



# CITY OF ELY

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

## ELY CITY COUNCIL REGULAR MEETING

**June 25, 2020 5:00 p.m.** – Ely Volunteer Fire Hall – 499 Mill Street – Ely, Nevada

Pursuant to Governor Sisolak’s Directive 021 limiting gatherings to fifty people or less and the March 20, 2020 White Pine County Public Health Decree requiring six-foot social distancing, the Ely City Council meeting can also be accessed via videoconference/teleconference. Please call City Hall or email [jlee@elycity.com](mailto: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  
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
- CITY CLERK
- CITY TREASURER
- CITY PUBLIC WORKS SUPERVISOR
- CITY WATER OPERATOR
- CITY ENGINEER
- CITY BUILDING OFFICIAL

**5. REPORTS**

CITY COUNCIL

MAYOR

**6. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A PUBLIC HEARING AT 5:30 P.M. ON THE FOLLOWING TOPICS.**

1. Chairwoman Roberts-McMurray – Discussion Only – Approval of Second Reading of Ordinance 733, Bill 2020-5, amending Title 5, Section 3B-18 Kennel Regulations to require that the Kennel or Breeder Business License No. be displayed in all advertising and purchase receipts.

**7. DISCUSSION/POSSIBLE ACTION ITEMS PERTAINING TO THE PUBLIC HEARING.**

1. Chairwoman Roberts-McMurray – Discussion/For Possible Action – Approval of Second Reading of Ordinance 733, Bill 2020-5, amending Title 5, Section 3B-18 Kennel Regulations to require that the Kennel or Breeder Business License No. be displayed in all advertising and purchase receipts.

**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.
  - May 28, 2020
2. Discussion/For Possible Action –Bills.
  - June 10, 2020

## **B. OLD BUSINESS**

1. Mayor Robertson – Discussion/For Possible Action – Approval of support letter in behalf of Robinson Nevada Mining Company’s proposed mine life extension to be submitted for the Bureau of Land Management’s Environmental Impact Statement and Proposed Resource Management Plan Amendment.

## **C. NEW BUSINESS**

1. Mayor Robertson – [Discussion/For Possible Action](#) – Approval of Mutual Modification of Interlocal Agreement for Police Protection between the City of Ely and White Pine County.
2. Mayor Robertson – Discussion/For Possible Action – Obtain appraisal for APN 001-474-30 as required for sale of real property for economic development under NRS 268.063(2)(a).
3. Mayor Robertson – [Discussion/For Possible Action](#) – Review of eligible expenditures under the CARES Act and direction for the use of \$729,204.00 distributed to the City.
4. Mayor Robertson – Discussion/For Possible Action – Approval to add City Treasurer Trask as a signatory on all City of Ely bank accounts for online transfer purposes only.
5. Council Members – City Clerk Lee – Nevada Public Agency Insurance Pool Representative – NPAIP Executive Director Wayne Carlson – Tina Perchetti of *L/P Insurance Services* – [Discussion/For Possible Action](#) – Acceptance of Renewal Proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment in the amount of \$200,224.30 from Fiscal Year 2020-2021 funds, to be paid in equal share from each of the covered funds.
6. Councilman Alworth – Discussion/For Possible Action – Approval to paint “NO PARKING” on approximately 100 feet of 11<sup>th</sup> Street next to curb in front of Kindergarten building at David E. Norman Elementary School, at Principal Briggs’ request.
7. Councilman Alworth– Discussion/For Possible Action – Approval to notice intent to terminate pursuant to Article XIII Section 13.1 (b) of the Interlocal Agreement for Fire/EMS Services between the City of Ely and White Pine County for FY 2022, with the intent to renegotiate terms for FY 2022, as approved by City Council on May 28, 2020.
8. Councilwoman Beecher - Discussion/For Possible Action - Approval of bars opening within the *Big 4* and *Stardust Ranch* under Governor’s Directive 021. Access to areas outside of the bar will be prohibited. Violation will result in revocation of City license.
9. Councilman Carson – [Discussion/For Possible Action](#) – Approval of FY21 Collective Bargaining Agreement between City of Ely and Operating Engineers, Local 3.

10. Councilman Carson – Discussion/For Possible Action – Approval of FY21 Collective Bargaining Agreement between City of Ely Fire Department and Operating Engineers, Local 3.
11. Council Members – City Clerk Lee – [Discussion/For Possible Action](#) – Acknowledgement of White Pine Television District #1’s termination notice for City Gravel Pit lease, received June 11, 2020, and determination whether to take possession of the Conex building on site or require the Television District to remove it.
12. Council Members – City Fire Chief Rivera – Discussion/For Possible Action – Approval to sell 2000 FL60 ambulance.
13. Council Members – City Treasurer Trask – [Discussion/For Possible Action](#) – Approval of updated City of Ely Debt Management Policy.
14. Council Members – City Treasurer Trask – Discussion/For Possible Action – Approval to record business license revenue in year it is collected.

**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. ITEMS FOR DISCUSSION/POSSIBLE ACTION ONLY OF THE ELY CITY COUNCIL.**


15. Councilwoman Beecher – Discussion/For Possible Action - Motion to close the open meeting for discussion only with the Fire Chief and fire department employees related to the operation of the Fire Department pursuant to NRS 288.220.

**11. 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](mailto: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 **June 22, 2020** by 9:00 a.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, White Pine County Courthouse located at 801 Clark Street and the U.S. Post Office located at 2600 Bristlecone Avenue. 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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