



CITY OF ELY

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

ELY CITY COUNCIL MEETING

June 14, 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, Ian Bullis offered the Invocation and Mayor Van Camp asked for roll call.

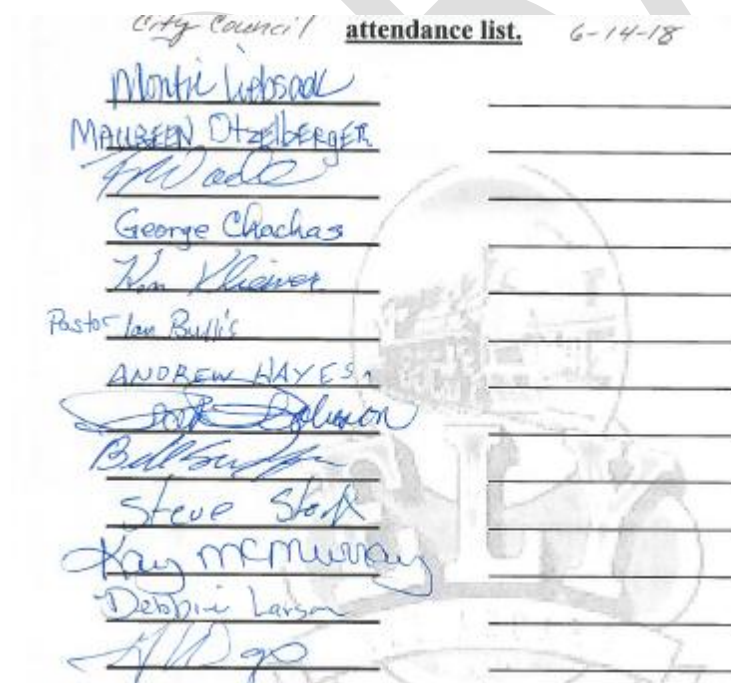
Members present:

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 Engineer B.J. Almberg
City Building Official Brad Christiansen
Municipal Court Judge Mike Coster
City Fire Chief Ross Rivera
City Police Chief Scott Henriod
Deputy City Clerk Jennifer Lee

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



2. PUBLIC COMMENT

Richard Wade asked what is the speed limit on Campton on this end? It's 15 by the court house. There's no remarking. As for this Stork thing, this is another 'give away' of the taxpayers' money. Whether it's the City's fault that they didn't file the liens or the title company's, that they didn't dig deep enough, it's just a give-away to the 'old boys'. See where things are going for the Georgetown Ranch; they've got a list of missed payments. Get off your duff and get your money back.

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

Harry Franke
581 Campton Street,
Ely, Nevada 89301
775 293-5866

June 13, 2018

13JL

Please read the following at the City Council meeting June 14th.:

I am requesting City Council to take action in helping reduce the number of speeders between the courthouse and 5th. street. There are about **eight individuals who are major** offenders. Three of them work at the Mine. They are probably reaching close to 40 miles per hour, racing in close formation. There are two more violators, one whom works at the courthouse. She not only has a lead foot but is totally oblivious of her surroundings due to a cell phone stuck in her ear. Then we have the Ely school bus driver who is driving well above the limit. One driver at the Ely Bus Company is also another offender. During the course of the day, there are other speeders but they not on this stretch of road as frequently as the aforementioned drivers.

I am requesting a speed limit reader board to be located directly behind the Hotel Nevada parking lot. Myself and other neighbors would like to see speed limit signs installed. One just past the 15 mile per hour area behind the courthouse, and heading towards 5th. street. The other by the chicken leg next to the former Job Connect office(or former City Hall); heading towards the courthouse.

In my opinion, it would be premature to request a police presence. There are days when Campton is quiet for up to four hours. I wouldn't want to sit in a patrol car on a hot summer day and accomplish nothing. If the problem isn't reduced after my suggested actions were put in place, then we in the neighborhood can help by giving the Police Department peak periods and license plate numbers. Hotel Nevada used to have a high resolution camera pointed at the 4-plex. It covered the 4-plex to Furman's old house. That would be a tool in determining when it would be worthwhile to put a patrol car in the area. A few months ago, I was told by two officers that it was worthless to patrol the area because "they would slow down as soon as they saw a squad car." Bull! Better than 50% of the drivers are on cells and haven't a clue what's in the Hotel parking lot. Better yet, you could pop a cop into our resident officer's parked squad car at 709 Campton. They fly past that too.

I shouldn't have to justify my request but we have small children here. It's risky trying to back out of the driveway and onto a race track. We have a herd of eight deer that are here throughout the night. I've watched drivers speed up to them and blow the horn; scattering the deer into oncoming vehicles.

City Council, please do the right thing.

Harry Franke



George Chachas stated Mayor, you issued a 24-hour liquor permit to the Chamber of Commerce; they can't work under another person's license. On your New Business, you issued a new business license to *Anderson Asphalt*, with no commercial location; do they have a home occupation? All of that means a lot of money to you folks for licensing, yet it's not reflected. Noxious weeds are getting out of control; The City needs to address cheatgrass, foxtail, and whitetop on its properties and those in the community that are the problems, spreading all over. There are laws that are blatantly being ignored by you, Mayor, and the City Council and you guys need to re-focus or resign. If you look at the news, look at the fires; a lot of that's caused by dry grass. The murals that were damaged by recent rain storms need to be removed; they're making downtown look like a ghetto. On your agenda Item 10B-4, you're to consider terminating the search for an accountant, with a Bachelors degree in accounting, for City Treasurer, as mandated by City ordinance. You need to keep recruiting. Your failure to have a qualified accountant is probably the biggest reason you have trouble in regard to City finances. Why are you still paying *Hinton Burdick* if you have qualified people? Do they have a business license? Do they have a business location? Are they paying landfill? The rest of us are. You're lucky you don't have a newspaper that will report your fallacies, or you'd all be gone. On your agenda 10B-5, you're to consider re-organizing the City Hall staff; you're in dire need of a qualified accountant, not a public works manager. You have good people out there that know what they're doing. You need to focus on your financial accounting of the City. You're 'top

heavy' now. Have you brought the utility billing back to City Hall? You've yet to correct all the billing errors for me and my family; you're mis-billing me and have yet to give me a credit for those years you've over charged me. I'm not talking six months, I'm talking years. I'm requesting an itemized list of those billings for properties that you have overcharged and corrected, if any. I got one correction today and I appreciate that, Mr. Carson. You have yet to reimburse me for the expenditure I incurred for curing the sewer problem at 681 Parker; that was the City's responsibility.

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

Mayor Van Camp stated I would like on B New Business under number 3, under the appointment for the advisory board . . . After the fact, I had a few people call me that did not know that we were advertising, so I have more interest, so I would like to remove that and put this back on the agenda at the next meeting.

Councilman Hanson moved to accept the agenda as presented, minus 10B-3. Councilwoman Gardner seconded the motion. The motion carried unanimously.

4. CITY DEPARTMENT REPORTS

- **FIRE CHIEF**

City Fire Chief Rivera stated you see on the second page of my report that Misty Mangum has received her certification, her AEMT. Hopefully we'll have four AEMTs when this is process is done; these four students put over two hundred forty hours just to do an AEMT course. We will be submitting a permit application for driver only; right now, we have three good people who have trained. The intention of the Volunteers is to provide a "Driver Only" for all the Volunteers that are not EMTs. We received eleven applications for the open position and will do agility testing and interviews Monday. So, the 25th will be when the candidate is selected; I have my paid staff assisting me. I helped NDEP clean up an oil spill in a catch drain and sump; we have three drains on this property that are open and we requested they be grouted, filled in, so no contamination will reach the waste water treatment plant. On the use of the park – I don't see a large crowd – but NRS 450(B) sums up a large crowd of 25,000 or more has to be inspected; even if it wasn't that much, City Fire and Emergency Services was left out of the pre-planning for the use of this park, where the intention was having a large crowd. We need to be part of this process and maybe this process needs to be put in for use of the park. Unfortunately, I was never a part of any of the planning on this Air Race Show.

Councilman DeFelice stated with the condition of weeds in the Corrals area, lighting sparklers would be a hazard for the animals; Jan wanted to make sure we had someone there to inspect that area.

City Fire Chief Rivera stated we have the Sheriff's Office patrol that area. We are busy staffing the fireworks show. It's against NRS to have fireworks. We staff the fireworks show, but we invite BLM to assist us, so there is fire apparatus and personnel on site.

- **CITY ADMINISTRATOR**

City Administrator Switzer stated I did resolve today that issue with the downtown business on a Cease and Desist; the fees have been paid, both for this fiscal year and for next fiscal year.

- **CITY ATTORNEY**

City Attorney Odgers stated we have \$275,000.00 in liens, which is an increase of about \$15,000.00 over the last report. We will be having a litigation session sometime next week, as soon as I receive some documentation regarding S & S. Today I approved the taking of depositions of two of S & S' primary financial people, to take place in early August; the trial is scheduled for January 2019. Likewise, I approved the Request for Production of Documents of some 2011-2017 acts occurring with S & S in preparation for that trial.

- **CITY ENGINEER**

City Engineer Almberg stated we've been renewing our waste water treatment plant permit. We provided assistance with survey stakes for the landfill lined pond. Raul met with myself, Bob, Bruce and Bobby regarding the waste water treatment plant operation; Raul is calling for some modifications. We had flat valves installed in our overflow tanks, so we can't meet the State's

requirements; the State wants us to request a special exception. The other thing we're doing a lot is working on our Aultman Street project.

5. NNRY FOUNDATION REPORT

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 • E-mail: info@nnry.com

Monthly Operations Report for May 2018

1. Locomotive Status – Updated
 - 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 and Rotary Snowplow B (for boiler overhaul.)
 - d. Locomotives out of service needing heavy repairs #801, #802, #81, #80 and the military locomotives.
 - e. Locomotive 81 has been moved into the Machine Shop to begin removing her tubes.
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. Caboosees in service: #3, #6 and #22 are operational.
 - d. Caboosees 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 summer.



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

4. Building Status – Updated

a. The Carpenter Shop is finished!



5. Ridership and Ticket Sales – Updated

- a. In May we carried 1,381 passengers. This is an increase of 84 passengers or 6%.
- b. Our annual ridership stands at 2,501. This is an increase of 225 passengers or 10% 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 275,828 passengers.

6. Paint the Railroad Red Week

We had our first paint the railroad red week and we got two buildings painted. We could have done more but the weather did not cooperate at all!



7. Nevada Northern Railway HI-RAIL #18 – The restoration of the car is complete! And they did a fantastic job! The next step is to the HI-RAIL gear. The car is at the vendor getting the gear installed. It's estimated that this will take three months and \$29,000. N.N. Ry. #18 was driven around Oakland and San Francisco. It is a head turner! People stop, stare and reach for their phones! It's a little unnerving because you think you're getting carjacked with all of the people coming up to the driver's door. In fact, in slow traffic, one person rolled down his window, and asked if the car was really from the Nevada Northern Railway. He was assured it was and he told us that he was here in 1964 and rode the Nevada Northern Railway Nevada Centennial Train that the railroad ran.

Once complete, we will be offering the opportunity to actually operate the vehicle for \$325 on the rails. Participants will be able to carry two passengers. If you just want to ride in the car, the cost will be \$174 for a party of three.



6. REPORTS

CITY COUNCIL

Councilman Hanson asked I received a text message from a professor asking to place an intern here to help out.

City Administrator Switzer stated yes. He'll be available to file liens for free; we have him for ninety hours.

Councilman DeFelice stated I had the pleasure of meeting Jan Criner, she's involved with the horse corrals and she brought up a lot of the neglect; I will discuss her concerns with Chuck and Bob.

MAYOR

Mayor Van Camp stated I attended the broadband meeting this week. There are towers going up, so that we'll get better internet in Central Ely, McGill and Ruth. When DOT starts their project down Aultman, they'll be doing trenching for conduit. I attended the Air Races and handed out welcome packets. Kudos to the *Jail House* for the Tears, Beers & Fears race.

1. I approved a 24-Hour Liquor License to:

- WP Chamber of Commerce, sponsored by Ely Elks Lodge, for Wine & Beer Bar at Broadbent Park June 14-16, 2018.

2. I approved Special Event Liquor licenses to these Caterer License Holders:

- *Jailhouse Motel & Casino* for Fears, Tears & Beers Mountain Bike Enduro race events at Broadbent Park June 9, 2018.
- *Racks Bar & Grill* for NRA banquet at Convention Center on June 16, 2018.

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.
 - 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.

Councilman Hanson moved to close High Street between 1st Street and 3rd Street, July 20-22, 2018.

City Administrator Switzer stated I had an opportunity to talk to the proprietor to make sure he has liability coverage because he indicated individuals could be leaving his establishment.

Councilman Hanson modified his motion to require a certificate of insurance.

Councilwoman Gardner seconded the motion.

City Attorney Odgers stated based on what Ross indicated earlier, bring him into the planning.

Councilman Hanson modified his motion to have the Fire Chief in the planning stages for this event.

Councilwoman Gardner modified her second. The motion carried unanimously.

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.

Maureen Otzelberger stated I missed the First Reading. As a senior citizen and resident of Ely, I am concerned about this ordinance. I moved here for peace and quiet. On High Street, we have children and dogs. Are these going to be insured like cars? There's a lot of seniors there. What's going to happen when they work on Aultman? We'll have ATVs and everything on there. There's so many illegal ones out there now coming down from the satellite dishes. Today's Flag Day and I'm glad to see the flag on the hill.

City Fire Chief Rivera stated I'm not against the ordinance, but it's confusing for an outside user to use; there needs to be a map.

City Attorney Odgers stated there was at the First Reading.

George Chachas stated I'm in favor, but we need to have designated routes. I'm disappointed in the fines; I think they're excessive.

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.

City Attorney Odgers stated UHVs are required to be registered and insured. This affects people on dirt bikes, quads, and unregistered quads. The fines were reduced to \$100.00, at Mr. Carson's request. I also made the change not to include UHVs in the time restriction.

Walt Bunker, High Desert Trail Blazers Vice President, stated I had a problem with motorcycles crossing my property, so I went to the Sheriff's Office and they said first, I had to post it; from then on, they can trespass whoever goes on it. 15 MPH is not going to be creating much noise.

Councilman Hanson moved to approve the Second Reading of Ordinance 714. Councilwoman Gardner seconded the motion. The motion carried 4 to 1, with Councilman Flangas voting nay.

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.

Councilman Carson stated this went in front of the Utility Board; they urged Bob to seek payment in full, but are fine with working with them too.

City Attorney Odgers stated Mr. Weinberg contacted us within five minutes after getting notified this was on the agenda; he's agreed to a \$250.00 a month payment to bring the \$3,000.00 back rent current and then we have an additional \$3,000.00 in landfill fees that are due on that same piece of ground, so that \$250.00 is going to be over a two-year period and then we will have collected all \$6,000.00 which is currently owed. I discussed the terms. He would like to re-lease. I informed him that, based on what we had done recently, we can start at \$500.00 a month, as long as the Council is agreeable to that, with a cost of living increase on an annual basis, July 1, 2018 the beginning of the new contractual term on a five-year basis.

City Administrator Switzer stated for the record, the past due landfill fees owed are \$3,281.65, making the full amount \$6,281.65.

Councilman Carson asked is there going to be any verbiage in there about no subleasing?

City Attorney Odgers stated yes, there will be a "no subleasing" provision in there, unless there's approval of the City Council. The reason he asked for the \$250.00 payment is that the prior owner also failed to pay personal property tax to the County.

Councilman Hanson moved to authorize the City Attorney to move forward with that proposal. Councilman Carson seconded the motion. The motion carried unanimously.

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.

Councilman Carson stated I am personal friends of the Stork brothers, so I will abstain.

Steve Stork stated last summer we purchased 729 and 767 Clark Street. 729 was a property that was condemned by the City in 2008 or 2009. 767 was deemed uninhabitable because it used to be a meth lab. When we purchased that property, it was in a state of disrepair, dilapidated, run down. We tore both structures down and paid full fees to haul it to the Landfill, cleaned the property up and then I got served last month with a notice that if I didn't pay the past-due bills, you were going to lien my property. I just purchased another property in the same neighborhood and it closed two weeks ago; there was a lien in place and that lien was cleared up at the close of

escrow. Had there been a lien on this property at the time of escrow, there would have been two liens cleared up at the time of escrow, but there was no paperwork filed and nothing showed up in the title searches. Then to come to me now and ask me to pay for something that was undisclosed . . . I'm asking that you waive that.

Councilman Hanson stated a precedent was set at the last City Council meeting, so I move to write off the previous balance owed by the prior owner of \$1,549.70 for 767 Clark Street. Councilwoman Gardner seconded the motion. The motion carried 3 to 1, with Councilman Flangas voting nay and Councilman Carson abstaining.

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

B. NEW BUSINESS

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.

City Attorney Odgers stated under paragraph 3 Rent: Beginning July 1, 2018 through June 30, 2019 it will be \$450.00 a month. Beginning July 1, 2019 through June 30, 2021 it will be \$500.00 a month. We have two additional meetings for Utility Board and Planning Commission and six additional City Council meetings per year for the agreed upon rent.

Councilman Carson stated I've been a past Volunteer Fireman for several years, but that does not impact my judgement.

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

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.

Councilman Carson moved to open up Items 4, 5, 6 and 7.

Councilman Hanson seconded the motion. The motion carried unanimously.

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.

City Administrator Switzer reviewed his memo appearing below in regards to these items and stated the figures on savings in salary assume that the accounts payable clerk would have a starting wage of around \$35,000.00 a year – I’m just talking about wages and not the benefits – and the public works manager position in the \$60,000.00 to \$65,000.00 annually. This proposal is within the budgeted amounts, already approved.

June 8, 2018

To: Mayor Van Camp and Council Members

Re: Reorganization of Staff and New Position

Mayor Van Camp and Council Members,

It has been five weeks since we began recruiting for a City Treasurer. Recruitment ads were placed in the *Las Vegas-Journal, Reno Gazette*, and Job Connect which reaches locally and state-wide. Additionally, I placed an ad with Indeed.com two weeks ago. To date we have received three applications, all of which did not meet the minimum requirements per City Code 1-6B-6(C) in either education and/or experience. The agenda item on reorganization and reclassification of specific City staff is a suggested course of action and has several elements:

1. The City Administrator position would be reclassified to City Clerk/Treasurer per 1-6-5(A).
2. *Hinton, Burdick, CPA* would be retained in their current capacity.
3. The position of Public Works Manager would be created and funded from the FY2019 budgeted facility worker position at the landfill and utilize the remaining enterprise funds for additional monies if needed. The position would have direct supervisory oversight of the parks/cemetery/recycling, streets, water and sewer distribution, waste water treatment, and landfill functions and report to the clerk/treasurer.
4. Current department leads would retain pay and job function.
5. Recruitment and hiring of an account/utility clerk for payroll, accounts payable, and other clerical functions as assigned.

The fiscal impact of the above items by number:


Numbers 1 & 2, no change in fiscal impact.

Number 3, an additional \$35,000/year in salary cost above a facility worker.

Number 4, no change in fiscal impact.

Number 5, a savings of \$20,000/year in reduced wages versus the city treasurer.

Sincerely,



Robert Switzer
City Administrator

Mayor Van Camp asked what have we spent in advertising?

City Administrator Switzer stated \$1,350.00 for regional advertising that the Council requested I do.

Councilman Carson stated the Treasurer position is one of the most crucial things. It’s more expensive to retain a public works person with qualifications.

Councilman Flangas stated I’ve talked to the departments and it is functioning well; they report to Bob.

Councilman DeFelice stated two years ago Bob was responsible for the Treasurer position of finance. Under your direction, we’ve had some major problems. Hundreds of thousands of dollars were spent. Prior City Councils spent money they thought they had, but they didn’t. I don’t see making changes, having Bob back in the roll of City Treasurer. I don’t think that’s your strength. We need someone to control money spent in the City. I’d rather continue to search for someone who has that background.

City Attorney Odgers stated you might want to look at the salary you’re offering because it’s not competitive.

Councilman Carson stated post it as a “Depending on Experience”.

City Attorney Odgers stated your huge limitation is the ordinance.

Councilman Hanson moved to continue recruiting for the position of City Treasurer thirty additional days and to direct the City Attorney to change the ordinance, for the City Council's consideration.

Councilman Carson stated I'd like to recruit in northern Nevada and I'll second the motion.

Councilman Hanson's motion carried unanimously.

Councilman Hanson moved to table Items 5, 6 and 7. Councilman Carson seconded the motion. The motion carried unanimously.

8. Council Members – City Administrator Switzer – Discussion/For Possible Action – Approval of proposed City of Ely Procurement Policy.

Councilman Switzer stated we had a federal audit of one of our last grants that had federal dollars involved and one of the items that was written up on that was the finding that the City of Ely did not have a formal procurement policy. This would be implemented throughout the organization. There are a couple of typos I want to be able to address, if this is approved. One is under Local Purchase Orders (LPO) with Vendors, on page 3: Place "the City of Ely" in there to make it more specific. On page 5, about one third of the way down, completing the word "the", so "the" instead of "he".

City Attorney Odgers stated NDOT is requiring us to have a procurement policy for 11th Street.

Councilman Hanson moved to approve the City of Ely Procurement Policy as presented. Councilwoman Gardner seconded the motion. The motion carried unanimously.

11. PUBLIC COMMENT

George Chachas stated his ongoing concern regarding the 490 feet of Murry Street project pipe.

Mayor Van Camp stated that's already been discussed through the Council.

George Chachas stated look at the drainage on 7th Street; you've taken a federal grant and you're not in compliance with the law. All business licenses need to come in front of the Council for approval. You are not collecting the proper fees. You are issuing an event licenses when a regular business license is needed. The City is losing thousands of dollars in revenue. Someone doesn't know what they're doing. What are you doing to the rest of the businesses that are paying full price? Somebody comes in on a set of wheels and off they go, it's a special event? They're not paying full amount, the landfill, and they're not in the proper zoning. The Council in the past used to approve all business licenses. You need to start a program with someone who's bought up any street lights. I haven't seen this many street lights out since Jane Fonda went to north Vietnam and sat herself on an anti-aircraft gun. What kind of image are you putting out of the community, let alone to visitors? Dark streets? You may want to contact different universities for recent accounting graduates. When I finished school, there were always job applications on the board and I don't think you've done that. Some will look at these sites you're talking about, but if you want someone within that range you may find one who just graduated and is looking for a good start. Worst case, you may have to pay them for a couple months until you get rid of a high paying CPA, who may or may not have a business license, pay the proper fees and be in a commercial location. Rick Stork's former residence is still in violation of ADA; nobody is at that location, he sold it to foreclosure and foreclosure is not handicapped. Those signs need to come down. Some members of the Planning Commission and Councilman Flangas are still in violation of City codes.

Kay Lynn McMurray stated I'm a little concerned that you took the item off the agenda regarding the Animal Control Advisory Board. You had several people here who applied and have already been doing things behind the scenes and you almost chased them off; I hope that they are still interested because I think that if you would have appointed them and the people that you didn't want to appoint, you could have kept those seats open, but it has a really bad look to it already and I don't want it to start this way.

Pat Robison stated I have the same feelings as Kay Lynn. I know there was one person, who would be fabulous, that applied, that she cancelled a medical appointment, a very important one, and she can't reschedule that until November, to be here tonight. When there's a deadline set and

it's put in the paper, you should stick to that Madam Mayor. I was also supposed to be in a medical appointment today in Reno, that I didn't know they wanted to do more things on my eyes when I went, but I cancelled that; of course, I can get back in, hopefully, in two months because I told them I would look at my regular schedule. I don't understand why you would do that. You advertised it in the paper and set a deadline and everybody that applied complied to that and it was very disappointing and you may lose some really good people. Where are these people? Why didn't they apply sooner? Everybody else did. This is something that's really important, that I'm really concerned about and I want to see it get moving forward. So, no explanation?

Mayor Van Camp stated at the last day, I was calling people to apply, so we're going to put it on the next agenda and we'll get us some more people on. We'll do it all at once. So, I think we can wait a couple of weeks.

City Fire Chief Rivera stated I forgot in my report that next week - Thursday, Friday and Saturday – the Ely Volunteer Fire Department is hosting the Nevada State Fire Fighters' training conference here in Ely.

Bill Sanford stated I'm mixed up that you're trying to get a Treasurer. You hired him at . . . He's the fifth highest paid Ely person at like \$128,000.00 with wages, benefits and everything else. If he can't do his job, why not get rid of him, bring in somebody at a \$128,000.00 . . .

City Administrator Switzer stated that's because my job involves more than just finance and you have no idea what I do.

Bill Sanford stated no, I don't. Why don't we get rid of him and get somebody who can do the job?

Councilman Flangas stepped away from the City Council table and up to the public comment podium; he stated: Ernest Flangas. I would like to make mention that since we're putting a board together for the Animal Control and I've had discussions with the lady on the Horse Corrals, if maybe extending that position to seven members and including the Horse Corrals in with the Animal Control. Since we have a board, we better look at the problems they're having down there. They haven't had any jurisdiction by anybody for some years and it's about time we take a look at that property and make it inclusive with the Animal Control.

Pat Robison stated it's only been a year since there hasn't been any supervision down at the Horse Corrals because we worked a lot on that, did we not Chuck?

City Attorney Odgers stated we did.

Pat Robison stated we got rid of a lot of things that were going on down there that shouldn't have been going on, but now they're back to nothing from what I hear.

City Attorney Odgers stated when Ms. Robison was a Council Member, we had contemplated doing an ordinance. Your first issue is the lack of any rules to govern them. If you want to take that on, I'll be glad to sit with you.

Councilman DeFelice asked we didn't enforce codes down there.

City Attorney Odgers stated we didn't create codes.

Councilman DeFelice stated we collect the money and give them no support.

Pat Robison stated that's not true.

City Attorney Odgers stated that is not a correct statement. Under a motion that was made by the City Council in 2014, they approved to spend up to \$3,000.00 per year at the Corrals, which is more than what we bring in for the Corrals. We use Landfill staff to plow. We use Landfill staff to bring dirt.

Pat Robison stated the Ely City Corral Association was sending out citations to the other members and one of the worst offenders was not getting one, which was the president. So, the people that had corrals down there came to me about it and when that was brought out, all hell broke loose because they were not following their own rules.

Councilman DeFelice stated the Animal Control Board's going be responsible for more than cats and dogs.

City Attorney Odgers stated we didn't limit it to cats and dogs.

Councilman DeFelice stated our animal control officer was told not to go to the Corrals.

City Attorney Odgers stated that's not what he was told. He was told not he cannot make a decision relative to any horses, goats or any other livestock because he does not have the background.

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

Councilwoman Gardner moved to adjourn the regular meeting of the Ely City Council at **6:39 p.m.** Councilman Flangas seconded the motion. The motion carried unanimously.

MAYOR

ATTEST