



CITY OF ELY

501 Mill Street Ely, Nevada 89301

City Hall (775) 289-2430

Cityofelynv.gov

ELY MUNICIPAL UTILITIES BOARD REGULAR MEETING

November 10, 2022, 8:00 a.m. – Ely Volunteer Fire Hall – 499 Mill Street – Ely, Nevada

1. Chairman O’Flaherty called the regular meeting of the Municipal Utilities Board to order at **8:03 a.m.**, led in the Pledge of Allegiance and asked for Roll Call.

Members present:

Chairman John O’Flaherty
Vice Chairman Dale Derbidge
Member Greg Rivero
Member Sherrie Marquez

Members absent:

Member Ken Ross

City Officials and staff present:

Councilman Kurt Carson
City Clerk Jennifer Lee
City Treasurer/HR Director Janette Trask
City Attorney Leo Cahoon
City Engineer B.J. Almberg
Administrative Assistant Patti Cobb

Also, in attendance: Members of the public in attendance at the Ely Volunteer Fire Hall signed in (appears below): None

2. PUBLIC COMMENT:

George Chachas stated ongoing concerns regarding his request for reimbursement for a sewer problem he took care of at his property located at 681 Parker; the billing for his property located at 490 High Street; if the City ever collected in full for water, sewer and landfill services from the Historical Railroad when they owned the White Pine Trailer Park; and collected in full from Garnett Mercantile; NDOT putting in new curb and gutter along avenue D between 14th and 15th street and not putting in proper drainage, ADA access, or crossing as required; the installation of water taps and sewer connections for his property located at 729 and 733 Great Basin Boulevard; and the alleged damage done at 745 Great Basin Boulevard by Q & D Construction and his request for reimbursement.

3. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE UTILITY BOARD.

A. CONSENT AGENDA

MOTION: Move to approve the Consent Agenda item 3A-1 Minutes.

Moved by: Vice Chairman Derbidge Second by: Member Marquez Vote: Unanimous

1. Discussion/For Possible Action –Minutes.

- October 13, 2022

B. OLD BUSINESS

1. Board Members – *Robinson Nevada Mining Company* (RNMC) representative – Discussion only – Update to the Utility Board on the *Robinson Nevada* Development, Ruth Pit Development, and water mitigation efforts within the City of Ely.

City Clerk Lee read the following email into the record:

Jennifer Lee

From: Frederick Parthey <Frederick.Parthey@us.kghm.com>
Sent: Wednesday, November 9, 2022 6:33 PM
To: Jennifer Lee
Cc: Amanda Hilton
Subject: Utility Board Meeting- 11/10/2022

Hello Jennifer,

I will not be able to attend tomorrow utility board meeting. I am by this email providing you an update on "Old Business" Item B 1. *Ruth Pit development and water mitigation efforts within the City of Ely.*

Robinson continue to mine from the Ruth pit complex, here is the breakdown of fresh water dewatering effort from the South block.

About 6,808 gpm is being pumped, 1,579 gpm is going into Gleason Creek and the rest is going to the mill for ore processing. RW-7P- is delivering 1,499 gpm into the city water system.

Please let me know if the utility board has any questions.

Thanks,

Frederick Parthey (PhD, PMP)
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Resources-US Operations
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Robinson Mine
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Ruth, NV 89319 USA
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C. NEW BUSINESS

1. Board Members – City Engineer Almberg – Discussion/For Possible Action – Recommendation to approve Mark Ridley’s Will Serve Application to tap the City’s water line at 1689 Great Basin Boulevard for a 1.5” water service and 13 fixtures with 27 drainage fixture units.

City Engineer Almberg stated I believe you got the information in your packet and attached is what we still have available. We do have the resources available to provide that, so I recommend we approve it.

Vice Chairman Derbidge asked what are they building?

City Engineer Almberg stated it is a restaurant.

Chairman O’Flaherty asked where will they tap it? Will it be on Great Basin Boulevard, or will it be on Ridley’s property?

City Engineer Almberg stated we are still waiting on their plans to come back through, but they wanted to get it on this agenda.

Vice Chairman Derbidge moved to recommend approval of Mark Ridley’s Will Serve Application to tap the City’s water line at 1689 Great Basin Boulevard for a 1.5” water service and 13 fixtures with 27 drainage fixture units. Member Marquez seconded the motion. The motion carried unanimously.

PUBLIC COMMENT

George Chachas stated he (City Engineer Almberg) needs to speak up I am struggling to hear him. The Open Meeting Law allows someone to hear everything. I don’t have a complete hearing handicap, but I cannot hear him.

2. Board Members – City Engineer Almberg – Discussion/For Possible Action – Recommendation to approve Murry Street Sewer Main Upgrade Project Phase III Contract Change Order No. 1.

City Engineer Almberg stated this is completing out the contract and the Change Order. What is included in this Change Order and the way the contracts are set up you are basically paid by the unit item of whatever you put in. If you put in twenty feet more of pipe than what you put on the bid you get paid for that. The connection of the French drain system is in here and it was a little bit longer than we thought to make the connection. The other increase for \$10,000.00 was for a home that is on Murry Street that actually connects into sewer on Mill Street. We connected up their sewer and water and at the end of the day it is the same price as the other houses connected up this road because they pay unit price. The last change is due to supply chain issues. 3/4” water meters were not available, so they went with a 1” which were available to keep the project going. The net change of the project was \$19,015.59. We went through this with

the contractor, and we support the approval of this. The project was over time wise, but I have had a conversation with the City Attorney, and I don't support pursuing any liquidated damages associated with that. They did a great job on the project and just got started a little bit late. They did a quality job and the impact to the residents along that road were still minimized. When you have a good contractor that gets in there does a good job and doesn't disturb people, I don't believe the City would want to penalize them and discourage them from bidding on future projects.

Chairman O'Flaherty stated I concur with what you are saying and once they started on the project, they stuck with it and completed it.

Vice Chairman Derbidge moved to recommend approval of Murry Street Sewer Main Upgrade Project Phase III Contract Change Order No. 1. Member Rivero seconded the motion. The motion carried unanimously.

3. Board Members – City Engineer Almborg – Discussion/For Possible Action – Recommendation to accept Murry Street Sewer Main Upgrade Project Phase III, PWP WP-2022-162.

City Engineer Almborg stated this is straight forward going through the formality of closing out the project and accepting the project from them. We recommend and request approval of this.

Member Rivero asked you have done your final walk through?

City Engineer Almborg stated yes, there is not a big punch list because everything is underground. The project has been functioning for a couple of months and as long as the surface is cleaned up, we have no concerns or issues.

Chairman O'Flaherty asked this will complete our Murry Street Project?

City Engineer Almborg stated yes, this gets us all the way through, so we have new sewer all the way down Murry Street. With the NDOT Aultman Project coming in 2024 there will be upgraded sewer from Nevada Avenue by Big 8 Tire all the way down to the park by the Middle School and old Courthouse and with our earmark we have for Central Ely we will have a new main trunk line from the horse corals to Murry Street when those two projects get completed.

Vice Chairman Derbidge moved to recommend approval to accept Murry Street Sewer Main Upgrade Project Phase III, PWP WP-2022-162. Member Rivero seconded the motion. The motion carried unanimously.

PUBLIC COMMENT

George Chachas stated going through phase I, II, and III we still have blockages and telephone poles in the sidewalk. If there is any correspondence with Mt. Wheeler Power stating they have to move those poles for handicap access, I want copies. We either have

rules and regulations or we don't. This is a new project, and it must meet minimum ADA requirements.

Chairman O'Flaherty stated on Phase III there is still additional work to be done.

4. CITY DEPARTMENT REPORTS

➤ CITY ENGINEER

City Engineer Alberg stated we submitted the EA and SHPO information to Jennifer for the Bell Avenue CDBG Project so that is almost complete and ready to go out for review. Once we get through that we can start working on the CDBG Project for that area which is a water line on Bell Avenue. We are doing the same thing for our sewer project we have down on Parker in Central Ely. This project is a little larger EA and more SHPO requirements because we are expanding that area, like we did Murry Street in the past, because the EA is good for five years and that way we are able to do all the phases and not have to do SHPO and EA tasks every year. In Central Ely we have our CDBG Project and our earmark I just spoke about. Once these steps are complete, they will then open the port hole and we can get the funding to start the next step.

5. PUBLIC COMMENT

George Chachas stated ongoing concerns regarding drainage coming from the Bath property on to his property causing erosion and that he will supply the City with a bid on replacement of the material that was torn up; the sidewalk being replaced at 166 Ely Ave due to a meter pit replaced and he alleges it is more than needed; his request for curb and gutter to be put in on 7th Street and Ely Street to help mitigate the drainage; when the Railroad put in their track and the drain under it on the upper end of the property I can't do maintenance because I can't walk on the ruff raff, ADA again, it was a federal grant; his requested list of RVs permitted in the City of Ely and if they are paying utilities; lots of his he cannot rent and the citations he has received; selective enforcement; discrimination; and would like to see accountability.

City Clerk Lee stated the next meeting is scheduled for December 8, 2022.

6. ADJOURNMENT: THE MEETING MAY BE ADJOURNED BY APPROPRIATE MOTION OF THE MUNICIPAL UTILITY BOARD

Chairman O'Flaherty adjourned the regular meeting of the Municipal Utilities Board at **8:27 a.m.**



Attest



Chairman

