

CITY OF ELY

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

ELY CITY COUNCIL REGULAR MEETING AGENDA

June 28, 2018 5:00 p.m. – Ely Volunteer Fire Hall - 499 Mill Street-Ely, Nevada.

1. Mayor Pro Tem Hanson called the regular meeting of the Ely City Council to order at **5:01 p.m.**, led in the Pledge of Allegiance, Larry Dunton offered the Invocation and Mayor Pro Tem Hanson asked for roll call.

Members present:

- Mayor Pro Tem Sam Hanson
- Councilman Ernie Flangas
- Councilman Kurt Carson
- Councilman Tony DeFelice
- Councilwoman Jolene Gardner

Members absent:

- Mayor Melody Van Camp

City Staff present:

- City Administrator Robert Switzer
- City Attorney Charles Odgers
- 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

City Staff absent:

- City Engineer B.J. Almberg

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

<u>Ely City Council attendance list. 6-28-18</u>	
<u>Caroline McVintch</u>	<u>NV SRDC</u>
<u>Tamera Brown</u>	<u>Nevada SBPC</u>
<u>SPACY HUNT</u>	<u>ISLM</u>
<u>Frederick Parley</u>	<u>KGHM-RVMC</u>
<u>George Chachas</u>	<u>AA</u>
<u>Larry Dunton</u>	
<u>Diana Arizo</u>	<u>Nevada Rural Housing Authority</u>
<u>Jana Pennington</u>	<u>LP Jna</u>
<u>Belouise Hanson</u>	
<u>Pat Robinson</u>	
<u>Scott Henriod</u>	
<u>McCoster</u>	
<u>Pat Stork</u>	
<u>Leslie Kilgus</u>	<u>BLM</u>
<u>Rose Kamba</u>	<u>Ely UMC</u>
<u>Steve Slack</u>	<u>WKC BRCC</u>
<u>DAUNTON MUNK</u>	
<u>Emily Munk</u>	

2. PUBLIC COMMENT

Deputy City Clerk Lee read the three letters appearing below into the record.

To the Ely City Council:

Please do something about the speeders at the lower portion of Campton Street. I have personally witnessed cars and trucks - including city and county vehicles - travelling in excess of 45 miles per hour on the stretch between the courthouse and Sew Crazy.

Not only are there animals at risk in this area - dogs, cats, and deer - but the Schoofs' grandchildren live there as well. The White Pine County Sheriff's Department has an obligation to protect the citizens of this community. This includes putting a stop to the out of control speeding that is taking place *on a daily basis* on Campton Street, *during both the daylight and night time hours*.

I urge the members of the City Council to put pressure on the Sheriff's Department in this regard. Animals have already died on Campton Street in this stretch of roadway. It would add to this tragedy if a child were also killed, just because City and County employees and the general public are in too much of a hurry to obey the speed limit.

Leslie Sears

To Mayor Van Camp and The Ely City Council:

2018

It is with great sadness that I write this letter to withdraw my application to be appointed to the Animal Control Advisory Board for the city of Ely.

I submitted my application for this Board because of my life long desire to help abused, stray and unwanted animals. I was very excited at the prospect that you and the council had recognized that the community does care and wants to help these animals.

I arrived early at the city council meeting on June 14th, expecting that the council would appoint the five applicants to the five-member board. It is my understanding that only five people applied for the five seats before the deadline.

After sitting through the initial agenda items, you announced that our agenda item would be tabled, because more applications had been received. There was no discussion and no questions from council members.

I immediately left the meeting feeling my time, and the time of the other applicants had been wasted. It seems that you and apparently some members of the council really have no interest in appointing an independent advisory board of citizens who would work hard and make honest, independent recommendations to the council regarding animal welfare.

It appears that even though you had five compassionate animal lovers apply you and the board chose to go another direction.

Because of this I must request that my application for a position on the animal control advisory board be withdrawn. Rest assured I, and many other will continue to contribute our time, money and compassion to helping unwanted animals in White Pine County.

Thank you,



Teena Dobrescu



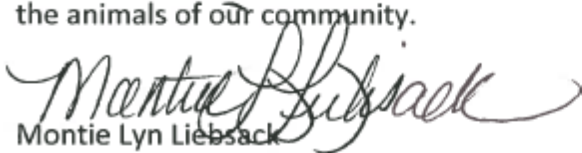
RECEIVED
6-27-18 *J*

Dear Mayor VanCamp, Ely City Council & Attorney Chuck Odgers, 6/25/18

I am writing this letter to retract my previous request to be on the Animal Control Advisory Board. Based on recent happenings, I no longer desire to be on this board. I found it rather disappointing that, because some people were not capable of getting their letters in prior to the deadline, that this whole thing was tabled and postponed for them....I seriously wonder if this courtesy would have been granted to absolutely anyone in the community, or only to certain individuals who you have hand-picked to better serve your own agendas? Whichever the case, in my opinion it sends out a very negative message to those of us who put the time and effort into getting our letters in before the deadline, and who have already been putting in our time and effort to help the pound animals of our community in one way or another....you had five good applicants who met the requirements and deadline, even if some of you didn't like some of them on a personal level, as that should have had nothing to do with it. Also, a courtesy call to the five of us who did apply in a timely manner letting us know that this matter was likely going to be tabled until the next meeting would have been nice so that we didn't waste our time coming into town for nothing, especially when some of us had other obligations we could have taken care of!

Because I have always been for the animals and I always will be for the animals, I will be happy to continue to help, in an unofficial capacity, with getting our overflow of animals into no-kill shelters out of town when needed and with fostering animals when and where I can to help relieve some of the burden from animal control. ACO Andrew Hayes knows how to get a hold of me, and I am happy to continue to work with him.

I still have high hopes for this Animal Control Advisory Board and wish the city and the new board members all the best in moving forward in a positive manner for the animals of our community.


Montie Lyn Liebsack

Tamera Brown stated I work for the Nevada Small Business Development Center. I came to this meeting to hand out our 2017 annual report; I also included an economic impact study for the Ely office, for which I work. One of the things I wanted to point out on this economic impact here in Ely was that last year was the first year that this office met all the goals set by the SBA. Sometimes it's difficult to meet the capital infusion that owners put into their business in a rural setting, so I'm proud I was able to obtain financing and meet 263% of my goal. I also wanted to introduce the counselor SBDC has hired and that's Caroline McIntosh. Caroline is going to be working part time and replacing me because my husband and I are moving to Minnesota. I will continue to counsel for a few months from Minnesota. SBA goals increase quite a lot each year. Last year the capital infusion was \$603,000.00 and the goal for the next federal fiscal year is over \$1,000,000.00 and I'm pleased to announce that we've already met that goal.

Diane Arvizo stated Diane Arvizo with the Nevada Rural Housing Authority (NRHA). I will be speaking later regarding the private activity bond cap. The Nevada Rural Housing Authority (NRHA) has an employee operated 501 (C)3 dedicated to providing scholarships for youth in rural communities for the sole purpose of participating in extra-curricular activities. They have to be a very low income – I believe it's thirty percent (30%) AMI (area median income) – and the goal of that is to help the youth that would otherwise not be participating in musical instruments, sports or anything that will help them be involved in their community, rather than getting into trouble, and it builds their self worth. The program is called Nevada Rural Community Partners (NRCP) is completely the brain child of NRHA employees, funded by us. We would like to get some scholarships to folks here in Ely. For the record Mr. Brewer will become our executive director on August 1st, as Gary Longaker is retiring.

George Chachas stated ongoing concerns regarding reimbursement for curing the sewer problem at 681 Parker Avenue; the City Council paying for the \$60,000.00 water line upgrade from *Love's* to the charter school area; the 490' linear feet of steel pipe from the Murry Street project; whether *S & S* has an Ely business license; and the lack of ADA on 7th Street. At your meeting held June 25, 2018, the *S & S* representative implied that reports have been sent to the City regarding track rental; I want to know how many cars, for how long, for how much.

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

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

4. CITY DEPARTMENT REPORTS

- FIRE CHIEF

Fire Chief Rivera stated we did the interview for the new assistant fire chief/firefighter/AEMT; we had a good candidate, but he lacked experience, so we would like to advertise more. One of my firefighters took first at the skills training.

- POLICE CHIEF

Chief Henriod stated we've been notified of the problems going on in the 500 block of Campton and have our speed trailer there. We'll do some follow up with patrol in that area.

Councilman Hanson stated on your speed trailer, it says 25 MPH.

City Attorney Odgers stated our ordinance is any unposted road is 20 MPH, not 25.

- MUNICIPAL COURT JUDGE

Municipal Judge Coster stated the State had the annual summer conference for limited jurisdiction judges conference here, hosted by Judge Bishop; it was worthwhile. We're finishing the fiscal year with two part-time clerks, which is working well. We completed our annual report due to the State by July 16th.

- CITY ADMINISTRATOR

City Administrator Switzer stated yesterday I attended a CDBG workshop, along with a Main Street USA workshop. The Planning Commission brought up the issue of the state of some of our properties around town and the focus of CDBG for this year will be on blighted areas: Acquiring buildings and demolishing them to repurpose; cleaning up particular areas; and façade improvement in the downtown areas. These actions would require Council approval. Main Street USA began a year and a half ago in the State of Nevada, so they're looking to increase the participation. Yesterday we picked up the awning extension for the Recycling Center. As you recall, we received a \$5,250.00 grant from NDEP, their solid waste division, to extend our awning over the baler area to provide more weather proofing; the purchase price was approximately \$3,400.00 and the remainder would be used for labor costs to install the awning.

- CITY ATTORNEY

City Attorney Odgers stated I've submitted quite a few documents the last few days on legal issues.

- CITY BUILDING OFFICIAL

Councilman DeFelice stated bring us up to speed on the *Holiday Inn Express*.

City Building Official Christiansen stated we're in the permit process. On the July 12th agenda, we have their Will Serve application; we've already received the check for the Will Serve. If that all passes, on the 13th we'll issue the building permit. The general contractors and subcontractors have been chosen; they'll sign documents on the building permit application, so we can fact check their licensing with the State of Nevada, as well as their business licenses through the City of Ely.

Mayor Pro Tem Hanson asked when do they anticipate breaking ground?

City Building Official Christiansen stated it will be after the security fencing is installed, so approximately the 20th.

City Administrator Switzer stated those tap fees are a little over \$90,000.00.

5. REPORTS

CITY COUNCIL

Mayor Pro Tem Hanson stated as a member of the City Council, I attended the County Water Advisory Board meeting. Cave Creek flows are half of normal and Comins Lake is anticipated to be one foot lower.

MAYOR

Mayor Pro Tem Hanson read Mayor Van Camp's report appearing below into the record.

1. I approved a non-profit Special Event License to:

- White Pine Public Museum for a fundraiser at 2000 Aultman St. on 6-23-18.

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

- White Pine Public Museum, sponsored by *Copper Queen*, for Beer & Bacon fundraiser at 2000 Aultman St. on June 23, 2018.

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

1. Chairman Peeler – Public Hearing – Discussion Only – Consideration of an application for Reclassification of Property Zoning. The applicant wishes to re-zone the property from the current R-M-50 Zone (Residential) to a C-2 Zone (Commercial). The property address is 480 Campton Street, Ely, NV. The Assessor Parcel number is 001-291-03. The applicant is John O'Flaherty-*O'Flaherty Rentals, LLC*.

George Chachas stated I can endorse this. I don't think there's a problem. My problem with this is the \$500.00 application fee was waived. I went to the County. The Methodist Church was charged all fees up front. This is the same combined department, yet there seem to be two different scenarios here. Nothing should be waived until it gets before the City Council. We have yet to address the second fire escape or exit coming out of the basement of that building. The third concern I have is the recommendation of the City Attorney recommending approval to allow the parcel to be zoned for its historical use. That bothers me because the Apecheche's had historical use on their RV park; they paid full bore. I've paid full bore for the lots in Central Ely; I can't use them. The poor Apecheches are out \$19,000.00. Quit discriminating.

City Building Official stated I want to clarify something that George said. One is he's comparing the Methodist Church with this project. Had the Commission voted the Methodist Church was going to pay the \$500.00, then they would have paid it; we never received a check and didn't take that money. We did the same thing with the O'Flaherty's; we didn't take the \$500.00. If the Council says we need to do that, then that's what we'll do. As far as the building itself, the downstairs has two means of egress: One is for handicapped and the other one is a stairwell coming out of the structure, so it meets all the ADA and the prescriptive fire regulations to get out of the structure.

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

1. Chairman Peeler – Discussion/For Possible Action – Consideration of an application for Reclassification of Property Zoning. The applicant wishes to re-zone the property from the current R-M-50 Zone (Residential) to a C-2 Zone (Commercial). The property address is 480 Campton Street, Ely, NV. The Assessor Parcel number is 001-291-03. The applicant is John O'Flaherty-*O'Flaherty Rentals, LLC*.

Mayor Pro Tem Hanson stated I should disclose I've had *O'Flaherty Plumbing* put in a heat pump at my house, but I don't think that affects this issue.

City Attorney Odgers stated Mr. O'Flaherty is the Chairman of the Utility Board which makes recommendations to this Council. In relationship to Mr. Chachas' continued onslaught of misperception and spewing venom, I recommend the approval of the reclassification to allow for its historical use, not because Mr. O'Flaherty is white or that Mr. Apecheche or Ms. Labra are Hispanic. The Labra and Apecheche was a mobile home park; that was its historical use. This building has been in place since 1980. Based upon the research, it appears that in 1986, with the implementation of the Master Plan, that the property was not changed from residential, so it appears to have been an oversight. The Planning Commission recommended approval unanimously for the reclassification component alone.

Councilwoman Gardner moved to reclassify the zoning of 480 Campton Street, (APN 001-291-03) to a C-2 zone. Councilman Carson seconded the motion. The motion carried unanimously.

8. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE ELY CITY COUNCIL AS RECOMMENDED BY THE CITY PLANNING COMMISSION.

1. Chairman Peeler – Discussion/For Possible Action – Consideration and possible approval of zoning reclassification application fee waiver in the amount of \$500.00 to John O’Flaherty-*O’Flaherty Rentals, LLC*, as 480 Campton Street, APN 001-291-03, was always commercial use since its construction in 1980 and prior to that as well.

City Attorney Odgers stated in between the Planning Commission meeting where the Planning Commission voted to deny this request, I had Jennifer pull some data. My recollection was that from 2015 to present, anybody that has come before the Council to request a reclassification that was not initiated by the City has paid that fee; Jennifer validated it. In 2015 there were three applicants, including Sam’s son; all three of those paid. In 2017, there were five applicants and all of those applicants paid as well. So based on that, the recommendation was to deny the waiver of that fee.

This item died for want of a motion.

2. Chairman Peeler – Discussion/For Possible Action – Approval of Home Occupation permit to Emily Munk to conduct a screen printing business, d.b.a. *Daxco Ink, LLC* located at 1240 Avenue G, Ely, Nevada.

Mayor Pro Tem Hanson stated I was a faculty member with Emily at White Pine High School and she was one of my students prior.

City Attorney Odgers stated the machinery used for the silk screening and the heating may draw a heavy load. She had some electrical work done; she was not aware that she had to have a permit. The Planning Commission recommended that in addition to approving it, it would be conditioned upon obtaining a permit, allowing Brad to do the inspection.

Emily Munk stated I’m doing our business out of our home; it’s a screen printing and vinyl business.

Dayton Munk stated we are doing shirts. The machine in question is a drying machine and has to reach a certain temperature to cure properly or else it would just wash off in the washer; it’s not harmful for the environment. On who will be buying: Festivals, sports teams, softball teams and fundraising events.

Councilwoman Gardner stated if I want you to do a shirt for me, I’m going to come to your home.

Emily Munk stated no.

Dayton Munk stated it’s going to be online.

Emily Munk stated you can contact us through email or by phone, but nobody’s coming to my house. I will be delivering the materials to you.

Dayton Munk stated we’ll just be performing the actual printing process there.

Councilman Carson moved to approve a Home Occupation permit to Emily Munk to conduct a screen printing business, d.b.a. *Daxco Ink, LLC* at 1240 Avenue G, with the caveat that the electrical issues are addressed. Councilwoman Gardner seconded the motion. The motion carried unanimously.

**9. ITEMS FOR DISCUSSION/POSSIBLE ACTION ONLY OF THE ELY CITY COUNCIL.
A. CONSENT AGENDA**

MOTION: Move to approve the Consent Agenda items 9A-1 Minutes & 9A-2 Bills.

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

1. Discussion/For Possible Action –Minutes.
 - May 24, 2018
2. Discussion/For Possible Action –Bills.
 - June 11, 2018

Councilman Carson abstained from the May 24, 2018 Minutes, due to his absence at that meeting.

B. NEW BUSINESS

1. Council Members – City Administrator Switzer – Nevada Public Agency Insurance Pool Representative – Tina Perchetti of *L/P Insurance Services* – Discussion/For Possible Action – Acceptance of Renewal Proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment from Fiscal Year 2018-2019 funds, to be paid in equal share from each of the covered funds.

Wayne Carlson, Executive Director of POOL, reviewed the renewal proposal from the Nevada Public Agency Insurance Pool on file at City Hall and stated I understand Ely is on the list for a passive cyber security review. You took advantage of a \$32,500.00 risk management grant. You didn't use your \$10,000 risk management training grant last year. \$31,400.00 has been received by the City of Ely in training over the years. We had two major flood losses in the State last year, so we had an increase.

Councilman Carson moved to accept the renewal proposal from Nevada Public Agency Insurance Pool and approve payment from Fiscal Year 2018-2019 funds. Councilwoman Gardner seconded the motion. The motion carried unanimously.

2. Councilman Hanson – Nevada Rural Housing Authority Homebuyer Services Director Diane Arvizo – Discussion/For Possible Action – Approval of Resolution No. 2018-02 providing for the transfer of the City's 2018 Private Activity Bond Volume Cap to the Nevada Rural Housing Authority.

Diane Arvizo stated normally Bill Brewer comes to Ely. The City of Ely has been a long time member and participant in NRHA's private activity bond transfers. In the last year and a half, the Nevada Rural Housing Authority has helped fifteen families in the City of Ely through your participation in the private activity bond transfers: 2.4 million in mortgages and the equivalent of \$83,000.00 in down payments. We have helped people through rental assistance in the amount of \$23,000.00 in White Pine County. I would also like to tell you about Hal's Pal's Pet Adoption program: Every home buyer who uses the program can adopt a pet and NRHA will pick up one hundred percent of the adoption fee. We definitely would like to help increase pet adoptions here.

Councilman Carson moved to approve Resolution 2018-02. Councilwoman Gardner seconded the motion. The motion carried unanimously.

3. Mayor Van Camp – Bureau of Land Management Ely District and *Robinson Mine* Representatives – Discussion Only – Presentation on *KGHM Robinson Mine's* proposed Keystone Waste Rock Dump expansion project.

Stacy Holt stated I am Stacy Holt of the BLM, project lead for the proposal *Robinson* has put forth to expand Keystone Dump. We're going to start public scoping meetings. The public comment period for scoping will open July 8 through August 8th. We'll have two meetings: One in Ruth on July 17th at the Martin Sorenson Community Center and one on July 18th at the White Pine County Library.

Frederick Partey stated I am Frederick Partey, Environmental Manager for *Robinson Mine*. Keystone Dump is an acid leech waste rock dump that has been there for about seventy years and it's not being touched; when it rains or snows, it leeches out everything that is on there, which gets into the environment and impacts our waste water. *Robinson Mine* is stepping up to put a cap on the Keystone Dump to prevent the erosion of the acid sediment.

City Attorney Odgers asked it looks like you're going to expand the existing footprint south?

Frederick Partey stated yes, two hundred fourteen acres.

Councilman DeFelice stated when you're capping, explain what that means.

Frederick Partey stated that means when we mine the waste rock, we do geochemical characterization, where we look at rocks that have the potential to generate acid and subsequent metals, which would pollute the environment and rocks that do not have the potential to generate acid and metals to pollute the environment. So, when we separate these two rocks, we would take the ones that have the potential, place them first; then on top of it, we cover it with the rocks that don't have the potential to generate acid, so those rocks will be the capping rock and it will be fifty foot high. So that when it rains, it's going to oxidize those rocks, but nothing is going to come out of it. It will be cleaner than what we have currently.

City Attorney Odgers asked does the northern side of the expansion have any impact on the historic railroad that goes out to Keystone?

Frederick Parthey stated no. It impacts after the bridge, but that is owned by *Robinson*. We will be working with Mark to make sure they have the land they need to turn around.

4. Councilman Carson – Discussion/For Possible Action – Direction to City staff to send a letter to the White Pine County Commission acknowledging that, pursuant to Article II(2-4)Term of Agreement, the Interlocal Agreement for Temporary Fire Protection and EMS Services between the City of Ely and White Pine County terminates on June 30, 2018 AND noticing White Pine County that the City of Ely Fire Department/Emergency Medical Services (EMS) will no longer respond outside of City of Ely limits.

Councilman Carson stated the Interlocal Agreement expires June 30th at midnight, so this is a good time to send White Pine County a letter that this contract is no longer good and we won't be going out to White Pine County anymore.

City Fire Chief Rivera stated it creates a lot of heartburn to see this happen. My family lives out in the County. I think they should come to us.

City Attorney Odgers stated under NRS 414(A) the County can request emergency assistance if they go through the State Department of Emergency Management agency.

City Fire Chief Rivera stated it cannot be used for daily operations.

Councilman Carson moved to direct the City Attorney to write and send a letter to the White Pine County Commission acknowledging that the Interlocal Agreement for Temporary Fire Protection and EMS Services between the City of Ely and White Pine County terminates June 30, 2018, noticing White Pine County that the City of Ely Fire Department/Emergency Medical Services will no longer respond outside of City of Ely limits, with an explanation of NRS 414(A). Councilman Flangas seconded the motion.

Councilman Carson stated we've tried to reach out to the County and they never answered back.

City Fire Chief Rivera stated we've responded to four EMS calls and one accident since the first of January; we were more utilized prior to that. I watch County vehicles go a few miles past our fire station.

Councilman Carson's motion carried unanimously.

5. Councilman Carson – City Fire Chief Rivera – Discussion/For Possible Action – Acknowledgement of Assistant Fire Chief David Steiner's resignation effective September 1, 2018 and authorization of recruitment process to fill the position.

Councilman Carson moved to acknowledge Assistant Fire Chief David Steiner's resignation effective September 1, 2018 and authorize the recruitment process to fill the position. Councilwoman Gardner seconded the motion. The motion carried unanimously.

6. Council Members – City Administrator Switzer – Discussion/For Possible Action – Consideration and possible approval of the Nevada Department of Transportation (NDOT) request that the City of Ely assume responsibility for the monthly electricity cost of the following new street lights to be installed by NDOT as part of their US Hwy 6 project on Aultman Street: 3rd St. & Aultman; 11th St. & alley; Ely Ave. & Aultman; E 15th St. & Aultman; and US 93 at Ave. C.

City Administrator Switzer stated currently the City pays \$37,000.00 per year for all of our street lighting. This will add five new lighting locations to our inventory; these will be high-efficient LED type bulbs. The electrical cost will run about \$7.00 a month with the new energy efficient bulbs. The older bulbs tend to be more in the \$12.00 to \$13.00 a month range. So, we'd be looking at an additional \$37.00 per month in total cost with the addition of the lights or about \$450.00 for the year.

Councilman Carson moved to approve the Nevada Department of Transportation's (NDOT's) request that the City of Ely assume responsibility for the monthly electricity cost of the new street lights to be installed by NDOT as part of their US Hwy 6 project on Aultman Street. Councilwoman Gardner seconded the motion. The motion carried 3 to 1, with Councilman DeFelice voting Nay.

7. Councilman Hanson – Discussion/For Possible Action – Approval to enter float in the 4th of July parade, with the cost of candy donated by the Mayor and City Council Members.

Councilwoman Gardner moved to approve entering a float in the 4th of July Parade, with the cost of candy donated by the Mayor and City Council Members. Councilman Carson seconded the motion. The motion carried unanimously.

10. PUBLIC COMMENT

George Chachas stated ongoing concerns regarding retaining four lanes downtown; Non-conforming ADA at 790 Avenue I; his October 2015 public information request; the nepotism violation of the Railroad; *S & S* reports; street lights out and noxious weeds. Do not settle with *S & S*; if they've not paid their fees, you can't do business with them.

City Attorney Odgers stated *S & S* is outside the City limits and are not required to have a license. *S & S* is under a federal agency. I'm meeting with the County Commission next week on the storm drain easement and have given them a title report copy. The NDOT meeting on the Aultman Street project is July 10th.

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

Councilman Carson moved to adjourn the regular meeting of the Ely City Council at **6:46 p.m.** Councilman Flangas seconded the motion. The motion carried unanimously.

MAYOR

ATTEST