



CITY OF ELY

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

MEETINGS OF THE:

- ELY CITY COUNCIL
- NEVADA NORTHERN RAILWAY BOARD OF TRUSTEES
- ELY REDEVELOPMENT AGENCY
- ELY LIQUOR LICENSING BOARD

PLEASE NOTE: THE COUNCIL/BOARD 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/BOARD OR TO AID IN THE EFFICIENCY AND EFFECTIVENESS OF THE MEETINGS.

December 15, 2011 4:00 p.m. – Ely Volunteer Fire Hall - 499 Mill Street - Ely, Nevada.

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 8.04, 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. CITY DEPARTMENT REPORTS

- FIRE CHIEF
- POLICE CHIEF

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- CITY CLERK
- CITY ATTORNEY
- CITY ENGINEER

FIRST OF THE MONTH REPORTS

- CEMETERY SEXTON
- WATER/SEWER SUPERVISOR
- LANDFILL/STREET SUPERVISOR
- PARKS/ANIMAL CONTROL SUPERVISOR

4. THE MAYOR WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A MEETING OF THE NEVADA NORTHERN RAILWAY BOARD OF TRUSTEES.

1. Executive Report
2. Board Members – Chief Engineer Tom Horn of *Robinson Nevada Mining Company (RNMC)* – Discussion/For Possible Action - Approval of Memo of Understanding between Nevada Northern Railway and *Robinson Nevada Mining Company (RNMC)* with regards to the Gleason Creek Pipeline.
3. Board Members - Chief Engineer Tom Horn of *Robinson Nevada Mining Company (RNMC)* – Discussion/For Possible Action – Approval of Emergency Action Plan for the Gleason Creek Discharge Pipeline.
4. Board Members – City Auditor Chad B. Atkinson of *Hinton Burdick CPAs* – Discussion/For Possible Action – Presentation and possible acceptance of 2010 fiscal audit for the White Pine Historical Railroad Foundation.

The Chairman will adjourn the meeting of the Nevada Northern Railway Board of Trustees and turn the gavel back to the Mayor to reconvene the Regular City Council Meeting.

5. ITEMS FOR DISCUSSION/POSSIBLE ACTION OF THE ELY CITY COUNCIL AS RECOMMENDED BY THE UTILITY BOARD.

1. Board Members – Chief Engineer Tom Horn of *Robinson Nevada Mining Company (RNMC)* – Discussion/For Possible Action – Update to the Utility Board on the Robinson Nevada Development, Ruth Pit Development and water mitigation efforts within the City of Ely.
2. Board Members – Chief Engineer Tom Horn of *Robinson Nevada Mining Company (RNMC)* – Discussion/For Possible Action – Acceptance of the transfer of the Terrace well; Golf Course well; 10th Street and Avenue M well; and the North Street well assets to the City of Ely.

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3. Chairman Norcross-Discussion/For Possible Action - Consideration of applicants to fill Member Palmer's seat on the Municipal Utilities Board.
4. Board Members – City Engineer Day – Discussion/For Possible Action – Awarding of bid for the WWTP Aeration Project.
5. Board Members – City Engineer Day – Water/Sewer Supervisor Jenkins - Discussion/For Possible Action – Awarding of the bid for the complete replacement, upgrade and design of the Water System Telemetry and upgrade to a full SCADA system.
6. Board Members – City Clerk Alworth – Discussion/For Possible Action – Acceptance of a Landfill Scrap Metal Recycling proposal from proposals received.
7. Board Members – Discussion/For Possible Action – Approval to begin process for rate increase to make the City of Ely eligible for USDA grants/loans or to obtain private financing to replace aging water and sewer infrastructure.

6. 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 items 6A-1 Minutes; 6A-2 Payment of Bills.

Moved by: _____ Second by: _____ Vote: _____

1. Discussion/For Possible Action –Minutes.
2. Discussion/For Possible Action - Payment of Bills.

B. NEW BUSINESS

1. Council Members - Denise Hintz of *1 Source Insurance* – Discussion/For Possible Action – Approval of 2012 insurance package for City of Ely employees.
2. City Council - Landfill Supervisor Stork - *Summit Engineering Corporation* – Discussion/For Possible Action - Acceptance of the aerial survey report on the Ely Regional Landfill for fiscal year ending June 30, 2011.
3. Council Members – City Auditor Chad B. Atkinson of *Hinton Burdick CPAs* – Discussion/For Possible Action – Presentation and possible acceptance of 2010 –2011 fiscal audit for the City of Ely.

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4. Council Members – City Auditor Chad B. Atkinson of *Hinton Burdick CPAs* – Discussion/For Possible Action – Presentation and possible acceptance of 2010 fiscal audit for the White Pine Historical Railroad Foundation.
5. Council Members – Fire Chief Rivera – Discussion/For Possible Action – Consideration to allow the Ely Volunteer Fire Department to use certain Fire Vehicles during their Annual House to House donation drive.
6. Council Members – Fire Chief Rivera – Discussion/For Possible Action – Approval to contract with *The NBF Group, Inc* for the collection of delinquent accounts from the Ely Fire Department Ambulance Service.
7. Council Members – Discussion/For Possible Action – Consideration to allow City Clerk Jim Alworth to assist in forming an Ad Hoc Committee to partner with NDOT to study options to increase pedestrian safety on Great Basin Boulevard.

7. THE CITY COUNCIL WILL RECESS THE REGULAR CITY COUNCIL MEETING FOR A PUBLIC HEARING AT 5:00 P.M. ON THE FOLLOWING TOPICS.

1. Mayor Hickman – Public Hearing – Discussion Only – Consideration of an Application for Conditional Special Use Permit in order to convert the old East Ely post office into residential space. The property is located at 303 East 11th Street, Ely. The Applicant is Sean Pitts.
2. Council Members – Public Hearing – Discussion Only – Consideration of recommendation from the City Budget Committee to increase revenue for the General Fund by increasing the Electric Franchise fee, Work Card fee and Building Permit fee, as well as other ideas from the public regarding increasing revenue and areas where expenses could be decreased.
3. Mayor Hickman - Public Hearing – Discussion Only – Consideration of suggestions from the public for the submission of an application for Funds from the CDBG Program for the following projects:
 - Upgrade residential service lines and install meter pits.
 - Water line replacement in Center Street from Stevens Ave. to Orson Street, including repair of Center Street from Ogden Ave. to Orson Street.
 - Murry Street sewer line replacement.
 - Pave the dirt portion of Mill Street.

8. DISCUSSION/POSSIBLE ACTION ITEMS PERTAINING TO THE PUBLIC HEARING.

1. Mayor Hickman – Discussion/For Possible Action – Consideration of an Application for Conditional Special Use Permit in order to convert the old East Ely post office into residential space. The property is located at 303 East 11th Street, Ely. The Applicant is Sean Pitts.
2. Council Members - Discussion/For Possible Action – Consideration of increasing the Electric Franchise fee, Work Card fee and Building Permit fee, as well as other ideas from the public regarding increasing revenue and areas where expenses could be decreased.
3. Mayor Hickman - Discussion/For Possible Action – Consideration of suggestions from the public and Municipal Utilities Board recommendations for the submission of an application for Funds from the CDBG Program for the following projects:
 - Upgrade residential service lines and install meter pits.
 - Water line replacement in Center Street from Stevens Ave. to Orson Street, including repair of Center Street from Ogden Ave. to Orson Street.
 - Murry Street sewer line replacement.
 - Pave the dirt portion of Mill Street.

9. REPORTS

CITY COUNCIL

MAYOR

- **PLEASE BE ADVISED** following the conclusion of the Ely City Council meeting, the Volunteer Fire Hall reverts to a private Clubhouse belonging to the Ely Volunteer Fire Department. We would ask that everyone exit the building. If anyone has any business to discuss with any Councilman or City Officials, they will make themselves available next door at City Hall in the downstairs meeting room area or outside in the parking lot.

10. AGENDA ITEMS FOR THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING.

11. 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 8.04, of the Nevada Open Meeting Law

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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”.

12. 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.

The City of Ely does not discriminate on the handicapped status in the admission or access to, or treatment or employment in its federally assisted programs or activities.

In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex age, or disability. (Not all prohibited bases apply to all programs). To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice), or (202) 720-6382 (TDD). TO PERSONS WITH HEARING DISABILITIES-Relay service is available in Nevada by calling 711.

NOTICE – TO PERSONS WITH DISABILITIES – Members of the public who are disabled and require special assistance or accommodations at the Meeting are requested to notify the Ely City Council at 501 Mill Street, Ely, Nevada 89301, or by calling 289-2430 at least two (2) days in advance.

I, Jennifer Lee, did cause to be posted on **December 8, 2011** eight (8) notices of the Ely City Council Agenda in said County of White Pine to wit: Posted at the doors or bulletin boards of; City Hall, White Pine County Library, White Pine County Courthouse, White Pine County Annex, Ely Post Office, Ely Volunteer Fire Hall posting boards, White Pine County Sheriff's Department, and Faxed to White Pine Chamber of Commerce.

