

**MINUTES
CITY OF FALLON
55 West Williams Ave
Fallon, Nevada
February 21, 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
Deputy City Attorney Trent deBraga
Deputy City Attorney Sean Rowe
Public Works Director Brian Byrd
Deputy Public Works Ryan Swirczek
Deputy Public Works Adrian Noriega
Deputy Public Works Kevin Gulley
Deputy City Clerk Elsie Lee
Captain Ron Wenger
Captain John Riley
City Engineer Derek Zimney
Emergency Manager Steve Endacott
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.

Deputy City Clerk-Treasurer Elsie Lee 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.

Consideration and possible approval of Council meeting minutes for February 7, 2023.

Councilwoman Frost motioned to approve the Council meeting minutes for February 7, 2023 with no corrections noted; seconded by Councilman Harmon and approved with a 3-0 vote by the Council.

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 of application by Paramjit Singh for a retail liquor license for Fallon Station and Food Mart to be located at 1325 South Taylor Street.

Deputy City Clerk Elsie Lee addressed the Council. Paramjit Singh, partner of Fallon Station and Food Mart has made application for a retail liquor license for Fallon Station and Food Mart to be located at 1325 South Taylor Street. A Retail Liquor License is a privileged license that allows the licensee to sell alcoholic beverages from a fixed and definite place of business for consumption off of the premises only. The application has been reviewed by Police Chief Kris Alexander, Deputy City Clerk Elsie Lee, City Engineer Derek Zimney, and Deputy City Attorney Trent deBraga.

Councilwoman Frost asked for clarification that this was a current business.

Deputy City Clerk Elsie Lee confirmed that this was a current business, and it was a change of the holder of the liquor license.

Mayor Tedford stated that he believed that Paramjit Singh was on the license before and now someone is coming off the license.

Deputy City Clerk Elsie stated that Mr. Singh's partner was named on the license previously.

Mayor Tedford inquired if there were any public comments.

No further comments were noted.

Councilwoman Kent motioned to approve the application by Paramjit Singh, partner of Fallon Station and Food Mart for a retail liquor license for Fallon Station and Food Mart to be located at 1325 South Taylor Street; seconded by Councilwoman Frost and approved with a 3-0 vote by the Council.

Consideration of application by Johan Luis Vera Resendiz for a Cabaret License for Greenwave Sports Bar, to be located at 2155 West Williams Avenue.

Deputy City Clerk Elsie Lee addressed the Council. Johan Luis Vera Resendiz, Owner of the Greenwave Sports Bar has made an application for a Cabaret License for the Greenwave Sports Bar, to be located at 2155 West Williams Avenue. A Cabaret License is a privileged license that allows the licensee to provide live entertainment or dancing at the establishment.

The application has been reviewed by Chief of Police Kris Alexander, Deputy City Clerk Elsie Lee, City Engineer Derek Zimney, and Deputy City Attorney Trent deBraga.

Mayor Tedford inquired if there were any questions from the Council for Deputy City Clerk Elsie Lee or Mr. Resendiz. Mayor Tedford reminded the Council, that this was discussed in previous meeting. We have a letter from Johan that states that he is only going to have patrons 21 years of age and older from now on. There would be no need for a discussion regarding a partition, per our ordinance. The last paragraph in the handwritten letter, reflects the patrons being 21 years of age and older, and you also have a map that is attached to the agenda. Additionally, the letter states there will be, "Live music, dancing, karaoke, DJ's, bands, trivia, mechanical bull, corn hole, dart competitions and a pool league. For me, the dart, and the pool league, that are in that map, are just something that you do within a bar and doesn't probably have anything to do with the Cabaret license, and I think the Council would agree with me. The other things you list are cabaret type activities. Now would probably be the time you would want to let us know that those are the things you would be allowed to do under the cabaret license and nothing else. If you think of something additionally, you might want to do, you probably want to tell us know now because we don't want to have you come back here again.

Johan Luis Vera Resendiz said that he had put down the midget wrestling which is included in the cabaret license.

Mayor Tedford stated that that is not listed on the application and would be something that should probably be mentioned at this time.

Johan Luis Vera Resendiz stated that he thought it was on the application.

Mayor Tedford stated that if the Council was agreeable, if okay by the City Attorney's perspective, have Elsie add that to the list.

Deputy City Attorney Trent deBraga stated that this is a continuation of discussion from the last meeting. I know the last time Mr. Resendiz appeared before Council, midget wrestling was included in the application, and it doesn't appear to be listed now. This was included in the initial application as an attachment. I believe it was listed as, "dwarf wrestling."

Mayor Tedford stated that he did not see it on the current application. This application states, "The bar has a stage, dance floor to use for live entertainment also, we have cameras and security. Description of live entertainment, DJ, karaoke, live band, etc.", which etcetera doesn't work because...

Johan Luis Vera Resendiz interjected that he wanted to clarify that he had included another page.

Mayor Tedford stated that the letter states to see attached, and there is no attachment included.

Deputy City Clerk Elsie Lee stated she believed that there may have been a separate attachment to the first application.

Mayor Tedford stated that we will look it up and include it with this application because it was not included on the application today.

Johan Luis Vera Resendiz stated that he brought it, in person, and I gave it to the Clerk.

Mayor Tedford said that we will make sure that it is included. You don't want to have to keep coming back here, you just want to come one time, believe me. I think I speak for you, in that regard. To me, everything looks okay with what this letter is and what I told you, when I had those two flyers, there were some things on those flyers that you wouldn't get approval to do. I am sure those are not on that attachment.

Deputy City Clerk Elsie Lee asked Mayor Tedford if he would like her to get the attachment, for the record.

Mayor Tedford concurred and asked to take a couple minutes so that we don't end up back here again.

Mayor called for a short recess at 9:08 a.m.

The meeting was called back to order by Mayor Tedford 9:10 a.m.

Mayor Tedford stated the attachment came in an email back on January 30, 2023.

Mayor Tedford read from the email, "It has live music, including bands and group performances, DJ, and karaoke. Contests, including dancing and mechanical bull riding, corn hole and pool table and dart competition, dwarf wrestling and arm wrestling. I don't know what the Council's thoughts are on all that. So, it is up to you about all these different activities.

Councilwoman Frost inquired if he wanted to include arm wrestling included on the current application, like the previous email request.

Johan Luis Vera Resendiz stated that sometimes local people from here, they use the bar for training. So, that is why I added it there.

Councilwoman Frost inquired if he would like it added.

Johan Luis Vera Resendiz stated that he didn't know if it was considered live entertainment, but they are using it to just practice.

Mayor Tedford stated that if you turn it into a contest, it is going to be entertainment.

Councilwoman Frost stated that it should probably be included, for the record.

Councilwoman Kent asked if he had already converted to only having patrons 21 years and older for their bar.

Johan Luis Vera Resendiz stated that was correct.

Mayor Tedford asked for an explanation of the type of dancing contests that would be taking place.

Johan Luis Vera Resendiz explained that it would be a country dance contest and whoever wins the best, they win \$20.00 which is like the DJ trivia. Whoever takes the first place, they take \$20.00. It's not like people taking off clothes, or nothing like that.

Mayor Tedford said that would certainly not be allowed.

Councilman Harmon asked for confirmation regarding the line dancing being the only type of dancing competitions that would be taking place.

Johan Luis Vera Resendiz stated that was correct.

Councilman Harmon asked if there were plans for events to have extra security on top of what normally is there.

Johan Luis Vera Resendiz stated that they have extra security on those nights. They are checking at the door with a metal detector and there are two on the floor working security.

Mayor Tedford said that contests can bring out the real competitor in people and then you add in some alcohol, and you will find, that they don't always mix. That is why Councilman Harmon asked about the extra security. It could be a lightweight competition, where you think that one has the propensity to have violence and the other one might have more violence in it. The competition and the alcohol usually bring out the worst in someone.

Johan Luis Vera Resendiz said that they have never had any issues with people trying to have fun and we're not allowed to have weapons. Security is there checking on everybody and we have never had any issues there.

Mayor Tedford stated that one of the issues is that your map reflects a maximum capacity of 200 people.

Johan Luis Vera Resendiz stated their maximum capacity is 150 people.

Mayor Tedford stated that 150 people, is a lot of people. Your goal is to bring the people to your bar. When you have contest competitions, with alcohol, with a whole lot of

people, in a small density space, it usually brings Fallon PD there. We don't want them to have to go there. That's why Councilman Harmon talked about your own security and there are some events, even at our Convention Center, that we require people to have their own security because of those three factors.

Johan Luis Vera Resendiz agreed.

Mayor Tedford stated that sometimes, it isn't even competition, it's just a huge event, that has alcohol, and a lot of people, which can cause issues. This is why we require them to have their own security. You're throwing in a third factor of competition. So, we just know you need your own security because of those factors. That is good to know. I have it written down that you are going have extra security on those competition events.

Johan Luis Vera Resendiz reiterated that there is one at the door, and he is asking for ID, checking for weapons, and inside, my bartenders are checking for ID's too, and the other security they are checking on the floor.

Councilman Harmon asked for clarification on the security and if it was employees of yours or if that was being subcontracted out. If so, does the company have training in that kind of stuff?

Johan Luis Vera Resendiz confirmed that the security guy used to work for a company and now he is running his own business. He brings his own employees and I pay him for that. He is only there on Friday and Saturday nights. When we get busier, we will bring them in for more days in the week.

Councilwoman Frost stated that she is more comfortable knowing that the age limit for patrons has been raised to 21 years of age and older. That makes me much more comfortable in looking at this Cabaret license. So, thank you.

No further comments were noted.

Councilwoman Kent motioned to approve the application by Johan Luis Vera Resendiz for a Cabaret license for Greenwave Sports Bar, to be located at 2155 West Williams Ave, with the attached activities and with the understanding that they will provide additional security; seconded by Councilwoman Frost and approved with a 3-0 vote by the Council.

Fallon Police Department Monthly Report for January 2023.

Captain Ron Wenger presented the January monthly report. The report will compare 2023 crime, traffic stop, and traffic accidents statistics to 2022. He added that calls were down this year with a total of 669 calls-for-service compared to 794 last year.

- Crime Summary: Domestic battery down by 3; Battery down by 4
- Arrest Summary: 35 for 2022 and 23 in 2023 – down
- Theft calls: 1 report of stolen tools, 1 report of stolen packages from a porch, 1 report of a stolen chainsaw, 2 reports of shoplifting from CVS, 4 reports of stolen cell phones, 1 report of a stolen wheelchair platform from a vehicle.
- Moving Citations/Traffic Warnings: 14 citations and 102 warnings
- Public Property Accidents: Kudos to the public for safe driving, down 17 public property reports and up 5 on private property reports, little fender benders.
- Animal Shelter Services: Churchill County – down 3 dogs from January last year; City – +13 dogs; Tribal entities – +4 dogs
- Department Citizen Surveys: 6 total surveys were returned; 5 were Very Satisfied and 1 Satisfied

Captain Wenger read the comments; 'I would like to thank you for a great morning when

I needed a little extra care.’ ‘Concern was handled by officer and issue was resolved. Thank you!’ ‘Thank you for the quick response and excellent follow up. Officer Montgomery’s conduct and professionalism were outstanding!’

- Assistance: 1 bus ticket and 1 hotel room were provided
- No indoctrination training was done at NAS Fallon
- Volunteers in Police Services: Contributed 137 hours to the agency through Helping Hands and the Oxygen Survey.
- Public Relations: Fountain Dye and a tour of City Hall to a group of kids
- Breakdown of Arrests: 5 felony arrests; 4 were warrants, 1 was Parole & Probation, 4 misdemeanor which were all warrant arrests.

Captain Wenger stated that the number of misdemeanors that went down, were more likely due to the fact that traffic warrants are no longer criminal, they are civil in nature. We won’t show them as a statistic for a crime report.

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

Councilwoman Frost thanked the PD for their quick and professional response to the Swatting incident and the hoax at the High School.

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 on Monday, February 13th she and Jane Moon attended the Tourism Day and visited the Legislature. Jane had an awesome booth set up with Fallon Swag for people to stop by and see what Fallon has to offer. It was a good day for us to talk with our Legislators and let them know that tourism is very important to our entire State as well, and especially, to the rural communities.

Mayor Tedford stated that was good to hear.

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 9:25 a.m.



Mayor Ken Tedford

Attest: 

Sean C. Richardson, City Clerk-Treasurer