



# CITY OF ELY

501 Mill Street Ely, Nevada 89301  
City Hall (775) 289-2430  
[Cityofelynv.gov](http://Cityofelynv.gov)

## ELY CITY COUNCIL REGULAR MEETING

**July 22, 2021 5:00 p.m.** – Ely Volunteer Fire Hall – 499 Mill Street – Ely, Nevada

The Ely City Council meeting can also be accessed via video conference/teleconference. Please call City Hall or email [CityClerk@cityofelynv.gov](mailto:CityClerk@cityofelynv.gov) if you have questions regarding accessing the meeting.

**Link:** <https://zoom.us/j/9771306332> **Meeting ID:** 977 130 6332

**Please Note:** If you log on and experience difficulty hearing the meeting, please also call the toll-free numbers.

**Dial by your location:** +877-853-5247 US Toll-free  
+888-788-0099 US Toll-free

THE COUNCIL MEMBERS MAY ADDRESS AGENDA ITEMS OUT OF SEQUENCE, COMBINE TWO OR MORE AGENDA ITEMS FOR CONSIDERATION, REMOVE AN ITEM OR DELAY DISCUSSION AT ANY TIME TO ACCOMMODATE PERSONS APPEARING BEFORE THE COUNCIL OR TO AID IN THE EFFICIENCY AND EFFECTIVENESS OF THE MEETINGS.

### 1. OPENING ACTIVITIES:

MEETING CALLED TO ORDER  
PLEDGE OF ALLEGIANCE  
INVOCATION  
ROLL CALL

**2. PUBLIC COMMENT:** Comments not exceeding three (3) minutes in length will be accepted from the general public in attendance. If any are made, there may be discussion upon those comments. No vote, decision, or action may be taken upon matters raised under this item until it is formally placed on the agenda. **Comments during Discussion Items will not be accepted from the General public.** “Section 7.05 of the Nevada Open Meeting Law Manual indicates that the Public Body may prohibit comment if the content of the comments is a topic that is not relevant to or within the authority of the Public Body or if the content of the comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers”.

**3. Mayor – Discussion/For Possible Action – Approval of Agenda, including removal of agenda items.**

**4. CITY DEPARTMENT REPORTS**

- FIRE CHIEF
- POLICE CHIEF
- [MUNICIPAL COURT JUDGE](#)
- CITY ATTORNEY
- CITY CLERK
- CITY TREASURER
- CITY PUBLIC WORKS SUPERVISOR
- CITY WATER OPERATOR
- CITY ENGINEER
- CITY BUILDING OFFICIAL

**5. REPORTS**

CITY COUNCIL  
MAYOR

**6. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE ELY CITY COUNCIL AS RECOMMENDED BY THE MUNICIPAL UTILITIES BOARD.**

1. Board Members – City Engineer Almberg – [Discussion/For Possible Action](#) – Acceptance and final change order approval of Murry Street Sewer Main Upgrade Project Phase-I & Phase-II.

**7. ITEMS FOR DISCUSSION/POSSIBLE ACTION ONLY OF THE ELY CITY COUNCIL.**

**A. CONSENT AGENDA** (These items may be approved in one motion by the Council as its first action of business under For Discussion/Possible Action items.) Approval of the Consent Agenda approves each of these items. Council Members may remove any item from the Consent Agenda by notifying the Mayor or Mayor pro temp.

**MOTION:** Move to approve the Consent Agenda item 7A-1 Minutes and 7A-2 Bills.

Moved by: \_\_\_\_\_ Second by: \_\_\_\_\_ Vote: \_\_\_\_\_

1. Discussion/For Possible Action –Minutes.
  - [June 24, 2021](#)
  - [June 29, 2021](#)
2. Discussion/For Possible Action –Bills.
  - [July 9, 2021](#)

## **B. OLD BUSINESS**

1. Mayor Robertson – Discussion/For Possible Action – Approval for mayor, city council members and city clerk to attend the Nevada League of Cities & Municipalities’ 2021 Annual Conference August 25 - 27, 2021.
2. Councilman Spear – [Discussion/For Possible Action](#) – Approval of priority list for City of Ely’s 1<sup>st</sup> Tranche Payment (50% of Final Total Allocation) of American Rescue Plan funding in the amount of \$2,682,259.03.
3. Council Members – City Attorney Manuele – [Discussion/For Possible Action](#) – Approval of amended Interlocal Agreement between the City of Ely and White Pine County for Fire/EMS Services.

## **C. NEW BUSINESS**

1. Mayor Robertson – White Pine County Public Health Officer Daren Kunz, PharmD – Discussion Only – Presentation on current COVID-19 pandemic status in the City of Ely.
2. Mayor Robertson – Kevin Hayes of *Geoverse* – Discussion Only – Updates regarding *Geoverse*’ installation of a fiber network in downtown Ely and status of Choice Broadband’s retail roll out, i.e. Residential and SMB fixed wireless broadband in Ely AND presentation of new quote for the City of Ely’s Broadband Solution (SD-WAN).
3. Mayor Robertson – Discussion/For Possible Action – Appointment of Council Member Jerri-Lynn Williams-Harper as the City of Ely’s Northeastern Nevada Regional Development Authority (NNRDA) Board Member.
4. Mayor Robertson– Council Members – City Clerk Lee – Discussion/For Possible Action – Approval to add one City Council Member on the signature cards for the City’s accounts at *First National Bank of Ely*, due to the resignation of former Ely City Council Member Michelle Beecher.
5. Council Members – City Attorney Manuele – [Discussion/For Possible Action](#) - Approval to terminate the contract for legal services between the City of Ely and Manuele Law, LLC.
6. Mayor Robertson – Discussion/For Possible Action – Acceptance of the Mayor’s selection for appointment of Leo Cahoon, Esq. as City Attorney and determination of salary.

7. Mayor Robertson – [Discussion/For Possible Action](#) – Direct City Attorney to draft an ordinance mirroring White Pine County’s ordinance regulating the hours that parks are open to the public.
8. Mayor Robertson – Discussion/For Possible Action – Annual Performance Evaluation of City Clerk Jennifer Lee including, but not limited to consideration of character, alleged misconduct, professional competence, or physical or mental health. Possible action includes, but is not limited to, termination, suspension, demotion, reduction in pay, reprimand, promotion, endorsement, engagement, retention, or “no action.”
9. Mayor Robertson – Discussion/For Possible Action – Annual Performance Evaluation of City Treasurer/HR Director Janette Trask including, but not limited to consideration of character, alleged misconduct, professional competence, or physical or mental health. Possible action includes, but is not limited to, termination, suspension, demotion, reduction in pay, reprimand, promotion, endorsement, engagement, retention, or “no action.”
10. Mayor Pro Tem Williams-Harper – Discussion/For Possible Action – Appointment of Council Member Jerri-Lynn Williams-Harper, with the City Council’s consent, to serve as an Appointed Director on the Nevada Northern Railway’s Board of Directors.
11. Councilman Carson – City Attorney Cahoon – Discussion/For Possible Action – Review of City Attorney Cahoon’s research of disposal options for junk vehicles without a title which are confiscated by the City of Ely and possible determination of City’s process in this regard.
12. Councilman Carson – Discussion/For Possible Action – Approval to donate or sell up to ten (10) outdated, out-of-service surface aspirating aerators to the Nevada Department of Corrections for spare parts purposes.
13. Councilman Spear – Councilman Alworth – Discussion Only – Update on PORTER Group efforts on behalf of the City of Ely.
14. Councilman Alworth – [Discussion/For Possible Action](#) – Approval of monthly balance sheets for general fund, street fund and enterprise funds.
15. Councilman Alworth – [Discussion/For Possible Action](#) – Direct City Police Chief to conduct a traffic study regarding possible future installation of YIELD or STOP signs at the following locations – 8<sup>th</sup> Street and Avenue N, 12<sup>th</sup> Street and Avenue L, 12<sup>th</sup> Street and Avenue K, and 12<sup>th</sup> Street and Park Avenue – and to provide the results of that traffic study to the City Engineer in order for both officials to make recommendations at the next City Council meeting following completion, pursuant to City Code 6-3-2(B).


16. Council Members – City Treasurer Trask – Discussion/For Possible Action – Direction to City Treasurer, assisted by Budget Committee, to implement all items on the City of Ely’s American Rescue Plan Priorities List, approved by the City Council, with the exception of infrastructure projects and items yet to be determined by the City Council.

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**9. ADJOURNMENT: THE MEETING MAY BE ADJOURNED BY APPROPRIATE MOTION OF THE CITY COUNCIL.**

\* Open session – Action/Discussion – Personnel\*\* The meeting may be closed by appropriate motion for the purpose of discussion on any matter allowed under N.R.S. 241.031 and 241.033, (1) nothing contained in this chapter prevents a public body from holding a closed meeting to consider the character, alleged misconduct, professional competence or physical or mental health of a person/employee. (2) A public body may close a meeting upon a motion, which specifies the nature of the business to be considered. (3) This chapter does not: (a) Apply to judicial proceedings. (b) Prevent the removal of any person who willfully disrupts a meeting to the extent that its orderly conduct is made impractical. (c) Prevent the exclusion of witnesses from a public or private meeting during the examination of another witness. (d) Require that any meeting be closed to the public. (e) Permit a closed meeting for the discussion of the appointment of any person to public office or as a member of a public body. (4) The exception provided by this section, and electronic communication, must not be used to circumvent the spirit or letter of this chapter in order to discuss or act upon a matter over which the public body has supervision, control, jurisdiction or advisory powers. In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA’s TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <http://www.ascr.usda.gov/complaintfilingcust.html> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: Mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; Fax: (202) 690-7442; or Email: [program.intake@usda.gov](mailto:program.intake@usda.gov) . For access to the public packet, contact the City Clerk at 501 Mill Street, Ely, Nevada 89301 or call (775) 289-2430; all packet material is posted in the agenda’s hyperlinks or under “Additional Documentation” on the City’s website at <https://www.cityofelynv.gov/>

I, Jennifer Lee, City Clerk, did cause to be posted on **July 16, 2021** by 5:00 p.m. four (4) notices of the Ely City Council agenda in said City of Ely to wit: Posted at the doors or bulletin boards of City Hall located at 501 Mill Street, White Pine County Library located at 950 Campton Street, White Pine County Courthouse located at 801 Clark Street and the U.S. Post Office located at 2600 Bristlecone Avenue. The meeting notice is also posted on the City of Ely’s website at <https://www.cityofelynv.gov/> and the State of Nevada Public Notices website at <https://notice.nv.gov>.

  
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