



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.

April 11, 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
 - ❖ [New Business March 2019](#)
- CITY ATTORNEY
 - ❖ [Animal Control March 2019 Report](#)
 - ❖ [Liens Report](#)
- CITY PUBLIC WORKS SUPERVISOR
 - ❖ [Water/Sewer March 2019 Report](#)
 - ❖ [WWTP March 2019 Report](#)
 - ❖ [Landfill March 2019 Report](#)
 - ❖ [Street Dept. March 2019 Report](#)
 - ❖ [Parks/Cemetery/Recycling March 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. Councilman Carson – [Discussion Only](#) – Approval of Second Reading of Ordinance 720, Bill No. 2019-03, An Ordinance creating Title 1, Chapter 11 establishing an ambulance service franchise for the City of Ely, the method of applying for such a franchise, the terms and conditions before a franchise can be awarded and setting forth the method by which patients can be billed and how those bills are to be set by the City Council.

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

1. Councilman Carson – [Discussion/For Possible Action](#) – Approval of Second Reading of Ordinance 720, Bill No. 2019-03, An Ordinance creating Title 1, Chapter 11 establishing an ambulance service franchise for the City of Ely, the method of applying for such a franchise, the terms and conditions before a franchise can be awarded and setting forth the method by which patients can be billed and how those bills are to be set by the City Council.

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](#) – Recommendation of approval to extend the Joint Development and Beneficial Use Agreement between *Heggie and Gale Ranching* and the Ely Municipal Utilities Board, an operating agency of the City of Ely, through June 30, 2019.

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.
 - [March 14, 2019](#)
2. Discussion/For Possible Action –Bills.
 - [April 3, 2019](#)

B. NEW BUSINESS

1. Council Members – McKay Hall, CPA, CISA, CITP, CFE, of *Hinton Burdick CPAs & Advisors* – Deputy City Clerk Lee – Discussion/For Possible Action – Approval of the City of Ely’s Fiscal Year 2020 Tentative Budget, to be filed with the Department of Taxation pursuant to NRS 354.596.
2. Councilman Carson – [Discussion/For Possible Action](#) – Review of and possible Approval for Mayor to sign the Interlocal Agreement between the City of Ely and White Pine County for Fire/EMS Services, as approved by the White Pine County Commission on April 10, 2019.

3. Councilman Carson – Discussion/For Possible Action – Approval to send a letter to the County Commission requesting to purchase fuel for City of Ely vehicles from White Pine County.
4. Mayor – [Discussion Only](#) - Interview of candidates for City Clerk position, the applicants are LaVern E. Haefele, Jennifer Lee, Zachary Payne and John Schempf.
5. Mayor – Discussion/For Possible Action – Acceptance of the Mayor’s selection for appointment as the City Clerk.
6. Mayor – [Discussion/For Possible Action](#) – Make a job offer to the selected candidate and negotiate wages and other potential terms of employment not set by statute or adopted personnel policies and procedures and may include, but is not limited to, annual rate of pay, start date, and moving expenses.

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 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 **April 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>.

Jennifer Lee