



CITY OF ELY

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

ELY CITY COUNCIL MEETING

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

June 14, 2018 5:00 p.m. – Ely Volunteer Fire Hall - 499 Mill Street-Ely, Nevada.

1. OPENING ACTIVITIES:

MEETING CALLED TO ORDER
PLEDGE OF ALLEGIANCE
INVOCATION
ROLL CALL

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

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

4. CITY DEPARTMENT REPORTS

- [FIRE CHIEF](#)
- POLICE CHIEF
- MUNICIPAL COURT JUDGE
- CITY ADMINISTRATOR
 - ❖ [New Business May 2018](#)
 - ❖ [WWTP May 2018 Report](#)
 - ❖ [Landfill & Streets May 2018 Report](#)
 - ❖ [Parks/Cemetery/Recycling May 2018 Report](#)
- CITY ATTORNEY
 - ❖ [Animal Control May 2018 Report](#)
 - ❖ [Liens Report](#)
- [CITY WATER/SEWER LEADMAN](#)
- [CITY ENGINEER](#)
- [CITY BUILDING OFFICIAL](#)

5. [NNRY FOUNDATION REPORT](#)

6. REPORTS
CITY COUNCIL
MAYOR

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 – Public Hearing – [Discussion Only](#) – Approval of Second 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.

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

1. Mayor Van Camp – [Discussion/For Possible Action](#) – Approval of Second 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.

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

1. Board Members – City Attorney Odgers – Discussion/For Possible Action – Discussion pertaining to KELY, holdover lessee on the Georgetown Ranch, regarding renewing lease and bringing non-payments from 2012 to present current, plus landfill liens, or authorization to begin eviction process for failing to pay rents and authorization to sue in small claims court for uncollected landfill fees, or other guidance from the Board.
2. Board Members – City Administrator Switzer – [Discussion/For Possible Action](#) – Approval to write off previous balance owed by the prior owner of \$1,549.70, including penalties in the amount of \$626.90 for 767 Clark Street, Ely, Nevada, APN 001-294-07; the current owner is *CWS Management Limited* and Steve Stork is the registered agent.

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

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

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

Moved by: _____ Second by: _____ Vote: _____

1. Discussion/For Possible Action –Minutes.
 - [May 7, 2018](#)
 - May 10, 2018
2. Discussion/For Possible Action –Bills.
 - [May 29, 2018](#)

B. NEW BUSINESS

1. Mayor Van Camp – [Discussion/For Possible Action](#) – Approval to close High Street between 1st Street and 3rd Street, July 20-22, 2018 in conjunction with a motor vehicle show at Broadbent Park, sponsored by the Stardust Ranch.
2. Council Members – City Administrator Switzer – [Discussion/For Possible Action](#) – Approval of Lease Agreement between the City of Ely Volunteer Fire Department and the City of Ely for the use of the Volunteer Fire Hall for City meetings, with a term of July 1, 2018 thru June 30, 2021.
3. Mayor Van Camp – [Discussion/For Possible Action](#) – Mayoral Appointment of five (5) Animal Control Advisory Board Members, with the consent of the Ely City Council, from the following applicants: Teena Dobrescu, Montie Lyn Liebsack, KayLynn Roberts-McMurray, Patricia Robison, and Geri Whopschall; two members will receive appointments through December 31, 2020 and three members will receive appointments through December 31, 2022.
4. Councilman Hanson – [Discussion/For Possible Action](#) - Termination of the recruitment for City Treasurer based on the lack of applicants meeting the minimum qualifications to fill the position.
5. Councilman Hanson – [Discussion/For Possible Action](#) – Reorganization of City Treasurer’s duties by reclassification of the City Administrator position to the title City Clerk/Treasurer pursuant to City Code 1-6-5 Article A and reclassification of Robert Switzer to the title of City Clerk/City Treasurer without changing wages and benefits; reclassification of the full time Facility Worker at the Landfill to a Public Works Manager, reporting to the City Clerk/City Treasurer, moving management and supervision duties of the public works including facility maintenance, parks, cemetery, streets/roads, water/sewer and wastewater treatment plant duties from the City Administrator position to the Public Works Manager, to be funded partially by savings from the City Treasurer wages and benefits, the Facility Worker position at the landfill and utilizing funding from the enterprise funds; reclassification of the City Treasurer position to the position of Account/Utility Clerk with emphasis in Accounts Payable and Payroll with wages and benefits set pursuant to the collective bargaining agreement between the IUOE Local 3 and the City of Ely and funded from the City Treasurer’s wages and benefits.
6. Mayor Van Camp – City Administrator Switzer – Discussion/For Possible Action – Approval of the job description, wage scale and to authorize the recruitment for the Public Works Manager, including where to advertise for the vacancy.
7. Mayor Van Camp – City Administrator Switzer – Discussion/For Possible Action – Approval to recruit for an Account/Utility Clerk position with an emphasis in Accounts Payable and Payroll, including where to advertise for the vacancy.

8. Council Members – City Administrator Switzer – [Discussion/For Possible Action](#) – Approval of proposed City of Ely Procurement Policy.

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

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

* Open session – Action/Discussion – Personnel**

The meeting may be closed by appropriate motion for the purpose of discussion on any matter allowed under N.R.S. 241.031 and 241.033, (1) nothing contained in this chapter prevents a public body from holding a closed meeting to consider the character, alleged misconduct, professional competence or physical or mental health of a person/employee. (2) A public body may close a meeting upon a motion, which specifies the nature of the business to be considered. (3) This chapter does not: (a) Apply to judicial proceedings. (b) Prevent the removal of any person who willfully disrupts a meeting to the extent that its orderly conduct is made impractical. (c) Prevent the exclusion of witnesses from a public or private meeting during the examination of another witness. (d) Require that any meeting be closed to the public. (e) Permit a closed meeting for the discussion of the appointment of any person to public office or as a member of a public body. (4) The exception provided by this section, and electronic communication, must not be used to circumvent the spirit or letter of this chapter in order to discuss or act upon a matter over which the public body has supervision, control, jurisdiction or advisory powers.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA’s TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at <http://www.ascr.usda.gov/complaintfilingcust.html> and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: Mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; Fax: (202) 690-7442; or Email: program.intake@usda.gov.

For access to the public packet, contact the City Administrator at 501 Mill Street, Ely, Nevada 89301 or call (775) 289-2430; all packet material is posted in the agenda’s hyperlinks or under “Minutes” /”Other” on the City’s website at <http://www.elycity.com/>

I, Jennifer Lee, Deputy City Clerk, did cause to be posted on **June 11, 2018 at 8:00 a.m.** five (5) notices of the Ely City Council Agenda in said City of Ely to wit: Posted at the doors or bulletin boards of City Hall located at 501 Mill Street, White Pine County Library located at 950 Campton Street, White Pine County Courthouse located at 801 Clark Street, the U.S. Post Office located at 2600 Bristlecone Avenue and the White Pine County Sheriff’s Office located at 1785 Great Basin Boulevard. The meeting notice is also posted on the City of Ely’s website at <http://www.elycity.com> and the State of Nevada Public Notices website at <http://notice.nv.gov>.

