



CITY OF ELY

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

ELY CITY COUNCIL SPECIAL MEETING

April 30, 2020 5:00 p.m.

Pursuant to Governor Sisolak's Emergency Directive 006 suspending "the requirement in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies", the Ely City Council meeting will be held via videoconference/teleconference. Please call City Hall or email jlee@elycity.com if you have questions regarding accessing the meeting.

Link: <https://zoom.us/j/9771306332> **Meeting ID:** 977 130 6332

Please Note: If you log on and experience difficulty hearing the meeting please also call the toll-free numbers.

Dial by your location: +877-853-5247 US Toll-free
+888-788-0099 US Toll-free

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.

1. OPENING ACTIVITIES:

MEETING CALLED TO ORDER
PLEDGE OF ALLEGIANCE
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. ITEMS FOR DISCUSSION/POSSIBLE ACTION ONLY OF THE ELY CITY COUNCIL.

A. NEW BUSINESS

1. Mayor Robertson – [Discussion/For Possible Action](#) – Ratification of Mayor Nathan Robertson’s Executive Order 2020-05.
2. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Approval of Memorandum of Understanding between City of Ely and Operating Engineers Local 3.
3. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Approval of Memorandum of Understanding between City of Ely Fire Department and Operating Engineers Local 3.
4. Council Members – City Treasurer Trask – Discussion/For Possible Action – Approval to temporarily reduce base wages of mayor, city council members and all salaried employees by 12.5%.
5. Council Members – City Treasurer Trask – Discussion/For Possible Action – Approval to temporarily adjust City Landfill and City Hall business hours.
6. Councilman Spear – Discussion/For Possible Action – Determination of terms for a proposed Memorandum of Understanding between the City of Ely and Basin Engineering.
7. Councilman Alworth – Discussion/For Possible Action – Approval to request modification to the Police Services Agreement between White Pine County and City of Ely.
8. Councilwoman Beecher – [Discussion/For Possible Action](#) – Approval of loan application template for Revolving Loan Fund business loans.

4. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A MEETING OF THE REDEVELOPMENT AGENCY FOR THE CITY OF ELY.

1. Member Beecher - [Discussion/For Possible Action](#) – Approval of loan application template for [Redevelopment Area](#) business loans.

5. 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”.

6. 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 **April 24, 2020** by **5:00 p.m.** four (4) 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, 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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MEMORANDUM OF UNDERSTANDING

THIS AGREEMENT, made and entered into this ____ day of _____, 2020, pursuant to NRS 288.150(2)(w) by and between the City of Ely, a municipality incorporated in the County of White Pine, State of Nevada, by and through the Mayor and City Council, hereinafter referred to as “the City” and the International Union Operating Engineers, Local 3, recognizes the “Union” as the exclusive bargaining Agent for the City Fire Department Bargaining Unit.

WITNESSETH:

WHEREAS, amendments to the Collective Bargaining Agreement may be made from time to time in writing as approved by the Parties hereto and pursuant to NRS 241; and

WHEREAS, the City is entitled to the sole right and authority to operate and direct the affairs of the City in all its various aspects pursuant to NRS 288.150.

NOW THEREFORE, in consideration of the mutual promises and covenants herein, the Parties agree as follows:

Effective May 23, 2020 all hourly employees will go to a 35-hour work week. All salary employees will receive a 12.5% pay decrease. This MOU shall remain in effect until the 2020 Collective Bargaining Agreement negotiations are finalized. Upon finalization of the 2020 CBA, parties shall incorporate this MOU into the CBA. Parties shall meet every two (2) months to review and discuss financial changes to determine the continuation or dissolution of the MOU.

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Entered into this _____ day of _____, 2020 by:

CITY OF ELY

OPERATING ENGINEERS LOCAL UNION No. 3
of the IUOE, AFL-CIO

Jennifer Lee, City Clerk

NAME, Business Manager

Nathan Robertson, Mayor

NAME, Rec-Corres Secretary

Michelle Beecher, Mayor Pro Tem

NAME, Public Employees Division

Caroline Townsend, Esq., City Attorney

NAME, Business Representative

NAME, Bargaining Committee

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WITNESSETH:

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