



CITY OF ELY

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

ELY CITY COUNCIL REGULAR MEETING

July 23, 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 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. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE ELY CITY COUNCIL AS RECOMMENDED BY THE MUNICIPAL UTILITIES BOARD.

1. Board Members – City Engineer Almberg – [Discussion/For Possible Action](#) – Bid Award for Murry Street Sewer Main Upgrade Project Phase I & Phase II, CDBG funded project 19/PF/02 and 20/PF/08, (PWP# WP-2020-203).
2. Councilman Carson – [Discussion Only](#) – Review of Robinson Nevada Mining Company’s July 15, 2020 letter regarding a meeting timeline to discuss amendments to the Water Supply Agreement.
3. Councilman Carson – [Discussion/For Possible Action](#) – Consideration and possible approval to purchase Biobot Analytics antibody testing apparatus to assist White Pine County Public Health Office in assessing coronavirus infection rate in community.

7. 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 7A-1 Minutes and 7A-2 Bills.

Moved by: _____ Second by: _____ Vote: _____

1. Discussion/For Possible Action –Minutes.
 - June 11, 2020
 - June 25, 2020
2. Discussion/For Possible Action –Bills.
 - [July 10, 2020](#)

B. OLD BUSINESS

1. Councilman Alworth – [Discussion/For Possible Action](#) – Formulation of plan to deal with slum and blight in the City of Ely.

C. NEW BUSINESS

1. Mayor Robertson – Discussion/For Possible Action – Approval of [Coronavirus Relief Fund Eligibility Certification](#); [Coronavirus Relief Fund Terms and Conditions Agreement](#); and City of Ely Coronavirus Relief Fund Expenditure Plan.
2. Mayor Robertson – [Discussion/For Possible Action](#) – Acceptance of City Attorney Caroline Townsend’s July 7, 2020 resignation.
3. Mayor Robertson – [Discussion/For Possible Action](#) – Acceptance of City Fire Chief Ross Rivera’s July 8, 2020 resignation.
4. Mayor Robertson – Discussion/For Possible Action – Ratification of Mayor Robertson’s direction to Human Resources to advertise the City Attorney and Fire Chief positions.
5. Mayor Robertson – Discussion/For Possible Action – Advice and Consent of City Council to approve Mayor Robertson’s appointment of Pat Stork as Fire Chief of the City of Ely.
6. Councilman Carson – [Discussion/For Possible Action](#) – Approval of letter to Governor Sisolak asking to review future COVID-19 restrictions based on counties’ individual data.
7. Council Members – City Clerk Lee – Discussion/For Possible Action – Direction that all complaints be processed by City Attorney’s office.
8. Councilwoman Beecher – Discussion/For Possible Action – Discontinuation of sending the existing form letter on file for COVID-19 related complaints.
9. Councilwoman Beecher – Discussion/For Possible Action – Formulation of process to respond to complaints related to Governor’s current emergency directives.
10. Councilman Carson - [Discussion/For Possible Action](#) - First Reading of Ordinance 734, Bill 2020-06, with approval to move to the second reading. Ordinance 734 amends Chapter 5 of Title 1 of the City Code of the City of Ely to amend the department scopes and jurisdiction, appointed liaisons’ responsibilities, and proscribing that no city official may be appointed to a department if such appointment implicates a conflict of interest.
11. Councilman Spear – Discussion/For Possible Action – Discussion regarding dust problem on Avenues A and B from 11th Street to 13th Street AND possible direction regarding solutions including but not limited to periodic moistening with water truck, sending a letter to Police Chief Henriod requesting additional patrolling; and request for future oil overlay project from Regional Transportation Commission.
12. Councilman Spear– Discussion/For Possible Action - First Reading of Ordinance 736, Bill 2020-08, with approval to move to the second reading. Ordinance # amends Title 3, Chapter 2 entitled ALCOHOLIC BEVERAGES, removing Special Events Sections.

13. Councilman Spear– Discussion/For Possible Action - First Reading of Ordinance 737, Bill 2020-09, with approval to move to the second reading. Ordinance # amends Title 3, Chapter 9 entitled TEMPORARY BUSINESS LICENSES, incorporating special events and providing exceptions.


14. Councilman Alworth – Discussion/For Possible Action – Direction to order and install sign at *Highway 6*/Mill Street junction which states: “No Vehicles over 26000 GVW”.

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9. 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 **July 20, 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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