frandsen
City Clerk-Treasurer Sean Richardson
Deputy City Clerk Elsie Lee
Deputy City Clerk Michael O'Neill
City Engineer Derek Zimney

The Mayor was unable to attend the meeting and the meeting was called to order by Mayor Pro Tem Frost at 9:00 a.m.,

Mayor Pro Tem Frost led the Pledge of Allegiance.

Mayor Pro Tem Frost 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 the NRS requirements.

Public Comments

Mayor Pro Tem Frost inquired if there were any public comments. She 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.

Public hearing for Bill Nos. 788, 789, and 790: Ordinances amending Title 2, Chapter 2.20, Sections 2.20.020, 2.20.030, and 2.20.050 of the City of Fallon Municipal Code for the purpose of changing the dates of primary and general City elections, requirements for primary election candidates, and commencement of office for elected officers following general City election; and for other matters properly related thereto.

Deputy City Attorney Sean Rowe stated that he spoke with the Mayor yesterday for the public hearing and thought he would open it up for public comment. The bills that are before you are amending Fallon's Municipal Code relative to its timing of its primary and general elections and are very thorough. He commended Mr. deBraga on the thoroughness and they speak for themselves as to what is being done, procedurally, by each of these bills. At this time, unless there are no public comments, we will move on to Council's discussion over on the next agenda item to further answer any questions that the Council has and then we can further discuss, if necessary.

Mayor Pro Tem Frost inquired if there were any public comments.

No public comments were noted.

Consideration and possible adoption for Bill Nos. 788, 789, and 790: Ordinances amending Title 2, Chapter 2.20, Sections 2.20.020, 2.20.030, and 2.20.050 of the City of Fallon Municipal Code for the purpose of changing the dates of the primary and general City elections, requirements for primary election candidates, and commencement of office for elected officers following general City election; and for other matters properly related thereto.

Deputy City Attorney Sean Rowe mentioned that Bill No. 788 addresses the timing of the primary election. Back in 2019, the Legislature adopted AB50 which made several changes and amendments to NRS Chapter 293 and then some correspondent changes in 293C, which is directed primarily at City elections. One of the amendments in the NRS was to change the timing of the primary elections. This changed the primaries from the first Monday in April to the second Tuesday in June, which coincided with the rest of the elections in the State of Nevada. This Bill simply changes the timing of our primary, to correspond with that of the County. Bill No. 789 makes some changes to the primary election to the timing of when persons must declare their candidacy for open seats in the City. This changes it from 60 to 70 days prior to the primary to the first Monday in March through 5:00 p.m. of the second Friday in March. Again, this is just to correspond and be similar to what the County and other Counties must file for. Bill 790 is the time for the general election which is for the Mayor and the Council member requirements. Again, this largely changes the timing of these races. There are some minor changes to what occurs as far as when people are declared elected but there are not subsistent changes, other than

procedural.

Mayor Pro Tem Frost commented that if you will remember, the Nevada Legislature required us to change our elections from odd numbered years to the even numbered years, so this cleans up our ordinances and our municipal code to comply with those NRS changes.

Mayor Pro Tem Frost inquired if there were any public comments.

No Comments were noted.

Councilman Richardson motioned to adopt Bill Nos. 788, 789, and 790: Ordinances amending Title 2, Chapter 2.20, Sections 2.20.020, 2.20.030, and 2.20.050 of the Fallon Municipal Code for the purpose of changing the dates of primary and general City elections, requirements for primary election candidates, and commencement of office for elected officers following general City election; and for other matters properly related thereto; Councilwoman Kent seconded the motion; the motion carried on a 3-0 vote by the Fallon City Council.

Public Hearing for Bill No. 791: An ordinance amending Title 2, Chapter 2.40, Section 2.40.020, of the City of Fallon Municipal Code for the purpose of changing the appointment dates of appointive officers; and for other matters properly related thereto.

Deputy City Attorney Sean Rowe stated that there was no public comment on Bill No. 791 when introduced at the Council's properly notice special meeting on January 28, 2022. Notice of the deposit of copies of the proposed ordinance and the public hearing date was duly published in the Lahontan Valley News on February 2, 2022. The proposed ordinance, as introduced, and Proof and Statement of Publication of the Notice of Deposit of Copies and Public Hearing to Adopt Bill No. 791 are attached to this coversheet. This agenda item represents the public's opportunity to comment on the proposed ordinance and to present relevant information and materials to the Council.

Mayor Pro Tem Frost inquired if there were any public comments.

No Comments were noted.

Consideration and possible adoption of Bill No. 791: An ordinance amending Title 2, Chapter 2.40, Section 2.40.020, of the City of Fallon Municipal Code for the purpose of changing the appointment dates of appointive officers; and for other matters properly related thereto.

Deputy City Attorney Sean Rowe stated that Bill No.791 makes similar corresponding changes to the appointment of appointive officers in the City to correspond with the terms in office that have shifted because of AB50, as discussed on the last agenda item. This, again, makes a change to the timing of appointment of officers after the Council is newly taking office, every two years because of the way the election staggers the Council races. Following that, taking office by the Council, the Mayor will bring the appointive officers before the Council for approval. This is just a change in the timing and the code to correspond with what was enacted by the Legislature.

Councilwoman Kent asked when the council people will take office if they are elected in November.

Deputy City Attorney Sean Rowe stated that they will take office in January. In the ordinances we just changed, they take office at the first regularly scheduled meeting in January, of the year, following the elections.

Mayor Pro Tem Frost inquired if there were any public comments.

No comments were noted.

Councilwoman Kent motioned to adopt Bill No. 791: An ordinance amending Title 2, Chapter 2.40, Section 2.40.020, of the City of Fallon Municipal Code for the purpose of changing the appointment dates of appointive officers; and for other matters properly related thereto; Councilman Richardson seconded the motion; the motion carried on a 3-0 vote by the Fallon City Council.

Fallon Police Department Monthly Report for January 2022

Chief Kris Alexander greeted the council. He stated that on page 1 of the report, there were calls for service and 794 in January which is down substantially from 1,273 in December. There were a few less business checks. The reason that it was at 1,273 in December is because we had far more business checks which compiled a lot more calls for service. Crime Summary, larceny, or petty thefts, if you will, they remain our highest category at 10 and I will break those down a little bit further in the report. We had four calls of domestic battery, and six calls of simple battery and assaults. Arrest Summary for the month of January, we had a 35 total arrests, and again, I will break those down in detail, a little further in the report. Moving citations and warnings were down this month from previous months. Sixty-nine total warnings were issued along with 34 citations. Traffic accidents have been a little higher than average this last month, with 18 total public property accidents and 3 total private property accidents. Animal shelter numbers have remained the same over the last several months. These ebb and flow but generally, the numbers remain steady. The Citizens surveys, again, had disappointing responses. We are trying to develop something a little bit easier for people to access and make them easier to fill out. Simply, six results are not enough, and it doesn't give a good sample from the citizens. We are trying to develop something on our Facebook page while keeping anonymity so people who are hesitant to criticize the Police Department, can feel free to do that, if they have negative comments to make. Anonymity is key and we are trying to figure out a simpler way for people to access some surveys. Regarding the citizens comments, they were all positive or satisfied. The first one at the top mentions the elderly neighbors with dementia and they appreciated the officer's kind and prompt response. We had a female, that unfortunately, her dog ate some rat poison, she called the City of Fallon dispatch. Kayla Norcutt, from Animal Control, responded and her dog, Barnaby, made it through just fine. He continued reading, "every time I've had to call or interact with Fallon PD, it is positive". "I was treated respectfully, efficiently and quickly". "We are fortunate to live here in Fallon". The last one, we had a gentleman respond. He was referring to a call from six months ago and complaining, so once we navigated through that, he was still satisfied with the Fallon Police Department service, and we did reach back out to him and address the issues from this last summer. Activities and Special Events, we provided lodging to one person in the month of January. There was no indoctrination training at NAS Fallon. Volunteers in Police Services volunteered eighty-three (83) hours to the agency, including Helping Hands, Domestic Violence Meetings, and a project for our department meeting. On January 14th, Officer Jacobs, School Resource Officer, passed out lunches to students at Lahontan Elementary School. The Breakdown of Arrests includes of the five (5) felony arrests, three (3) of the arrests were on felony warrants and two (2) were on Parole and Probations violations. Of the total sixteen (16) misdemeanor arrests, eleven (11) were misdemeanor warrant arrests. Theft report breakdown is as follows: One (1) report for stolen tires, two (2) reports of siphoned gas, one (1) report of a stolen casino ticket, two (2) reports of stolen packages, one

(1) report of a stolen scooter, one (1) report of stolen license plates, one (1) report of theft from Walmart, and one (1) report of theft of food from Golden Gate gas.

Councilman Richardson said that he wanted to put on record that we received a positive correspondence from Mr. Richard Gent, Executive Director, commending Chief Alexander and his staff for the training that they shared.

Chief Alexander commented that Mr. Gent puts on a very good presentation.

Councilwoman Frost asked if the Explorer program was up and active.

Chief Alexander replied, that due to Covid-19, they have put a back-seat to the program because they don't want to expose them at the City level as well as at the School District level. They are going to try and get it revamped and up and running now that the mask mandates have been rescinded.

Public Comments

Mayor Pro Tem Frost inquired if there were any public comments. She 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.

Public Works Director Brian Byrd stated that Deb Bullock started today as the new Public Works Administrator. This is her first week and we are incredibly excited to have her and looking forward to Public Works operation running a little more efficiently. Very happy to have her.

Mayor Pro Tem Frost thanked Public Works Director Brian Byrd and welcomed Deb Bullock.

City Attorney Mike Mackedon stated that he has been the City Attorney for quite some time and during the entire time, going back to when Bob Erickson was Mayor, and the Mayor was a Councilman. During these times I don't remember a time when Ken has ever missed a meeting or even been late. So, I am assuming that there are very good reasons why he isn't here and why he isn't in that chair. Thank you.

Mayor Pro Tem Frost thanked Mike.

No further comments were made.

Council and Staff Reports

Mayor Pro Tem Frost inquired if there were any Council or staff reports.

No comments were noted.

Executive Session

Mayor Pro Tem Frost tabled the executive session, as it was not needed at this time.

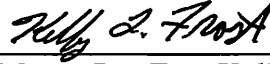
Adjournment

There being no further business to come before the Council, Councilwoman Frost adjourned the meeting at 9:30 a.m.

Attest:



Sean C. Richardson, City Clerk-Treasurer



Mayor Pro Tem Kelly Frost