



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.

September 13, 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 August 2018](#)
 - ❖ [WWTP August 2018 Report](#)
 - ❖ [Landfill August 2018 Report](#)
 - ❖ [Street Dept. August 2018 Report](#)
 - ❖ [Parks/Cemetery/Recycling August 2018 Report](#)
- CITY ATTORNEY
 - ❖ [Animal Control August 2018 Report](#)
 - ❖ [Liens Report](#)
- [CITY WATER/SEWER LEADMAN](#)
- [CITY ENGINEER](#)
- [CITY BUILDING OFFICIAL](#)

5. NTRY 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. Council Members – City Administrator Switzer – City Engineer Almberg – Public Hearing – [Discussion Only](#) – Consideration of citizen comments regarding eligible activities the City of Ely should apply for under the State CDBG program.

8. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE ELY CITY COUNCIL AS RECOMMENDED BY THE ANIMAL CONTROL ADVISORY BOARD.

1. Board Members – Animal Control Officer Hayes – [Discussion/For Possible Action](#) – Approval of Animal Control’s top goals and priorities.
2. Member Eldridge – Discussion/For Possible Action – Approval to implement revenue generating policies for Animal Control.
3. Board Members – Animal Control Officer Hayes – [Discussion/For Possible Action](#) – Approval for Animal Control Officer Hayes to attend Saving Nevada’s Pets conference October 25-26, 2018 in Reno, Nevada as Humane Network’s guest; Humane Network will cover travel expenses and hotel.
4. Chairwoman McMurray – [Discussion/For Possible Action](#) – Approval to reactivate the City of Ely Pet Costume event, with possible payment of awards to be a joint effort of public funding and private donations, including advertising the event and setting the awards to benefit the City of Ely Animal Control facility.

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

1. Board Members – City Administrator Switzer – [Discussion/For Possible Action](#) – Authorization for mayor to sign water pipeline Right of Way NVN-059250 BLM Assignor Consent form and BLM application, transferring Mineral Heights water pipeline right of way from *Robinson Nevada Mining Company* to the City of Ely.
2. Councilman Carson – [Discussion/For Possible Action](#) – Approval to allow the property owners of 930 S. Michigan Avenue (APN 010-650-28) to connect to the City of Ely water line abutting the southwest corner of their property, waiving the Ely City Code 10-2-4-F-1 requirement, which is supported by NRS 534.120 (4), that the property owners must install an 8” water main for the full length of their property in order to connect to the City of Ely water system; the property owners are Ed and Debborah Carpenter.

3. Councilman Carson – [Discussion/For Possible Action](#) – Direction to City staff and the Council Landfill liaison to meet with Paul Holdaway of *Outwest Excavation* regarding whether to continue the metal recycling contract or renegotiate the contract terms, pursuant to Article III Section 3.0. “Term” in current contract dated December 22, 2016.

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.
 - [August 9, 2018](#)
2. Discussion/For Possible Action –Bills.
 - [September 6, 2018](#)

B. NEW BUSINESS

1. Councilman Hanson – [Discussion/For Possible Action](#) – Approval for City of Ely to assist in the establishment of a local Main Street organization by: 1. Direction to City Attorney to set up a 501c 3 for a local Main Street organization; 2. Direction to City Attorney to work with White Pine County’s District Attorney to draft an Interlocal Agreement for a Main Street organization, which would possibly include City Hall office space as an in-kind contribution for a future Main Street director. The local Main Street 501c3 Articles of Incorporation/Bylaws and Interlocal Agreement will have to be approved by the Ely City Council and White Pine County Commission.
2. Council Members – City Engineer Almberg – NDOT Ely District Engineer Steve Baer – [Discussion/For Possible Action](#) – Authorization for NDOT to close the Avenue F extension, located at E.15th Street (across from the *Sage Brush Texaco*) as part of the NDOT project to bring the intersection at Aultman/E.15th Street up to current standards.
3. Mayor Van Camp – [Discussion/For Possible Action](#) – Approval to send letter to the Nevada Division State Lands, as the Nevada Army National Guard intends to vacate their armory facility located at 125 Mill Street, stating that the City of Ely does not desire to utilize that building; the armory facility is on ground owned by the City of Ely.
4. Councilman Hanson – Discussion/For Possible Action – Approval to recruit for a City Treasurer and leave the recruitment open until the position is filled; authorization to advertise in various locations, including, but not limited to INDEED and in other appropriate trade journals or in appropriate trade associations, expenses for advertising not to exceed \$5,000.00 to be charged to the Finance Department’s service and supplies.

5. Councilman Hanson – Discussion/For Possible Action – Authorization to hire a Utility Clerk to support the Treasurer’s function for payroll and accounts payable until such time as the City Treasurer is hired or other action of the City Council is approved terminating the recruitment for a City Treasurer.

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 **September 7, 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>.

