

**MINUTES  
CITY OF FALLON  
55 West Williams Ave  
Fallon, Nevada  
April 18, 2023**

The Honorable City Council met in a regular 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  
City Clerk-Treasurer Sean Richardson  
Deputy City Clerk Elsie Lee  
Deputy City Clerk Michael O'Neill  
Captain Ron Wenger  
Captain John Riley  
Director of Tourism Jane Moon

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.

## **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 Harmon and approved with a 3-0 vote by the Council.

**Consideration and possible action to approve a construction change order to a previously approved contract with A&K Earthmovers of Fallon, Nevada, in order to install approximately 1,420 linear feet of 8” water main throughout portions of West A Street, in the amount of Four Hundred Sixteen Thousand Eight Hundred and Eighty Dollars (\$416,880.00).**

Public Works Director Brian Byrd stated that on October 7, 2022, the City Council voted to approve a construction contract with A&K Earthmovers that would allow for the reconstruction of portions of West A Street, Taylor Street, North Whitaker Lane, and the entirety of Rancho Drive. During the course of construction, it was identified that the subsurface condition of an 8” water main that serves West A Street was originally installed at a substandard depth. In conjunction with Lumos & Associates, City staff gathered additional information on the depth of the 8” water main that runs parallel to West A Street. At its shallowest point, the top of the 8” water main sits only 12” from the top of the pavement. The existing depth does not allow for proper compaction of subgrade during the reconstruction phase and if not repaired appropriately would ultimately lead to an expedited pavement failure. It is understood that the original water line was installed in the 1960’s and was constructed out of cast iron steel, which would be unlikely to withstand the vibratory equipment needed to successfully reconstruct this particular roadway section. Additionally, a waterline located at this substandard depth could be subject to freezing conditions. In addition to the fiscal impact of the change order the proposed change would add 25 working days to A&K Earthmovers’ previously approved contract.

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

Councilwoman Kent asked which section of A Street this section is located.

Public Works Director Brian Byrd stated that there is 1,420 feet, starting at Venturacci and going approximately halfway between Taylor and Russell streets.

Councilwoman Kent inquired about what material is on the other side of the pipe.

Public Works Director Brian Byrd stated that the entire pipe is cast iron, but it reaches an appropriate depth, it runs downhill. Once it reaches that location, it is a depth that is appropriate for us to properly construct the roadway. We were unaware of how shallow it was on the West side of A Street.

Councilwoman Kent inquired if the pipe would remain with the cast iron material.

Public Works Director stated that it will remain cast iron.

Councilman Harmon inquired if there is a chance that we may run into this on the other 3 streets that are a part of this project.

Public Works Director Brian Byrd stated that the depths have all been identified for the other streets after we realized we had this condition. When we evaluated the other streets’

depth, we found they were all at an appropriate depth to construct the streets without any further replacements. It is difficult because the iron pipe does have a long lifespan. We get into this situation where we are doing road reconstructions and we want to do as much pavement improvement as possible throughout the City while maximizing the useful life of the water mains. There could be 2 or 3 road reconstructions done in the lifespan of an 8" water main. It seems counterintuitive to do a reconstruction and not replace a water line that was done in the 1960's, but you still have half of its useful life. So, hopefully the next time, in 40 or 50 years, the timing to replace that water line, is similar to the replacement of that roadway.

Mayor Tedford inquired if there was a count of how many homes this will impact.

Brian Harer with Lumos & Associates addressed the Council. There are quite a few. That 8" water line feeds through the alleys to the north and to the south. It is really going to be all of those residents that are directly north and south of the street that are going to be impacted.

Mayor Tedford stated that he would like to get a count of the homes impacted.

Public Works Director Brian Byrd stated that he would get that for the Mayor.

Councilwoman Kent inquired on how long this project will take.

Public Works Director Brian Byrd stated that he believed it would take 25 additional days. A&K Earthmovers provided a paving schedule, and we are still relatively on track for when we intended on paving, the first of June and throughout June, we will be seeing pavement going down on A Street, Rancho, and Whitaker.

Councilwoman Kent inquired on the length of time the residents would be without water.

Public Works Director Brian Byrd stated that the time residents will be without water will be limited. We wouldn't be able to reconstruct A Street if we didn't replace this waterline. So, it is unfortunate that we are here. I am asking Council to approve a change order. The one thing I am confident about is that A&K Earthmovers' number is competitive, if we compare it to other projects we have going with Broadway and Sherman. The unit costs are comparable and other projects throughout our region are right in line. Anytime I bring a change order to the Council I am always nervous that it isn't a competitive price. I am not in this situation.

Mayor Tedford thanked Public Works Director Brian Byrd.

Councilwoman Frost wanted confirmation from Public Works Director Brian Byrd that when this water line is installed that the effected residents without water are notified appropriately.

Public Works Director Brian Byrd stated that they will be informed appropriately. We will make sure that we give them more notice than we usually do because of the circumstances. We follow NBP procedures for any connection into the existing water system.

Councilwoman Frost stated that she believes the change order is appropriate, in the sense that we want to be sure we do it correctly this time around, so we don't run into problems down the road, or have to destroy brand new pavement.

Public Works Director Brian Byrd stated that this is the shallowest water line he has ever dealt with. We have some variance in there where we can feel comfortable, but 12" is not that.

Mayor Tedford inquired if there were any questions/comments from the public.

No further comments were noted.

No comments were noted.

Councilwoman Frost motioned to approve a construction change order to a previously approved contract with A&K Earthmovers of Fallon, Nevada, in order to install approximately 1,420 linear feet of 8" water main throughout portions of West A Street, in the amount of Four Hundred Sixteen Thousand Eight Hundred and Eighty Dollars (\$416,880.00); seconded by Councilman Harmon and approved with a 3-0 vote by the Council.

### **Fallon Police Department Monthly Report for March 2023.**

Chief Ron Wenger presented the March monthly report. The report will compare 2023 crime, traffic stop, and traffic accidents statistics to 2022. He added that there were 757 total calls-for-service this month compared to 678 last year.

- Crime Summary: 7 total Domestic battery up by 1 from last year; resulted in 3 – adult arrests, 3 – juvenile arrests, and 1 warrant requested after the subject fled the scene.
- Arrest Summary: 4 batteries equal to March of 2022, in which 1 was closed by arrest and 1 warrant was issued, 2 are still under investigation. 35 total arrests, 23 – adults, 3 for Domestic Battery, 2 DUI's, 2 for Battery, 1 for Trespass, and 1 for Theft of Auto, 1 for Disorderly Conduct, 1 for Civil Protective Custody, and 11 for outstanding warrants. 1 citation was issued in lieu of arrest. 12 – Juvenile Arrests, 2 – Disturbance of School, 1 for Felony Drug charges, 1 for making threats at the school, 1 for Felony Arson at the school, 1 for Disorderly Conduct and Disrupting the School, 3 for Domestic Battery at home, and 3 citations in lieu of arrest. Additionally, Fallon Police Officers forwarded 17 cases with warrant requests to local prosecutors.
- Theft calls: 2 stolen vehicles in the City – 1 with an easily manipulated ignition, and 1 that was left running in front of a liquor store, both vehicles were recovered. 14 thefts, we are up 4 from last year in which 5 were closed due to lack of evidence and 6 are still under investigation, and 3 were closed with warrants requested. Of the thefts, the following items were reported stolen: personal items shoplifted from CVS, stolen cash from a self-checkout, personal items – alcohol, groceries, tents, sleeping bag, men's boots, bedding, and coffee maker were shoplifted from Walmart in 6 separate incidents. Tools shoplifted from Louie's Home Center, stolen Southwest Gas transmitter was located on the street after being stolen, a stolen license plates from the Systems Consultants lot, stolen chameleon lizard from the Family Pet Connection, stolen cell phones and handgun from a residence, and an E-bike from the front of the Nugget.
- Moving Citations/Traffic Warnings: 13 citations and 81 warnings, down from 156 traffic stops in March 2022.
- Public Property Accidents: Slight increase – 12 reported this March and 9 from last year, and a decrease in Private Property Accidents, with one reported this month as opposed to 4 last March.
- Animal Shelter Services: Total 102; Churchill County – 43; City – 52; Tribal entities – 9
- Volunteers in Police Services: Contributed 123 hours to the agency through Helping Hands and other assignments.
- Assistance: 1 bus ticket
- Detective Goodrick and Sergeant Perez provided indoctrination training at NAS Fallon.
- Public Relations: Officer Atchison read to the Lahontan Elementary School, Sergeant Zamora attended an Auxiliary meeting at Banner Hospital, Officer Bloomfield completed a presentation at the Churchill County Middle School regarding bullying.
- Department Citizen Surveys: 3 total surveys were returned; 2 were Very Satisfied and 1 Satisfied

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

Councilwoman Frost stated that she noticed that Domestic Battery tends to go up in March, April, and May. Is that similar to other jurisdictions? Have you found any correlation of why this might be?

Chief Wenger stated that he has talked to the captains regarding this same thing. It

seems to be a March occurrence. They typically go up in March.

Councilwoman Frost stated that she would think if they have been locked in their house for winter and the cold weather, they would be higher during this time, but that doesn't seem to be the case.

No further comments were noted.

### **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.

Councilwoman Frost stated that she had the pleasure of attending the Rural Roundup in Mesquite, last week. It was an excellent conference, but not quite as good as the one held here in Fallon, in 2019, but I am probably a little biased. It was good to connect with other people in the tourism industry and to generate ideas to help improve tourism, not only in Fallon, but also throughout the Pony Express Territory. Director of Tourism Jane Moon also attended, she is also the Rural Commissioner on the Nevada Commission on Tourism. It was a good conference, and I was happy to be able to attend. I would like to announce that Candy Dolan received the Excellence in Tourism award for the Pony Express Territory for all her years of service. She has done an excellent job in being a supporter of the City of Fallon but also of the Pony Express Territory.

Mayor Tedford stated that was nice to hear, and thanked Councilwoman Frost.

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 9:13 a.m.

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Mayor Ken Tedford

Attest: \_\_\_\_\_

Sean C. Richardson, City Clerk-Treasurer