



# CITY OF ELY

501 Mill Street Ely, Nevada 89301  
City Hall (775) 289-2430 - Fax (775) 289-1463

## ELY CITY COUNCIL MEETING

May 10, 2018 5:00 p.m. – Ely Volunteer Fire Hall - 499 Mill Street-Ely, Nevada.

1. Mayor Van Camp called the Regular Meeting of the Ely City Council to order at **5:02 p.m.**, led in the Pledge of Allegiance, Ken Kliewer offered the Invocation and Mayor Van Camp asked for Roll Call.

Members present:

Mayor Melody Van Camp  
Councilman Ernie Flangas  
Councilman Kurt Carson  
Councilman Tony DeFelice  
Councilwoman Jolene Gardner  
Councilman Sam Hanson

City Staff present:

City Administrator Robert Switzer  
City Attorney Charles Odgers  
City Treasurer Janette Trask  
City Engineer B.J. Almberg  
City Police Chief Scott Henriod  
Deputy City Clerk Jennifer Lee

Also in attendance: Members of the public signed in (appears below).

Ely City Council attendance list. 5-10-18	
Pat Robinson	
Bill Sanders	
George Chachas	
Scott Henriod	
Kerry McMillan	
Kyle Gustaf	
Susan J. Jensen	
Torie Wilcox	
Mark Bassett	
Frederick Porter	
Ken Kliewer	

### 2. PUBLIC COMMENT

Ken Kliewer stated I'm Ken Kliewer, a citizen of Ely. I found an article about the casket that got removed from the Cemetery. Nobody seems to know how it happened. If anybody is doing anything like that, it needs to be reported to the sexton. The Cemetery is a hallowed place and it should be protected in any way possible. The sexton who's responsible for the well being of the graves should have people watching what's happening. We should have the entrances of the Cemetery gated and locked at night.

Kerri Pinter stated Kerri Pinter, 1417 Mill Street. On Items 3, 4 and 5 of the agenda, congratulations. As I stated two meetings ago, just because you may doesn't mean you should.

Kaylynn McMurray stated I have a couple of emails (appear below) from people in the community, so I'd like to read them.

To Mayor Van Camp and the City Council members

I am writing to encourage you to approve and create an animal control advisory board. As you have seen in the last few weeks, there exists an incredible network of citizens who are willing to devote the time and money to ensure that every unwanted pet that can be adopted, will be adopted by a loving pet owner.

My family and I, and many others have long been involved publicly and behind the scenes to support an efficient and effective process for the adoption of unwanted pets and stray animals that includes working with animal organizations, networking, fostering, and rescuing.

The dismantling of the out dated and inhumane gas chamber was a great step into the modern world of animal control. However, there is so much more to be done. An animal control advisory board can and will work hard to deal with the difficult issue of animal control, and will help to take the enormous burden and pressure off the council with their help and support.

Once you create this Board, you will be amazed at the profound effect this will have to address this most important issue, one that has been very near and dear to our family for many years.

Sincerely,

Teena Dobrescu

Dear City of Ely Council:

I am writing first to express my sincere gratitude for your decision to dismantle the Animal Control carbon monoxide euthanasia box. I'm hopeful that you will vote to destroy the dismantled pieces under New Business item 2.

Along similar lines, I also wish to express my support for an ordinance creating the Animal Control Advisory Board. Having an Animal Control Advisory Board will help to ensure the safety, health and humane treatment of the homeless and unwanted animals in our community.

Please consider voting to create an Animal Control Advisory Board and destroying the dismantled pieces of the carbon monoxide euthanasia box.

Sincerely,

Julie Gianoli  
#1 Iron Horse Drive  
Ely, NV 89301

Pat Robison stated I'm here to read a letter (appears below) from my daughter-in-law, who was unable to attend tonight.

I am speaking tonight in regards to the Animal Control Advisory Board that the city council will be voting on shortly.

The forming of this board holds the potential to benefit animal control, the animal control facility, the city of Ely and our community in so many ways, and it will create the opportunity for more citizens to become directly involved with helping the city to move forward with improving animal control.

There is already a group of citizens who have been working together, along with Andrew Hayes, to network the pound animals to help get them adopted, pull animals out of the pound for temporary foster when there is no more room and they have reached or exceeded their 10 day time limit, to locate no-kill shelters or rescues that will then take these animals in, to then transport the animals to said facilities and to get the animals vetted and vaccinated when needed prior to transport, all at no cost to the city! During the last two weeks we have moved 6 dogs out of the pound and into no-kill shelters and currently have 4 more scheduled for transport this coming Wednesday, and it would have been a total of 13 dogs overall between both transports, but 3 dogs were adopted shortly before they were scheduled to leave Ely. Many of these same people are also interested in being on, or contributing to the proposed animal control advisory board. This board could take some burden off of the city by doing research and applying for grants to help improve animal control and it's facility, find a way to put together a volunteer group to work with and socialize the animals, therefore increasing their chances of being adopted, as well as to help with the care and up keep of the animal control grounds when the ACO needs to respond to calls and attend to other duties within the community. This board could also help to organize fund-raisers and adoption events for the animals, help to educate the public on spaying/neutering/vaccinating/licensing and other aspects of being a

responsible pet owner, and the list goes on while the possibilities are endless!

I know that there is some skepticism as to whether or not a board such as this will be a success or a failure, but in reality the only real failure is a venture never tried....so what have you got to lose? Those of us who want to help the animals will continue to do so, but we could do so much more if we were able to come together in an official and organized capacity such as what this proposed board will offer. I am encouraging each of you to vote in favor of the animal control advisory board so that animal control can continue to move forward in a positive manner.

Thank you,

Montie Lyn Liebsack

William Sanford stated I live at 1919 North Street. Years ago when the prison came into town, they built two bypass roads to direct traffic, especially the prisoners in the buses and the service industry buses that are serving the prison system; they come through our neighborhood and stop at the corner of Ogden. Two nights ago I took the pictures of the big prisoner bus; I get really intimidated by that and don't know if they're dangerous or not. The City, once they moved their shops out by the dump, that increased the traffic, the number of City trucks and backhoes back and forth. Can it be mentioned to the prison that they could use the other two routes to keep it out of the Central community, to slow that traffic down? I would like to thank Sheriff Henriod; his deputies are doing a good job and he sends them through the area on a regular basis.

Deputy City Clerk Lee read the letter appearing below into the record.

I would like to thank the members of the city Council for voting for and then carrying out the dismantling of the gas chamber at the pound. I and those of us who signed the petition to destroy the gas chamber trust that this means that it will be disposed of permanently, and that no gas chamber will ever be used at the Ely city pound again.

I appreciate your listening to the members of this community and their desire for humane treatment of discarded pets. Your actions during and since the last City Council meeting indicate that you are willing to effect serious changes with regard to how animals are treated in Ely, and I believe that this is a very important step toward that goal.

Thank you again for serving the community in such a responsible manner with regard to this critical issue.

Leslie Sears

May 10<sup>th</sup>, 2018

George Chachas stated at previous City Council meetings, going back to March of '17, I inquired if the new gymnasium that the school district built near the high school is earthquake proof; I've yet to receive an answer. On your agenda Item 7-2 and 8-2, you're to consider eliminating the annual dog licensing, extending it to the three-year rabies vaccination period; if you do that, it will cause one of two things: a loss of revenue or a three-fold increase of the fees to be paid upfront. Within that three year time period, the dog may run away, be given away or pass away. If the dog is given away, is the new owner required to come in and license the animal in her name and address? On your agenda Items 9-3 and 9-4, the Council is to consider writing off the amounts due for landfill; your staff has failed to go after the mortgage company and both entities

are well aware of liens and the process to remove them. The current owners should pay only those amounts due beginning with their actual ownership. The rest should be paid by the mortgage company and HUD or your high-priced staff that failed to do their due diligence. Madam Mayor, you're failing in your duties under NRS 266. You guys are crying for monies and yet, you've been throwing it out the window. I attended the County Commission meeting on May 9, 2018 where NDOT reported on their upcoming fiscal year work program by Sandra Rosenberg, Assistant Director of Planning; I expressed concern that the Ely Downtown community still wants four lanes of traffic. Where there is no traffic, there is no business. To date, nothing has been reported on road access concerns regarding Park Avenue, Campton Street, Avenue I, Avenue K and Avenue L where they intersect with Great Basin Boulevard. Nothing has been mentioned in regards to an overhead pedestrian walkway in the area of Great Basin Boulevard and Veterans Boulevard. There's still a lack of signage noting the location of schools, children, traffic. You've got a congested area there and you're not addressing the safety issues. At a previous City Council meeting, I reported someone put in a new service and repaired the old service at 701 Avenue I, the *Ramada* annex; who did the work? I've yet to get an answer. I'm requesting a list of those individuals in the City that get cited and prosecuted for so-called landfill violations. Madam Mayor, you approved an event license for Mr. Switzer; I want to know if he has a commercial location or a Home Occupation?

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

Councilman Hanson moved to approve the agenda as presented. Councilman Carson seconded the motion. The motion carried unanimously.

**4. CITY DEPARTMENT REPORTS**

- CITY ADMINISTRATOR

City Administrator Switzer stated I received a list through NDOT of additional street lights that will be going in on the new project starting next year: 3<sup>rd</sup> Street and Aultman; 11<sup>th</sup> Street and the alleyway; Ely Avenue and Aultman; East 15<sup>th</sup> Street and Aultman; and U.S. 93 at Avenue C.

- CITY ATTORNEY

City Attorney Odgers stated you have a list of liens in your packet and my letter to Mr. Partey. We'll be meeting with Ms. Hilton, Mr. Partey and John O'Flaherty on May 25<sup>th</sup>.

- CITY ENGINEER

City Engineer Almberg stated I've been working with the Governor's Office of Technology and got back maps to JoJo Meyers this week; she will be back in June to meet with us. I'm in communication with NDOT daily regarding our sewer/water project on Aultman; they'll be doing a public presentation July 10<sup>th</sup> and here next week for a working session.

**5. NNRY FOUNDATION REPORT**

NNRY President Bassett reviewed NNRY's April 2018 report appearing below. We were down slightly in our ridership in April due to a cold rainy weekend for free rides to the community. 2017 was our biggest year ever and we're tracking to exceed that. Taking a page from Roger Brooks, we will now be open until 7 p.m. We're having our first Paint the Railroad Red Week. Dirt, the world famous cat, now has his own logo, postcard, keychain and magnet. We've updated our web presence and have an online store now. I had a conflict, so if you will bear with me. On the OHV trails, I sent an email; I have two concerns. If I understand the mapping correctly, we're funneling OHVs onto the Railroad right-of-way, up on tracks that don't have legal crossings. It would be nice if you included in the ordinance where the legal crossings are. In that section, I would like to see a section on Railroad, if possible, where people understand that they can only cross the tracks at the legal crossings. I also would like to see in there that OHVs are prohibited from riding along Railroad right-of-way; we've had incidences where they challenge the train - the train's going to win – and we've had some very, very near misses. Riding along the right-of-way, and crossing the tracks where there are no crossings, damages our tracks; NRS 705.460 covers that and it's a Class C felony. We support the OHV plan; we just ask that you funnel it away from the illegal crossings. If necessary, we can look at establishing a legal crossing, but to do that, we would have to go to the Public Utilities Commission.

## NEVADA NORTHERN RAILWAY

A NATIONAL HISTORIC LANDMARK



### Nevada Northern Railway Foundation

Depot: 1100 Avenue A, Ely, Nevada 89301

Mailing Address: PO Box 150040, Ely, Nevada 89315

Voice: (775) 289-2085 • Web: [www.nnry.com](http://www.nnry.com) • E-mail: [info@nnry.com](mailto:info@nnry.com)

### Monthly Operations Report for April 2018

1. Locomotive Status – No change
  - a. Locomotives in service: #40, #93, #105, #109, #204, #310, Wrecking Crane A & Rotary B.
  - b. Locomotives out of service needing moderate repairs: #45 – We have started repairs on this locomotive.
  - c. Locomotives waiting funding for restoration: Steptoe Valley Smelting and Mining #309, #81 and Rotary Snowplow B (for boiler overhaul.)
  - d. Locomotives out of service needing heavy repairs #801, #802, #81, #80 and the military locomotives
2. Rolling Stock Status – No change
  - a. Passenger equipment in service: #07, #08, #09, Flatcar #23, Coach #5, Baggage Car/RPO #20, Outfit Car #06.
  - b. Passenger equipment out of service: #10, #2 and #05 needing heavy repairs.
  - c. Cabooses in service: #3, #6 and #22 are operational.
  - d. Cabooses out service: #5
3. Track Status – No change
  - a. Keystone Branch is open
  - b. Adverse Branch is open.
  - d. The Foundation received a \$347,670.22 grant to replace the signals at the US 93 crossing. The parts for the crossing have finally shown up. We will do the construction in the spring.
4. Building Status – No change
  - a. We're working on the Carpenter Shop.
  - b. McGill Depot: The electrical work, outlets, switches and lights are done. The photos on the next page illustrate how far we have come.

### Award Winning Destination

Best Tour in Rural Nevada – 2017

Nevada State Treasure – 2013 & 2012

Trip Advisor Certificate of Excellence – 2017, 2016, 2015, 2014

Best Preservation Effort in the West • Attraction of the Year – 2012

Best Museum in Rural Nevada – 2017, 2016, 2014, 2013, 2010, 2009, 2008

Best Museum - Special Recognition – 2010 • Favorite Nevada Attraction – 2008

Best Event in Rural Nevada – The Polar Express – 2017, 2016, 2015, 2014 & 2013

Best Place to Take the Kids in Rural Nevada – 2015, 2014, 2013, 2012, 2011, 2010, 2009, 2008, 2007

5. Ridership and Ticket Sales – Updated

- a. In April we carried 630 passengers. This was down 137 passengers or 18%. The decline came from White Pine Weekend where we offer free tickets to the community. The weather did not cooperate on Saturday of that weekend.
- b. Our annual ridership stands at 1,375. This is an increase of 171 passengers or 14% over last year. 2017 was the largest year we have ever had, our challenge will be to top it, early indications are that we will.
- c. Since operations began in 1987, we have carried 274,702 passengers.

6. Paint the Railroad Red Week

So the week before Memorial Day is our very first Paint the Railroad Red Week and BBQ. We have big buildings and small buildings that all need a new coat of paint. We also have four boxcars that need repainting. Our goal is to paint as many buildings as we can that week. The railroad will supply the paint, brushes and ladders. What we're looking for are bodies who want to come out and Paint the Railroad Red. If you can do the week fine, if you can only do the weekend that's fine too. We'll take any and all help.



The above photo shows the building after it was hit by the pickup truck.

The lower building shows the building after the repairs we made. Quite the difference!



And then to celebrate our accomplishments that week, we will have a BBQ Sunday afternoon, kick back and admire our work.

The first Paint the Railroad Red Week is from May 20-27, if can you participate lets us know. Give us a call (775) 289-2085 or drop us an e-mail at [info@nnry.com](mailto:info@nnry.com). THANKS!

7. Dirt the World Famous Cat – Dirt was born under the rotary snowplow about 10 years ago. He has always hung around the shop and is a treat for visitors. He is also very popular on our Facebook page and has gone around the world on Facebook.

Last February, Steve Crise took a picture of Dirt in the machine shop. We posted the picture on Facebook and our Facebook page lit up like a Christmas tree. From that nudge, we did a Dirt Postcard. Then we decided to do a dirt logo that is now appearing on coffee cups, half of the initial order sold in less than a month.



Soon to come will be Dirt Key Chains and T-Shirts. And we are working on a stuffed animal version of Dirt.

City Attorney Odgers stated I'm not sure which version of the ordinance you're reading. The route that was identified has going to the north using Ogden all the way up through Lackawanna as an exit route to the north. It has Avenue C going all the way east to the Georgetown Road, running parallel to the Railroad crossing. So, there's only one crossing that I'm aware of in town, which is on Avenue C; that is where we know there is a crossing that's out of service at this point, even though it requires a ping pong train.

NNRY President Bassett stated yeah.

City Attorney Odgers stated so, I'm not sure where Mark is concerned about funneling across the tracks. Secondarily NRS 490, which is what the ordinance is based on, only talks about the City streets. I can't include in an ordinance anything to do with the Railroad; that's what chapter 8705 is about. While I understand his concern, this ordinance is not the appropriate place for it.

NNRY President Bassett stated there is a section there where you have restrictions and that's what I was wondering, if you could add paragraph E. When they wrote this ordinance, because there's aren't that many railroads in the State of Nevada anymore, it's something that really isn't addressed and isn't a problem in the vast majority of the communities. Whereas we have a railroad track within city limits, my proposal was to add Paragraph E on railroad tracks and railroad right-of-way, so I didn't know if that was possible or not. The concern that I have is there is the route going to Fay Avenue and North Street and where those streets come together, there is that path that goes up and goes over the illegal crossing. The other one is the path down Avenue M; it's sending them right out into an area that we have poor visibility on and it's a heavily used illegal crossing.

## 6. REPORTS

### CITY COUNCIL

Councilman Flangas stated I've noticed the flag on the hill was removed.

City Administrator Switzer stated it was removed today.

Councilman Flangas stated it was in deplorable condition. When I asked why it was not replaced, I was told we couldn't afford it. If every Council Member puts in \$20.00, we can purchase a nylon flag for \$120.00.

City Administrator Switzer asked what is the size?

Councilman Flangas stated 8 x12, the size that's up there now.

Mayor Van Camp stated I have a spare.

City Administrator Switzer stated it was \$1,200.00 for the flag that we have.

Councilman Carson stated I'll throw in \$20.00.

**MAYOR**

Mayor Van Camp reviewed her report appearing below and stated we had our first curb pickup of bulky items on Murry Street and that seemed to very successful; we got about seven yards of Class III, a yard of wood, eight yards of metal; this coming Monday we're going to have the second. The City of Ely and the Downtown Beautification project has started window painting on all our vacant buildings this weekend. I also attended a meeting with Chuck yesterday with the Department of Taxation, the Marijuana Division.

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

1. Mayor Van Camp – Councilwoman Gardner – Public Hearing – Discussion Only – Approval of Second Reading of Ordinance 712, Bill No. 2018-05, An ordinance creating the Animal Control Advisory Board, City Code Title 2, Chapter 4, setting membership requirements, terms of office, appointment procedures and authority of the newly created Advisory Board, establishing procedures for conducting of business and establishing the meeting dates.

George Chachas stated I don't there is a need for a new board. There is a need for you folks to do your job. There's nothing wrong with taking advice or help from members of the public, especially those that are animal lovers, but you're adding another layer of government, another expense to the taxpayer. If you want to do something, make a board to pave the streets; you're not doing that. No more boards. We're going nowhere fast.

2. Mayor Van Camp – Councilwoman Gardner – Public Hearing – Discussion Only – Approval of Second Reading of Ordinance 713, Bill No. 2018-06, An ordinance amending City Code Title 5, Chapter 3B, Section 5 License Required changing dog licenses to be effective for the period of the rabies vaccination and eliminating the annual dog license and requirement that all dogs be licensed until their rabies vaccination becomes due, approximately three years.

George Chachas stated I'd like clarification on when you're going to extend this period for three years to match the vaccination. Are you collecting the three years of license up front? It's not stated in the resolution. You can't afford to keep losing money. I'm against this.

Pat Robison stated I always get mine for three years and some people on set incomes may not be able to do that. Some people cannot afford that.

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

1. Mayor Van Camp – Councilwoman Gardner – Discussion/For Possible Action – Approval of Second Reading of Ordinance 712, Bill No. 2018-05, An ordinance creating the Animal Control Advisory Board, City Code Title 2, Chapter 4, setting membership requirements, terms of office, appointment procedures and authority of the newly created Advisory Board, establishing procedures for conducting of business and establishing the meeting dates.

Councilman Hanson moved to approve the Second Reading of Ordinance 712. Councilwoman Gardner seconded the motion.

City Attorney Odgers stated the whole purpose behind this board is to deal with those animal control issues that staff and Tony don't have time for.

Councilman Hanson's motion carried unanimously.

2. Mayor Van Camp – Councilwoman Gardner – Discussion/For Possible Action – Approval of Second Reading of Ordinance 713, Bill No. 2018-06, An ordinance amending City Code Title 5, Chapter 3B, Section 5 License Required changing dog licenses to be effective for the period of the rabies vaccination and eliminating the annual dog license and requirement that all dogs be licensed until their rabies vaccination becomes due, approximately three years.

Councilman Hanson moved to approve the Second Reading of Ordinance 713. Councilwoman Gardner seconded the motion.

Councilman Carson asked what are we gaining by pushing this to three years?

Councilwoman Gardner stated people liked it because they didn't have to come in every year; they knew when their dog's rabies was due, they had to come to us.

Mayor Van Camp stated licenses are falling through the cracks.

Councilman Flangas stated put in "No Refund".

City Attorney Odgers stated I'll put it in at the bottom of G. It will read: "This fee shall not be refundable for any reason."

Councilman Hanson stated I so modify my motion.

Councilwoman Gardner amended her second.

Councilman Carson asked if people are having a hardship, can they pay a little more to pay annually?

City Attorney Odgers stated there's no provision to allow for a payment plan.

Councilman Hanson's motion carried unanimously.

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

### **C. NEW BUSINESS**

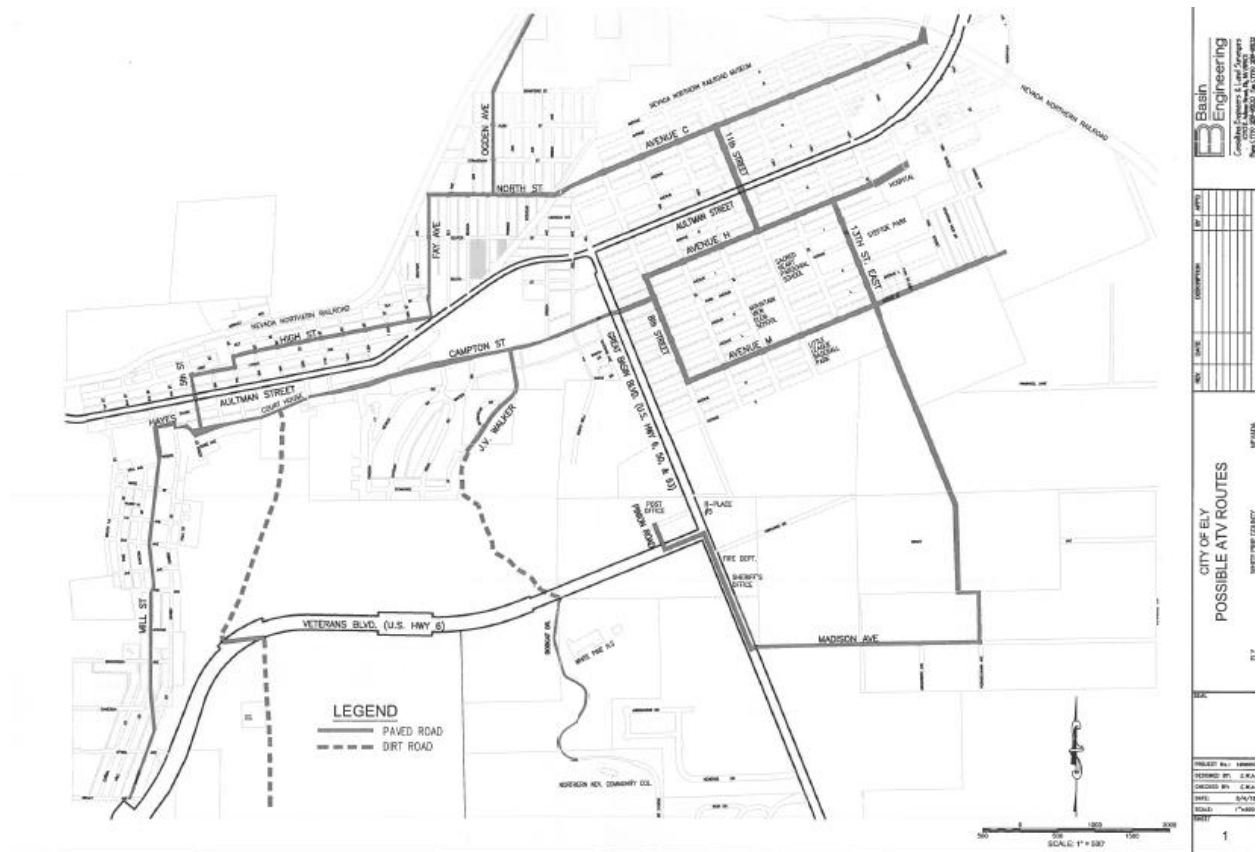
3. Mayor Van Camp – Discussion/For Possible Action – Approval of First Reading of Ordinance 714, Bill No. 2018-07, an ordinance creating Title 6, Chapter 12 entitled Off Highway Vehicles, establishing rules for operation within the incorporated City of Ely, routes authorized for use as ingress and egress from the City of Ely to public and private lands where off highway usage is authorized and setting the penalties for violations of this Ordinance.

John Williams stated my name is John Williams. I'm a member of the High Desert Trailblazers OHV Club. Our club is opposed to any and all language in the Bill No. 2018, -5 and -6, Chapter 12. It includes legally licensed and insured large UTVs. The large UTV restrictions allows UTVs to be operated on city streets per NRS Chapter 490 and should not be lumped into those OHVs that are not legally allowed to do so. We're also opposed to 6-12-2(A). Licensed/Insured UTVs should be exempt. 6-12-4(F): Per NRS 490, large UTVs that are legally registered and insured are allowed to ride city streets across State highways, as of now. This ordinance takes away the rights offered by the State of Nevada to the owners of legally registered UTVs which have bought and paid for these privileges and we'll oppose any effort to take it away. 6-12-4(G): This section restricts night rides, which our club engages in. It will also affect those that use their UTVs for hunting reasons, leaving town before daylight and returning after daylight hours. UTVs and ATVs are legal if they have a headlight or a taillight that are visible up to five hundred feet. NRS 490 requests removal of this section. We encourage the Council to reference NRS Chapter 490 and not include any language in this ordinance that would restrict any UTVs from any provision offered by NRS 490. These are the views of the Board of Directors of the Club and members of the High Desert Trailblazers. His comment earlier on restricted railroad crossings, where's the restricted railroad crossings and how would one know if it's a restricted railroad crossing? Our UTVs are paid for, licensed and the only railroad crossings they cross are roadway.

City Attorney Odgers stated what he's talking about is there's two places where people on their ATVs and motorcycles are crossing the railroad where there is not a crossing; one of those is at Fay and Center and the other one is at the east end of Avenue N, where it's outside the City limits.

John Williams of High Desert Trailblazers stated okay.

City Attorney Odgers stated I asked BJ to put this map (appears below) together, based on discussions with a number of people regarding ingress and egress points through the City. I want to thank B.J. because he was working over the last weekend. We have population centers where people are coming into the hotels, so they need to be able to park there and go wherever they need to go. There is an error on the map; it shows you crossing Great Basin and Campton and NDOT's not going to approve that for off road vehicles. I'll address UHVs separately, but OHVs are not allowed to cross Great Basin because of the traffic flow; that's why in the ordinance, it starts at Campton, heads west and starts at Avenue I and heads east. On Campton, you come to JV Walker and where you make that bend at JV Walker, there's all those dirt roads that go out – that's what the broken line is – with the idea being to connect JV Walker to Bobcat, so you can head south on the west side of the Pioche highway. If you keep coming down Campton, you'll see where we have the Courthouse Canyon road; that one will lead to east of Ice Plant Canyon, it runs along the City/County line and allows you to get to another location south of town. We've also identified Mill Street as an access route because you can cross over 6, head up Ice Plant and then get to south of the City. Crossing over at 5<sup>th</sup> Street, you'll turn right on Lyons, go to 7<sup>th</sup> Street, go up a block to take High Street to Aultman where it connects up with Fay, which is the old Cove building, and you'll turn there to North Street. Where he was talking about earlier, where they were going up and over, it's at that location at Fay and North. You then run North Street to Great Basin and it changes from North Street to Avenue C and Avenue C all the way out. The railroad tracks at Avenue C are your access point for the Georgetown Ranch road. At North Street, we've also identified an access route to go north, but we can only legislate relative to the City, so we can go on Odgen until it turns into Lackawanna. The County has already passed where you can drive an OHV or UHV on any of their roads in the County. The law allows you to travel for two miles on public paved road to get to your trailhead. On the east side of town, one access route is on Avenue I to 8<sup>th</sup> Street and either go north on Avenue H to 13<sup>th</sup> Street or south on Avenue M. 13<sup>th</sup> Street is another access point south and takes you all the way to Madison. From Madison, B.J. worked with NDOT and they approved traveling north on 6 to Veteran's Highway, turning left and then turning right onto Pinion, where the Post Office is, to access. The reason NDOT is not real upset with the 6 and Great Basin intersection is because it's a controlled intersection, whereas Campton and Avenue I is not a controlled intersection; we did the same thing at 11<sup>th</sup> Street or Nevada Northern Rail Way, so we can go from the south side of east Ely to the north side of east Ely, but it's going to be at a controlled intersection.



Bill Sanford stated so you want to increase the traffic flow by my house.

City Attorney Odgers stated the Mayor, myself, B.J. and Terry McIntosh have modified this a half a dozen times looking at community interests and trying to keep safety as a primary factor. What the ordinance says is from your location – your house or temporary abode – you have to take the most direct route to one of the approved ingress/egress routes.

Councilwoman Gardner stated I'm wondering what Scott has about access.

Police Chief Henriod stated I support the Council on all their efforts that they're doing and all the citizens that are putting their two cents into this project. My biggest concern is safety. I want to make sure the routes we're using aren't going to cause us problems. There's two sets of people. There's the kids on the dirt bikes that aren't going to care and keep using the routes they've been using for the last fifty years, which are the ones we get complaints on every day. For the law abiding citizen, they have an option where they can go from their motels or local citizens to ride UTVs and OHVs.

City Attorney Odgers stated as far as the UHV issue, 6-12-1 tells you specifically that "All laws governing and regulating certification and operation of off highway vehicles as set forth in chapter 490 of Nevada Revised Statutes are adopted." In March I gave you a legal analysis – I provided you a copy of that again today –490.060 defines an off highway vehicle. 490.105 has a specific exclusion for UHVs; we've adopted that if you pass this ordinance. Where the off road group thinks we're limiting their ability, we're not; they're covered under 490.105. One nighttime issue is noise complaints; right now, we don't have a noise ordinance, but we can limit the hours of operation.

Walt Bunker stated I'm Walt Bunker, I'm the Vice President of the High Desert Trailblazers. It seems to us in our group that the way this is worded that they're already legally, can go basically wherever they want in city limits.

City Attorney Odgers stated you can't because it's only on County, designated or undesignated.

Walt Bunker stated the view of our group is that you guys are trying to limit us what we can do and the State law says different. So we need to verify that the wording in this is exactly, so everybody knows what's going on.

Bill Sanford asked with the UHVs and OHVs, are they going to recognize Idaho and Utah and Nevada? Are we going to have all the same rules, so that if somebody comes in from Salt Lake City and runs it, they’re going to know they can’t do this or that? What are the fines going to be? How do they know which roads to take? Is there going to be a designated trail map?

City Attorney Odgers stated in talking with the off road group in Carson City . . .

Bill Sanford stated they’re here trying to organize the trails to do the Silver State Trails.

City Attorney Odgers stated they’ve got the money to do the signage, those types of things.

John Williams stated the Silver State people are coming in to combine some of these trails from different counties and with Bruce Eldridge opening the rental place, he’s doing trail maps. At our last meeting we had the Silver State people there and they’re going to come in June and survey/mark some of these in as accepted trails. We’re trying to get people here for jamboree eventually and it’s going to eliminate people from going places they shouldn’t be.

City Attorney Odgers stated when B.J., the Mayor and I have talked about this, the intent would be to post the approved routes on the City’s website and submit them to the convention authority. We’ll have to deal with developing maps which could be handed out to the public.

Walt Bunker stated as a Club, we totally agree with the map.

City Attorney Odgers stated okay. B.J. is working, on behalf of the City, with NDOT to make sure before final adoption of road designations.

Councilman Carson stated how about the speed limit? That seems a little steep.

City Attorney Odgers asked 15?

Councilman Carson stated one to four miles an hour over, it’s \$150.00 fine; that should be free.

City Attorney Odgers stated from a safety perspective, it’s the best way to keep people in compliance relative to speed.

Councilman Carson stated it doesn’t look very user friendly. We can’t control accidents by heavy fines.

John Williams stated we paid for the license. We have licenses to be on the street. The 6 to 16 year olds should have no business on the pavement. We paid for these registrations, they all are licensed and we should be allowed to be within the rules and not have those high fines.

Councilman Hanson moved to approve the First Reading of Ordinance 714 and add “to exclude UHVs from any time restraint of operation”. Councilman Carson seconded the motion. The motion carried unanimously.

Mayor Van Camp recessed the City Council meeting at 6:40 p.m. and reconvened at 6:48 p.m.

9. 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 – Award bid for the construction of the City of Ely Landfill HDPE Lined Pond.

City Engineer Almberg reviewed the Landfill HDPE Lined Pond bid tab below and stated this pond is part of the expansion approved several years ago, so ponding water doesn’t leech into the Landfill. We’d recommend awarding it to the low bidder, *Sierra*, for \$21, 538.00.

CITY OF ELY  
LANDFILL HDPE LINED POND  
BID TABULATION

May 7, 2018

BID ITEMS	UNIT	AMOUNT	COMANCO		SIERRA		ECA	
			UNIT PRICE	BID AMOUNT	UNIT PRICE	BID AMOUNT	UNIT PRICE	BID AMOUNT
1 HDPE LINING OF POND	SF	12,100	\$ 3.25	\$ 39,325.00	\$ 1.78	\$ 21,538.00	\$ 4.30	\$ 52,030.00
				\$ 39,325.00		\$ 21,538.00		\$ 52,030.00

NOTES:

1) All Totals shown are by Bidders provided oost per unit price per bid item.

TOTAL AS SHOWN ON THE BID \$ 49,518.80

Councilman Hanson moved to award the Landfill HDPE Lined Pond construction bid to *Sierra*. Councilman Carson seconded the motion. The motion carried unanimously.

2. Councilman Carson – City Treasurer Trask – City Administrator Switzer – Discussion/For Possible Action – Approval of Resolution 2018-01, a resolution designating funds received for closure and post closure expenses for the Ely Landfill to be placed in a restricted account for use only for closure and post closure requirements as identified in Nevada Revised Statutes Chapter 444 and Nevada Administrative Code 444 *Et.Seq.* and designating signatory authority for the restricted account and establishing uses of the funds in the restricted account.

City Treasurer Trask stated this corrects one of the findings in the audit and in discussing this with Susan of Taxation, this meets their requirements.

Councilman Hanson moved to approve Resolution 2018-01. Councilman Carson seconded the motion. The motion carried unanimously.

3. Board Members – City Attorney Odgers – Discussion/For Possible Action – Approval to write off \$913.01 from 1031 Avenue I's account and \$913.02 from 1035 Avenue I's account; these properties were originally one parcel held by *First Nationwide Mortgage*, against which a lien was filed March 24, 2015.

Michael Venturino stated the 1<sup>st</sup> of April it was attached to my City bill. Instead of owing \$77.26, I owe \$1,804.00. I understand from Mr. Odgers that the original lien was filed in March of 2015. David Weaver purchased the property in July of 2016; I purchased my half in July of 2017.

Susan Jensen stated I finalized in August of 2017.

Michael Venturino stated I don't understand how any of this happened. It's under *First Nationwide Mortgage*, but because I have the same address Mr. Hendrix had now my City bill is accruing and I can't go to the Landfill through no fault of mine.

City Attorney Odgers stated I know Mr. Weaver was aware of the lien because I'm ninety-nine percent sure I had a conversation with him about the lien. NRS 444 states a lien runs with the ground, not with the owner.

City Attorney Odgers the Utility Board recommended denial of writing it off.

Michael Venturino stated as Mr. Carson said, who in their right mind would buy a new home with a lien. Why am I having penalties accrued on my bill and being denied access to the Landfill?

Councilman DeFelice stated the City lost its opportunity to collect.

Councilman Flangas stated we're penalizing someone who was totally unaware of what was going on. It could be the liability of the title company and it's also our liability for us not doing something prior.

Councilman DeFelice stated what the City failed to do was create the money from Dave Weaver or the mortgage company. To do something now is not the right thing to do.

Mayor Van Camp asked what does the title company say?

Michael Venturino stated the title company is saying they did the title search right. Do two wrongs make a right?

Susan Jensen stated I was never informed by the City that I had this debt. These are things I didn't even know about, so I'm a little upset about this.

Councilman Carson asked why doesn't she know about this?

City Attorney Odgers stated when you do a title search, you go all the way back to the original grantor/grantee and work your way back up to see if any liens have been filed. This is an extremely unique situation.

Councilman Hanson asked would the City have grounds to sue the title company?

City Administrator Switzer stated we can't.

City Attorney Odgers stated we weren't in a contract with them. The only ones that have a course of action are these folks, against Mr. Weaver or the title company. My recommendation is you follow the law and buy subject to the lien.

Councilman Hanson moved to write off \$913.01 from 1031 Avenue I's account and \$913.02 from 1035 Avenue I's account. Councilwoman Gardner seconded the motion. The motion carried unanimously.

4. Board Members – City Administrator Switzer – Discussion/For Possible Action – Write off account balance transferred from Housing and Urban Development, account number 2.9341.1, principal balance owed of \$702.00, penalties and interest owed of \$673.53 for a total of \$1,375.53 for 24 Hill Street, Ruth, NV, APN 003-263-13. Current owners are Cody and Tovie Wilcox.

Tovie Wilcox stated I received a letter April 14<sup>th</sup> and called the City Attorney within forty-eight hours.

City Attorney Odgers stated no lien had been filed against this at the time of purchase.

Tovie Wilcox stated I purchased in October. I went into City Hall and the lady at the office told me I owed \$39.00. For the past months I've always been current. This is my bill from April: From a \$65.00 credit to May says I owe \$1,300.00. On Saturday we were doing some cleaning, went to the Landfill and they told us they could not use their services because we owed money. Chuck and I discussed that there was no lien ever; we did do a title search when we purchased and if there was a lien, we wanted our home so bad, that's a thing we would have been willing to pay in our escrow. I did the math on 702.00 and that's fifty-four months of past due bills; that I don't understand. I did a search and HUD only owned it nine months before we bought it and it was on the market for over eight hundred days.

City Attorney Odgers stated staff should have notified her of the account balance and transferred it at that time. I am going to make the same recommendation that the lien runs with the ground. The recommendation from Utility Board was to allow Bob and I to work with Ms. Wilcox to pay.

City Administrator Switzer stated the City was asked to take over billing landfill for County residents, but the City has no leverage there, other than legal.

Councilman DeFelice stated it sounds like we're penalizing people who are trying to do the right thing. Just because you legally can, doesn't mean you should. If fifty-four months goes by and we did nothing, today's the wrong day to collect that money.

City Administrator Switzer stated yes, and I don't disagree with most of your sentiments there. Recall that our ability to go legally after those overdue accounts for almost a four year period was hampered by the fact that a previous City Council had passed an ordinance that says we can't collect until you have a \$1,000.00 balance, which meant that you could go for years without paying anything and that's what people did.

City Attorney Odgers stated here's the ultimate problem: You have a stack of liens that are already filed; you have another two hundred that I still need to file. We just recently filed enough liens to get down below the liens that are \$1,000.00 or more. We have a process on how to collect our past landfill fees; one of them is once you've hit that \$250.00, you're sent a thirty-day notice of Intent to Lien. I sympathize with every individual that has bought a piece of property where the prior owner didn't pay the landfill fees. Your choices are write off the entire \$350,000.00 because you cannot parcel out . . . If you want to say that the City staff from 1999 didn't do their job, that's fine, but you are responsible for the public dollars and that isn't an excuse to write off that debt.

Councilman DeFelice stated how many people that owe over \$1,000.00 are currently in that home and how many people are going to get stuck with that bill?

Tovie Wilcox stated the owner before HUD in 2016 let the home go in foreclosure, so I think his thing was he didn't pay anybody ever.

Councilman Carson stated I thought the County was going to help us with the liens.

City Attorney Odgers stated just collecting on them. You either have to write off all of it or bring people in front of you one by one.

Councilman Hanson asked did you have a title search?

Tovie Wilcox stated I had a title search done. I asked my realtor what responsibilities I would have as a home owner and I went to those offices and asked what I owed.

City Administrator Switzer stated we have reached out to *Stewart Title* and now she is emailing us several escrows that are coming up. This will only cover sales through the title company.

City Attorney Odgers stated we are trying every day to resolve these issues.

Mayor Van Camp stated is it going to be half a million dollars.

Councilman Hanson moved to write off account balance transferred from Housing and Urban Development, account number 2.9341.1, principal balance owed of \$702.00, penalties and interest owed of \$673.53 for a total of \$1,375.53 for 24 Hill Street, Ruth, Nevada.

Councilwoman Gardner seconded the motion. The motion carried unanimously.

Tovie Wilcox stated thank you. I have seven kids and every dollar counts.

5. Board Members – City Attorney Odgers – Discussion/For Possible Action – Approval to write off Leslie Schuh's account, number 2.5956.1 in the amount of \$1,904.08 for Pioche St. Lot 2 in Baker, Nevada and Rodney Reipenhoff's account, number 2.9291.1 in the amount of \$2,759.08 for 2216 N 21<sup>st</sup> W, which are not valid addresses.

City Attorney Odgers stated in doing our audit, on the assessor's site there is no such addresses as Pioche Street, Lot 2 in Baker or 2216 N 21<sup>st</sup> W. The Assessor's Office could find no Leslie Schuh or Rodney Reipenhoff ever owning property. *Caselle* doesn't tell me when these accounts were opened up. Sometimes renters come in and make up an address. You'll see the notes written from Janette to write this off.

Councilman Hanson moved to write off Leslie Schuh's account 2.5956.1 in the amount of \$1,904.08 for Pioche Street, Lot 2 in Baker, Nevada and Rodney Reipenhoff's account 2.9291.1 in the amount of \$2,759.08 for 2216 N 21<sup>st</sup> W, which are not valid addresses. Councilman Carson seconded the motion. The motion carried unanimously.

6. Board Members – City Administrator Switzer – Discussion Only – Review of In House Billing research.

City Administrator Switzer reviewed the Agenda Report on In House billing appearing below and stated I see no need to invest to send out our bills when we can utilize a service where that's all they do and they can get the deepest discounts. We bill the County each month for half of our cost, so divide that \$1,400.00 bill in half.

May 7, 2018

To: Ely City Council and Utility Board

Re: Analysis of Processing Utility Billing In-House or with an Outside Service

Mayor Van Camp, Council Members, and Utility Board Members,

The City of Ely currently utilizes Freedom Mailing Services, Inc., to process, print, and mail out monthly utility bills. The scope of their service includes communicating with the United States Postal Service (USPS) on recent changes of address, printing the bill statements, include printing public service announcement messages with each bill, print barcodes for both mail sorting and our own individualized barcode to speed up and reduce errors in processing payments, and sort and mail the bills per USPS regulations to utilize the best discounts in mailing costs.

The monthly billing also involves our accounting software provider, Caselle, and Express Bill Pay which is our new billing and payment processing service. The City of Ely mails out an average of 4,175 utility bills each month at a cost of \$0.355 each, or \$1,482.13 total which includes postage. Additionally, we purchase 12,700 postcards every three months at a cost of \$0.045 each, or \$571.50. Together the monthly processing, mailing, and postcard costs from Freedom Mailing Services comes to \$.40 for each utility statement. Current cost of mailing a postcard is \$.35 each.

In order for the City to realize the significant mailing discounts available, we would need to purchase software which communicates through a database with the USPS. Those costs are estimated to be upwards of \$5,000 or more plus regular updates. We would need to purchase a bulk mail permit costing \$225.00 plus an annual fee of \$225.00. A condition of bulk mail permit holders is a requirement to sort and band each mailing by zip code and state. The City could consider purchasing a dedicated mailing printer able to handle card stock and reducing additional wear/tear and toner costs on our current printer. One model of printer for lower volume requirements runs \$2,995 (copy included).

Another factor which is more difficult to evaluate is the time needed by staff to process the bills. It is easy to understand that our two staff members with the title, Utility Clerk, might assumed to be working on just utility billings each and every workday. The reality is that depending on circumstances on any given day, our utility clerks are fielding questions, complaints, and suggestions about a myriad of issues on the telephone or at the front counter which have very little to nothing involving utility issues. In other words, they are the front-line, initial contact citizens have regarding every type of issue for a city.

I believe we should continue with Freedom Mailing Service for our utility printing and mailing. Our clerks are better utilized with collecting and accounting for payment receipts, answering inquiries from citizens, processing and collecting business licenses, and collecting various fees and charges as required by our ordinances.

Sincerely,



Robert Switzer  
City Administrator

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

### A. CONSENT AGENDA

**MOTION:** Move to approve the Consent Agenda item 10A-1 Minutes and 10A-2 Bills.

Moved by: Councilman Hanson Second by: Councilwoman Gardner Vote: Unanimous

1. Discussion/For Possible Action –Minutes.
  - March 30, 2018
  - April 12, 2018
2. Discussion/For Possible Action –Bills.
  - April 24, 2018
  - April 30, 2018

## B. OLD BUSINESS

1. Chairman Peeler – Discussion/For Possible Action– Consideration of an application for a Conditional Special Use Permit. The applicant wishes to use the location for a Cannabis Cultivation Facility. The property address is 16 Shoshone Circle, Ely, NV. The Assessor Parcel number is 001-501-16, the applicant is the Ely Shoshone Tribe and the public hearing for this application was held March 22, 2018.

City Attorney Odgers stated this was brought back, originally in March, and the issue came up whether the Tribal park was a park under the definition of NRS 453(A) or NRS 453(E). Then the other park problem we dealt with, the Highland Apartments. Yesterday we had a meeting with the Executive Director, Jorge Pupo and discussed this; the Mayor and I were informed yesterday that the State has given the Tribe a time frame of August 31, 2018 to come into compliance with the State. So, I would ask that you approve the special use to expire on August 31, 2018, unless brought back before the Council with all the requirements from the State having been met. They will not be allowed to plant any new plants.

Councilman Hanson moved to grant a conditional special use permit to Ely Shoshone Tribe to expire on August 31, 2018, unless brought back before the City Council having met all State licensing requirements. Councilwoman Gardner seconded the motion.

Councilman Carson asked will this impact the park at the apartments?

City Attorney Odgers stated no. They have posted on both those properties there's no trespassing; no trespassing is limited to residents and guests and I confirmed that with both Attorney Generals and the Executive Director when he was here yesterday.

Councilman DeFelice asked is the State going to accept a No Trespassing sign?

City Attorney Odgers stated yes. The Chief Deputy for Taxation who was with him yesterday agreed with his analysis.

Councilman Hanson's motion carried 4 to 1, with Councilman Flangas voting Nay.

## C. NEW BUSINESS

1. Mayor Van Camp – City Fire Chief Rivera – Discussion/For Possible Action – Approval of Proclamation declaring May 20-26<sup>th</sup>, 2018 as Emergency Medical Services Week in the City of Ely.

Mayor Van Camp read the Emergency Medical Services Week proclamation appearing below.

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, The Ely Volunteer Fire Department and Emergency Medical Services are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, first responders, educators, administrators and others; and

WHEREAS, the members of The Ely Volunteer Fire Department and Emergency Medical Services, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

THEREFORE, I *in recognition of this event do hereby proclaim the week of*  
May 20<sup>th</sup>- 26<sup>th</sup>, 2018, as

**EMERGENCY MEDICAL SERVICES WEEK**

*With the theme, "EMS STRONG: STRONGER TOGETHER", I encourage the community to observe this week with appropriate programs, ceremonies and activities.*

Melody Van Camp, Mayor

Councilman Hanson moved to approve the Proclamation declaring May 20-26, 2018 as Emergency Medical Services Week in the City of Ely. Councilwoman Gardner seconded the motion. The motion carried unanimously.

2. Councilman DeFelice – Discussion/For Possible Action – Approval to destroy the dismantled pieces of the Animal Control carbon monoxide (CO<sup>2</sup>) euthanasia box.

Councilman DeFelice moved to approve the destruction of the dismantled pieces of the Animal Control carbon monoxide euthanasia box. Councilman Carson seconded the motion.

Councilman DeFelice stated under NRS 266.265 it says we have the right to convey and dispose of property, real and personal, for the benefit of the City, both within and without the City boundaries.

City Attorney Odgers stated there is no benefit received by destruction of City property.

Councilman DeFelice stated that is your interpretation To the animal activists that are pushing this, there is a benefit.

Mayor Van Camp stated give it away to PETA and they can pay for the shipping.

Police Chief Henriod stated use it for signage at the dump. Convert it to a different use.

Councilman DeFelice's motion failed, 3 to 2, with Council Members Flangas and DeFelice voting Aye and Council Members Carson, Gardner and Hanson voting Nay.

Councilman Carson stated let's turn it into a sign.

#### 11. PUBLIC COMMENT

Kerri Pintar stated Kerri Pintar, 1417 Mill Street. On the OHV proposal, you should consider changing the fees for speeding to coincide with what the Sheriff's Office charges. Our poor deputies already have to know a multitude of things; why add one more thing? If it's uniform across the board, it's good for them. As far as the UHV people, they are responsible and maybe could be considered to be exempt from this policy, and you apply this to OHV only, especially if they're going to apply their own NRS 490. I'm still not in favor of these liens. I'm under the opinion you sue people; that's what we do. Sixty days, we sue them and execute on their wages; it's faster than this lien process. If you changed the ordinance to \$250.00, at \$13.00 a month that's two years past due before you even start to collect. That seems excessive. Onto the City Attorney with his conversation with Mr. Weaver; I love that he's ninety-nine percent sure that he had that conversation with Dave. Dave is no dummy; he's the developer on my block and because of the past City Council, a past building inspector and not following the rules, that's why my block's not paved. Nobody's enforcing these things. You guys keep making these ordinances and yet they're not being followed and I'm the victim now because I live on a dirt road and I pay \$2,600.00 a year for the privilege to do it and look at my neighbor's garbage below and down the street. On the licensure fee for the dogs, do you get a list from the vet? I'm assuming you have to turn a list into the State.

City Administrator Switzer stated no.

Kerri Pintar stated could it be asked for? It's never occurred to me to license my dog with the City. I had my dog chipped. I have her out to get her vaccinations every time they send me a card. You guys should figure out how to get that dog license money.

George Chachas stated point of information, the developer was Don Reed. The Landfill closure account should be open to all banks not just one; you may get a better rate. You have a contract with the County for collections; I gave that to the District Attorney months ago, the new one, Mr. Wheable. Again, your attorneys have failed you. Previous attorneys snowed the Council that it was not worth their time to go against past due accounts until they get to \$1,000.00 and I told them why would it be any easier for someone to pay \$1,000.00 if they can't pay \$30.00 or \$90.00; go against their Errors and Omissions. I've mentioned over the years: Thirty days they're late, sixty days they're past due and ninety days they're in small claims court and you don't need a lawyer to do that. You selectively waive fees. I bought the old school and paid it all, including the past due landfill. Young Tom Bath bought the Plaza Hotel, he came in and cried 'I didn't own it at that time and if I had, I would have paid it'; you guys gave him his money back, you wrote it off. You haven't given me a dime back and I want my money. You wrote off Bonnie Andreas - still lives in Ely - just because she was renting out in the County and then she moved into Ely and 'I don't own the land because it had the BLM', if in fact it's true. \$5,000.00 and you

put these people through the mill? Shame on you! I've been coming to these meetings for over forty years. I don't come here to waste time. I live here. I want to see this place grow and I'm tired of the selective enforcement. You had a State Senator state four years ago in the County Commission meeting that you guys have no authority outside the City limits. I'm at \$500.00 and they don't include the interest. What did you do with that senator's bill? I haven't seen him here, so you could write that off. I came to pay a bill on some of my accounts and was escorted out of City Hall at least three times, maybe four. When I come in to pay a bill, you take my money and you give me a receipt; you don't throw me out and boot me out of my home. I've asked in the past, are you going to bring back utility billing to City Hall? You've yet to correct billing errors for me and my family.

Mayor Van Camp stated we've had that discussion.

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

Councilman Hanson moved to adjourn the regular meeting of the Ely City Council at **8:26 p.m.** Councilwoman Gardner seconded the motion. The motion carried unanimously.

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**ATTEST**