

**MINUTES
CITY OF FALLON
55 West Williams Avenue
Fallon, Nevada
September 15, 2009**

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:

Mayor Ken Tedford, Jr.
City Councilman, Robert Erickson
City Councilwoman, Rachel Dahl
City Councilman, James D. Richardson
City Engineer, James Souba
Police Captain, Frank Shyne
City Clerk, Gary Cordes
City Attorney, Mike Mackedon

The meeting was called to order by Mayor Tedford at 7:00 p.m. He then requested everyone rise to pledge allegiance to the flag.

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

City Clerk Cordes advised that the agenda was posted in compliance with NRS 241.

Approval of Warrants

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

Mayor Tedford inquired if there were any comments regarding the accounts payable, payroll and customer deposit warrants.

No comments were noted.

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

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 public comments were noted.

Presentation of the Police Department Report for August 2009

Captain Shyne presented the August monthly report.

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

No comments were noted.

Mayor Tedford thanked Captain Shyne for the report.

Public Comments

Mayor Tedford inquired if there were any public comments.

No public comments were noted.

Council and Staff Reports

City Engineer Souba: Appreciated everyone's attendance for the recent dedication of Phase 3 of the Downtown Pedestrian Enhancement Project. He advised that the sludge removal project at the Wastewater Treatment Plant is ongoing and has been extended another few weeks. He advised of a preconstruction meeting with the contractor for the surface treatment of various streets; the project should begin within a few weeks. He added that the tennis courts at Oats Park have been resurfaced and are now open.

Captain Shyne: No comments.

City Clerk Cordes: No comments.

City Attorney Mackedon: Advised the Mayor and Council that he has prepared a file that includes documents that have come out of his files relating to the potential acquisition of the Indian Lakes area. It consists of approximately 10,000 acres that were described in Public Law 101-618 Subsection G (Indian Lakes Area) and provides that the Secretary of the Department of the Interior is authorized to transfer this property to either the State of Nevada or Churchill County. The legislation was enacted in late 1990 and shortly after enactment of that legislation, the State indicated that it had no interest in the area and Churchill County indicated that it did not have an interest in the area. The Mayor and City Council, at that time, thought that acquisition of the property may represent an opportunity so an agreement was made with Churchill County that Churchill County would go ahead and apply to have it transferred with the understanding that the property would go to the City of Fallon and the City would assume all liability for it. Now, for a variety of reasons, good reasons, we did not proceed with that transfer. Now, more recently, the matter has been presented to the Churchill County Commissioners and under the leadership of Commission Chairwoman Gwen Washburn, the County is open to acquire that property and the City may play a role. We agreed to abide by the original agreement to take the property and assume responsibility for it as a City; or if the County wanted to do it we would support that choice. We could also do it jointly if a satisfactory arrangement was made. This representation to the County was made fairly recently, within the last six months. Now the County has proceeded to prosecute the application by consulting with the Bureau of Reclamation

(BOR). The US Fish & Wildlife Service was the agency that was originally involved at the time we were prepared to take the transfer. Now the BOR is the appropriate agency and the question comes whether we need to do a new Environmental Assessment. The BOR thinks that it is required. He did not have any further comments until the Mayor and Council have had an opportunity to read the file.

Councilman Erickson: Noted that the tennis courts are very impressive.

Councilman Richardson: No comments.

Councilwoman Dahl: Received two calls from residents that were excited and enthusiastic about the South Maine Street improvements. She added that the tennis courts looked great.

Mayor Tedford: Agreed that there have been some nice changes lately such as South Maine Street and the tennis courts. He has received many comments about them.


Executive Session

Mayor Tedford closed the meeting to an executive session at 7:12 p.m.
Mayor Tedford reopened the meeting at 8:14 p.m.


Adjournment

There being no further business to come before the Council, Mayor Tedford adjourned the meeting at 8:15 p.m.

Attest:



Gary C. Cordes
City Clerk/Treasurer



Mayor Ken Tedford, Jr.