



# AGENDA

## CITY COUNCIL MEETING

55 West Williams Avenue Fallon, NV  
April 01, 2025 at 9:00 AM

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The Honorable City Council will meet in a regularly scheduled meeting on April 1, 2025 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. Approval of Warrants **(For possible action)**
  - A) Accounts Payable
  - B) Payroll
  - C) Customer Deposit
5. Public hearing for Bill No. 803: an ordinance amending Fallon Municipal Code title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by adding section 10.64.020 prohibiting the use of engine brakes within city limits. **(For discussion only)**
6. Consideration and possible adoption of Bill No. 803: an ordinance amending Fallon Municipal Code title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by adding section 10.64.020 prohibiting the use of engine brakes within city limits. **(For possible action)**

**7. Public Comments (For discussion only)**

**8. Council and Staff Reports (For discussion only)**

This agenda has been posted on or before 9:00 a.m. on March 27, 2025 at City Hall, City's website (<https://fallonnevada.gov>) and the State of Nevada public notice website (<https://notice.nv.gov/>).

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/>) or by contacting Elsie Lee, Deputy City Clerk, City Clerk's Office, City Hall, 55 West Williams Avenue, Fallon, Nevada, 775-423-5104

/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.



# CITY OF FALLON

## REQUEST FOR COUNCIL ACTION

DATE SUBMITTED: March 25, 2025  
 AGENDA DATE: April 1, 2025  
 TO: The Honorable City Council  
 FROM: Sean Rowe, Deputy City Attorney  
 AGENDA ITEM TITLE: Public hearing for Bill No. 803: an ordinance amending Fallon Municipal Code title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by adding section 10.64.020 prohibiting the use of engine brakes within city limits. **(For discussion only)**

**TYPE OF ACTION REQUESTED:**

- Resolution
- Ordinance
- Formal Action/Motion
- Other – Discussion Only

RECOMMENDED COUNCIL ACTION: None in this agenda item, it is for public hearing for Bill No. 803 only.

DISCUSSION: Bill No. 803 was introduced at the City Council’s properly noticed regular meeting on March 18, 2025. Notice of the deposit of copies of the proposed ordinance and the public hearing date was duly published in The Fallon Post on March 21, 2025. 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. 803 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.

FISCAL IMPACT: N/A.  
 FUNDING SOURCE: N/A.  
 PREPARED BY: Sean Rowe, Deputy City Attorney

**CITY OF FALLON, NEVADA**

**BILL NO. 803**

**ORDINANCE NO. \_\_\_\_\_**

**TITLE: AN ORDINANCE AMENDING FALLON MUNICIPAL CODE TITLE 10 VEHICLES AND TRAFFIC, CHAPTER 10.64 TRUCKS, BY ADDING SECTION 10.64.020 PROHIBITING THE USE OF ENGINE BRAKES WITHIN CITY LIMITS**

**WHEREAS**, the City Council of the City of Fallon finds that the use of engine compression release brakes (commonly known as "engine brakes" or "Jake brakes") produces excessive noise that may be disruptive to the peace and quiet of the community; and

**WHEREAS**, the City Council seeks to protect the health, safety, and welfare of residents by reducing unnecessary noise pollution within City limits; and

**WHEREAS**, the prohibition of engine brakes within City limits, except in emergency situations, is in the best interest of the public and will contribute to a quieter and more livable environment.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FALLON, NEVADA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1. AMENDMENT TO TITLE 10, CHAPTER 10.64**

Title 10, Chapter 10.64 of the Fallon Municipal Code is hereby amended to add Section 10.64.020, which shall read as follows:

**10.64.020 – Prohibition of Engine Brakes**

A. No person shall use or operate an engine compression release brake (commonly referred to as an "engine brake" or "Jake brake") on any motor vehicle within the City limits of Fallon, except in cases of emergency where such braking is necessary to avoid an accident or other imminent hazard.

B. Any person who violates this section shall be subject to a civil fine in an amount to be determined by the Municipal Court.

C. This section shall not apply to emergency vehicles in the performance of their official duties.

**SECTION 2. SEVERABILITY**

If any provision of this ordinance is found to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the remaining provisions, which shall continue in full force and effect.

**SECTION 3. EFFECTIVE DATE**

This ordinance shall take effect and be in full force from and after its passage, approval, and publication as required by law.

**PROPOSED** by COUNCIL MEMBER \_\_\_\_\_.

**PASSED AND ADOPTED** this \_\_\_ day of \_\_\_\_\_, **2025**, by the City Council of the City of Fallon, Nevada.

Those voting aye: \_\_\_\_\_

Those voting nay: \_\_\_\_\_

Those abstaining: \_\_\_\_\_

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Mayor, City of Fallon

\_\_\_\_\_  
City Clerk



# CITY OF FALLON

## REQUEST FOR COUNCIL ACTION

DATE SUBMITTED: March 25, 2025  
 AGENDA DATE: April 1, 2025  
 TO: The Honorable City Council  
 FROM: Sean Rowe, Deputy City Attorney  
 AGENDA ITEM TITLE: Consideration and possible adoption of Bill No. 803: an ordinance amending Fallon Municipal Code title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by adding section 10.64.020 prohibiting the use of engine brakes within city limits. **(For possible action)**

**TYPE OF ACTION REQUESTED:**

- Resolution
- Ordinance
- Formal Action/Motion
- Other – Discussion Only

**RECOMMENDED COUNCIL ACTION:** Motion to adopt Bill No. 803: an ordinance amending Fallon Municipal Code title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by adding section 10.64.020 prohibiting the use of engine brakes within city limits.

**DISCUSSION:** This agenda item represents the Council’s opportunity to consider the proposed ordinance as they see fit. The Council is free to adopt Bill No. 803 as introduced or amend it, in any respect, prior to its adoption. The proposed ordinance, as introduced, is attached to this coversheet.

**FISCAL IMPACT:** N/A.  
**FUNDING SOURCE:** N/A.  
**PREPARED BY:** Sean Rowe, Deputy City Attorney

**CITY OF FALLON, NEVADA**

**BILL NO. 803**

**ORDINANCE NO. \_\_\_\_\_**

**TITLE: AN ORDINANCE AMENDING FALLON MUNICIPAL CODE TITLE 10 VEHICLES AND TRAFFIC, CHAPTER 10.64 TRUCKS, BY ADDING SECTION 10.64.020 PROHIBITING THE USE OF ENGINE BRAKES WITHIN CITY LIMITS**

**WHEREAS**, the City Council of the City of Fallon finds that the use of engine compression release brakes (commonly known as "engine brakes" or "Jake brakes") produces excessive noise that may be disruptive to the peace and quiet of the community; and

**WHEREAS**, the City Council seeks to protect the health, safety, and welfare of residents by reducing unnecessary noise pollution within City limits; and

**WHEREAS**, the prohibition of engine brakes within City limits, except in emergency situations, is in the best interest of the public and will contribute to a quieter and more livable environment.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FALLON, NEVADA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1. AMENDMENT TO TITLE 10, CHAPTER 10.64**

Title 10, Chapter 10.64 of the Fallon Municipal Code is hereby amended to add Section 10.64.020, which shall read as follows:

**10.64.020 – Prohibition of Engine Brakes**

A. No person shall use or operate an engine compression release brake (commonly referred to as an "engine brake" or "Jake brake") on any motor vehicle within the City limits of Fallon, except in cases of emergency where such braking is necessary to avoid an accident or other imminent hazard.

B. Any person who violates this section shall be subject to a civil fine in an amount to be determined by the Municipal Court.

C. This section shall not apply to emergency vehicles in the performance of their official duties.

**SECTION 2. SEVERABILITY**

If any provision of this ordinance is found to be invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the remaining provisions, which shall continue in full force and effect.

**SECTION 3. EFFECTIVE DATE**

This ordinance shall take effect and be in full force from and after its passage, approval, and publication as required by law.

**PROPOSED** by COUNCIL MEMBER \_\_\_\_\_.

**PASSED AND ADOPTED** this \_\_\_ day of \_\_\_\_\_, **2025**, by the City Council of the City of Fallon, Nevada.

Those voting aye: \_\_\_\_\_

Those voting nay: \_\_\_\_\_

Those abstaining: \_\_\_\_\_

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Mayor, City of Fallon

\_\_\_\_\_  
City Clerk



# THE FALLON POST



Legal Notice Account  
Nicole Dooley  
City of Fallon  
55 W. Williams Ave.  
Fallon, Nevada 89406

Rachel Dahl says:  
That she is the legal clerk of  
*The Fallon Post*, a newspaper published  
Friday in Fallon, in the State of Nevada

Copy Line:  
**BILL NO. 803**

Ad #: 6301  
of which a copy is hereto attached, was  
published in said newspaper for the full  
required period of ONE time, beginning  
on March 21, 2025, all days inclusive.

Signed: \_\_\_\_\_  
Date: March 21, 2025, State of Nevada,  
Fallon

This is an original electronic affidavit.  
Price: \$92.69

**CITY OF FALLON**  
**NOTICE OF DEPOSIT**  
**OF COPIES AND**  
**PUBLIC HEARING**  
**TO ADOPT BILL NO. 803**

Notice is hereby given that the Honorable City Council of the City of Fallon will hold a Public Hearing on Tuesday, April 1, 2025, at 9:00 a.m. in the City Council Chambers, City Hall, 55 West Williams Avenue, Fallon, Nevada 89406, to consider possible adoption of Bill No. 803, an Ordinance Amending Fallon Municipal Code Title 10 Vehicles and Traffic, Chapter 10.64 Trucks, by Adding Section 10.64.020 Prohibiting the Use of Engine Brakes Within City Limits.

Notice is hereby further given that copies of the Bill have been deposited with the City Clerk, City Hall, 55 West Williams Avenue, Fallon, Nevada 89406, for public examination and distribution upon request. Members of the public may request a copy of the Bill by contacting Elsie Lee, Deputy City Clerk, at 775-423-5104 or elee@fallonnevada.gov.

Published in  
*The Fallon Post*  
March 21, 2025  
Ad #6301