



CITY OF ELY

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ELY CITY COUNCIL REGULAR MEETING

January 14, 2021 – Ely Volunteer Fire Hall – 499 Mill Street – Ely, Nevada.

1. Mayor Robertson called the regular meeting of the City Council to order at 5:00 P.M. Mayor Robertson led in the Pledge of Allegiance and asked for Roll Call.

Members present:

- Mayor Nathan Robertson
- Councilman Kurt Carson
- Councilman Ed Spear
- Councilman Jim Alworth
- Councilwoman Michelle Beecher

City Officials and staff present:

- City Clerk Jennifer Lee
- City Treasurer Janette Trask
- City Attorney Shain Manuele
- City Building Official Brad Christiansen
- City Administrative Assistant Patti Cobb
- City Engineer B.J. Almberg
- Public Works Supervisor Mike Cracraft
- Fire Chief Pat Stork
- Police Chief Scott Henriod
- Municipal Court Judge Mike Coster

Also, in attendance: Members of the Public signed in (Appears on Page 2) and the following persons attended via video conference: Bryan Reed, Geri Wopschall, and Maureen Otzelberger.

City Council – **ATTENDANCE LIST**

DATE: January 14, 2021

Print name below
Kurt Carson
George Chachas
Terri Bognhoff

Print name below

2. PUBLIC COMMENT:

Mr. Chachas stated the area where the new tire shop is located has yet to complete the curb and gutter on the northwest side and heavy trucks will start to demolish 9th street very quickly; the trucks carry considerable loads and they are not being addressed. He questioned the message being sent out to new business owners with dirt streets and no curb and gutter. Mr. Chachas referenced agenda item 7-1 possibly approving the Will Serve application for the White Pine County Corral Association for a new sewer connection and of waiving the fees. Mr. Chachas stated that the application did not include the requirement that the applicant and I quote "The applicant must provide documented proof that they are the owners of the property described below or provide a notarized statement from the legal owner

that the applicant is authorized to apply for the Will Serve on the owner's behalf." Mr. Chachas stated that was not presented at the Utility Board Meeting and he did not see it in the City Council packet. Mr. Chachas stated he supports the project if the rules are followed and the proper city connection fee is paid. Mr. Chachas stated that Councilman Alworth and Councilwoman Beecher have yet to address the rumors that tens of thousands of dollars have been embezzled from the railroad; Mr. Chachas stated he wants answers and accountability. Mr. Chachas stated at the December 10, 2020 Utility Board meeting Councilman Alworth reported that the County Golf Course has used 111 million gallons of water or more and Mr. Chachas questioned if that has been paid for, if that included penalties and interest and reiterated he wants fair treatment. Mr. Chachas stated his concerns with the fire hydrant on Avenue K and Great Basin; the installation did not allow the correct width of Avenue K when Great Basin was repaved, and curb/gutter installed. Mr. Chachas stated that the billing on his property on 490 High Street has not been corrected to date.

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

Councilman Spear moved to approve the agenda as presented. Councilman Alworth seconded the motion. The motion carried unanimously.

4. CITY DEPARTMENT REPORTS

➤ **FIRE CHIEF**

Fire Chief Stork stated that there is one change to the report that he provided. Fire Chief Stork stated that they were fully staffed, but one of the guys that was hired is active in the National Guard and was deployed this morning to Washington D.C. until January 30, 2021. There was another staff member that turned in their resignation and that position will be advertised outside again to get a fully qualified candidate and if there are no qualified applicants, the previous applicants will be considered.

➤ **POLICE CHIEF**

Police Chief Henriod stated that provided in the packet were last quarter's statistics and yearly statistics along with the breakdown of the last few years.

Councilman Spear asked in the statistics from 2017 to 2020 there was approximately 13,000 incidents in 2017 which decreased to approximately 10,000 incidents in 2020 and the total cost of inmates per day has also decreased. Councilman Spear stated from the report it looks like the cost of inmates per day was \$75.00 through 2019 and then increased to \$125.00 per day in 2020. The cost per inmate has went up, but the total cost has decreased and asked for an explanation.

Police Chief Henriod stated if you look at the days served in jail in 2017, there were approximately 6,000 days served in jail and in 2020 there were approximately 1,900 days served in jail. Police Chief Henriod also questioned this large difference when statistic reports ran and did further research. Police Chief Henriod reported that the difference has to do with own recognizance releasees. The judge that is currently sitting right now has increased his OR Releases since 2018 to 2020 by 43%. When someone is arrested, they can either post bail or when they have their first appearance with the judge, they can be OR'd by the judge, which have gone up extensively. Police Chief Henriod stated that is why the cost of housing has gone up, but the time they are spending in jail has gone down. Police Chief Henriod stated the decrease in all areas in 2020 was related to Covid-19 as law enforcement took a step back for about three months to be cautious due to the lack of education and information on the spread of the virus. Many offenses received citations or even just warnings due to the fear of having the virus running rampant in the jail and having deaths. There were also less offenses due to people not traveling and staying home during the beginning stages of the pandemic. Police Chief Henriod stated that he thought the numbers will come right back up.

Councilman Alworth stated that the report is unclear as to the cost to run the jail. He stated that the cost increase should reflect what it costs for the jail to run including the wages for the staff and other expenses. If there are 2 people, the cost per person should be much higher per inmate than if

there are more people. This report just reflects per inmate and asked for the report to be revised in the future to reflect the cost to run the jail regardless of how many inmates.

Police Chief Henriod stated the cost per inmate is from a national standard to create the reports and predict the cost of per day per inmate which includes the cost of staff and utilities. Police Chief Henriod stated the 1,961 days served in jail of 2020 is the arrests made by the City of Ely and does not include county arrests. The cost is 1,961 days served times \$125 per inmate to get the total cost.

Councilman Alworth stated that the report is still unclear and would like input from the Sheriff to reflect the accurate arrests made in the City of Ely whether they are traveling through or local. Councilman Alworth stated he feels the report is misleading in his opinion with the new judicial center being built and the possibility of Clark County inmates being housed in our jail. Councilman Alworth asked what the rate will be to house inmates from other counties.

Police Chief Henriod stated that they will not be housing inmates from other counties. Police Chief Henriod stated he will change the wording on the report to reflect the arrests made in the City of Ely. Police Chief Henriod stated that Councilman Alworth had asked about the number of business license violations at a previous meeting. Police Chief Henriod stated he ran a report on those statistics for 2020 and there were four reported that officers investigated.

➤ **MUNICIPAL COURT JUDGE**

Municipal Court Judge Coster stated he will add to the next agenda both the State Annual Report and a brief discussion on the State direction relative to OR releases and the continuation of bonds for those still in jail.

➤ **CITY CLERK**

City Clerk Lee introduced Patti Cobb stating she is the new Administrative Assistant for the City of Ely. City Clerk Lee also reported that Building Official Christiansen is on Zoom for this meeting and City Engineer Almberg is present.

➤ **CITY TREASURER – HR DIRECTOR**

City Treasurer-HR Director Trask reported that one EMS resigned, and we will be filling that position. There was also a landfill employee that resigned, which was filled in house, so we will advertise for the open position in the City Water/Sewer Department for a Service Worker.

Councilman Alworth asked did the person that resigned from the landfill indicated where he was going?

City Treasurer-HR Director Trask stated through hearsay, it was to the mine.

Mayor Robertson passed the gavel to Mayor Pro Tem Beecher.

5. NNRy FOUNDATION REPORT

NNRY President Mark Bassett stated that they are doing trains this weekend. The Locomotive 93's Birthday train will be at 1:00 P.M. on Saturday and the fireworks train at 4:30 P.M. on Saturday; both trains have sold out, so they added an additional train to run Sunday at 9:30 A.M. NNRy President Mark Bassett stated they are following State protocols by lowering capacity to 25% and requiring masks for all.

Mayor Pro Tem Beecher passed the gavel back to Mayor Robertson.

6. REPORTS

➤ **CITY COUNCIL**

Councilman Spear stated that Councilman Flangas asked him to let the Council know that he was not able to attend due to his older brother John passing away earlier this afternoon.

Councilwoman Beecher stated she has had a request from someone that has been trying to get on the meetings but cannot access them as she had gone to the old website. Councilwoman Beecher asked if there was any way to post on the old website to direct them to the new website?

City Clerk Lee stated that this is being worked on and hopefully will be remedied soon by IT, so when people access the old website it will automatically send them to the new website.

➤ **MAYOR**

Mayor Robertson stated in addition to his report he wanted to remind everyone of the Fire and Ice Festival activities this weekend with great things planned. Mayor Robertson stated our thoughts and prayers go out to those in our community that are being deployed to Washington D.C. Mayor Robertson stated it says a lot when even the people in Ely are affected by what is happening in Washington D.C. Mayor Robertson reported that generous residents and businesses in our community donated to buy main street flags which included First National Bank, Economy Drug, Ely Family Dental, and Mary Harrison who is a widow of one of our former mayors.

7. 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 –Approve Will Serve application for White Pine Corral Association for a new sewer connection at the Ely City corrals; applicant is requesting fee waiver.

City Engineer AlMBERG stated that the Corral Association is planning to build a small building on their site, and they are present to give further explanation. When the Corral association approached City Engineer AlMBERG, he was informed that they already have water service, but do need sewer service. City Engineer AlMBERG stated the City of Ely has the capacity to handle this and recommends approval for the sewer connection. The fees on the Will Serve are for fees within the City. The property is in the County so County fees are higher than what is listed on Will Serve and the City Engineer stated he thought the County fees were \$4700.00.

City Engineer AlMBERG stated that he may be incorrect about the annexation regarding the property the City Corral are on.

Councilman Carson stated that the Municipal Utilities Board did recommend waiving the fees of the sewer connection to the White Pine City Corral as it will benefit the community.

Kent Lynskey, President of the White Pine County Corral Association, stated the building, if approved, will be for doing surgeries on large animals. Mr. Lynskey stated that any vets in the surrounding area will be able to use the facility. Mr. Lynskey stated the need for the sewer connection will be for a restroom, double tub, and a drain in the floor to be able to sanitize the area.

Councilwoman Beecher moved to approve the Will Serve Application for White Pine Corral Association, waiving the fees for the sewer connection. Councilman Carson seconded the motion. The motion carried unanimously.

2. Councilman Carson – Discussion/For Possible Action – Determination of comment to be submitted on Robinson Mine expansion draft environmental impact statement.

Councilman Carson stated Mayor Robertson sent off a Letter of Support in June with some comments. Request in the letter of support were community housing, reclamation planning, and establishment of a new escrow agreement for the power for the wells in the City of Ely. Councilman Carson stated that these items still need to be addressed moving forward.

Councilman Carson asked City Clerk Lee to share her recommendation of change in the EIS.

City Clerk read the following from the draft Environmental Impact Statement:

*Robinson Mine Plan of Operations Amendment
Draft Environmental Impact Statement*

5.3 Coordination Agencies

The BLM invited several federal, state, and local government agencies having jurisdiction or special expertise to become cooperating agencies and actively participate in the preparation of this EIS. The following agencies agreed to formally participate in this EIS process:

- EPA Region IX
- NDOW
- SETT, a specific entity within NDOW
- White Pine County Board of Commissioners

City Clerk Lee stated that the City of Ely should be included in Coordination Agencies.

City Engineer AlMBERG read into the record:

From: Allan Richards <allanr@stetsonengineers.com>
Sent: Thursday, January 14, 2021 6:01 AM
To: Jennifer Lee
Subject: Re: The Bureau of Land Management seeks public review and comment on Robinson Mine expansion draft environmental impact statement

Good morning Jennifer,

As I mentioned last week, I left for a trip to Arizona on the evening your email below was received and just returned late last night. However, I did give the RNMC Plan of Operations Amendment (DEIS) a cursory review during my time out, focusing on the Proposed Action's potential impacts on water resources.

The Proposed Action would include extending the mine life an additional 4 years "to 2028" (I assume that means to December 31, 2028), resuming and expanding mining in Liberty Pit, and resuming Liberty Pit dewatering. For the Liberty Pit dewatering operations, it is stated that RNMC would "reactivate existing pumping and piping facilities including pumps and pipelines to convey Liberty Pit water to the mill for use in the process circuit" (pg. 3-21). The Proposed Action would require additional dewatering of 137 to 202 acre-feet per year (pg. 2-10).

The potential impacts to water resources (including Murry Springs) are identified in the DEIS by an area that is predicted to experience an incremental drawdown in the groundwater elevation of 10 feet or more as a result of groundwater pumping and dewatering activities associated with the proposed Liberty Pit mining expansion. The DEIS indicates that the maximum extent of the 10-foot drawdown will be limited to the Liberty Pit area with no surface waters or water rights impacted within 0.25 mile of its extent.

For the purpose of the Negotiation Committee's current efforts, extending the life of the mining operations from the end of 2024 to the end of 2028, in connection with the Liberty Pit mining expansion, presumably would require extending dewatering operations of the RW-7P well an additional 4 years which would also extend the date that the Murry Springs recovery would commence by an additional 4 years. If this presumption is confirmed with RNMC, then it may be relevant information to consider in the water supply plan modification negotiations.

Allan

City Engineer AlMBERG stated after reading the letter, what Allan is saying that it is being limited to the impact within the Liberty Pits and not going to affect our water rights. City Engineer AlMBERG stated that in the last statement from Allan, our hydrologist with Stetson Engineers, we need to get it confirmed from RNMC that this is indeed the case.

Mayor Robertson stated the options included in the EIS and the one they are proposing did not have any impact on ground water. However, alternative D had the potential to impact the ground water quality. Mayor Robertson stated if it is affecting the aquifer in the Liberty Pits area, it could affect the water in the City of Ely if we are on the same aquifer. Mayor Robertson stated if this is something that Allan has noticed; then how do we know what alternative they are proposing is approved.

City Engineer Almborg stated when the BLM approves, they will approve either A, B, C, or D. City Engineer Almborg stated after reading the EIS, he feels the BLM's desire is to go with alternative B.

Mayor Robertson stated the only other change was page ES-5; paragraph two needs to read City of Ely instead of Town of Ely. Mayor Robertson said he would defer to the hydrologist and thought the suggestions from City Clerk Lee were cogent.

City Engineer Almborg agreed with the recommendations from City Clerk Lee and thought the City should confirm with Allan of Stetson Engineers that his thoughts are the same.

Councilman Carson stated that during the Municipal Utilities Board Meeting this morning it was agreed to have everything written in the letter by Mayor Robertson to be included.

Councilman Carson moved to include all comments from the June 2020 Letter, the hydrologist's recommendations, and City Clerk Lee's recommendations in the letter regarding Robinson Mine's draft Environmental Impact Statement and to have the letter provided by Attorney Manuele. Councilwoman Beecher seconded the motion. The motion carried unanimously.

3. Councilman Carson – Discussion/For Possible Action – Review and discussion of written notice to request extension of assignment of lease of real property dated February 11, 2010, from Robinson Nevada Mining Company to extend the lease an additional 25 years to expire February 28, 2046, including review of contract terms and recommendation on the City response to accept, reject, or amend the agreement and extension request.

Councilman Carson stated the City of Ely Water Department expressed a desire to take over the building on the property and the Mine was willing to go along with it. Municipal Utilities Board recommended the lease be for only ten years instead of expiring in 2046, and have the land and lease coincide with each other. The City of Ely's Water Department could use the building and the Mine could use the land to monitor their wells and anything else they needed.

City Clerk Lee and Councilman Carson stated it was also mentioned and recommended in the Municipal Utilities Board Meeting to keep the lease amount at \$100.00 a month for a total of \$1200.00 annually.

Councilman Alworth stated he had a question for the attorney to clarify. On the first page of the lease it says Robinson Nevada Mining Company is the Lessee and on page two under term of lease it states the lease between City of Ely and Murry Spring Bottling Company, Inc.

City Attorney Manuele clarified this is an assignment of the lease that Nevada Mining Company took over from Murry Spring Bottling Company so that is why the language is stated that way.

Councilman Spear moved to continue the lease expiring in ten years with the City of Ely's Water Department using the building and the Mine having access to the land to be able to monitor their wells and anything else needed with the annual lease of \$1200.00. Councilman Alworth seconded the motion. The motion carried unanimously.

4. Councilman Carson – Discussion/For Possible Action – Approve *Stetson Engineers* Letter of Engagement for Continued Engineering Services not to exceed \$30,000.

Councilman Carson stated the Municipal Utilities Board recommended the approval of Continued engineering services with Stetson Engineers. Councilman Carson stated it is a big price tag and they are not disputing Robinson's Mine's numbers or data for the water hydrology, but it is beneficial to do our own homework to see how the water tables are acting in Ely.

Councilman Alworth moved to approve the Letter of Engagement with Stetson Engineers for continued engineering services not to exceed \$30,000. Councilman Spear seconded the motion. The motion carried unanimously.

5. Board Members – City Clerk Lee – Discussion/For Possible Action – Approval to increase lien filing fee to \$74.00 due to White Pine County Recorders fee schedule.

City Clerk Lee stated that the White Pine County Recorder’s Office raised their fee to \$37.00 for filing. City Clerk Lee stated there is a fee when a lien is filed and then when it is released for a total of \$74.00.

Councilman Carson stated the Municipal Utilities Board recommended approval of this increase.

Councilman Carson moved to approve the increase of lien filing fees to \$74.00 due to the White Pine County Recorders Fee schedule. Councilwoman Beecher seconded the motion. The motion carried unanimously.

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

A. CONSENT AGENDA

Motion: Move to approve the Consent Agenda items 8A-1 Minutes and 8A-2

Moved by: Councilman Alworth Second by: Councilman Carson Vote: Unanimous

1. Discussion/For Possible Action – Minutes
 - December 10, 2020
2. Discussion/For Possible Action – Bills
 - December 11, 2020
 - December 21, 2020
 - December 30, 2020

B. NEW BUSINESS

1. Mayor Robertson – White Pine Waterpower, LLC representative(s) – Discussion Only – Presentation on White Pine Pumped Storage Hydro Project and proposed Memorandum of Understanding allowing White Pine Waterpower, LLC, to realign approximately five (5) miles of railway owned by the Nevada Northern Railway Foundation and the City of Ely.

City Attorney asked that this item be tabled until the next meeting to be held on January 28, 2021.

Councilman Spear moved to table this item until the next meeting. Councilman Carson seconded the motion. The motion carried unanimously.

2. Mayor Robertson – Discussion/For Possible Action – Acknowledgement that Regional Planning Commission Member John Charchalis, re-appointed by Mayor Robertson and Confirmed by the City Council November 12, 2020, has a term ending December 31, 2024.

Mayor Robertson stated this item is due to a clerical error from the last meeting; it was stated renewal was one year, where it is a four-year term.

Councilman Spear moved to re-appoint John Charchalis to the Regional Planning Commission through December 31, 2024. Councilwoman Beecher seconded the motion. The motion carried unanimously.

3. Councilman Carson – Discussion/For Possible Action – Approve installation of perimeter and arena metal fencing at City Corrals by the White Pine Corral Association.

Mayor Robertson stated this item is on the agenda because the lease for the City Corrals requires approval of large projects.

White Pine County Corral Association President Kent Lynskey stated his idea of perimeter fencing is to keep animals off both highways. The arena fencing is getting in bad shape and needs to be replaced.

Councilman Spear moved to approve installation of perimeter and arena metal fencing at the City Corrals by the White Pine Corral Association. Councilwoman Beecher seconded the motion. The motion carried unanimously.

4. Councilman Carson – Discussion/For Possible Action – Approve construction of 24’ x 24’ metal building at city corrals by the White Pine Corral Association.

Councilman Alworth asked the President of the White Pine County Corral Association, Kent Lynskey, if it is going to be a metal building why do the drawings and quotes show wood?

President of the White Pine County Corral Association, Kent Lynskey, clarified that it is a wood frame building with metal siding.

Councilman Alworth stated that the cement pad will be 24’ by 24’ and 4” thick; according to City Building Official Christensen, there is going to have to be a footing and I question the cost that was listed for construction.

President of the White Pine County Corral Association, Kent Lynskey, replied that they will follow recommendations from City Building Official Christensen and the cost was just quotes.

Councilman Spear moved to approve construction of a 24’ by 24’ metal building at the City Corrals by the White Pine Corral Association. Councilwoman Beecher seconded the motion. The motion carried unanimously.

5. Councilwoman Beecher – Discussion/For Possible Action – Direction to City Staff to fulfill notice requirements in order to abandon two unusable strips of right-of way owned by the City of Ely and the Nevada Northern Railway Foundation.

Councilwoman Beecher stated that she spoke with the County Assessor yesterday and the County Assessor stated that these are two strips of land that years ago the City of Ely and the Railway Foundation abandoned which were not taken care of as the rest were and he asked that it be taken care of.

Councilwoman Beecher moved to fulfill notice requirements in order to abandon two unusable strips of right-of way owned by the City of Ely and the Nevada Northern Railway Foundation. Councilman Alworth seconded the motion. The motion carried unanimously.

6. Council Members – City Treasurer Trask – Discussion/For Possible Action – Acceptance of Corrective Action Plan for Finding noted in the City’s FY 2020 audit.

City Treasurer Trask stated this is a reoccurring finding. City Attorney Manuele helped with wording and answering questions with the auditors.

Councilman Spear moved to approve and accept the Corrective Action Plan for finding noted in the City’s FY 2020 audit. Councilman Alworth seconded the motion. The motion carried unanimously.

7. Council Members – City Fire Chief Stork – Discussion/For Possible Action – Approval to sell Fire Department personal property no longer required for public use.

Councilman Carson moved to approve the sale of Fire Department personal property no longer required for public use. Councilwoman Beecher seconded the motion. The motion carried unanimously.

8. Council Members – City Attorney Manuele – Discussion/For Possible Action – Status update on the City of Ely Opioid Litigation with possible approval to *Eglet Adams* to participate in allocation discussions regarding *Mallinckrodt Pharmaceuticals’* 1.6 billion fund, to compensate cities with opioid related claims, including support of allocation of *Mallinckrodt Pharmaceuticals’* 1.6 billion fund as part of *Mallinckrodt Pharmaceuticals’* final bankruptcy plan.

City Attorney Manuele stated that The City of Ely had reached out to *Eglet Adams* in an opioid litigation and this is the response:

The litigation has begun, and we received a status update on where that litigation is. *Mallinckrodt Pharmaceuticals* has filed for bankruptcy or a bankruptcy protection order. However, prior to filing that they created a 1.6-billion-dollar fund to compensate states, cities, counties, and tribes with opioids related claims as part of the financial bankruptcy plan; no further agreement was reached regarding the allocation of the 1.6-billion-dollar funds. Our attorneys were invited to participate in discussions on how to allocate those 1.6-billion-dollar funds the only condition of the involvement of our attorneys would be an agreement that our clients will support the final distribution decision. Our council has been advised by their bankruptcy council that it is a great opportunity to be heard and failing to participate would be detrimental to our interests as such discussions will continue with or without our involvement. *Eglet Adams* has opined that the 1.6 billion dollars is extremely fair based on *Mallinckrodt’s* overall financial position. It is highly unlikely we can convince the bankruptcy court that *Mallinckrodt* has additional funds to contribute over and above the 1.6 billion dollars and so it is our attorney’s, *Eglet Adams*, intention to follow the advice of bankruptcy council and agree on our behalf to support the plan which includes the 1.6 billion dollar fund in exchange for our being allowed to participate in allocation discussions and other issues regarding the fund. The attorneys indicate they cannot guarantee these issues will be resolved to our satisfaction, but it is the only way to ensure our involvement. Failure to participate would exclude us from the process entirely and leave us with limited and cost prohibited remedies to challenge the plan allocation.

City Attorney Manuele stated given their research and review he recommended that The City Council grant approval to *Eglet Adams* to participate in the allocation discussions regarding the 1.6-billion-dollar fund.

Councilwoman Beecher moved to approve *Eglet Adams’* participation in allocation discussions regarding *Mallinckrodt Pharmaceuticals’* 1.6 billion fund, including support of allocation of *Mallinckrodt Pharmaceuticals’* 1.6 billion fund as part of *Mallinckrodt Pharmaceuticals’* final bankruptcy plan. Councilman Carson seconded the motion. The motion carried unanimously.

9. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of Lexis+ Subscription Agreement through April 30, 2022 for \$179.00 monthly.

City Attorney Manuele stated this is the research software I use and it is up for renewal. The Lexis+ is a \$25 increase from the previous subscription.

City Treasurer Trask confirmed that it is in the current budget for the lower price, but it can be absorbed and put in next year’s budget.

Councilman Spear moved to approve the Lexis+ Subscription Agreement through April 30, 2022 for \$179.00 monthly. Councilwoman Beecher seconded the motion. The motion carried unanimously.

9. PUBLIC COMMENT:

George Chachas stated he was disappointed that the Council kissed off \$4,700.00 tonight. Mr. Chachas stated he would like equal protection under the law. Mr. Chachas stated ongoing concerns regarding his needing a roofing permit for his property on 490 High Street. Mr. Chachas stated the City needs to solicit a newspaper that is fair and balanced. Mr. Chachas stated he paid for classified ads on April 7, 2020 to be run in the local paper; the editor failed to put them in the paper as contracted and this is fraud. Mr. Chachas stated he wants his ads ran in the paper in a timely manner like their other clients and asks for treatment of all business to be fair or the City of Ely needs to stop advertising with them and prosecute. Mr. Chachas stated ongoing concerns regarding a meter box installed on the corner of Ogden and Crawford, with bollards, and the concern of installation of curb and gutter to prevent erosion. Mr. Chachas stated he has followed the codes and wants equal treatment.

10. ADJOURNMENT: THIS MEETING MAY BE ADJOURNED BY APPROPRIATE MOTION OF THE CITY COUNCIL.

Councilman Alworth moved to adjourn the regular Ely City Council meeting at 6:00 P.M. Councilwoman Beecher seconded the motion. The motion carried unanimously.



Mayor



Attest