



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.

May 9, 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
- CITY CLERK
 - ❖ [New Business April 2019](#)
- CITY ATTORNEY
 - ❖ [Animal Control April 2019](#)
 - ❖ [Liens Report](#)
- CITY PUBLIC WORKS SUPERVISOR
 - ❖ [Water/Sewer April 2019 Report](#)
 - ❖ [WWTP April 2019 Report](#)
 - ❖ [Landfill April 2019 Report](#)
 - ❖ [Street Dept. April 2019 Report](#)
 - ❖ [Parks/Cemetery/Recycling April 2019 Report](#)
- [CITY ENGINEER](#)
- [CITY BUILDING OFFICIAL](#)

5. NTRY FOUNDATION REPORT

6. REPORTS

CITY COUNCIL

MAYOR

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

1. Board Members – City Animal Control Officer Hayes – City Attorney Odgers – [Discussion/For Possible Action](#) – Approval for City of Ely Animal Control Officer to complete required National Animal Control and Humane Officer Academy (NACHO) Certified Animal Control and Cruelty Investigations Training Module A June 10-14, 2019 in Salt Lake City, Utah.
2. Chairwoman Roberts-McMurray – City Animal Control Officer Hayes – Discussion/For Possible Action – Approval of draft Trap-Neuter-Release and Volunteer Guidelines.

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

1. Board Members – City Attorney Odgers – Shawn Bellander of *Bellander Brothers Land & Livestock* – [Discussion/For Possible Action](#) – Approval of Request by Shawn Bellander to have the City take competitive bids to lease Parcels 1 and 2, approximately 1,980 acres, of the Georgetown Ranch.
2. Board Members – City Attorney Odgers – [Discussion/For Possible Action](#) – Acceptance of the City of Ely Business Impact Study regarding increasing utility fees up to ten percent.
3. Board Members – Mayor Van Camp – Discussion/For Possible Action – Approval to increase all City of Ely Water and Sewer rates not to exceed ten percent (10%).
4. Board Members – Mayor Van Camp – Discussion/For Possible Action – Approval to increase all City of Ely Landfill rates not to exceed ten percent (10%).

9. 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.
 - April 3, 2019
 - April 4, 2019
 - April 11, 2019
2. Discussion/For Possible Action –Bills.
 - [April 24, 2019](#)
 - [April 25, 2019](#)
 - [May 2, 2019](#)

B. NEW BUSINESS

1. Mayor Van Camp – [Discussion/For Possible Action](#) – Approval of support letter for Learning Bridge Charter School’s USDA financial assistance application to build a school building.
2. Mayor Van Camp – Fire Chief Rivera – [Discussion/For Possible Action](#) – Approve Proclamation designating May 19-25, 2019 as Emergency Medical Services Week in the City of Ely.
3. Councilman Carson – Discussion/For Possible Action – Approval of Memorandum of Understanding between the City of Ely and Operating Engineers Local 3 for Emergency Service Personnel not currently represented by Operating Engineers Local 3.
4. Council Members – City Attorney Odgers – [Discussion/For Possible Action](#) – Acceptance of the City of Ely Business Impact Study regarding increasing business license fees up to ten percent.
5. Council Members – Mayor Van Camp – Discussion/For Possible Action – Approval to increase all City of Ely Business License fees not to exceed ten percent (10%).
6. Councilman Carson – [Discussion/For Possible Action](#) – Approval of White Pine County’s proposal to provide Street Services to City residents.
7. Council Members Gardner and Hanson – [Discussion/For Possible Action](#) – Approval to purchase the area known as “Avenue A”, currently owned by Mike and Dolores Lemich as Trustees of the Lemich Family Trust, for \$108,212.50.
8. Mayor – [Discussion Only](#) – Interview of candidates for City Treasurer position, the applicants are Robert Dugan, Elizabeth Sheldon and Janette Trask.
9. Mayor – Discussion/For Possible Action – Acceptance of the Mayor’s selection for appointment as the City Treasurer and determination of salary.
10. Councilman Flangas – Public Works Supervisor Cracraft – Discussion/For Possible Action – Approval to backfill the Parks/Cemetery Service Worker 1 position with two temporary workers.
11. Councilman Carson – City Attorney Odgers – Discussion/For Possible Action – Ratification of City Attorney’s decision to create and fill a temporary position of Service Worker in the Water and Sewer departments to effectuate the movement of staff to four 10s before July 1, 2019.

10. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A MEETING OF THE PROSTITUTION LICENSING AND CONTROL BOARD.

1. Council Members – City Attorney Odgers – Police Chief Henriod – [Discussion/For Possible Action](#) – Determination whether to repeal privileged licenses for *Stardust Ranch* or to place requirements upon their licensing.

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 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, City Clerk, did cause to be posted on **May 6, 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>.


