



CITY OF ELY

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

ELY CITY COUNCIL REGULAR 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.

February 14, 2019 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
- DEPUTY CITY CLERK
 - ❖ [Election 2019](#)
 - ❖ [New Business January 2019](#)
- CITY ATTORNEY
 - ❖ [Animal Control January 2019 Report](#)
 - ❖ [Liens Report](#)
- [CITY PARKS/CEMETERY/RECYCLING LEADMAN](#)
 - ❖ [Water/Sewer January 2019 Report](#)
 - ❖ [WWTP January 2019 Report](#)
 - ❖ [Landfill January 2019 Report](#)
 - ❖ [Street Dept. January 2019 Report](#)
- [CITY ENGINEER](#)
- [CITY BUILDING OFFICIAL](#)

5. NNRV 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 Engineer Almberg – City Street Leadman Russell Merritt – Public Hearing – [Discussion Only](#) – Pursuant to NRS 365.550 (8) (a) and (b), Approval of Certification of Roads within the City of Ely.
2. Commission Members – City Building Official Christiansen – [Discussion Only](#) – Approval of Second Reading of Ordinance 708, Bill No. 2019-01, An Ordinance amending Title 12, Chapter 5 regulating zoning of mobile home districts within the City of Ely.

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

1. Council Members – City Engineer Almberg – City Street Leadman Russell Merritt – Public Hearing – [Discussion/For Possible Action](#) – Pursuant to NRS 365.550 (8) (a) and (b), Approval of Certification of Roads within the City of Ely.
2. Commission Members – City Building Official Christiansen – [Discussion/ For Possible Action](#) – Approval of Second Reading of Ordinance 708, Bill No. 2019-01, An Ordinance amending Title 12, Chapter 5 regulating zoning of mobile home districts within the City of Ely.

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

1. Board Members – Councilwoman Gardner – Discussion/For Possible Action – Approval to allow Animal Control Officer to obtain bids for a cover – materials only - over the open air kennels, to be presented to the Animal Control Advisory Board March 13, 2019 for recommendation and selection by the Ely City Council March 14, 2019.
2. Board Members – City Animal Control Officer Hayes – Discussion/For Possible Action – Approval for the City of Ely Animal Control facility to participate in Maddie’s Pet Adoption Days, a two day adoption event for Nevada-based animal groups, June 14-15, 2019; all adoption fees must be waived and \$300.00 will be given to City of Ely Animal Control for every adoption of a dog/cat, to offset adoption costs and other Animal Control needs.
3. Chairwoman Roberts-McMurray – Discussion/For Possible Action – Approval of Trap/Neuter/Release program for the City of Ely Animal Control.

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

1. Board Members – City Waste Water Treatment Plant Leadman Ashby – [Discussion/For Possible Action](#) – Approval to send purchase order for approximately \$6,720.00 to *Andritz Separation, Inc.* for Centrifuge control system troubleshooting, to be expensed from Treatment Plant Maintenance & Repairs Account 52-76-500.
2. Board Members – City Landfill Leadman Lawrence – [Discussion/For Possible Action](#) – Approval to re-appropriate \$15,000.00 from Landfill Capital Improvement Projects Account 54-75-600 to Landfill Capital Outlay Account 54-70-600 in order to purchase a 826G Compactor, in the amount of \$235,000.00 + shipping.
3. Board Members – City Landfill Leadman Lawrence – [Discussion/For Possible Action](#) – Approval to re-appropriate \$35,000.00 from Landfill Services & Supplies Account 54-70-300 to Landfill Maintenance & Repairs Account 54-70-450.
4. Board Members – City Attorney Odgers – [Discussion/For Possible Action](#) – Approval to begin the Request for Proposal process for engineering services beginning in Fiscal Year 2020 OR recommendation of approval for the city attorney and one member of the City Council to negotiate a renewal contract with *Basin Engineering Corporation*.
5. Board Members – Councilman Carson – [Discussion/For Possible Action](#) – Approval of Municipal Utilities Board’s recommendations for the content of the Ely Municipal Water Department Water Conservation Plan, which must be prepared and submitted pursuant to NRS 540.121-540.151.

11. 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 11A-1 Minutes and 11A-2 Bills.
Moved by: _____ Second by: _____ Vote: _____

1. Discussion/For Possible Action –Minutes.
 - [January 10, 2019](#)
2. Discussion/For Possible Action –Bills.
 - February 8, 2019

B. NEW BUSINESS

1. Councilman Carson – [Discussion/For Possible Action](#) – Approval of Memorandum of Understanding between the City of Ely and Operating Engineers Local 3, the recognized exclusive bargaining agent for the City Fire Department Bargaining Unit, regarding a 1.5% increase in wages less 1% for the PERS increase due to a 2% overall increase in PERS; Fire employees are responsible for 1% of the PERS increase, resulting in a net increase of .5% to the employees.

2. Councilman Hanson – [Discussion/For Possible Action](#) – Approval of Memorandum of Understanding between the City of Ely and Operating Engineers Local 3, the recognized exclusive bargaining agent for the City Main Bargaining Unit, regarding a 1.25% increase in wages, less a .625% for the PERS increase due to 1.25% overall increase in PERS; regular employees are responsible for .625% of the PERS increase, resulting in a net increase of .5% to the employees.
3. Mayor Van Camp – Discussion/For Possible Action – Per City policy, absorbing the unrepresented employees’ portion of the increase in PERS contributions of .625% for all non-bargaining unit employees and elected officials who do not qualify for Police/Fire Contributions and absorbing the 1.0% increase in PERS contributions for the Fire Chief.
4. Council Members – City Fire Chief Rivera – [Discussion/For Possible Action](#) – Approval of agreement between *ESO Solutions, Inc.* and the City of Ely Fire Department for a subscription to Saas Software for the provision of Fire and EMS Services.
5. Councilman Hanson – [Discussion/For Possible Action](#) – Approval of First Reading of Ordinance 719, Bill No. 2019-02, An Ordinance amending Title 1, Chapter 6 adding a new section identified as 1-6-6 titled Requirement to be a Resident of White Pine County within six (6) calendar months of being hired as an employee of the City and excluding the requirement for current employees.
6. Mayor Van Camp – Discussion/For Possible Action – Approval of support letter from Ely City Council for the City’s BLM Green Up grant application.
7. Mayor Van Camp – Discussion/For Possible Action – Approval to place Deputy City Clerk Jennifer Lee on the signature cards for the City’s accounts at *First National Bank of Ely*.
8. Council Members – Deputy City Clerk Lee – [Discussion/For Possible Action](#) – Pursuant to NRS 350.089, acknowledgement of Nevada Department of Taxation written approval of City of Ely’s \$150,000.00 inter-fund loan from Landfill Fund to City Attorney Services and Supplies.

12. 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”.

13. 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 Deputy City Clerk 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 **January 8, 2019** 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>.

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