



AGENDA

CITY COUNCIL MEETING

55 West Williams Avenue Fallon, NV
January 02, 2024 at 9:00 AM

The Honorable City Council will meet in a regularly scheduled meeting on January 2, 2024 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 three 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 possible approval of Council Meeting Minutes for November 3, 2023 and November 28, 2023. **(For possible action)**
5. Approval of Warrants **(For possible action)**
 - A) Accounts Payable
 - B) Payroll
 - C) Customer Deposit
6. Fallon Police Department Monthly Report for November 2023 **(For discussion only)**
7. Swearing in of new Police Officers, Michael Smiraglia and Austin Moller. **(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 December 27, 2023 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/>).

/s/ 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 775-423-5104 in advance so that arrangements may be conveniently made.

**MINUTES
CITY OF FALLON
55 West Williams Ave
Fallon, Nevada
November 3, 2023**

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

Present:

Mayor Ken Tedford
Councilwoman Kelly Frost
Councilwoman Karla Kent
Councilman Paul Harmon
Chief of Staff Bob Erickson
City Attorney Mike Mackedon
Deputy City Attorney Trent deBraga
Deputy City Attorney Sean Rowe
Public Works Director Brian Byrd
Deputy Public Works Director Ryan Swirczek
Deputy Public Works Director Glen Radtke
Deputy Public Works Director Adrian Noriega
City Clerk-Treasurer Sean Richardson
Deputy City Clerk Elsie Lee
Deputy City Clerk Michael O'Neill
Chief of Police Ron Wenger
Captain Daniel Babiarz
City Engineer Derek Zimney

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

Mayor Ken Tedford led the Pledge of Allegiance.

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

City Clerk-Treasurer Sean Richardson advised that the agenda was posted in compliance with the NRS requirements.

Public Comments

Mayor Ken 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.

Introduction and possible proposal of Bill No. 795: An ordinance Designated by the Short Title “2023 Landfill Enterprise Revenue Bond Ordinance”; Providing for the Issuance by City of Fallon, Nevada of its Landfill Enterprise Revenue Bond, Series 2023; Providing the Form, Terms and Conditions of the Bond, the Use of its Proceeds and Providing for the sale Thereof; Securing its Payment by a Pledge of Revenues Derived From the Landfill Enterprise of the City; Ratifying Action Previously Taken Toward the Issuance Of The Bond; And Providing For Adoption as if an Emergency Exists. (For possible proposal)

Sean Richardson stated that prior to addressing this Agenda Item he would provide the Council with an overview. Agenda items 4, 5, and 6 collectively enable the city to issue a bond to support the City’s Landfill Enterprise in an amount, not to exceed, \$4,110,000.00. The proceeds from the bonds shall be used to offset the costs of operating the Landfill. Primarily, these proceeds are intended to allow for capital improvements for the Landfill to support its continued and expanded operations. To issue the bond, the Council must adopt an ordinance. A copy of the Ordinance has been provided in your Agenda Packet. During Agenda Item 4, the proposed ordinance, called a bill at this point of process, is read by title and summary to the City Council, after which, I would need a councilmember to propose the bill. Because the bill deals with the sale and issuance of a bond, it may proceed as though an emergency exists. Therefore, in Agenda Item 5, the Council commences a public hearing on the bill. Following any public comment or discussion, Agenda Item 6 brings the bill back to the Council for consideration and possible adoption of the bill as an ordinance of the City. For this bill to be adopted in this procedural manner requires the consent of all members. Present here today, for this special meeting, is Scott Shaver, our bond council. Unless there are any questions, we can proceed with Agenda Item 4 and the introduction of the bill. Bill 795 was included in your packet. Following the call for this special meeting, our consultant and bond council amended the language of the bill to reflect a few necessary changes. These amendments are set forth in a redlined copy of the bill that staff have provided to the Council and public this morning. As you can see, from the redlined copy, the substantive changes are as follows: The amount to exceed has been changed from \$4,100,000.00 to \$4,110,000.00, on the advice of our Bond Consultant Marty Johnson. Section 39, added by Bond Counsel, makes it explicit that the City will not be able to use proceeds from this bond to service other securities. The proposed bill will now be read by Title and Summary to the Council: 795, titled An Ordinance Designated by the Short Title “2023 Landfill Enterprise Revenue Bond Ordinance”; Providing for the Issuance by City Of Fallon, Nevada of its Landfill Enterprise Revenue Bond, Series 2023; Providing the Form, Terms and Conditions of the Bond, the Use of its Proceeds and Providing for the Sale Thereof; Securing its Payment by a Pledge of Revenues Derived From The Landfill Enterprise of the City; Ratifying Action Previously Taken Toward the Issuance Of The Bond; And Providing For Adoption as if an Emergency Exists. By way of summary, this is an ordinance authorizing the issuance of the City of Fallon, Nevada Landfill Enterprise Revenue Bond, Series 2023 and providing other matters related thereto. Having introduced the bill, the chair may now ask for a council member to propose this ordinance.

Councilman Harmon introduced the ordinance, as read by City Clerk Richardson, and proposed the bill.

Public Hearing on Bill No.795: An Ordinance Designated by the Short Title “2023 Landfill Enterprise Revenue Bond Ordinance”; Providing for the Issuance by City of Fallon, Nevada of its Landfill Enterprise Revenue Bond, Series 2023; Providing the Form,

Terms and Conditions of the Bond, the Use of its Proceeds and Providing for the Sale Thereof; Securing its Payment by Pledge of Revenues Derived From The Landfill Enterprise of the City; Ratifying Action Previously Taken Toward the Issuance Of The Bond; And Providing For Adoption as if an Emergency Exists. (For discussion only)

Mayor Tedford inquired if there were any public comments.

No comments were noted.

Councilwoman Kent inquired on the terms of the loan.

City Clerk Treasurer Sean Richardson stated we are in the process and haven't hit the bank for process or terms at this point.

Councilwoman Kent inquired if this was for the two pieces of equipment at the landfill that were lost.

City Clerk Treasurer Sean Richardson stated that it is definitely for one right now. The City's Landfill suffered serious damage when its compactor was damaged by fire on August 30, 2023. We are anticipating replacing that piece of equipment. We also have multiple pieces of equipment out there that are near the end of their useful life. The additional capital would provide replacement or make an overhaul of that equipment.

Councilman Harmon stated that he was curious about the change in the amount of the money requested. What is the significance of that \$10,000.00?

City Clerk Treasurer Sean Richardson stated that before this ordinance, our consultant goes out and talks to banks. We get bids on interest rates, even though we don't strictly look at interest rates, we also look at pre-payment penalties. If we were to choose a pre-payment option, where we have the option to pre-pay at any time versus waiting ten (10) years from now before we can refinance or pay it off, we want to have that option. The Bond Market right now is very unstable and has gone up quickly and fast. We felt that if we can pay a little bit of substantial up-front bank fee, that would allow us to potentially refinance or refund this bond in a couple of years, we will make that additional bank fee back quickly. This gives us that option during the application process.

Deputy City Attorney Rowe stated that he would like to make some clarification comments. This is only the advice of our consultant, as he is going out, and trying to find terms and the banks that will issue these for more terms. This will give us better options. The use of the proceeds from this bond can be used intently for any landfill operations and primarily for capital purchases. Its use is not strictly confined to just those purchases mentioned.

Mayor Tedford inquired if there were any further questions or comments from the Council or the public.

No further comments were noted.

Consideration and possible adoption of Bill No. 795 as Ordinance No. 777: An Ordinance Designated by the Short Title "2023 Landfill Enterprise Revenue Bond Ordinance"; Providing for the Issuance by City of Fallon, Nevada of its Landfill Enterprise Revenue Bond, Series 2023: Providing the Form, Terms and Conditions of the Bond, the Use of its Proceeds and Providing for the Sale Thereof; Securing its Payment by a Pledge of Revenues Derived From The Landfill Enterprise of the City; Ratifying Action Previously Taken Toward the Issuance Of The Bond; And Providing For Adoption as if an Emergency Exists. (For possible Action)

City Clerk Treasurer Sean Richardson stated that the City's Landfill suffered serious damage when its compactor was damaged by a fire on August 30, 2023. Adoption of Bill Number 795 as Ordinance Number 777 will allow the City to issue revenue bonds to fund the procurement of a new compactor as well as acquire, improve, equip, operate, and otherwise maintain the City's Landfill Enterprise. If adopted, the ordinance authorizes the City Clerk Treasurer to solicit bids for the Bond and accept a binding bid for the Bond from the best bidder consistent with the terms and conditions required by this Ordinance. City Staff recommend adoption of the amended Ordinance for the purpose of obtaining important funding for the Landfill Enterprise.

Mayor Tedford inquired if there were any public comments.

No comments were noted.

Councilman Harmon motioned to approve the adoption of Bill NO. 795 as Ordinance No. 777: An Ordinance Designated by the Short Title "2023 Landfill Enterprise Revenue Bond Ordinance"; Providing for the Issuance by City of Fallon, Nevada of its Landfill Enterprise Revenue Bond, Series 2023: Providing the Form, Terms and Conditions of the Bond, the Use of its Proceeds and Providing for the Sale Thereof; Securing its Payment by a Pledge of Revenues Derived From The Landfill Enterprise of the City; Ratifying Action Previously Taken Toward the Issuance Of The Bond; And Providing For Adoption as if an Emergency Exists; 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 comments were noted.

Council and Staff Reports

No further 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 9:22 a.m.

Mayor Ken Tedford

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

**MINUTES
CITY OF FALLON
55 West Williams Ave
Fallon, Nevada
November 28, 2023**

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

Present:

Mayor Ken Tedford
Councilwoman Kelly Frost
Councilwoman Karla Kent
Councilman Paul Harmon
City Attorney Mike Mackedon
Chief of Staff Bob Erickson
Deputy City Attorney Sean Rowe
Public Works Director Brian Byrd
Deputy Public Works Director Adrian Noriega
Deputy Public Works Director Glen Radtke
Chief Ron Wenger
Captain John Riley
City Clerk Treasurer Sean Richardson
Deputy City Clerk Elsie Lee
Deputy City Attorney Michael O'Neill
Engineer Derek Zimney
Judge Pro Tem Jared Dooley

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 Treasurer Sean Richardson advised that the agenda was posted in compliance with the NRS requirements.

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.

Mayor Tedford inquired if there were any public comments.

Geof Knell of 261 Serpa Place addressed the Council.

- Read scriptures from Isaiah 5:20; Jude 22.

- Made comments regarding an incident at a Democratic Party event.
- Made comments about the bills that the Democratic Party passed.
- Made comments about meeting with the Chief of Staff regarding these bills.
- Made comments regarding receiving an 86-letter and his 1st Amendment Right.
- Made threats to sue the City regarding the 86-letter.

Mayor Tedford inquired if there were any further public comments.

No further comments were noted.

Consideration and possible approval and adoption of Resolution No. 24-01: A resolution authorizing medium-term obligations in an amount of up to \$10,000,000 to finance all or a portion of the cost of water projects, sewer projects, airport projects, street improvements, park improvements, and City Hall upgrades; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada; providing certain details in connection therewithin; authorizing the City Staff to arrange the terms of such medium-term obligations; and providing the effective date hereof.

City Clerk Treasurer Sean Richardson stated that over the last several years, City Staff has identified and prioritized numerous capital needs and projects. The first of the projects have been completed or nearly completed with the assistance of ARPA funds. Other projects have been approved for funding through Community Project Funds from our Nevada congressional delegates, in addition, to pending State funds. Most, if not all, of these pending projects will not be fully covered by the grants and require City funds. The timing of the grant proceeds has been delayed and very unpredictable. City funds will be required at some point, but the amount and time is still unknown. To assist in the readiness, the medium-term obligation authorization and approval from the department of taxation are the first steps which can greatly expedite the bond approval process when needed. City Staff are requesting a total medium-term obligation authorization amount up to \$10,000,000 for water projects, sewer projects, airport projects, street improvements, park improvements, and City Hall upgrades. Staff have been working with our financial consultant, Marty Johnson, and bond counsel, Scott Shaver, to prepare the attached resolution 24-01. If the resolution is approved, we would then forward the necessary documents to the Nevada Department of Taxation for their approval. Once we have taxation's approval, the financing is authorized and can be issued in one or more series during the next 18 months subject to several guidelines, including a Bond Ordinance adopted by the City Council. The first step in issuing medium-term obligations as the statute requires is that we hold a public hearing that allows for public comment prior to closing of the public hearing. The public hearing notice was published in the Fallon Post on 11/17/23.

Mayor Tedford stated that this is the time to have a public hearing on Resolution 24-01. Public comment was opened at this time.

Councilwoman Kent asked for clarification on the perimeters of the \$10,000,000 approval.

City Clerk Treasurer Sean Richardson stated that today, the Council would be authorizing \$10,000,000 that would allow City Staff to potentially look at financing for several projects. There are several projects listed and we aren't exactly sure where we will be in our grant funding and the budget. We know that there is going to be a need for some City funds, and don't know exactly at what time we will need them. To be ready for an upcoming project or grant funding, we would know what we need for funding on certain projects. At that point, we have authorization for up to \$10,000,000 in funding, and we will return to the Council to inform you how much is needed for that specific project, how it will be paid, and the timeframe. Today, we

would be getting the authorization from the Council and the approval from the Department of Taxation, so we are a few steps ahead when we do need the bond, and we won't need to do this portion. When the funding is needed, we would have already completed this step and would be able to go to banks to get the best rates. There are still many other steps that we have to follow and complete. We would have to come back to Council to have a bond ordinance approved.

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

No further comments were noted, and the public hearing was closed.

Councilwoman Kent motioned to approve the adoption of Resolution No. 24-01: A resolution authorizing medium-term obligations in an amount of up to \$10,000,000 to finance all or a portion of the cost of water projects, sewer projects, airport projects, street improvements, park improvements, and City Hall upgrades; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada; providing certain details in connection therewithin; authorizing the City Staff to arrange the terms of such medium-term obligations; and providing the effective date hereof; seconded by Councilman Harmon and approved with a 3-0 vote by the Council.

Public Comments

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

Council and Staff Reports

Mayor Tedford inquired if there were any Council or staff reports.
No 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 9:17 a.m.

Mayor Tedford

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



CITY OF FALLON

REQUEST FOR COUNCIL ACTION

DATE SUBMITTED: December 26, 2023
 AGENDA DATE: January 2, 2024
 TO: The Honorable City Council
 FROM: Ronald D. Wenger, Chief of Police
 AGENDA ITEM TITLE: Fallon Police Department Monthly Report for November 2023 (**For discussion only**)

TYPE OF ACTION REQUESTED:

- | | |
|----------------------|---|
| Resolution | Ordinance |
| Formal Action/Motion | <input checked="" type="checkbox"/> Other – Discussion Only |

POSSIBLE COUNCIL ACTION: For Review Only

DISCUSSION: (Attachment, if necessary)

FISCAL IMPACT: None

FUNDING SOURCE: N/A.

PREPARED BY: Emily Rasmussen

PRESENTED TO COUNCIL BY: Chief Ron Wenger

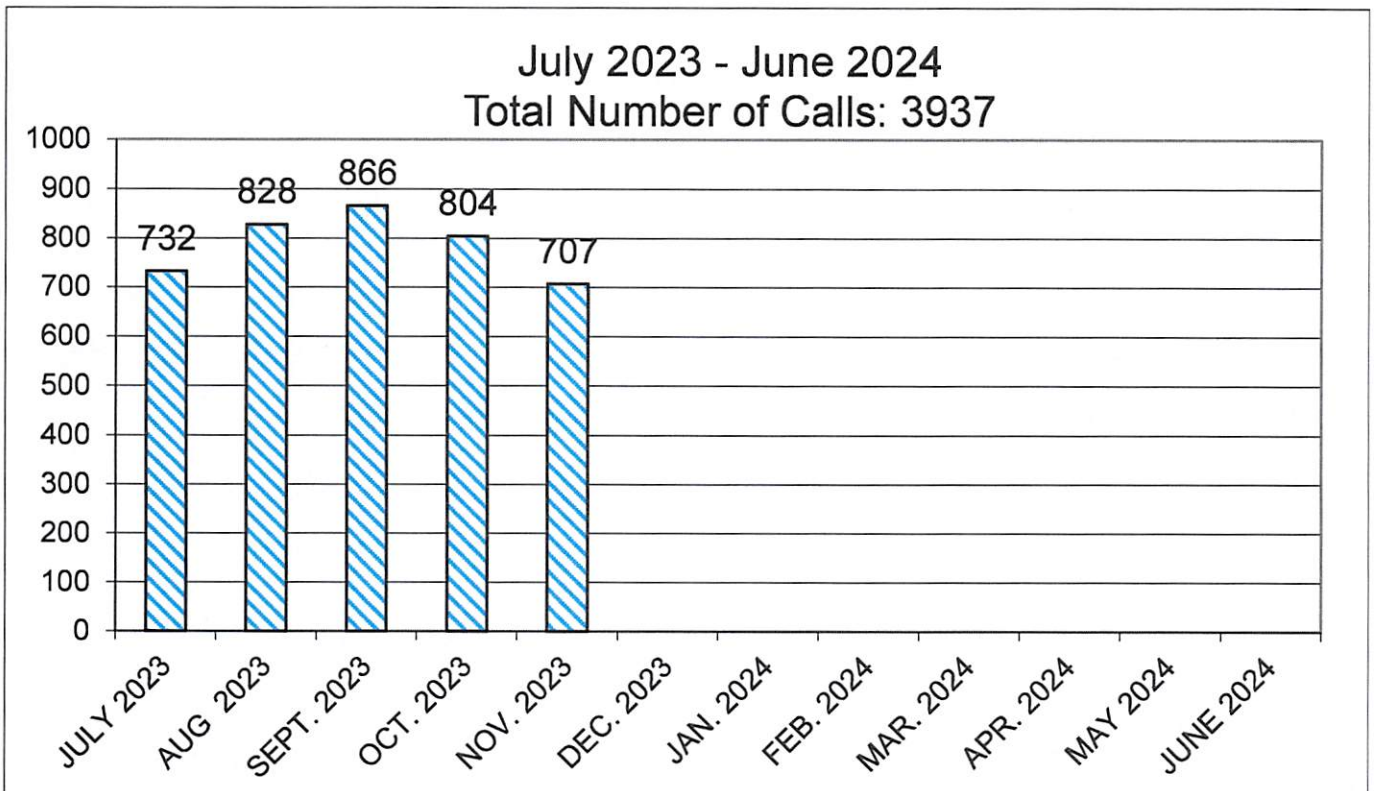
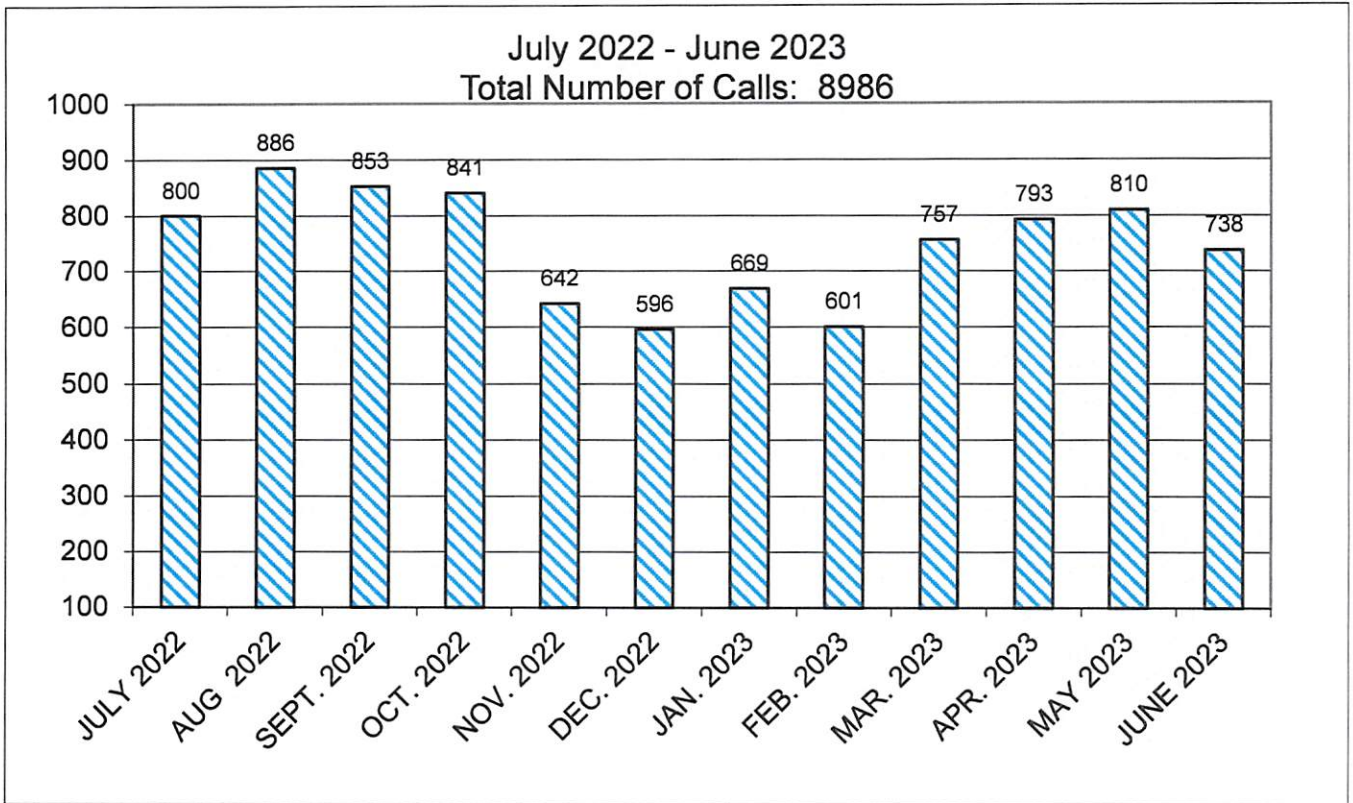
MONTHLY ACTIVITY REPORT



November 2023

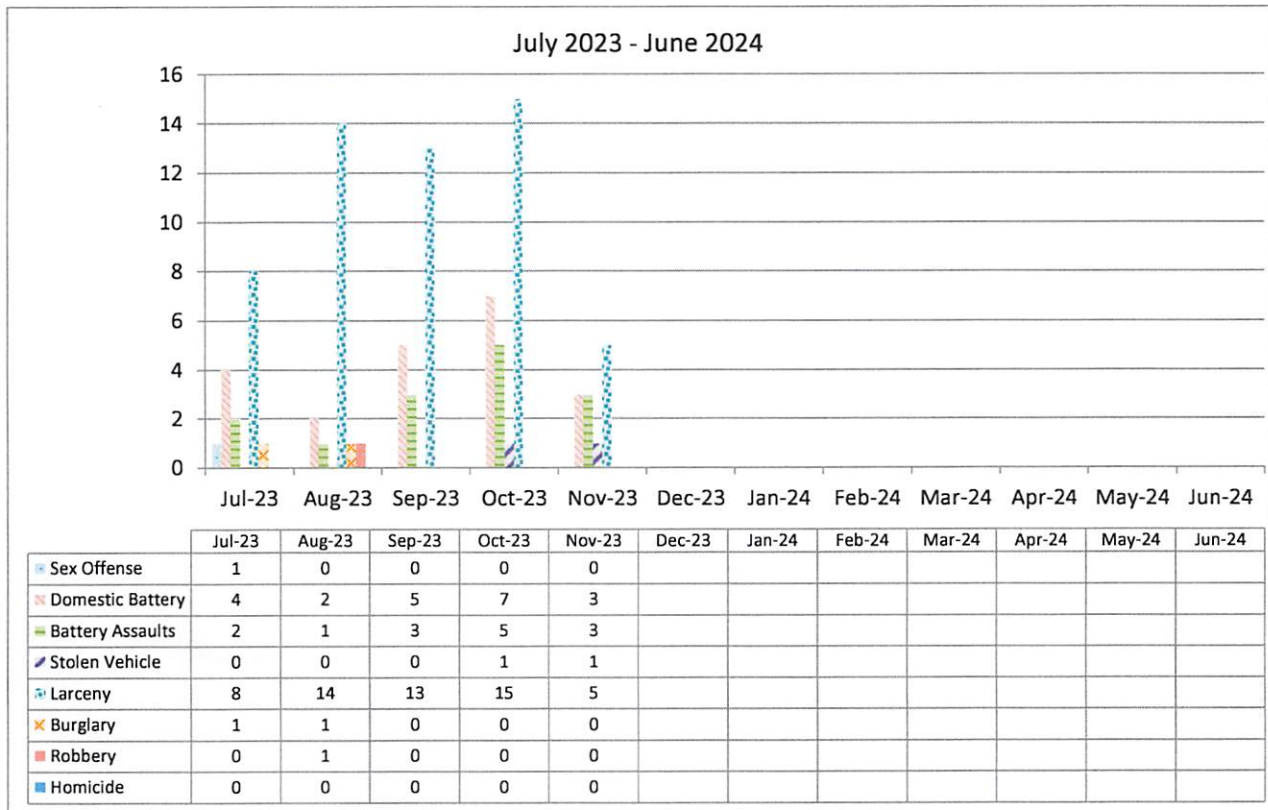
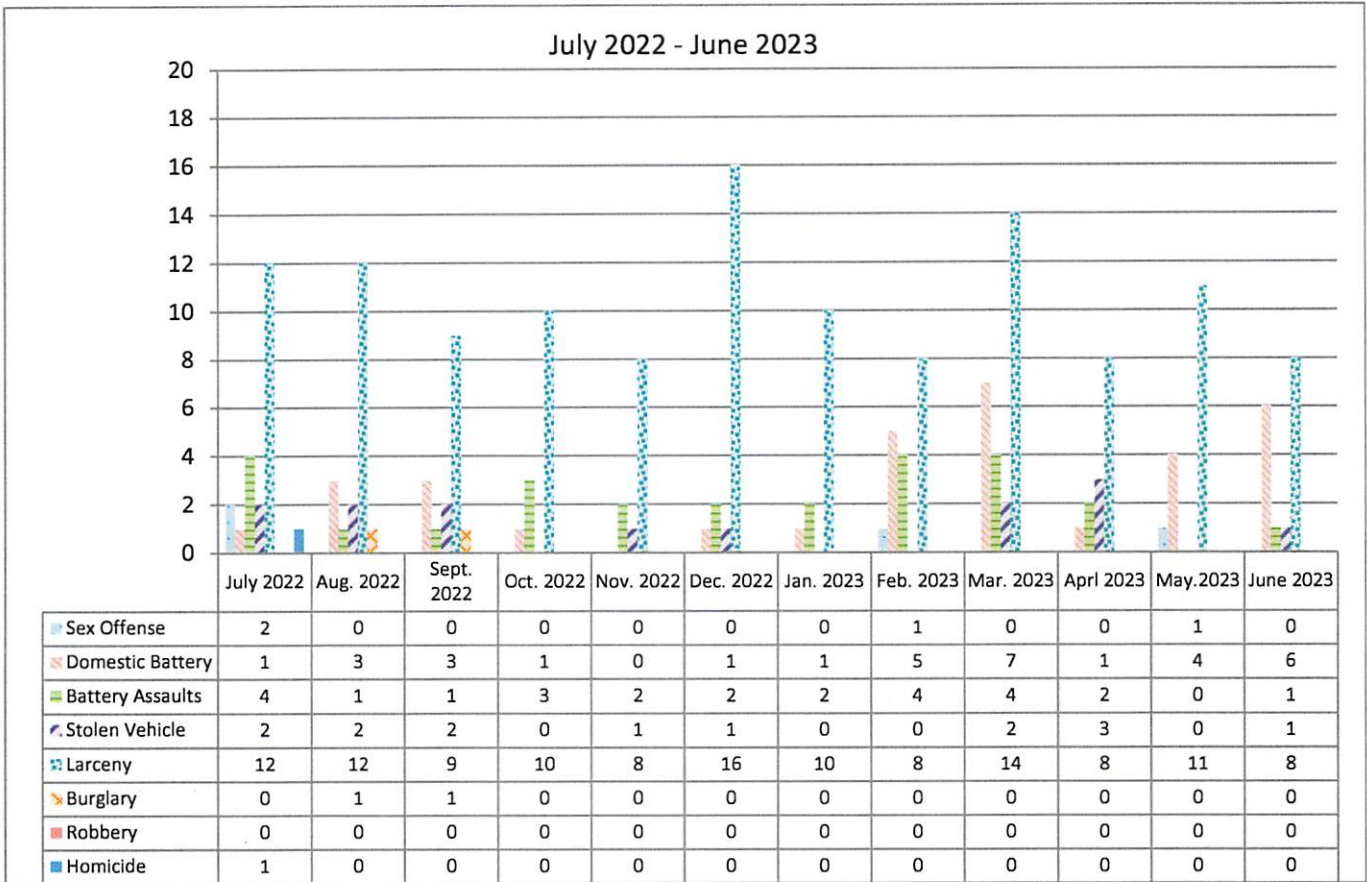
Calls for Service / Total Incidents Reported

Item 6.



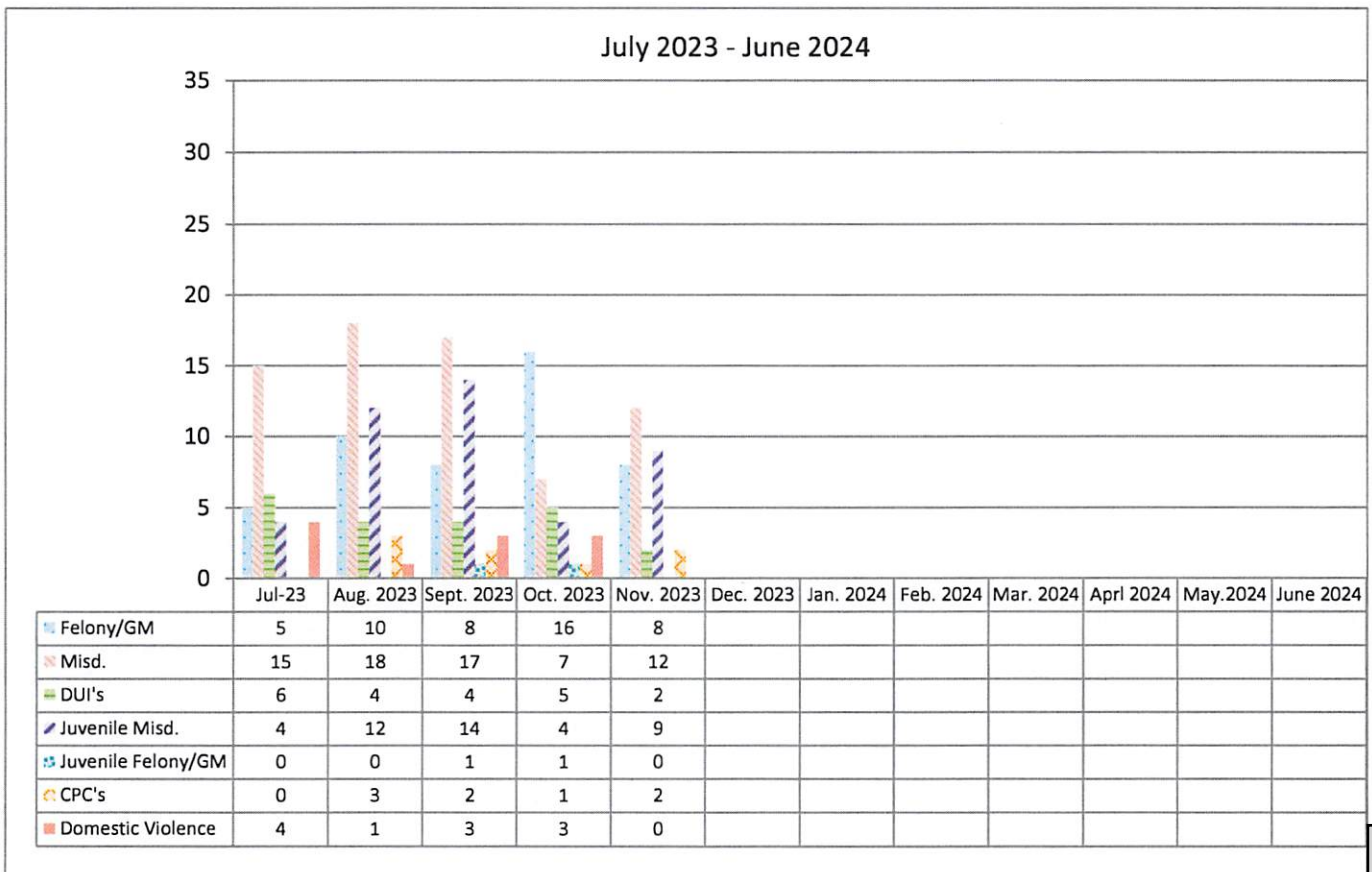
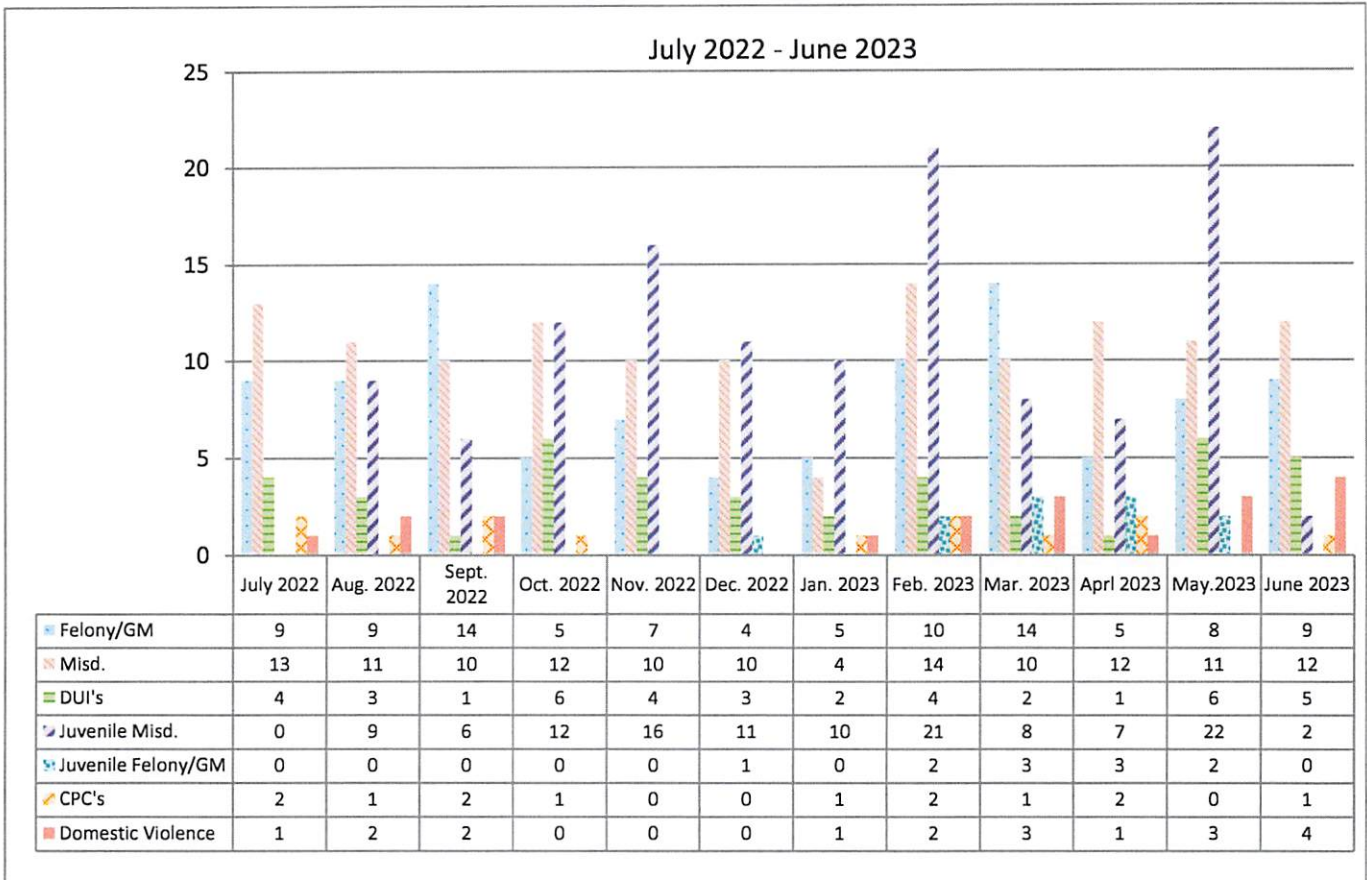
Crime Summary

Item 6.



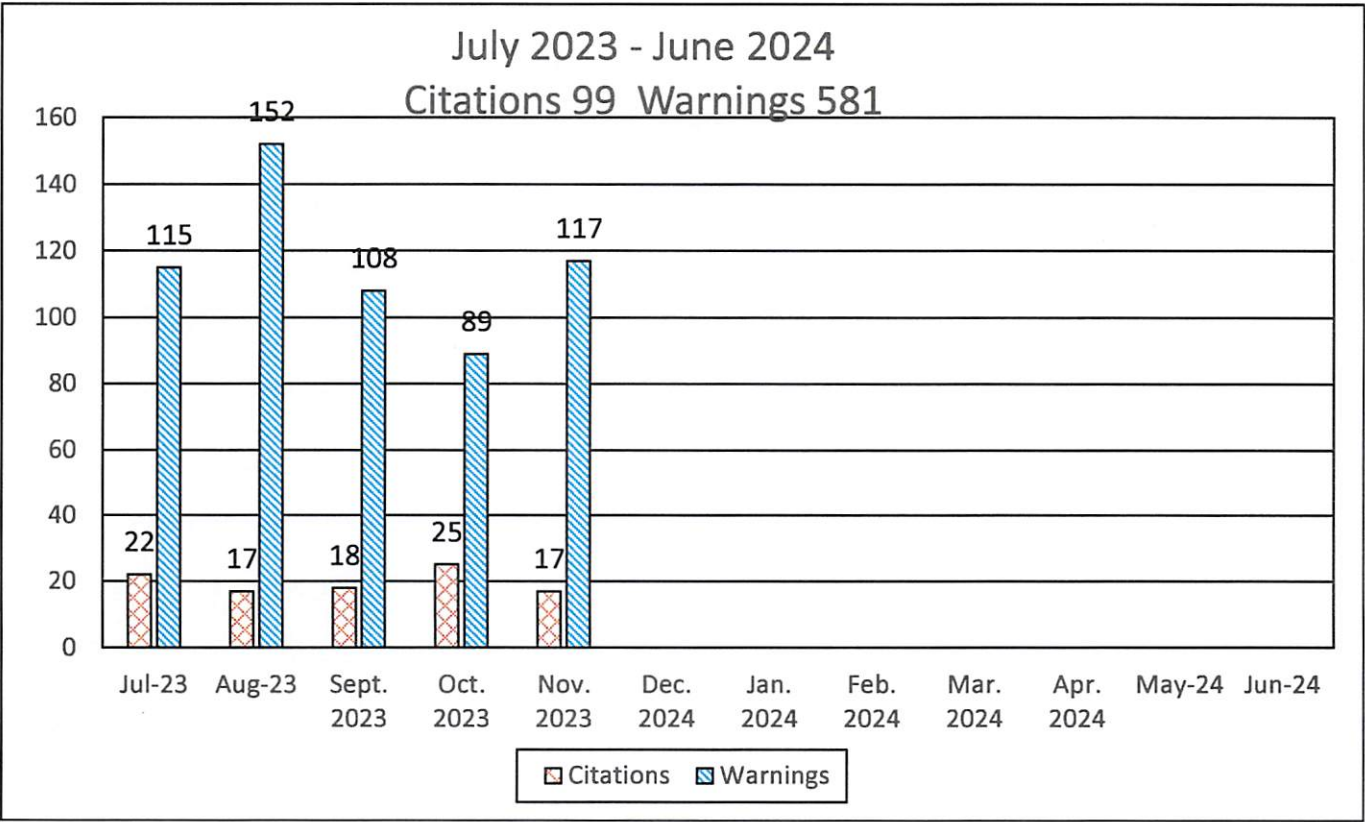
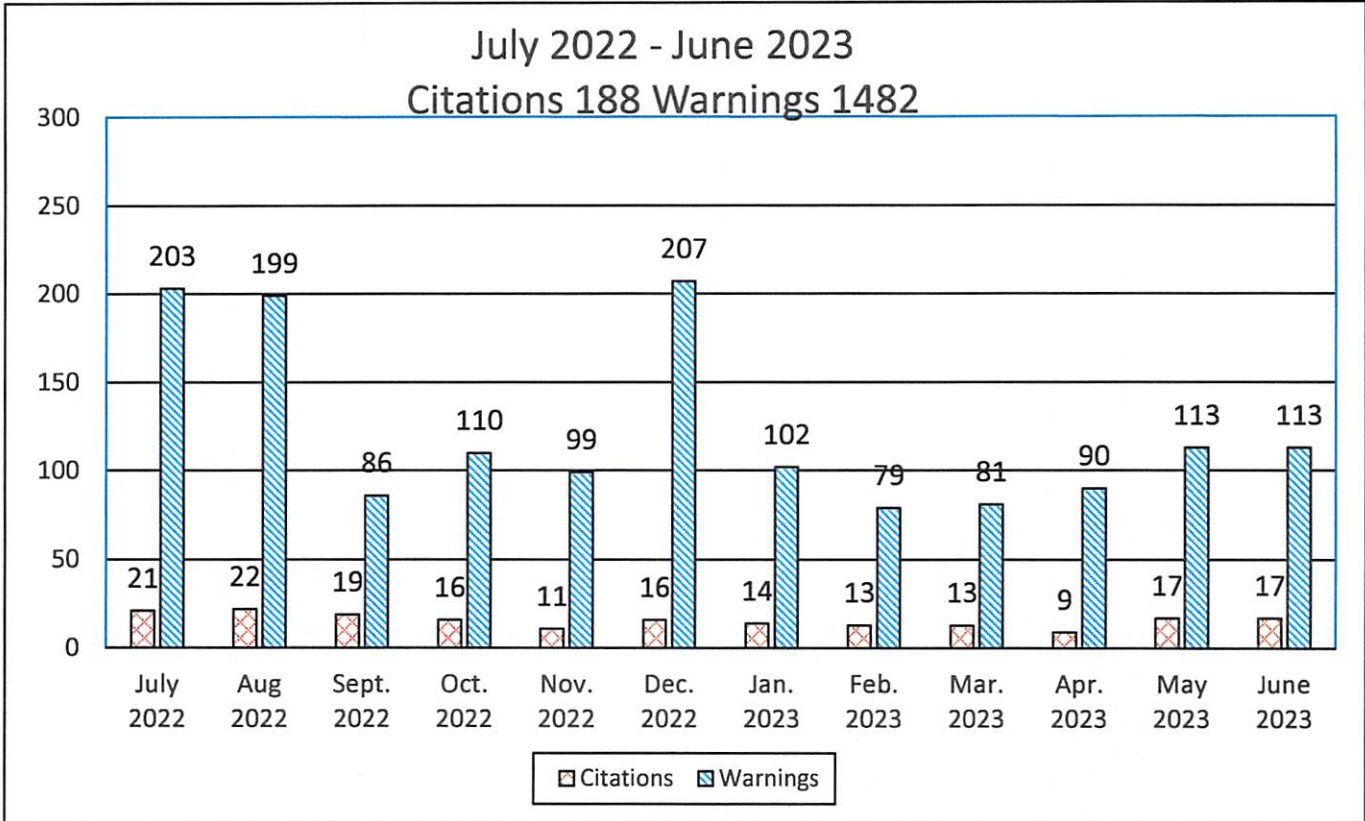
Arrest Summary

Item 6.

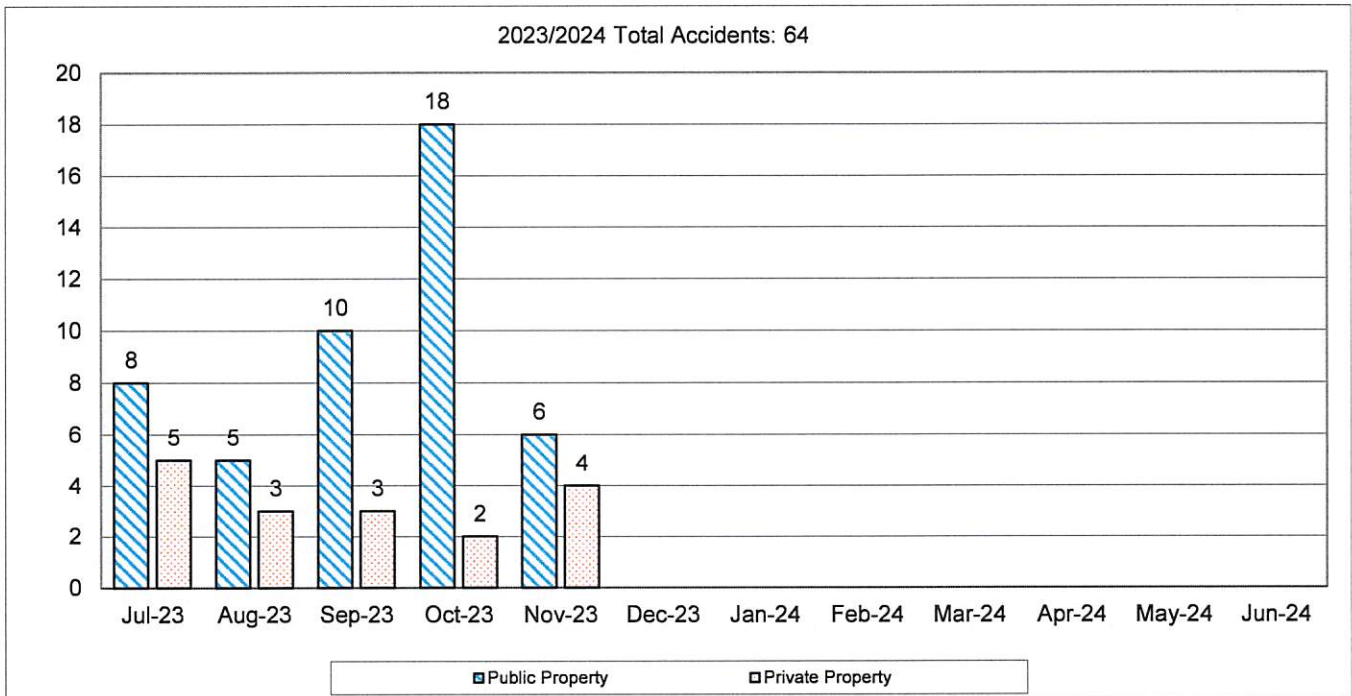
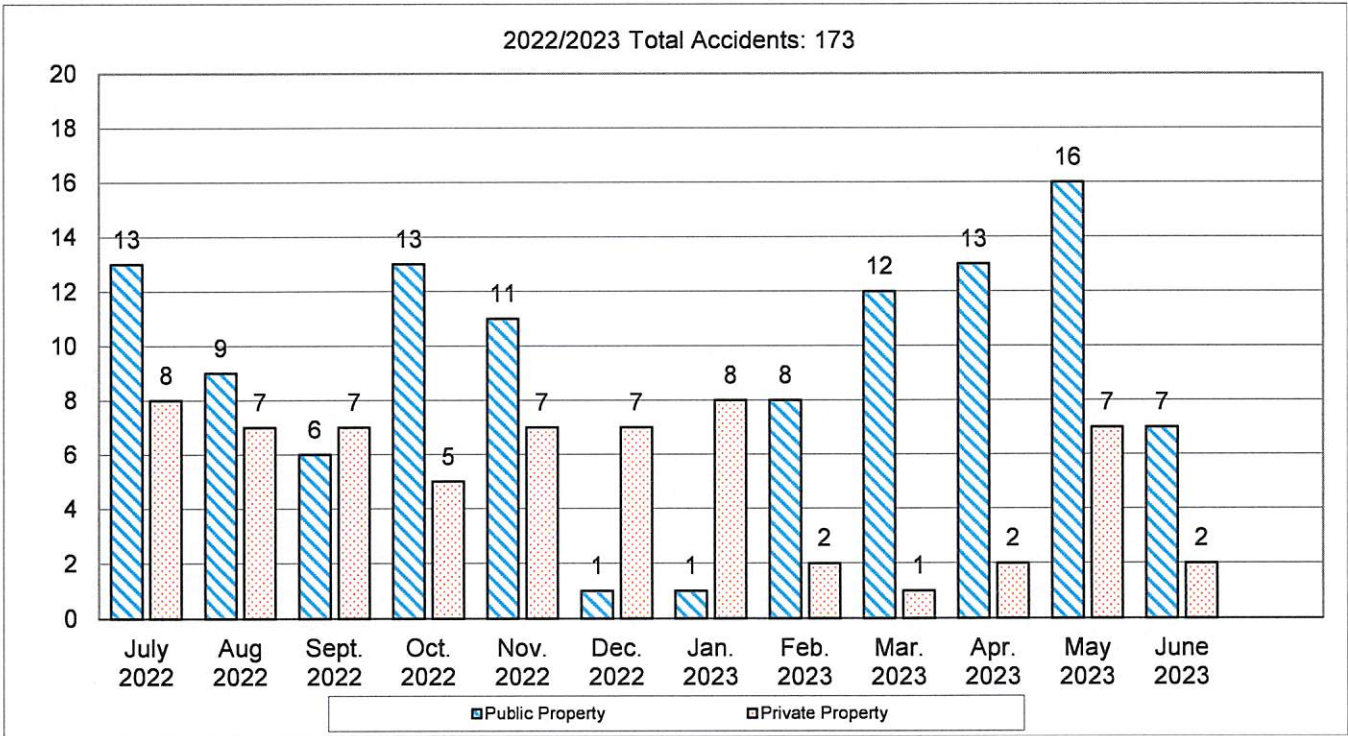


Moving Citations Traffic Warnings

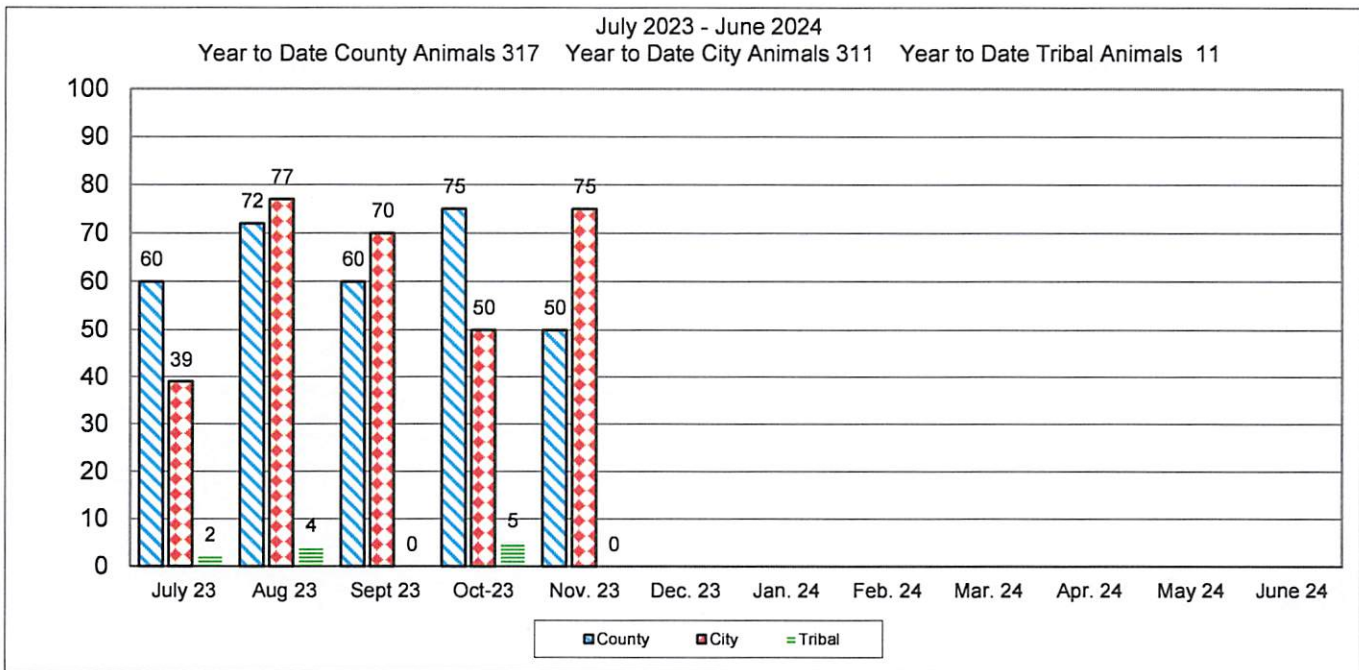
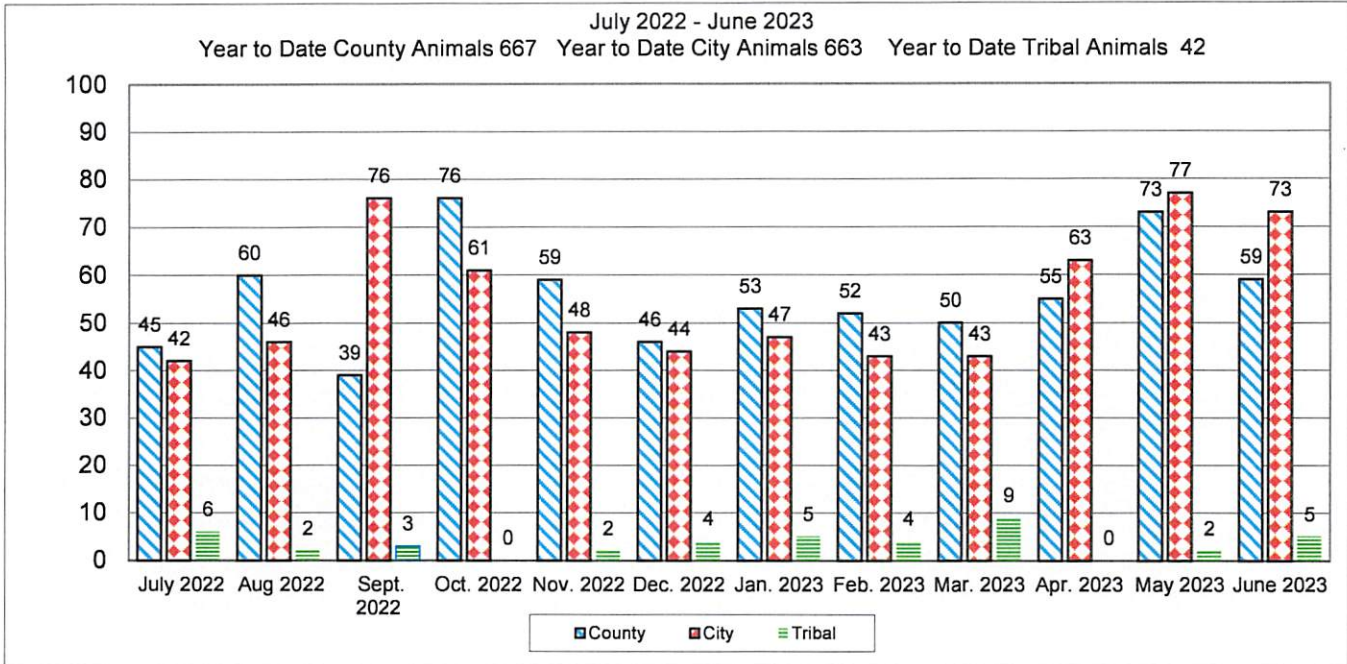
Item 6.



Traffic Accidents



Animal Shelter Services





Activity Report for November 2023

Total Service Hours	59.5
Training Hours	0
Helping Hands Contacts	0
Other Assignments: <i>Helping Hands</i>	<i>.0 hours</i>

**Fallon Police Department
Activities / Special Events
November 2023**

ASSISTANCE

During the month of November, we provided one (1) hotel room.

INDOCTRINATION

During the month of November, there was no (0) indoctrination at NAS Fallon.

VOLUNTEERS IN POLICE SERVICES

November 2023 the Fallon Police VIPS volunteered fifty-nine and one half (59.5) hours to the agency.

OTHER PUBLIC RELATIONS

During October officers conducted special detail for the following:

- On November 1st, 2023, Officers Itskin & Lawrence provided traffic control for a fountain dye.
- On November 3rd, 2023, officers provided the CCHS Volleyball team an escort to State.
- On November 19th, 2023, SRO Ugalde attended the talent show at the Epworth Methodist Church.
- On November 20th, 2023, Dispatchers Calkins & Ratliff and Officers Bloomfield & Edwards bowled in the Special Olympics Bowling Tournament in Reno.

BREAKDOWN OF ARRESTS

During the month of November, the Police Department had thirty-three (33) total arrests:

- Of the eight (8) felony arrests, six (6) were felony warrant arrests and one (1) was a P&P arrests.
- There were no (0) gross misdemeanor arrests.
- Of the twelve (12) misdemeanor arrests, all eight (8) were misdemeanor warrant arrests.
- There were nine (9) juvenile arrests, all nine (9) were misdemeanor arrests.

Fallon Police Department
Citizen Survey Results
November 2023

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

VERY SATISFIED	SATISFIED	DISSATISFIED	NO OPINION
5			1

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

VERY SATISFIED	SATISFIED	DISSATISFIED	NO OPINION
6			

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

VERY SATISFIED	SATISFIED	DISSATISFIED	NO OPINION
5	1		

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

Officer name (s) Joe Shyne, Austin Wood

Dispatcher (s) _____

	VERY SATISFIED	SATISFIED	DISSATISFIED	NO OPINION
Concern	4	1		1
Courtesy	5			1
Knowledge	5			1
Problem Solving Ability	4	1		1
Professional Conduct	4	1		1

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

VERY SATISFIED	SATISFIED	DISSATISFIED	NO OPINION
3	3		

Fallon Police Department
November 2023

Citizen Survey Comments

- I felt the officer was very concerned about my situation and took time to give me suggestions that were reasonable. Overall, I am glad I called.
- Officer Joe Shyne was so nice, understanding, and helpful.
- I called about a trailer parked on the street. The officer came out and the trailer was gone within a few days. Very satisfied with the Police Department. Many thanks to Derek with the planning department for assisting me as well.
- The employees were concerned, helpful, informational, and genuinely caring. I recovered my missing property, and know that if I need your assistance again, I will be in good hands. You all rock!
- I called in a noise complaint. The dispatcher was very polite even though I was agitated. The officer arrived quickly, and the music was turned off. Thank you.
- I was surprised that one of the most important aspects was not noted in the written report. The omission in the original written report is a tragedy. The case was re-opened, and I feel that made up for it.

This report was initially investigated/documentated by Officer Atchison. The reporting part received a copy of the call card which is what he is referring to as having omitted sections. His complaint became known to Captains, and Sgt. Jacobs was directed to re-investigate the circumstances which were submitted to the CA for warrant. Michael was ultimately satisfied with Sgt. Jacobs' investigation.

