



# CITY OF ELY

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

## ELY CITY COUNCIL REGULAR MEETING

**June 24, 2021 5:00 p.m. – Ely Volunteer Fire Hall – 499 Mill Street – Ely, Nevada**

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

Members present:

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

City Officials and staff present in the building or via video conference:

City Clerk Jennifer Lee  
City Treasurer-HR Director Janette Trask  
City Attorney Shain Manuele  
Municipal Court Judge Mike Coster (Zoom)  
City Administrative Assistant Patti Cobb  
Public Works Supervisor Mike Cracraft  
City Building Official Lee Walker  
City Engineer BJ Almberg  
City Police Chief Henriod  
City Fire Chief Pat Stork

Also, in attendance: Members of the public in attendance at the Ely Volunteer Fire Hall: George Chachas, Pastor Bob Winder, Ty Kelly, Tina Perchetti, and Leo Cahoon, Esq. The following persons attended via video conference: Manuele Law Associate, Leo Cahoon, Esq., Tom Liebman with REACH Air Medical Services, Wayne Carlson with POOL PACT, Alex Stewart with Civil Science, and Geri Wopschall.

## 2. PUBLIC COMMENT

George Chachas stated on today's agenda items 8-B2, 8-C2, and 8-C3, and 7 there was nothing in the packet. I picked up the packet on Monday, June 21, 2021 and the Nevada Open Meeting Law requires information available three days prior to the meeting so the public can see what you are doing. On your agenda item 8-C3, you are to consider finalizing the Broadbent Park Conceptual design. Any design that includes the present metal bleachers or grandstands should be considered; do not discard the \$250,000 or more of that asset. The grandstands will accommodate more people than any other design and should be considered. I want to know the total amount of damages the Armory sustained due to the City Clerk's negligence and failure to monitor the facility. Was it \$86,000.00 or more? Did you file an insurance claim? On your American Rescue Plan Priority list, you need to add a section for a victim's fund for those that have suffered a loss due to vandalism and criminal activity. Mr. Chachas stated ongoing concerns regarding not receiving a copy of the PORTER Report, the guardrail in Veterans Park that needs replaced, and the sewer connection access to his Great Basin Boulevard properties.

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

City Attorney Manuele asked that item C-7 be removed. This is an EMS agreement with the County and the County version of the agreement that was submitted to us was not the right agreement. I ask that this item be removed so we can obtain the correct version and revisit it at the July 8, 2021 Council meeting.

Councilwoman Beecher moved to approve the agenda with the removal of item C-7. Councilman Spear seconded the motion. The motion carried unanimously.

**4. CITY DEPARTMENT REPORTS**

➤ **MUNICIPAL JUDGE**

Municipal Judge Coster stated I wanted to inform the Council we are starting to go back to community service duty through the Public Works Department. The office overall is very busy with preparation for lots of attorneys and things are going smoothly.

➤ **CITY CLERK**



**CITY OF ELY**

501 Mill Street Ely, Nevada 89301  
City Hall (775) 289-2130  
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**REPORT**

DATE: June 24, 2021  
TO: Mayor Robertson and City Council Members  
FROM: City Clerk Jennifer Lee

**ARMORY UPDATE**

The power bill for last month was approximately \$100.00 less than April's, but now the second stage of the gym compressor has to be replaced, to avoid that building section generating electrical demand charges, as well as six thermostats; when this new equipment is installed, the City will have spent over \$68,000.00 commissioning the former armory for occupancy. Based upon *Envise's* utility cost estimates, it will take the City 2.5 to 3 years to recoup this investment.

**COMPLAINTS**

I continue to manage the 55 complaints my office has received this year; to date we have sent 43 letters, received 32 responses and 18 property owners have complied.

**GRANTS**

I've been in contact with GOED to close out the first Murry Street CDBG grant which has deadlines at the end of this week, so I'll be working late tonight.

I contacted Rope Ashworth of Tri County Weed regarding the white top at the Georgetown Ranch; he subsequently got permission from the Forest Service to write a grant proposal for the City where the current lessee would provide the match. I will notify the Council when I receive the weed abatement grant proposal.

Cody Coombs of the BLM met with me June 11<sup>th</sup> regarding an opportunity to apply for another Green Up grant which has a lengthy application and is due July 3<sup>rd</sup>; unlike our previous one, this funding opportunity's purpose is to enhance recreation opportunities by reducing illegal dumping.

**PORTER**

I worked last Saturday to complete the responses for three question templates on the earmark projects the City presented to Senator Cortez-Masto's office this past Tuesday.

The City of Ely is an equal opportunity provider and employer.

➤ **CITY TREASURER-HR DIRECTOR**

City Treasurer-HR Director Trask stated I just wanted to report that the final budget was examined and approved in accordance to the NRS and I received the approval today from the Department of Taxation.

➤ **PUBLIC WORKS SUPERVISOR**

Public Works Supervisor Cracraft stated I wanted to give an update on the Vietnam Wall coming over the 4<sup>th</sup> of July and a big thank you to the volunteers that helped cover the benches. The Wall will be here next Wednesday and be here through the 4<sup>th</sup>.

➤ **CITY ENGINEER**

City Engineer Almborg stated during last week while I was gone, they did finish the last connections on the Murry Street Sewer Project and there are a couple of little clean-up items on that project and it should be complete. I will bring a final close out of the project back to the City Council and Municipal Utilities Board. The Aultman Street Project is ongoing, and things are going well. We are working with Tom at the Landfill to renew some of his permits that are due later this summer.

**5. REPORTS**

➤ **COUNCILMAN FLANGAS**

Councilman Flangas stated I have been approached by members of the City wondering why the planters in front of businesses were never filled with flowers this year. I don't know if it is our responsibility or the merchant's responsibility to maintain them, but I would like to see something done to make them look nice on our main street.

➤ **COUNCILMAN SPEAR**

Councilman Spear stated City Clerk Lee gave me a flyer for the \$600 grant program on weed control. I got a hold of the Eastern Nevada Landscape Coalition and they said it is free, but there is a lengthy agreement and then Tri-County Weed goes in and sprays private property. We have at least six properties on Mill Street, and there is a white top problem in the Murry Springs location and above it. If they don't start upstream to get rid of the white top, it won't do any good. The Silver State Classic Challenge gave the Shelby Club a free entry to this May's race and I got notified today the guy that won is also an author for Shelby Magazine. They have a fourteen-page article that talks about all the wonderful buildings in Ely and it is all in color.

➤ **COUNCILMAN ALWORTH**

Councilman Alworth read the report below into the record.

June 24, 2021

Councilman Alworth's Report

On Wednesday June 16<sup>th</sup> I met with Jennifer Lee and JoJo Meyers-Campos representing Geoverse Business Solutions to discuss their proposal for Internet and Wireless service for the City Offices and the other outlying City buildings. JoJo discussed their plan to install the necessary conduit in the downtown area and the cost they were going to incur. Their goal is to start this in September. During the course of our discussion and reviewing the handout provided to us, questions arose on the cost the City is going to be expected to pay for new hardware and security licenses and appliances to use their service. The handout detailing this expense was near \$24,000.00. Clerk Lee inquired as to the monthly cost and length of the agreement. JoJo wasn't sure so she called her Supervisor and he sent us their quote detailing 2 options available to the City. Depending which option the City would go with the yearly cost for 5 years ranged from \$42,000 per year or \$24,000 per year requiring a onetime upfront payment of \$50,000. At that time, it was agreed to hold off on further talks until a later date when more information and all parties could be present for the presentation.

The confusion for me was JoJo was talking about installation and her counterpart had already had a meeting with Treasurer Trask and I believe Mike Cracraft in which dollars were discussed for comparison purposes. In my opinion, during this discussion the left hand didn't know what the right hand had discussed.

I agree we need our technology updated to put an end to internet outages and to get all of our offices tied in together for the City to operate to its full potential. Clerk Lee asked a very important question via text to JoJo about why Geoserve wasn't waiting to install conduit when NDOT lays conduit in 2023. JoJo replied fiber conduit was removed from that portion of the project. JoJo further stated the actual cost of the City's network project is approximately \$500,000. Question to me is, is that their cost for installation?

Clerk Lee received correspondence forwarded to her from Caroline McIntosh regarding a program offering grants (288M) that will pay for broadband infrastructure from the US Dept. of Commerce. Cities must be the lead but can work with a private provider as a partner. This information was provided by Brian Mitchell, Director Nevada Governor's Office of Science, Innovation and Technology.

➤ **COUNCILWOMAN BEECHER**

Councilwoman Beecher stated I want to thank the community members that helped with the Community Clean-up.

➤ **MAYOR**

Mayor Robertson stated I would like to add the passing of Larry Dunton in our community. He served as a member of this Board and was instrumental to the EMS Program in Ely, as well as many other things. He will be missed, and we appreciate his contribution to our community. I also want to add we did get a resignation letter from Councilwoman Beecher and we will be discussing that at the Special Council Meeting on June 29, 2021; Thank you for your time and dedication to our community. If anyone is

interested in that open position you can contact one of the remaining Council members or myself for possible consideration.

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

**A. CONSENT AGENDA**

**MOTION:** Move to approve the Consent Agenda item 8A-1 Minutes and 8A-2 Bills.

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

1. Discussion/For Possible Action –Minutes.
  - May 27, 2021
2. Discussion/For Possible Action – Bills.
  - June 9, 2021

**B. OLD BUSINESS**

1. Councilman Spear – Discussion/For Possible Action – Approval of draft priority list for City of Ely’s American Rescue Plan funding.

Councilman Spear stated we met with the Nevada League of Cities and we thought we would have the money by May 11<sup>th</sup>, but the Governor has to request that allocation and then the time clock starts ticking. I like the idea of continuing to add items to the list and when we have the funding, have a public hearing to get input from the public.

Councilwoman Beecher stated I have one suggestion, that the horse races and the pre-school be moved up near the Boys and Girls Club and the CACH Program. The horse races are such a driver for visitation to our community and the preschool being on equal footing with the Boys and Girls Club.

Mayor Robertson asked City Attorney Manuele to check on if the item mentioned during public comment regarding a victim’s fund could be added to the list.

Councilman Spear moved to table the approval of the draft priority list for City of Ely’s American Rescue Plan Funding until funds are received but continue to add ideas to the list. Councilwoman Beecher seconded the motion. The motion carried unanimously.

2. Council Members – City Treasurer Trask – Discussion/For Possible Action – Approval of Collective Bargaining Agreement between City of Ely and Operating Engineers, Local 3 July 1, 2021 through June 30, 2024.

City Treasurer-HR Director stated we went back and had another negotiating meeting with the Union and explained to them what the Council had suggested of dropping the extra dollar and giving a 5% raise across the board; the union agreed with what was brought forward.

Councilman Carson moved to approve the Collective Bargaining Agreement between City of Ely and Operating Engineers, Local 3 July 1, 2021 through June 30, 2024. Councilman Flangas seconded the motion. The motion carried unanimously.

**C. NEW 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.

Councilman Alworth asked is there a conflict with the council meeting during that time?

Mayor Robertson stated yes, there will be a conflict with the City Council meeting on August 26, 2021. We could potentially move the Council meeting to a different date at the Council’s pleasure.



Councilman Spear moved to table the approval for mayor, city council members and city clerk to attend the Nevada League of Cities & Municipalities' 2021 Annual Conference August 25 – 27, 2021 in Sparks, Nevada until the July 8, 2021 Council meeting. Councilman Flangas seconded the motion. The motion carried unanimously.

2. Mayor Robertson – Discussion/For Possible Action – Approval of amended Billing Rate schedule in the legal services contract between the City of Ely and Manuele Law, LLC.

City Attorney Manuele stated I am hiring another attorney and I have presented this increase to the budget committee where it has been approved. I am hiring someone to be local as the travel for me has been difficult and it didn't work out for me to return to the area as we had discussed. The request today is a \$500.00 a month increase to help offset the cost of hiring the new employee. I would like to introduce him to the Council tonight, Leo Cahoon. He will be here in Ely and in the office every day and available to the Council to answer questions and to attend and assist in meetings.

Mayor Robertson stated this was pitched to the budget committee and was included in the budget for this year. The budget was approved by the Council.

Councilwoman Beecher moved to approve the amended Billing Rate schedule in the legal services contract between the City of Ely and Manuele Law, LLC. Councilman Carson seconded the motion. The motion carried 4 to 1 vote, with Councilman Alworth voting nay.

3. Councilman Alworth – Councilman Flangas – Discussion/For Possible Action – Finalization of Broadbent Park conceptual design provided by Civil Science Infrastructure, Inc. Services for a SNPLMA Round 19 grant application.

Councilman Alworth asked I don't see down on Mill Avenue and 1<sup>st</sup> Street where we had put in horseshoe pits?

Alex Stewart of Civil Science Infrastructure, Inc. Services stated if they are not showing up on the concept, they are added to the cost analysis and are under the numbered items.

Councilwoman Beecher moved to approve the Broadbent Park conceptual design provided by Civil Science Infrastructure, Inc. Councilman Alworth seconded the motion. The motion carried unanimously.

## **6. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A PUBLIC HEARING AT 5:30 P.M. ON THE FOLLOWING TOPICS.**

1. Councilman Flangas – Public Hearing - Discussion Only – Approval of Second Reading of Ordinance 742, Bill 2021-05, amending Title 2, Chapter 3, Sections 1 and 2 entitled TREE BOARD of the City Code of the City of Ely specifically changing the number of members of the board from nine (9) to five (5) and setting forth the term of appointment.

Councilman Flangas stated having nine members on the Tree Board creates a problem in getting a quorum. The members will be staggered on terms, so there are not new members all at once.

## **7. DISCUSSION/POSSIBLE ACTION ITEMS PERTAINING TO THE PUBLIC HEARING.**

1. Councilman Flangas – Discussion/For Possible Action – Approval of Second Reading of Ordinance 742, Bill 2021-05, amending Title 2, Chapter 3, Sections 1 and 2 entitled TREE BOARD of the City Code of the City of Ely specifically changing the number of members of the board from nine (9) to five (5) and setting forth the term of appointment.

Councilman Flangas moved to approve the second reading of Ordinance 742. Councilwoman Beecher seconded the motion. The motion carried unanimously.

**C. NEW BUSINESS (Continued)**

4. Councilman Spear – Councilman Alworth – Discussion Only – Update on PORTER Group efforts on behalf of the City of Ely.

Councilman Alworth read the following report into the record.

**Porter Group Update**

This past Tuesday, Mayor Robertson, City Engineer Alberg, Councilman Spear and myself, along with Cameron and General Hubert from the Porter Group, met via Zoom to give a presentation to staff members of Senator Cortez Masto on the following 3 projects requested by the City under the EPA STAG Wastewater Infrastructure Grants.

- City of Ely Downtown Upgrade in the amount of \$26 million.
- Central Ely Sewer Upgrade in the amount of \$3.3 million of the total estimated to be \$9 million.
- Ely Lower East Water Main Upgrade in the amount of \$3.1 million of the total estimated to be \$8.1 million.

Mayor Robertson gave a brief overview of each project, followed by Engineer Alberg detailing the need of each project. Councilman Spear commented on the fact that the larger storm drain would allow roughly 95% of the residents in Central Ely to be removed from the historical flood zone deemed by FEMA. I commented on the fact the City has imposed a Capital Improvement surcharge on the users of City water and sewer to help off set some costs. It was a consensus there is need to have better water supply in the area of the Historical Railroad property for fire suppression.

City members were questioned if the Ely Downtown Project could be “phased” because \$26 million was a large amount of money being requested. Mayor Robertson replied that even the \$26 million would not be enough to complete this project. The City is hoping the State would come up with the remaining amount to see this project to completion.

In the end, the City group was asked to rank the projects, the Mayor ranked the Downtown Upgrade as number 1. Engineer Alberg stated if the Downtown project would not be funded, to place the Central Ely Sewer Upgrade as our number 1 choice, due to the fact that many parts of the sewer in Central Ely date back to the year 1914.

Councilman Alworth stated General Robert Herbert had called and said the Lieutenant Governor will be in town over July 3<sup>rd</sup> and recommended the Mayor and Council meet with her regarding money for infrastructure. The big cities are getting all the money and the Lieutenant Governor has been supportive of our projects, but we need to push on this.

Councilman Spear stated I felt comfortable with how the PORTER Group, Senator Rosen and Senator Cortez-Masto handled the conference call we recently had. They listened to our questions and had resources for the areas we needed help in. I left this meeting feeling like we have a chance of getting some funding. I want to add that without having the PORTER Group to help us, we wouldn't even know about some of the funding that is out there, and they are working all different angles for us.

5. Councilman Alworth – Discussion/for Possible Action – Approval of monthly balance sheets for general fund, street fund and enterprise funds.

Councilman Alworth stated the balance sheets look good as usual.

Councilman Alworth moved to approve the monthly balance sheets for general fund, street fund and enterprise funds. Councilman Spear seconded the motion. The motion carried unanimously.

6. Council Members – City Clerk Lee –LP Insurance Services Principal Tina Perchetti – NPAIP Executive Director Wayne Carlson – Discussion/For Possible Action – Acceptance of Renewal Proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment in the amount of \$202,616.61 from Fiscal Year 2021-2022 funds, to be paid in equal share from each of the covered funds.

Councilman Spear disclosed he will abstain from this item as his daughter, Tina Perchetti, is the representative with LP Insurance Services.

Councilman Alworth stated I inquired with the City Treasurer to see if this increase was budgeted and she did budget the increase as she has in previous years. The increase for services was 1.2% which I think is a heck of a good deal and they have provided good service to us for years.

Councilwoman Beecher moved to accept the Renewal Proposal from Nevada Public Agency Insurance Pool (POOL) and approve payment in the amount of \$202,616.61 from Fiscal Year 2021-2022 funds. Councilman Carson seconded the motion. The motion carried with 4 members in favor and Councilman Spear abstaining.

8. Council Members – City Fire Chief Stork – Discussion/For Possible Action – Approval of Ground Transportation Agreement between REACH Air Medical Services, LLC and the City of Ely Fire Department.

Councilman Alworth stated I talked with Fire Chief Stork to get clarification. We have REACH Medical Air Services and we also have Med-X; are we going to offer this to the other agency as I feel that is fair play? What I understand in the preliminary statement is the service is the transfer between medical facilities, airports, or helipads. They would do this if we can't transport from the hospital to the airport?

City Fire Chief Stork stated it is a Ground Transportation Agreement. City Attorney Manuele has went through all of this and Tom Liebman with REACH is on Zoom if you have any technical questions for him. Basically, we provide service such as doing a transport from the hospital to Life Flight; we are providing a service to that patient but also providing that service to REACH. As a payor of last resort, say we have a patient that is in a car wreck from out of the area and they have no insurance and can't pay, and we have exhausted all our other avenues, REACH will pay the percentage that is on the final page of the agreement so we are not out the call all together. If we get in a situation where we are doing a long-distance ground transportation, due to not being able to fly or something, we would reimburse them their rate and everything else would be ours.

Mayor Robertson asked City Fire Chief Stork, what is the difference between having this agreement and what is currently happening?

City Fire Chief Stork stated currently what is happening is if we transport a patient and they have not insurance or any way to pay it is done for free. We should look at getting the same kind of agreement with Med-X as well.

Councilman Spear stated I like the idea that it is renewed or cancelled yearly to be able to meet with them annually or if there are no problems it renews automatically.

City Fire Chief Stork stated it is not anything that is going to cost us any revenue but may actually generate us a little more revenue.

Councilwoman Beecher moved to approve the Ground Transportation Agreement between REACH Air Medical Services, LLC and the City of Ely Fire Department. Councilman Carson seconded the motion. The motion carried unanimously.

9. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of junk/abandoned vehicles on private property located at 1205 Avenue D, Ely, NV, APN 002-029-15.

Brett Hermansen stated I own the property and rent it out. The man that is renting it is a mechanic and half the cars at the residence he is actively working on for other people and one he is working on for me. I do agree with you guys in wanting this stuff cleaned up, but when I got the first notice it said excessive vehicles and we need clarification as to what is excessive. The last time I checked the State Statutes, it said you could have two cars in your yard for restoration purposes and I don't know if that has changed.

City Attorney Manuele stated there are exceptions you may qualify for in the ordinance.

Mayor Robertson asked does this man renting from you have a business license and a home occupation to be doing this work?

Mr. Hermansen stated no, he works for Precision in that capacity and does it for friends on his off time and is not charging for it or at least not charging me. I have moved my vehicle, it was licensed and insured, but the registration sticker wasn't on it because it has been down there under repair. The renter promised me the rest of the cars will be gone tonight and if not, I will make sure they are gone by the end of the weekend as I have the equipment to move them. The letter I received said there were seven unused vehicles and there are not that many. What is determined unused?

City Attorney stated online those descriptions are outlined.

Councilwoman Beecher moved to approve a two-week extension of abatement action to include the removal of junk/abandoned vehicles on private property located at 1205 Avenue D, Ely, NV. Councilman Carson seconded the motion. The motion carried unanimously.

10. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of weeds and debris on private property located at 1145 Avenue E, Ely, NV, APN 002-062-14.

City Clerk Lee stated this property and the property mentioned in item eleven is the same property owner and I have received a letter from the owner.

Mayor Robertson opened item eleven in conjunction with item ten.

11. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of weeds and debris on private property located at 1165 Avenue E, Ely, NV, APN 002-062-15.

City Clerk Lee read the following email into the record.

**Ely City Council Members & City Attorney Shain Manuele,**

**I am writing to you in regard to the notices of abatement on my property located at 1145 Avenue E & 1165 Avenue E, Ely, Nevada.**

**I am requesting a 30 day extension.**

**The property is currently occupied by a single mother with a 1 year old child & a full time job.**

**She has removed the refrigerator from the yard & has sprayed the weeds.**

**She has assured me that she will remove the weeds & complete the clean-up of the property.**

**There is no need for City funds to be spent to rectify the situation.**

**By granting this request, the clean-up will be completed by the occupant of the property.**

**Thank you for your consideration of this matter.**

**A prompt response will be greatly appreciated.**

**Kim Stevenson**

Councilwoman Beecher stated does the single mother occupy both properties? I drove by and it appears that 1145 Avenue E is being cleaned up, but 1165 Avenue E does not look like there is anything happening there; it is a mess. Does the extension apply to just one of the houses or both?

City Attorney Manuele stated I would say the extension request applies to both properties.

Councilman Spear moved to approve a 30-day extension of abatement action to include the removal of weeds and debris on private property located at 1145 Avenue E, Ely, NV



and on 1165 Avenue E, Ely, NV. Councilwoman Beecher seconded the motion. The motion carried unanimously.

12. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of trash and junk vehicles on private property located at 770 Avenue D, Ely, NV, APN 001-082-07.

Councilman Alworth stated there has been nothing done to this property.

Councilwoman Beecher moved to proceed with abatement action to include the removal of trash and junk vehicles on private property located at 770 Avenue D, Ely, NV. Councilman Carson seconded the motion. The motion carried unanimously.

13. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of seven unused vehicles on private property located at 1205 Avenue E, Ely, NV, APN 002-063-14.

Councilman Alworth stated there are six cars in the back of the property and one in the front. We have got to figure out a way for people to get rid of junk cars. This is going on three months now and nobody has taken on the challenge to look this up. There has got to be a way they do it, as years ago a resident got rid of about two-hundred vehicles. These people are going to sit on them and say “where is the law for us to enforce it?” What is the right for us to take them off the property and store them in a corn patch and then we have just made a mess on our own property. There has to be a legal way to figure this out.

City Clerk Lee stated it was brought up during Tristan Luis’s items that a scrapper comes into town; do they only assist commercial residents?

Mayor Robertson stated I believe they still require a title.

City Clerk Lee stated in the discussion it was stated that they would take cars without titles and I don’t know if that is correct.

Councilman Alworth stated I don’t know who we need to call but this is never going to get resolved if we don’t have a solution. If you want to see cars stacked, take a ride out to Cross Timbers. This process is working but we have to have an out for people that are wanting to get rid of them. We need to figure it out and I am not researching it.

Mayor Robertson stated the only research I have put into it is talking to some of our towing companies. The cost to have them do it would be quite expensive and they can put a lien on it depending on the amount. However, it then becomes the question of who is responsible for that, the City or the property owner since the City is having it picked up.

City Attorney Manuele stated the owner can research and apply for a title through the DMV.

Mayor Robertson stated the problem is once we pick up the vehicle, the property owner has no gumption to do that because there is no point; the car is gone.

Councilman Spear stated I spoke with the scrapper and he stated he would take them, but the problem is he doesn’t ever have any space.

Mayor Robertson stated I know the City of Fernley has this problem with people stealing cars and dumping them and then the City of Fernley picks them up and can’t get rid of them due to not having titles.

Councilman Alworth moved to proceed with abatement action to include the removal of seven unused vehicles on private property located at 1205 Avenue E, Ely, NV. Councilman Carson seconded the motion. The motion carried unanimously.

14. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of accumulation of vehicles and military surplus on private property located at 1375 Avenue B, Ely, NV, APN 002-031-01.

Councilman Alworth stated it looks like all of the stuff has been relocated to the back and it is full of chickens.

Mayor Robertson stated I believe some of this debris could be on the City right of way.

Councilwoman Beecher moved to proceed with abatement action to include the removal of accumulation of vehicles and military surplus on private property located at 1375 Avenue B, Ely, NV.

15. Council Members – City Attorney Manuele – Discussion/For Possible Action – Approval of abatement action to include the removal of charred building on private property located at 710 Avenue G, Ely, NV, APN 002-081-01.

Councilman Alworth stated the APN on this item is incorrect but the City Clerk did get a call from the Assessor with the correct parcel number.

George Chachas stated the building is not charred. There are three pieces of fiber board that are charred, and the rest is weathered. I have been up here eight different times at various locations, to talk to Building Official Walker. The last time I talked to him I asked him if he will let me do what was allowed with the Community Choir Building, which had no contractor or building permit, they just put a fix on it. I will start tomorrow on my building. The siding is the old asphalt tar. I look for contractors almost every day around the area and the last one that gave me a decent answer was JCR and he is tied up with projects. If you will give me permission to proceed, I will do that, other than that I want ninety days to find a contractor. I am willing to pay a fair price, but I also want equal protection under the law.

Councilwoman Beecher stated as a person trying to find a contractor, they are almost impossible to find right now, and I would be willing to grant the 90-day extension.

Councilman Alworth asked how many years ago did those buildings burn?

George Chachas stated about fifteen years ago.

Councilman Alworth stated it was a little more than that as I was one of the first ones there to put water on it. The point is you received insurance money for that.

George Chachas stated I did not.

Councilman Alworth stated it has been that way for twenty years and nothing has been done. The inside of the building is charred; I was in there.

George Chachas stated it was passed by your Building Inspector; he told me what the minimum was.

Councilman Alworth stated what you need to do when you check on your contractor is make sure he has the legal licensing for asbestos removal. If they start tearing the asbestos shingles apart the whole neighborhood will be at risk.

George Chachas stated it is tar; there is no asbestos. You are right the contractor would know; it is a hard substance and does not melt when heat is put to it and this has melted because heat was put to it.

Councilman Alworth stated I would be willing to give an extension but not ninety days. He hasn't done anything in twenty years. What makes you think he will do something in ninety days?

Councilwoman Beecher stated so many of these properties have been overrun for twenty years and we are not looking back on all the other ones we are doing. I think it is a valid point if we are requiring a contractor, that we give an extension.

Councilman Carson stated my only problem with giving a ninety-day extension is that puts us close to winter and the project is delayed again.

George Chachas asked can I do it myself just to fix it up since you are worried about cosmetics.

Mayor Robertson stated you will have to talk to the City Building Official and follow what is required by NRS.

Councilwoman Beecher moved to approve a 45-day extension of abatement action to include the removal of charred building on private property located at 710 Avenue G, Ely, NV. Councilman Carson seconded the motion. The motion carried 4 to 1 with Councilman Alworth voting Nay.

**9. PUBLIC COMMENT**

George Chachas stated I make rounds in the community daily looking for contractors and I see continued disregard to ordinances in properties located in the City; I have my properties fenced and many of these are not. Mr. Chachas went on to list properties and show pictures of ongoing concerns with attractive nuisances and unfair treatment.

Marietta Henry stated thank you Councilwoman Beecher for your service to this community, for your service to this City, and for the professionalism that you have displayed in representing us. We are going to miss you. Hopefully you will consider putting the Horse Races up further on the priority list for the CARES Act Funding because we really need that money. We can't get it back from the State because we are being penalized since we didn't race last year. We sincerely appreciate your consideration.

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

Councilwoman Beecher moved to adjourn the Regular meeting of the Ely City Council at **6:12 p.m.** Councilman Flangas seconded the motion. The motion carried unanimously.

  
\_\_\_\_\_  
ATTEST

  
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MAYOR

