

Report Criteria:

Detail report.
Invoices with totals above \$0 included.
Paid and unpaid invoices included.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
350	AT&T	7752891568-7/	PHONE-FIRE DEPT.	07/28/2020	.68	.68	08/11/2020
350	AT&T	7752892150-7/	PHONE-SANITATION DEPT.	07/28/2020	145.53	145.53	08/11/2020
350	AT&T	7752892345-7/	PHONE-FIRE DEPT.	07/28/2020	31.32	31.32	08/11/2020
350	AT&T	7752892430-7/	PHONE-CITY HALL	07/28/2020	72.84	72.84	08/11/2020
350	AT&T	7752892430-7/	PHONE-CITY HALL	07/28/2020	72.84	72.84	08/11/2020
350	AT&T	7752892430-7/	PHONE-CITY HALL	07/28/2020	72.83	72.83	08/11/2020
350	AT&T	7752892430-7/	PHONE-CITY HALL	07/28/2020	72.83	72.83	08/11/2020
350	AT&T	7752894602-7/	PHONE-CEMETERY	07/28/2020	20.62	20.62	08/11/2020
350	AT&T	7752894838-7/	PHONE-MUNI COURT	07/28/2020	81.87	81.87	08/11/2020
350	AT&T	7752894838-7/	PHONE-MUNI COURT	07/28/2020	81.87	81.87	08/11/2020
350	AT&T	7752896103-7/	PHONE-MUNI WATER	07/28/2020	20.62	20.62	08/11/2020
350	AT&T	7752896500-7/	PHONE-CITY ENGINEER	07/28/2020	20.62	20.62	08/11/2020
350	AT&T	7752896633-7/	PHONE-FIRE DEPT.	07/28/2020	72.44	72.44	08/11/2020
Total 350:					766.91	766.91	
4790	BATTLE BORN MEDIA, LLC	E20-0717990	PUBLIC HEARING-CDBG APPLI	07/17/2020	53.00	53.00	08/11/2020
4790	BATTLE BORN MEDIA, LLC	E20-0717995	SILENT AUCTION-2000 FREIGH	07/17/2020	54.00	54.00	08/11/2020
Total 4790:					107.00	107.00	
14539	BOLTON, BENJAMIN & NICOLE	209672	OVER PAYMENT REFUND	08/05/2020	79.58	79.58	08/11/2020
Total 145391:					79.58	79.58	
67	BUSINESS CONTINUITY TECHN	410653	HYBRID CLOUD SERVICES	08/01/2020	287.50	287.50	08/11/2020
67	BUSINESS CONTINUITY TECHN	410653	HYBRID CLOUD SERVICES	08/01/2020	287.50	287.50	08/11/2020
67	BUSINESS CONTINUITY TECHN	410653	HYBRID CLOUD SERVICES	08/01/2020	287.50	287.50	08/11/2020
67	BUSINESS CONTINUITY TECHN	410653	HYBRID CLOUD SERVICES	08/01/2020	287.50	287.50	08/11/2020
Total 67:					1,150.00	1,150.00	
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	35.48	35.48	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	39.66	39.66	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	135.51	135.51	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	4.42	4.42	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	48.28	48.28	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	71.51	71.51	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	28.98	28.98	08/11/2020
750	C & B AUTO	JULY 2020	SUPPLIES	07/01/2020	242.03	242.03	08/11/2020
Total 750:					605.87	605.87	
14413	C H SPENCER LLC	401025573	FREIGHT AND SERVICE	07/30/2020	846.50	846.50	08/11/2020
Total 144131:					846.50	846.50	
850	CASELLE INC	103711	CONTRACT SUPPORT AND MAI	08/01/2020	364.00	364.00	08/11/2020
850	CASELLE INC	103711	CONTRACT SUPPORT AND MAI	08/01/2020	364.00	364.00	08/11/2020
850	CASELLE INC	103711	CONTRACT SUPPORT AND MAI	08/01/2020	364.00	364.00	08/11/2020
850	CASELLE INC	103711	CONTRACT SUPPORT AND MAI	08/01/2020	364.00	364.00	08/11/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
	Total 850:				1,456.00	1,456.00	
14542	CHRISTIE LANE INSURANCE A	AUGUST 11, 2	REDEVELOPMENT FUND LOAN	08/11/2020	10,000.00	10,000.00	08/11/2020
	Total 145421:				10,000.00	10,000.00	
990	CITY OF ELY	AUGUST 11, 2	PR DED - UTILITIES	08/11/2020	1,349.77	1,349.77	08/11/2020
	Total 990:				1,349.77	1,349.77	
14537	DI CIANNO, THERESA	3/10/20	OVER PAYMENT	03/10/2020	96.05	96.05	08/11/2020
	Total 145371:				96.05	96.05	
10450	ELDRIDGE VETERINARY	42497	VACCINATIONS-MADDIE'S GRA	08/05/2020	630.00	630.00	08/11/2020
	Total 10450:				630.00	630.00	
11128	ELECTRO POWER UTAH LLC	2427	SERVICES-WASTE WATER	06/19/2020	1,494.16	1,494.16	08/11/2020
	Total 11128:				1,494.16	1,494.16	
10742	ELY DRUG TESTING	456	DRUG TESTING-ROBERT ARMI	08/04/2020	45.00	45.00	08/11/2020
	Total 10742:				45.00	45.00	
1450	ELY VOLUNTEER FIRE DEPART	AUGUST 2020	7th Paid Firefighter	08/01/2020	1,050.00	1,050.00	08/11/2020
1450	ELY VOLUNTEER FIRE DEPART	AUGUST 2020	Fire Hall Rent	08/01/2020	125.00	125.00	08/11/2020
1450	ELY VOLUNTEER FIRE DEPART	AUGUST 2020	Fire Hall Rent	08/01/2020	125.00	125.00	08/11/2020
1450	ELY VOLUNTEER FIRE DEPART	AUGUST 2020	Fire Hall Rent	08/01/2020	125.00	125.00	08/11/2020
1450	ELY VOLUNTEER FIRE DEPART	AUGUST 2020	Fire Hall Rent	08/01/2020	125.00	125.00	08/11/2020
	Total 1450:				1,550.00	1,550.00	
12967	FREEDOM MAILING SERVICES,	38737	ELY POSTCARD BILLS	08/04/2020	496.17	496.17	08/11/2020
12967	FREEDOM MAILING SERVICES,	38737	ELY POSTCARD BILLS	08/04/2020	496.17	496.17	08/11/2020
12967	FREEDOM MAILING SERVICES,	38737	ELY POSTCARD BILLS	08/04/2020	496.18	496.18	08/11/2020
	Total 12967:				1,488.52	1,488.52	
14322	HINE, THOMPSON	3004404	PROFESSIONAL SERVICES 7/3	08/05/2020	2,565.50	2,565.50	08/11/2020
	Total 143221:				2,565.50	2,565.50	
14510	HLC TIRE & OIL, LLC	3824	TOYO OEM COUNTRY ATIII	07/30/2020	781.00	781.00	08/11/2020
14510	HLC TIRE & OIL, LLC	3856	TOYO OEM COUNTRY ATIII	08/06/2020	1,241.00	1,241.00	08/11/2020
	Total 145101:				2,022.00	2,022.00	
14269	HUNT & SONS INC	575218	Fuel	07/31/2020	333.23	333.23	08/11/2020
14269	HUNT & SONS INC	575218	Fuel	07/31/2020	117.08	117.08	08/11/2020
	Total 142691:				450.31	450.31	
14479	JANE EBERHARDY LAW LLC	AUGUST 5, 20	PUBLIC DEFENDER	08/05/2020	370.00	370.00	08/11/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 144791:					370.00	370.00	
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	3,003.36	3,003.36	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	15,817.72	15,817.72	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	20,563.04	20,563.04	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	10,671.96	10,671.96	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	18,220.41	18,220.41	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	119,433.79	119,433.79	08/11/2020
140	L/P INSURANCE SERVICES INC	JULY 30, 2020	FY21 INSURANCE COVERAGE	07/30/2020	12,514.02	12,514.02	08/11/2020
Total 140:					200,224.30	200,224.30	
6590	LIFE-ASSIST INC	1022241	89301FD NV-1262	07/28/2020	139.70	139.70	08/11/2020
6590	LIFE-ASSIST INC	1022895	89301FD NV-1262	07/29/2020	58.15	58.15	08/11/2020
Total 6590:					197.85	197.85	
3030	MT WHEELER POWER	2016-245	RESTITUTION-JAMES ROBISON	08/05/2020	50.00	50.00	08/11/2020
Total 3030:					50.00	50.00	
43	NARANJO, RAUL	088	SERVICE	08/03/2020	250.00	250.00	08/11/2020
43	NARANJO, RAUL	088	SERVICE	08/03/2020	943.92	943.92	08/11/2020
Total 43:					1,193.92	1,193.92	
58	NEVADA DIVISION OF ENVIRO	FY21 AP49532	FY21 AIR QUALITY OPERATING	08/04/2020	1,323.53	1,323.53	08/11/2020
Total 58:					1,323.53	1,323.53	
3250	NEVADA NORTHERN RAILROA	AUGUST 8, 20	COVID-19 FUNDING-CARES AC	08/08/2020	14,000.00	14,000.00	08/11/2020
Total 3250:					14,000.00	14,000.00	
3330	NEVADA STATE CONTROLLER	JULY 2020	STATE GENERAL FUND ASSES	07/01/2020	122.00	122.00	08/11/2020
3330	NEVADA STATE CONTROLLER	JULY 2020	REMAINDER OF ASSESSMENT	07/01/2020	1,054.00	1,054.00	08/11/2020
3330	NEVADA STATE CONTROLLER	JULY 2020	SPECIALTY COURT ASSESSME	07/01/2020	186.00	186.00	08/11/2020
Total 3330:					1,362.00	1,362.00	
3570	OFFICE DEPOT	108577251001	SUPPLIES-CITY HALL	07/24/2020	14.24	14.24	08/11/2020
3570	OFFICE DEPOT	108577251001	SUPPLIES-CITY HALL	07/24/2020	14.25	14.25	08/11/2020
3570	OFFICE DEPOT	108577251001	SUPPLIES-CITY HALL	07/24/2020	14.25	14.25	08/11/2020
3570	OFFICE DEPOT	108577251001	SUPPLIES-CITY HALL	07/24/2020	14.25	14.25	08/11/2020
Total 3570:					56.99	56.99	
14541	PAPINEAU, WILLIAM	200115-1229	OVER PAYMENT	01/15/2020	10.00	10.00	08/11/2020
Total 145411:					10.00	10.00	
3930	PUBLIC EMPLOYEES' BENEFIT	AUGUST 2020	ACCT. #715	08/03/2020	307.60	307.60	08/11/2020
3930	PUBLIC EMPLOYEES' BENEFIT	AUGUST 2020	ACCT. #715	08/03/2020	307.60	307.60	08/11/2020
3930	PUBLIC EMPLOYEES' BENEFIT	AUGUST 2020	ACCT. #715	08/03/2020	307.60	307.60	08/11/2020
3930	PUBLIC EMPLOYEES' BENEFIT	AUGUST 2020	ACCT. #715	08/03/2020	307.60	307.60	08/11/2020
3930	PUBLIC EMPLOYEES' BENEFIT	AUGUST 2020	ACCT. #715	08/03/2020	307.60	307.60	08/11/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 3930:					1,538.00	1,538.00	
3940	PUBLIC EMPLOYEES RETIREM	JULY 2020	AGENCY 606	07/01/2020	36,860.61	36,860.61	08/11/2020
3940	PUBLIC EMPLOYEES RETIREM	JULY 2020	AGENCY 606	07/01/2020	179.00-	179.00-	08/11/2020
3940	PUBLIC EMPLOYEES RETIREM	JULY 2020	AGENCY 606	07/01/2020	178.99-	178.99-	08/11/2020
Total 3940:					36,502.62	36,502.62	
11471	RELX INC DBA LEXISNEXIS	3092763098	ACCT 322368XJP	07/31/2020	154.00	154.00	08/11/2020
Total 114712:					154.00	154.00	
14538	SALMORAN, MARISELA	8/10/20	OVER PAYMENT-PATIENT	08/10/2020	75.00	75.00	08/11/2020
Total 145381:					75.00	75.00	
14359	STATE OF NEVADA DEPT OF P	54386	FINGER PRINTS	08/03/2020	162.00	162.00	08/11/2020
Total 143591:					162.00	162.00	
14540	TERRY, ARLENE	AUGUST 5, 20	TRAP DEPOSIT REFUND	08/05/2020	20.00	20.00	08/11/2020
Total 145401:					20.00	20.00	
4780	THATCHER COMPANY OF NEV	1500433	T-CHLOR-WATER DEPT.	07/31/2020	1,622.40	1,622.40	08/11/2020
Total 4780:					1,622.40	1,622.40	
4900	US BANK	JULY 2020-526	CREDIT CARD CHARGES	07/24/2020	960.73	960.73	08/11/2020
4900	US BANK	JULY 2020-526	CREDIT CARD CHARGES	07/24/2020	960.78	960.78	08/11/2020
4900	US BANK	JULY 2020-526	CREDIT CARD CHARGES	07/24/2020	960.78	960.78	08/11/2020
4900	US BANK	JULY 2020-526	CREDIT CARD CHARGES	07/24/2020	960.78	960.78	08/11/2020
4900	US BANK	JULY 2020-526	CREDIT CARD CHARGES	07/24/2020	11.52	11.52	08/11/2020
4900	US BANK	JULY 2020-527	CREDIT CARD CHARGES	07/24/2020	62.46	62.46	08/11/2020
Total 4900:					3,917.05	3,917.05	
14170	WASHINGTON NATIONAL INSU	P2038747	EMPLOYEE CONTRIBUTED INS	08/01/2020	547.71	547.71	08/11/2020
Total 141701:					547.71	547.71	
5230	WESTERN NEVADA SUPPLY	28306533	SUPPLIES-WATER DEPT.	05/07/2020	917.27	917.27	08/11/2020
Total 5230:					917.27	917.27	
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-STREETS 7/1/20-7/31/20	07/01/2020	299.20	299.20	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-WATER 7/1/20-7/31/20	07/01/2020	435.23	435.23	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-SEWER 7/1/20-7/31/20	07/01/2020	85.24	85.24	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-LANDFILL 7/1/20-7/31/20	07/01/2020	127.02	127.02	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-FIRE 7/1/20-7/31/20	07/01/2020	307.84	307.84	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-PUBLIC WORKS 7/1/20-7/	07/01/2020	165.60	165.60	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-BUILDING DEPT 7/1/20-7/	07/01/2020	178.48	178.48	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-ANIMAL CONTROL 7/1/20-	07/01/2020	102.40	102.40	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-CEMETERY 7/1/20-7/31/20	07/01/2020	41.82	41.82	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-PARKS 7/1/20-7/31/20	07/01/2020	118.56	118.56	08/11/2020
1041	WHITE PINE COUNTY ROAD	JULY 2020	FUEL-WASTE WATER 7/1/20-7/3	07/01/2020	162.67	162.67	08/11/2020

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid
Total 1041:					2,024.06	2,024.06	
Grand Totals:					292,971.87	292,971.87	

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

City Clerk: _____

Report Criteria:

- Detail report.
- Invoices with totals above \$0 included.
- Paid and unpaid invoices included.

Court: Ely Municipal Court

Court ID: M071701

Date: Jul-2020
MMM YYYY

Additional Criminal Caseload Statistics (p. 5)

Aggressive Driving Charges	
Graffiti Charges	
Bench Trials	
Jury Trials	

Death Penalty (Rule 250) Statistics (p. 5)

NOI to Seek Death Penalty Filed	
NOI Withdrawn	
Death Penalty Imposed	

Mental Competency Statistics (p. 5-6)

Orders for Mental Competency Evaluation	
Mental Competency Hearing	
Findings of Incompetence	

Court Interpreter Statistics (p. 6)

Cases with Court Interpreters	
Spanish	
Tagalog	
Chinese (Mandarin/Cantonese)	
American Sign Language	
Other Languages	

Additional Criminal Proceedings (p. 6-9)

Extraordinary Writs	
Search Warrants Requests	
Probable Cause Findings/Hearings	
Extradition Hearings	
Coroner's Inquest Hearings	
72-Hour Hearings	
Arraignment Hearings	4
Preliminary Hearings	
Sentencing Hearings	20
Grand Jury Proceedings	
Post-Adjudication Case Activity	
Remanded Cases	
Request for Modification of Sentence	
Sentencing Violation	
Post-Conviction Relief	

Preliminary Hearing Continuances	
Court Need	
Prosecution Request	
Defendant Request (<i>pro per</i>)	
Defense Attorney Request	
Other	
Total Prelim Hearing Continuances	
Trial Continuances	
Court Need	3
Prosecution Request	
Defendant Request (<i>pro per</i>)	
Defense Attorney Request	
Other	
Total Trial Continuances	3

Ely Municipal Court

User: LINNEA

Community Service Report
July 2020 - June 2021

Comm. Serv. - Misc.

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Total
New Partic.	3	0	0	0	0	0	0	0	0	0	0	0	3
Partic. Marked Completed	2	1	0	0	0	0	0	0	0	0	0	0	3
Partic. Marked Non-Compliant	0	0	0	0	0	0	0	0	0	0	0	0	0
Hours Assigned	96	0	0	0	0	0	0	0	0	0	0	0	96
Hours Completed	39.95	10	0	0	0	0	0	0	0	0	0	0	49.95
Hours Marked Non-Compliant	0	0	0	0	0	0	0	0	0	0	0	0	0
Money Completed	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Money Marked Non-Compliant	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Totals													

New Partic. 3
 Partic. Marked Completed 3
 Partic. Marked Non-Compliant 0
 Hours Assigned 96
 Hours Completed 49
 Hours Marked Non-Compliant 0
 Money Completed \$0.00
 Money Marked Non-Compliant \$0.00

Summary: An ordinance amending 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.

TITLE:

PROPOSED ORDINANCE AMENDING 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.

Whereas, N.R.S. 266.105 empowers the Ely City Council to pass ordinances necessary for the municipal government and the management of the affairs of the City, for execution of all powers vested in the City, and for making effective the provisions of Chapter 266 of the Nevada Revised Statutes;

Therefore, the City Council of the City of Ely, State of Nevada, does AMEND and otherwise ordain that the sections of Chapter 5 of Title 1 of the City Code of the City of Ely specified below shall read as follows:

1-5-6: DEPARTMENTS OF THE CITY-AND LIAISON DESIGNATIONS COUNCIL:

A. Designation City Departments: The City council is hereby segregated divided into five-six (6 5) departments to be known as the public safety department, health and sanitation department animal control, parks and recreation department, street department, utilities department and administration department. (Prior Code § 2-27)

B. Department Heads Liaisons: The mayor shall be responsible serve as the liaison for the administration department. The mayor shall further appoint designate from the council membership departmental heads liaisons for the remaining four-five (5 4) departments. (Prior Code § 2-27A)

C. Scope And Jurisdiction: The scope and jurisdiction of such departments shall be the following:

1. Administration Department: The administration department shall include the city clerk's office, ~~city court and parking meters~~ city attorney's office, city treasurer's office, building department, and Municipal Court.

2. Public Safety Department: The public safety department shall include the police and fire departments.

~~3. Health And Sanitation Department: The health and sanitation department shall include the landfill and sewage treatment facility.~~ 3. Animal Control Department: The animal control department shall include animal control.

4. Street Department: The street department shall include all city streets and storm drains.

5. Parks And Recreation Department: The parks and recreation department shall include the city parks and the city cemetery. (Prior Code § 2-27B)

6. Utilities Department: The utilities department shall include city water, wastewater treatment, sewer, and landfill.

~~D. Operating Heads~~ Role of Designated Liaisons: The present operating heads of the various departments shall be placed under the immediate supervision of the councilmen selected as department heads as provided for under subsection A of this section, subject to the approval of the mayor. (Prior Code § 2-27C)

1. The primary function of a liaison is to be a two-way communication vehicle between the Council and the department to which he or she is appointed.

2. Liaison designations are not supervisory roles.

3. Liaisons shall communicate with their designated department to provide guidance and support to the department.

4. liaisons shall bring items before the Council pertaining to their appointed department when necessary.

5. Liaisons shall ensure monthly reports are distributed to the Council regarding their respectful department.

6. Questions, comments, or concerns regarding a City department shall be directed to the department's liaison.

E. Restrictions: Liaisons shall not make decisions for their department but shall bring concerns before the Council through the agenda process for possible action.

F. Conflicts of Interest: No city official, whether councilmember or the mayor, may serve as liaison to any department which employs the city official or employs any person or entity to which the city official owes a commitment in a private capacity. Likewise, no city official may serve as liaison to any department whose operations confer a pecuniary benefit upon the city official or any person or entity to which the city official owes a commitment in a private capacity.

This Ordinance shall take effect from and after passage, approval, and publication.

PROPOSED on the ____ day of _____, 2020.

PROPOSED by _____.

PASSED on the ____ day of _____, 2020.

Votes:

Yay: _____

Nay: _____

Absent: _____

MAYOR

ATTEST:

CITY CLERK

Approved as to form and content

Caroline Townsend, Esq. City Attorney

Summary: An ordinance amending Chapter 2 of Title 3 of the City Code of the City of Ely to amend the requirements for liquor licenses regarding special events.

Title:

Proposed ordinance amending Chapter 2 of Title 3 of the City Code of the City of Ely to amend the requirements for liquor licenses regarding special events.

Whereas, N.R.S. 266.105 empowers the Ely City Council to pass ordinances necessary for the municipal government and the management of the affairs of the City, for execution of all powers vested in the City, and for making effective the provisions of Chapter 266 of the Nevada Revised Statutes;

Therefore, the City Council of the City of Ely, State of Nevada, does AMEND and otherwise ordain that the sections of Chapter 2 of Title 3 of the City Code of the City of Ely specified below shall read as follows:

3-2-1: DEFINITIONS:

Whenever used in this chapter, the following words shall have the meanings ascribed in this section, unless the context clearly indicates a different meaning. These definitions are in addition to those found in Nevada Revised Statutes 369.010 to 369.140 and are incorporated by reference.

BEER: Any beverage obtained by the alcoholic fermentation of any infusion or decoction of barley, malt, hops, or any other similar product, or any combination thereof, in water.

BEER LICENSE: A license issued by the city which permits only the sale of beer by the licensee at the premises specified on the license for consumption on or off the licensee's premises.

~~**CATERER'S LIQUOR LICENSE ENDORSEMENT:** A liquor license endorsement issued by the city which permits the sale of beers, wines and liquors by the drink by the endorsee for entertainments, special occasion parties and social gatherings catered by the licensee on the premises of the caterer or at locations within the city where the licensee is catering entertainments, special occasion parties or social gatherings.~~

CITY: The city of Ely, Nevada.

CITY CLERK: The city clerk or city administrator of the city of Ely, Nevada, and/or his/her deputy clerk.

COUNCIL: The city council of the city of Ely whether sitting as the liquor licensing board or as the city council.

FRATERNAL, SOCIAL, CIVIC CLUB AND NONPROFIT ORGANIZATION BARTENDER'S AND SERVER'S CARD: A bartender's card and server card issued only to individuals who serve at a bar specific to the fraternal, social, civic club or nonprofit organization for exclusive use at the physical premises of the fraternal, social, civic club or nonprofit organization and cannot be used in conjunction with any "for profit" event, special event or business.

FRATERNAL, SOCIAL, CIVIC CLUB AND NONPROFIT ORGANIZATION LIQUOR LICENSE: A license issued by the city, which permits the designated licensee to serve, sell or give away liquors to the licensee's bona fide members and guests, only for consumption on the premises specified on the license. This license shall not permit the licensee to conduct or operate any public bar or place for the sale, serving or delivery of any liquor to the general public.

LIQUOR: Shall have the meaning ascribed in Nevada Revised Statutes 369.040 to include, beer, wine, gin, whiskey, cordials, ethyl alcohol or rum, and every liquor or solid, patented or not, containing one-half of one percent ($1/2\%$) or more of alcohol by volume and which is used for beverage purposes.

MINOR: A natural person, male or female, under twenty one (21) years of age.

PACKAGE: Any container or receptacle used for holding liquor, which container or receptacle is corked or sealed.

PACKAGED LIQUOR LICENSE: A license issued by the city which permits the sale of liquors in packages by the licensee at the premises specified in the license, for consumption off the licensee's premises.

PERSON: A natural person, partnership, association, company, corporation, fraternal, civic or social clubs and all other types of organizations.

RETAIL LIQUOR LICENSE: A license issued by the city, which permits the sale of beers, wines and liquors, in packages or by the drink by the licensee at the premises specified in the license, for consumption on or off the licensee's premises.

RETAIL LIQUOR SALES: Shall include those businesses who engage in the sale of alcoholic beverages for on site consumption, including, but not limited to, bars, taverns, restaurants, caterers and cafes or similar eating and/or drinking establishments.

RETAIL LIQUOR STORE: Shall have all of the meanings ascribed thereto by the laws of this state as embodied in Nevada Revised Statutes 369.090 or amendments thereto and includes businesses who engage in the sale of alcoholic beverages in the original package for off site consumption.

SALE OR SALES: Shall have all of the meanings ascribed thereto by the laws of the state as codified in Nevada Revised Statutes 369.100, or amendments thereto.

~~SPECIAL EVENT BEER AND/OR WINE LICENSE: A temporary license issued by the city to a retail liquor license holder which permits the sale, serving or giving away of beer and/or wine, at a location not identified on the retail liquor license, by the licensee at the premises specified on the temporary license for consumption at such premises, the duration of which cannot exceed a period of seven (7) consecutive days. Fraternal, social, civic club and nonprofit organizations cannot be issued a special event beer and/or wine license unless they purchase a retail liquor license.~~

~~SPECIAL EVENT LICENSE: Shall be issued by the city allowing the bearer of the license to hold an entertainment event, special occasion party and social gathering, on the premises where the special event occurs. Examples of a special event include, but are not limited to, weddings where the wedding or reception is held at a commercial or public location where the public has access to, such as the convention center, freight barn, a public park, etc.; Fourth Of July celebrations, or similar activities.~~

~~SPECIAL EVENT LIQUOR LICENSE: A temporary license issued by the city to a retail liquor license holder which permits the sale, serving or giving away of liquor by the licensee, at a location not identified on the retail liquor license. A special event liquor license allows the sale, serving or giving away of liquor on the premises specified on the license for consumption at such premises, the duration of which, at that location, cannot exceed a period of seven (7) consecutive days. Fraternal, social, civic club and nonprofit organizations cannot be issued a special event liquor license unless they purchase a retail liquor license.~~

~~SPECIAL EVENT ONLY LIQUOR LICENSE: A license issued by the city, to a person, company, or association which permits the holder of the license to sell alcohol only at a "special event" as defined in this chapter. The licensee must apply for and be granted a class III liquor license with a caterer's endorsement. This license cannot be used in connection with a brick and mortar retail liquor business. The holder of this license is required to submit the required documents to the city at least seven (7) calendar days prior to the special event and be granted a special event license for each event.~~

WHOLESALE LIQUOR LICENSE: A license issued by the city, which permits the sale of beers, wines and/or liquors in packages by the licensee to a person holding a current, valid, retail liquor license or a wholesale liquor license issued by the city but not the sale to a consumer or general public directly.

WINE: Any alcoholic beverage obtained by fermentation of the natural content of fruits or other agricultural products containing sugar and including, without limitation, port, sherry and champagne. (Ord. 676, 1-14-2016; amd. Ord. 696, 11-17-2016)

3-2-2: LICENSE REQUIRED; EXCEPTIONS:

A. The public health, safety, morals and welfare of the inhabitants of the city require the regulation and control of all persons who sell, serve or give away liquor, to include persons engaged in the business of liquor sales. Obtaining a liquor license, bartender's card or server's card is a privilege subject to the regulations and conditions which are or may be imposed pursuant to this chapter. A liquor license, bartender's card or server's card may, without limitation, be revoked for violating federal, state or local laws, regulations or conditions.

B. It shall be unlawful for any person to sell, offer for sale, keep for sale, serve, give away, furnish or distribute, or cause or permit to be sold, offered or kept for sale, served, given away, furnished or distributed, any kind of liquor in the city limits, unless such person has first applied for, paid all license fees for, received and is the holder in good standing of the proper license or licenses required by this chapter; provided, however, this section shall not apply to the following:

1. Liquor served by a private family in its home as part of its family or social life.
2. The use of liquor for sacramental purposes by any duly ordained minister.
3. Liquor used during church sponsored events and church sponsored social gatherings held on church premises.
4. The use, sale or dispensing of liquor by any duly licensed medical doctor, apothecary or pharmaceuticals who use alcohol or liquor for or in compounding medicine or for medicinal or scientific purposes.
5. The employees of a person who holds a valid, unexpired license pursuant to this chapter, while acting within the course of employment.
6. A private event, not open to the public, such as a company party, [funeral](#), or a wedding ~~unless such event is held in a public location, such as the convention center, a city park or similar locations where the public has access.~~

C. A valid license under this chapter authorizes the licensee to sell soft drinks in connection with the business for which the license is issued. (Ord. 676, 1-14-2016)

3-2-3: LICENSE REQUIRED; CLASSES:

A. License Classes: Nevada Revised Statutes 369.320 authorizes the city to require businesses engaged in the sale of alcoholic beverages to obtain a city liquor license prior to engaging in that particular activity. Under the provisions of this chapter, the following classes of licenses may be issued to qualified applicants:

1. Retail beer and wine license; class I license. Those businesses engaged in retail liquor sales by the drink for on site consumption, limited to the sale of beer and/or wine only. Beer and wine shall have the meaning ascribed to them in Nevada Revised Statutes 369.010 and 369.140 respectively.

2. Packaged liquor license; class II license. Those businesses engaged in retail liquor store sales in the original package for off site consumption including, but not limited to, beer and wine as defined by Nevada Revised Statutes 369.010 and 369.140 respectively for off site consumption.

3. Retail liquor license:

a. Class III license. Those businesses engaged in retail liquor sales by the drink for on site consumption who do not provide any food service in connection with the retail liquor sales or who have eleven (11) seats or less for food service if food service is provided in combination with the liquor sales. This includes those businesses who only serve alcohol as part of a catered event for entertainments, special occasion parties and social gatherings catered by the licensee on the premises or at locations within the city where the licensee is catering entertainments, special occasion parties or social gatherings.

b. Class IV license. Those businesses engaged in retail liquor sales by the drink for on site consumption and who sell such beverages in combination with food service with a minimum of twelve (12) seats.

4. Wholesale liquor license; class V license. Those who engage in the business as a wholesaler of any alcoholic beverage as defined in Nevada Revised Statutes 369.

5. Fraternal, social, civic club and nonprofit organization license.

~~6. Special event liquor license.~~

~~7. Special event beer and wine liquor license.~~

~~—8. Caterer's liquor license endorsement. A caterer's liquor license endorsement allows the license holder to cater events and serve alcoholic beverages at those events, without requiring additional fees for a special event license. The caterer's liquor license endorsement shall only be issued to those businesses within the city which possess a class I, III or IV license.~~

B. More Than One Class: Each person conducting activities in more than one class of liquor licenses, as defined in this chapter, must apply for and receive a license for each class applicable before such person can operate in such class.

C. Liquor License Is In Addition To Business License: The liquor license and endorsements required by this chapter shall be in addition to any other licenses required by any person by the city for conducting or carrying on any other business in connection with, or separate from the activities licensed under this chapter.

D. Business Not Located In City Limits: A business not located in the city limits that wishes to sell ~~or~~, serve ~~or give away~~ liquor within the city limits ~~may apply for a caterer's liquor license endorsement upon proof of an existing retail~~ must obtain a liquor license issued by the city, by the county of White Pine, or by another governmental entity that subjects the licensee to requirements that are the same as or substantially equivalent to the corresponding requirements contained in this chapter.

E. Amendment Of License Fees: The city council may, by resolution, amend the license fees from time to time, provided the requirements of Nevada Revised Statutes 237.080 and 237.090 or subsequent statutes and/or amendments thereto are met. (Ord. 696, 11-17-2016)

3-2-4: MINIMUM LICENSING FEES:

A. License Fee: As a condition precedent to obtaining a liquor license, along with the application required in section [3-2-5](#) of this chapter, the applicant must submit the required fee for the applicable license as follows:

1. Class I license: Three hundred ten dollars (\$310.00) per year.
2. Class II license: Three hundred thirty dollars (\$330.00) per year.
3. Class III license: Three hundred fifty dollars (\$350.00) per year.
4. Class IV license: Three hundred seventy dollars (\$370.00) per year.
5. Class V license: Four hundred twenty dollars (\$420.00) per year.

6. Fraternal, social, civic club and nonprofit organization license: Two hundred dollars (\$200.00) per year.

~~— 7. Caterer's liquor license endorsement: An addition of one hundred fifty dollars (\$150.00) per year added to the applicable liquor license fee.~~

~~— 8. Special event only liquor license: Three hundred fifty dollars (\$350.00) for the class III license and one hundred fifty dollars (\$150.00) for the caterer's endorsement.~~

~~— 9. Special event fees:~~

~~— a. Fees for special events for which alcohol is not sold, as defined by this chapter, shall be set by resolution of the city council from time to time, but shall be no less than twenty five dollars (\$25.00) for each day, or portion thereof, of the special event.~~

~~— b. Fees for special events for which alcohol is sold, as defined by this chapter, shall be set by resolution of the city council from time to time, but shall be no less than fifty dollars (\$50.00) per day, or portion thereof, of the special event. If the sponsor of a "special event", as defined by this chapter, utilizes a business with a city issued caterer's endorsement, these fees shall be waived.~~

B. Multiple Business Locations: Those who engage in more than one of the businesses under section [3-2-3](#) of this chapter shall apply and be approved for and pay the appropriate liquor licensing fee for each physical location along with the city of Ely business license pursuant to chapter 1 of this title.

C. Additional Fee: Whenever a certain license fee is set for a certain class of liquor sales business, the same is to be considered a minimum license fee for such class of business and the city council may, in its discretion, by action regularly taken and entered upon the minutes, order that certain classes of such businesses or that certain establishments in the same class of such business shall pay a license fee in excess of such minimum and which the council may deem just and proper, subject to review as provided below.

D. Grievances: Any applicant, business, agent or representative of an applicant, aggrieved by the license fee fixed and required shall have the right to present such grievance, in person or through an attorney, in writing, to the city council at any regular meeting, and if it is established to the satisfaction of the city council that such license fee is unfair and excessive, the city council may modify or reduce the same by resolution duly adopted and entered upon its minutes, without the necessity of an amendment of this section. (Ord. 696, 11-17-2016)

E. Temporary Business/Special Event Licenses: Fees for special liquor licenses required by chapter 9 of this title shall be set by resolution of the city council from time to time, but shall be no less than fifteen percent (15%) of the applicable class of license for each day of the special event, with the nature of the event (alcohol and food) being considered in determining what liquor license class is applicable to the event. (Ord. 676, 1-14-2016)

3-2-5: APPLICATIONS:

3-2-5-1: LIQUOR LICENSE:

A. First Time Applicant: In the case of a first time applicant for a liquor license in the city, he/she shall submit a statement of places where he/she has resided during the past five (5) years, whether or not he/she has engaged in the liquor business previously and if so, the physical address of each past business, on a form prescribed by the city clerk/city administrator or designee, accompanied by a set of fingerprints recently taken or taken at the Ely City Hall at the time of submitting the application.

B. Written Application: Any person desiring a liquor license shall submit a completed written application on the form provided by the city clerk/city administrator or designee, submitting the annual payment of the applicable liquor license class fee, and the completed business license application and fee pursuant to chapter 1 of this title.

C. Submission To City Council: The city clerk/city administrator or designee shall, upon receipt of the application and all attachments, present them to the city council, sitting as the city of Ely liquor board and then as the city council for its approval or rejection. Should the Ely liquor board or the city council reject an application for a liquor license, the fees paid by the applicant shall be returned to the applicant within thirty (30) calendar days of rejection of the application by the city council.

D. Application Due Dates:

1. New applications are accepted at any time by the city clerk/city administrator or designee and presented at the next liquor board and city council meeting.

2. Renewal applications shall be accepted by the city in such time as to allow the renewal to occur not more than one year after the initial license was issued and shall be renewed annually thereafter.

E. Located In Residential District: If the location of a retail liquor business is intended to be in a residential district of the city, or in a zone which may be designated for residential purposes, there shall also accompany such application the petition, in writing, of not less than seventy five percent (75%) of the number of residents, householders or property owners residing or owning property within a radius of five hundred feet (500') of the premises in which such business is contemplated to be established, stating whether or not they favor the granting of such license.

F. Zoning Requirements: All establishments for the sale of liquor, except the special event only liquor license, shall be required to meet all zoning and building requirements pursuant to titles 9 and 12 of this code. In no case will a new liquor license be granted if the location of the business is within five hundred (500) linear feet of any school. Those businesses currently holding a liquor license as of the implementation of this chapter are exempt from these zoning requirements. (Ord. 696, 11-17-2016)

G. In order to obtain a temporary business / special event license pursuant to Chapter 9, with the sale of alcohol, the sponsor of the event must complete and submit the required forms to the city and must pay the applicable fees at least seven (7) calendar days prior to the event. The city council has authorized the mayor to sign the special event license and notify the city council at the first regularly scheduled meeting of what licenses were issued. (Ord. 696, 11-17-2016)

~~3-2-5-2: SPECIAL EVENT, SPECIAL EVENT BEER AND/OR WINE, OR SPECIAL EVENT ONLY LIQUOR LICENSE:~~

~~—A. A "special event" shall be defined as any event which has as its primary function: entertainment, social gathering, or a special occasion event. A special event license will be required if the person, association, nonprofit, fraternal or other similar organization will be displaying and/or selling wares at the entertainment, social gathering, or special occasion event. Examples include: wedding/reception in a public facility, car races, Rocky Mountain Elk Foundation annual dinner, and similar activities. A special event license shall be issued when the nature of the event is not purely commercial. Purely commercial activities require a "temporary business license" pursuant to chapter 9 of this title.~~

~~—B. If an organization plans on selling alcohol, as defined in this chapter, as part of its commercial event, the sponsor of the event must obtain both a "temporary~~

~~business license" pursuant to chapter 9 of this title and a special event beer and/or wine or special event liquor license (as appropriate) as defined herein, before the event.~~

~~—C. In order to obtain a special event license, with or without the sale of alcohol, the sponsor of the event must complete and submit the required forms to the city and must pay the applicable fees at least seven (7) calendar days prior to the event. The city council has authorized the mayor to sign the special event license and notify the city council at the first regularly scheduled meeting of what licenses were issued. (Ord. 696, 11-17-2016)~~

3-2-6: TRANSFERABILITY:

A. License Not Transferable: No license granted under this chapter shall be assignable, transferable or authorize any person not named therein, other than an employee of such licensee, to carry on the business therein specified, nor shall such license authorize the person therein named to carry on the business therein specified in any other place or building than that described in the license without first having obtained a special event permit issued by the city to do so. All licenses so granted shall be in the name of the individual, or names of the partners composing a partnership, or in the name of the corporation applying therefor, and shall not be construed to appertain to the building in which the business is proposed to be carried on. Meaning, if such business shall cease to be carried on at any time during the year for which a license shall have been granted and shall not be resumed prior to the beginning of the ensuing year, then such license shall lapse and be no longer in effect, nor subject to renewal.

B. Lapse: Should a license holder allow a liquor license to lapse, for any reason, he/she shall be required to apply for a license as if he/she were a new applicant. During any period where a license has lapsed, the business shall not be allowed or permitted to sell or give away alcohol. A liquor license shall be considered lapsed if not applied and paid for within fourteen (14) calendar days after the renewal date.

C. Penalty: Should a business be found to have sold liquor or alcohol without a license, the business, its owner or owners and any licensed bartender shall be subject to a civil penalty of one hundred dollars (\$100.00) per day for each day which the business operated without a liquor license. The civil penalty, if any, must be paid before a liquor license can be issued. (Ord. 696, 11-17-2016)

3-2-7: BARTENDING PROHIBITED:

A. License Revocation Or Suspension: It is hereby declared to be the policy of the city that no one who has been previously licensed by the city as a retailer by the drink and whose license has been revoked or suspended shall be employed as a bartender in any other establishment licensed under this chapter after such revocation or during such suspension. (Ord. 676, 1-14-2016)

~~—B.— Special Events: In order to protect the privileged liquor licenses that are issued by the city, any organization or person applying for a special event license who intends to sell or give away alcohol during the special event and who does not possess the appropriate retail liquor license or caterer's endorsement shall not be issued a special event liquor license. All special events in which liquor is intended to be sold or given away shall be required to hire a duly licensed retail liquor license holder and must use their bartenders and servers as a condition precedent to the sale or giving away of alcohol at the special event. (Ord. 696, 11-17-2016)~~

3-2-11-2: POLICY:

A. It is hereby declared to be the policy of the city as expressed by the city council in this section 3-2-11, that the safety, morals, good order and general welfare of the inhabitants of the city will be better protected and served by requiring the registration with the city through its designees at city hall and the thumbprinting/fingerprinting of all employees of establishments where alcoholic beverages are sold at retail on the premises. ~~An "establishment where alcoholic beverages are served" includes temporary liquor licenses for special events. In other words, a person who works as a bartender or who serves alcoholic beverages solely pursuant to a temporary liquor license for a special event shall be required to obtain a bar card.~~

B. It is the intent of this policy to require bartender's cards for noncommercial events such as weddings, family gatherings or similar events, if a business is used to provide food and alcoholic beverages at the event. (Ord. 676, 1-14-2016)

This Ordinance shall take effect from and after passage, approval, and publication.

PROPOSED on the ____ day of _____, 2020.

PROPOSED by _____.

PASSED on the ____ day of _____, 2020.

Votes:

Aye: _____

Nay: _____

Absent: _____

MAYOR

ATTEST:

CITY CLERK

Approved as to Form and Content

City Attorney

DRAFT

Summary: An ordinance amending Chapter 9 of Title 3 of the City Code of the City of Ely to amend the requirements for liquor licenses regarding special events.

Title:

Proposed ordinance amending Chapter 9 of Title 3 of the City Code of the City of Ely to amend the requirements for liquor licenses regarding special events.

Whereas, N.R.S. 266.105 empowers the Ely City Council to pass ordinances necessary for the municipal government and the management of the affairs of the City, for execution of all powers vested in the City, and for making effective the provisions of Chapter 266 of the Nevada Revised Statutes;

Therefore, the City Council of the City of Ely, State of Nevada, does AMEND and otherwise ordain that the sections of Chapter 9 of Title 3 of the City Code of the City of Ely specified below shall read as follows:

3-9-1: DEFINITIONS:

As used in this chapter, the following words and terms shall have the meanings ascribed to them in this section:

PROMOTION AND PROMOTER: Any person who engages any public or private facility or person, whether his agent, owner, cosignee or employee, whether a resident or not, to participate in the transfer of goods for consideration. Promoter includes all entities who solicit others for the formation of a promotional event.

PROMOTIONAL EVENTS: Any promotional activities which involve the temporary displaying or selling of wares and merchandise which are staged or occupy any building, structure, shop, public facility or any other place for the exhibition or sale of goods, wares and merchandise either privately or at public activities not at the licensee's physical business location. Promotional events include all activities commonly referred to as flea markets, auto swaps, carnival markets, sundry markets, odds and ends sales, parking lot sales, trade shows, and specialty sales or markets of any nature which involve sale, swap or display of new or used merchandise or rummage for commercial gain; excluding events sponsored by fraternal, religious, civic, nonprofit or charitable organizations where the proceeds therefrom are used for a nonprofit corporation, business, or association or purpose; excluding yard sales and auctions from the operation of this chapter. (Ord. 696, 11-17-2016)

3-9-2: LICENSE REQUIRED:

A. Temporary Business License/Special Event: It shall be unlawful for any person, who does not have a business license as defined in chapter 1 of this title. A Temporary Business/Special Event License is required, to buy, sell, or allow vendors to sell or deal in merchandise, new or used, or rummage or junk of any kind or alcoholic beverages, or promotional events, as defined, in the city ~~without first obtaining a temporary business license to do so~~ under the terms and conditions as provided in this chapter. ~~The carrying on of the aforesaid business together with any other business for which a license is paid or required to be paid shall not exempt such person from paying a license fee as provided in this chapter.~~ Such license shall be at the discretion of the mayor for any temporary business/special events for not more than seven (7) calendar days during any twelve (12) consecutive month period. (Ord. 696, 11-17-2016)

B. Intoxicating Liquor: A license to sell intoxicating liquor shall be issued, at the discretion of the mayor, to any fraternal, civic, religious, charitable or social organization upon application and payment of a license fee as provided in section 3-9-4 of this chapter. The application for the temporary business/special event liquor license must include proof that the organization making such application is in fact a fraternal, civic, religious, charitable or social organization and not a for profit organization. Organizations that are giving away liquor, beer, or wine shall be exempt from obtaining a temporary business license. (Ord. 679, 1-14-2016)

C. Exemptions: Organizations that have a business license pursuant to chapter one and/or a liquor license pursuant to chapter 2 are exempt from obtaining a temporary business license.

3-9-3: APPLICATION:

A. Form; Time Limitation: Any person desiring to obtain a temporary business license under this chapter shall submit a verified application on application blanks furnished by the city license division which shall be filed with the city clerk/city administrator or designee at least seven (7) calendar days prior to the time of the event, accompanied by the required fees, and which application must state definitely the particular place at which such promotion is to be carried on.

B. Required Information:

1. Firm, Copartnership Or Association: If the application is for the issuance of a temporary business license to a firm, copartnership or association, the application must state the names and addresses in full of each member of the firm, copartnership or association; and in the case of a corporation, the application for the temporary

business license shall state the names and addresses in full for each of the officers of the group together with the name and address of the resident agent of the group in the state and the name of the state under which the group exists.

2. Nature Of Event: The application shall also describe in detail the exact nature of the events and activities contemplated, the duration, the number of booths, exhibits, tables or other persons engaging with the applicant in the activities.

3. Additional Information: Any further information requested by the city clerk/city administrator or designee will be provided upon request.

C. Fee Deposit: At the time of the filing of the application, the applicant shall deposit with the city clerk/city administrator or designee an amount of money equal to the fee set by the city council for temporary business licenses.

D. Compliance Required; Damages, Fines And Forfeitures: The applicant will comply with this chapter and will pay all damages, fines and forfeitures charged which may be adjudged against the licensee under the ordinances of the city. The charges assessed by the promoter or person holding the promotional event will be included as a portion of the application and contemplated number of participants estimated by the applicant.

E. Renewal: Renewals of temporary business licenses under this chapter will be treated in the same manner as an original application.

F. Authority: The mayor has been granted the authority by the city council to approve all temporary business licenses for purpose of expediency. However, the applicant must meet all requirements set forth in this chapter before the mayor may issue the temporary business license. Failure of the applicant to meet all of the requirements of this chapter shall result in the mayor denying the application.

1. In the event a road closure is required for the event licensed under this section, the promoter of the event must appear before the city council at its regularly scheduled meeting, and obtain their approval. A majority vote of the council members present shall be required for approval of the road closure.

2. In the event a special event liquor license or special event beer and/or wine license is requested, pursuant to chapter 2 of this title, the promoter of the event must provide proof that they have obtained security, either by contracting with the White Pine County sheriff's office or through a private security firm, to protect those individuals attending the promotional event and the general public. If a copy of that security contract is not included in the application for the temporary business license,

the mayor must deny that application until all requirements have been met. In addition, the promoter of the event must also identify the person or company which will be providing alcoholic beverages for sale (as defined in chapter 2 of this title) at the event. In no case will alcohol be provided for sale (as defined in chapter 2 of this title) unless the promotor or sponsor holds a liquor license.

G. Approval: The mayor shall, at the next regularly scheduled city council meeting, inform the council members of each temporary business license he/she has approved or denied. In the event of a denial, the mayor must indicate the reason for the denial. If there exists enough time prior to the event, the city council may hear an appeal from the promoter of the mayor's denial. A majority vote of the city council shall be required to approve a temporary business license, subject to the mayor's veto. (Ord. 696, 11-17-2016)

3-9-4: FEES:

A. Time: A fee of twenty five dollars (\$25.00) per day or portion of a day for the applicant applying for a temporary business license under the provisions of this chapter. Fraternal, social, civic and nonprofit organizations shall be exempt from being required to pay for a special event license, but must obtain the special event license, upon proof that the proceeds of the event support the fraternal, civic, or nonprofit organization.

B. Space: A fee of ten dollars (\$10.00) per day or portion of a day for each individual booth, activity or separate facility or space where goods, wares or other merchandise are exhibited for immediate or future sale. The applicant shall be responsible for the cumulative fees required by this subsection. (Ord. 696, 11-17-2016)

1. A fee of two dollars (\$2.00) per day or portion of a day for each individual booth, activity or separate facility or space where goods, wares or other merchandise are exhibited for immediate or future sale when the applicant is a nonprofit organization, with proof provided at time of application of status as a fraternal, social, civic or nonprofit organization. (Ord. 711, 4-12-2018)

C. Liquor: As a condition precedent to obtaining a special event liquor license along with a temporary business license, the applicant must already possess a current liquor license issued by the City pursuant to section [3-2-2](#) of this title or ~~must obtain a "caterer's endorsement" if licensed in another jurisdiction pursuant to section [3-2-4](#) of this title,~~ must complete the required forms and pay the appropriate licensing fees established by section [3-2-4](#) of this title, before the event. (Ord. 696, 11-17-2016)

This Ordinance shall take effect from and after passage, approval, and publication.

PROPOSED on the ____ day of _____, 2020.

PROPOSED by _____.

PASSED on the ____ day of _____, 2020.

Votes:

Aye: _____

Nay: _____

Absent: _____

MAYOR

ATTEST:

CITY CLERK

Approved as to Form and Content

City Attorney

DRAFT