



CITY OF ELY

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

ELY CITY COUNCIL REGULAR MEETING

April 9, 2020 5:00 p.m. – Ely Volunteer Fire Hall - 499 Mill Street-Ely, Nevada.

PLEASE NOTE: Governor Sisolak’s March 24, 2020 Emergency Directive related to Public Gatherings to mitigate the spread of COVID-19 states: “Nevadans who are not living within the same household, working at or patronizing an essential business or providing essential services may not gather in groups of ten or more in any indoor or outdoor public area”. In order to meet this requirement and still conduct a meeting open to the public, the Ely City Council meeting will be held via videoconference/teleconference. Members of the public attending in person will be limited by Governor Sisolak’s Directive and required to observe the March 20, 2020 White Pine County Public Health Decree requiring six-foot (6’) social distancing. 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

One tap mobile: +1-346-248-7799, 977 130 6332# US (Houston)
+1-669-900-9128, 977 130 6332# US (San Jose)

Dial by your location: +1-346-248-7799 US (Houston)
+1-669-900-9128 US (San Jose)
+1-253-215-8782 US
+1-301-715-8592 US
+1-312-626-6799 US (Chicago)
+1-646-558-8656 US (New York)
+877-853-5247 US Toll-free
+888-788-0099 US Toll-free

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.

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 ATTORNEY**
 - [Liens – March 2020](#)
- **CITY CLERK**
 - [New Business - March 2020](#)
- **CITY TREASURER**
- **CITY PUBLIC WORKS SUPERVISOR**
 - [Animal Control Report – March 2020](#)
 - [Landfill Report – March 2020](#)
 - [Street Department Report – March 2020](#)
- **CITY WATER OPERATOR**
- **CITY ENGINEER**
- **CITY BUILDING OFFICIAL**

5. NNRY FOUNDATION REPORT

6. REPORTS

**CITY COUNCIL
MAYOR**

7. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A MEETING OF THE LIQUOR LICENSING BOARD.

1. Board Members – City Clerk Lee – [Discussion/For Possible Action](#) – Granting of Class II liquor license to Jaswinder Singh, d.b.a. *Ely Discount Liquor & Wine* located at 1005 Great Basin Boulevard, Ely, Nevada.

8. 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 8A-1 Minutes and 8A-2 Bills.

Moved by: _____ Second by: _____ Vote: _____

1. Discussion/For Possible Action –Minutes.
 - [February 27, 2020](#)
 - [March 12, 2020](#)
2. Discussion/For Possible Action –Bills.
 - [March 10, 2020](#)
 - [March 20, 2020](#)
 - [April 1, 2020](#)

B. OLD BUSINESS

1. Mayor Robertson – [Discussion/For Possible Action](#) – Approval of White Pine County’s request to waive building permit fees on 14 homes in the amount of approximately \$35,115.50 OR development of a counter offer.

C. NEW BUSINESS

1. Mayor Robertson – [Discussion/For Possible Action](#) – Approval of Hold Harmless Agreement between the City of Ely and William B. Ririe Hospital allowing temporary occupation of the armory building for a medical clinic for non-COVID-19 cases from April 10–June 30, 2020; William B. Ririe to pay any outside services necessary to commission building and monthly utility costs. The City of Ely will pay for necessary materials and provide labor through its Public Works Department necessary to commission building.
2. Mayor Robertson – City Tree Board Chairman Bill Wolf – [Discussion/For Possible Action](#) – Approval of Proclamation declaring May 2, 2020 Arbor Day in the City of Ely.
3. Mayor Robertson – [Discussion/For Possible Action](#) – Ratification of Mayor Nathan Robertson’s Executive Orders 2020-01, 2020-02, 2020-03 and 2020-04.
4. Councilwoman Beecher – [Discussion/For Possible Action](#) – Approval, pursuant to Section 3.a.iii. of the Development Agreement between the City of Ely and Nevada Northern Railway Foundation, Inc. (the “Foundation”), of the Foundation’s application for a Paycheck Protection Program (“PPP”) loan under Sec. 1102 of the CARE Act in an amount not to exceed \$200,000. The entire amount may be forgiven under Sec. 1106 of the CARE Act.

5. Councilwoman Beecher - [Discussion/For Possible Action](#) – Approval, pursuant to Section 3.a.iii. of the Development Agreement between the City of Ely and Nevada Northern Railway Foundation, Inc. (the “Foundation”), of the Foundation’s application for an Economic Injury Disaster Loan (“EIDL”) under Sec. 1110 of the CARE Act in an amount to be determined by the Small Business Administration.
6. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Engagement of *Hinton Burdick CPAs & Advisors* to complete the Northern Nevada Railway Foundation’s audit for the year ended December 31, 2020.
7. Councilman Carson – Discussion/For Possible Action – Approve possible relief measures for non-essential businesses ordered closed by [Governor’s Emergency Directive 003](#).
8. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Approval of the City of Ely’s Fiscal Year 2021 Tentative Budget, to be filed with the Department of Taxation pursuant to NRS 354.596.
9. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Approval of Resolution 2020-07, a Resolution augmenting the City of Ely’s General Fund using unbudgeted revenue collected in General Fund to apply towards the Fire Department wages, benefits and ambulance expenses in the General Fund.
10. Council Members – City Clerk Lee – [Discussion/For Possible Action](#) – Approval to remove the past due utility fee penalties in the amount of \$2,431.80 from 8050 S 71st E Street ,Ely Nevada at the request of the property owner, Joyce Hoffman.

9. 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”.

10. ADJOURNMENT: THE MEETING MAY BE ADJOURNED BY APPROPRIATE MOTION OF THE CITY COUNCIL.

* Open session – Action/Discussion – Personnel**

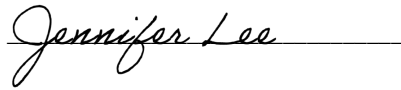
The meeting may be closed by appropriate motion for the purpose of discussion on any matter allowed under N.R.S. 241.031 and 241.033, (1) nothing contained in this chapter prevents a public body from holding a closed meeting to consider the character, alleged misconduct, professional competence or physical 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, audiotope, 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 3, 2020** by 5:00 p.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>.

A handwritten signature in cursive script that reads "Jennifer Lee". The signature is written in black ink and is positioned above a horizontal line that extends to the right.