

CITY OF ELY

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

ELY MUNICIPAL UTILITY BOARD REGULAR MEETING AGENDA

PLEASE NOTE: THE ELY MUNICIPAL UTILITIES BOARD MAY ADDRESS AGENDA ITEMS OUT OF SEQUENCE TO ACCOMMODATE PERSONS APPEARING BEFORE THE BOARD OR TO AID IN THE EFFICIENCY AND EFFECTIVENESS OF THE MEETING.

March 10, 2010, 8:00 a.m.-Ely Volunteer Fire Hall-499 Mill Street-Ely, Nevada.

1. OPENING ACTIVITIES

MEETING CALLED TO ORDER
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. ITEMS FOR DISCUSSION/ACTION OF THE UTILITY BOARD

1. Member Norcross-Pat Lorello Environmental Manager with Robinson Nevada Mining Company (RNMC)-Discussion/Action-Update on the Quadra water issues and the Piezometer monitoring wells.
2. Chairman Olson-City Engineer Day-Discussion/Action-Possible approval of a Will-Serve to the White Pine County for a 2" water line and a 79-fixture unit for a

sewer connection. The property is located at 1150 US 93 North at the Fire and Ambulance building at the old State rest stop near the Industrial Park.

3. Chairman Olson-Discussion/Action-Consideration to begin charging White Pine County for water being used at County duck pond.
4. Chairman Olson-Discussion/Action-Consideration to establish a surcharge on City owned utilities to users residing outside the City of Ely limits. This surcharge was recommended by White Pine County during the City/County inter local negotiations. The revenue generated would be transferred to the City of Ely General Fund to help fund the general government.

4. CITY DEPARTMENT REPORTS

**BOARD MEMBERS
COUNCILMAN NORTHNESS
CITY CLERK
CITY ATTORNEY
CITY ENGINEER
LANDFILL SUPERVISOR
WASTE WATER TREATMENT PLANT OPERATOR
WATER/SEWER FORMAN**

5. MINUTES/BILLS

- **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.**

6. ADJOURNMENT: THIS MEETING MAY BE ADJOURNED BY APPROPRIATE MOTION OF THE UTILITIES BOARD.

**** 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. 241.030 (1) to consider the character, alleged misconduct, professional competence or physical or mental health of a person/employee.

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.

City of Ely is an equal opportunity provider and employer



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 MEMBERS/BOARD MEMBERS MAY ADDRESS AGENDA ITEMS OUT OF SEQUENCE TO ACCOMMODATE PERSONS APPEARING BEFORE THE COUNCIL MEMBERS/BOARD MEMBERS OR TO AID IN THE EFFICIENCY AND EFFECTIVENESS OF THE MEETINGS.

March 11, 2010, 4:00p.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. No vote, decision, or action may be taken upon matters raised under this item until it is formally placed on a future 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. APPROVAL OF AGENDA.

4. CITY DEPARTMENT REPORTS

- FIRE CHIEF
- POLICE CHIEF
- CITY CLERK

- CITY ATTORNEY
- CITY ENGINEER

FIRST OF THE MONTH REPORTS

- CEMETERY SEXTON
- WATER/SEWER FORMAN
- LANDFILL/ROAD SUPERVISOR
- PARKS AND ANIMAL CONTROL
- WASTE WATER TREATMENT OPERATOR

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

- 1. Executive Report First Meeting of the Month.**
- 2. Member Northness-Mark Bassett-Discussion/Action-Consideration to reimburse funds to the White Pine Historical Railroad for their work on the Northern portion of the rail line.**

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

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

- 1. Member Norcross-Pat Lorello Environmental Manager with Robinson Nevada Mining Company (RNMC)-Discussion/Action-Update on the Quadra water issues and the Piezometer monitoring wells.**
- 2. Chairman Olson-City Engineer Day-Discussion/Action-Possible approval of a Will-Serve to the White Pine County for a 2" water line and a 79-fixture unit for a sewer connection. The property is located at 1150 US 93 North at the Fire and Ambulance building at the old State rest stop near the Industrial Park.**
- 3. Chairman Olson-Discussion/Action-Consideration to begin charging White Pine County for water being used at County duck pond.**
- 4. Chairman Olson-Discussion/Action-Consideration to establish a surcharge on City owned utilities to users residing outside the City of Ely limits. This surcharge was recommended by White Pine County during the City/County inter local negotiations. The revenue generated would be transferred to the City of Ely General Fund to help fund the general government**

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

1. Councilman Northness-Mark Bassett-Discussion/Action-Consideration to reimburse funds to the White Pine Historical Railroad for their work on the Northern portion of the rail line.
2. Councilman Bybee-David Conger, Corral Boss-Discussion/Action-Consideration to establish a fee for the use of City equipment to transport dead animals when needed from the City corrals to the landfill for disposal. The use of City equipment is only if the owner of the animal does not have access to equipment or cannot hire a local contractor to perform the task.
3. City Council-City Clerk Alworth-Discussion/Action-Award of bids for Heating fuel and motor vehicle fuel for a two-year period for the City of Ely.
4. City Council-City Treasurer Trask-Discussion/Action-Consideration to change percentage for insurance premium to 20% for employees and for the City to contribute 80%.
5. City Council Member Jerry Meyer-Discussion/Action-Consideration to have the City of Ely serve as a trial location for Google's experiment to help make Internet access better and faster for everyone. Google is planning to build and test ultra-high speed broadband networks in a smaller number of trial locations across the county. Deadline to submit is March 26, 2010.
6. City Council Member Jim Northness-Discussion/Action-Possible action City may want to take if White Pine County seeks an advisory question for the consolidation of City and County services on their upcoming election.
7. City Council Members-Discussion/Action-Consideration to annex rail line from the City of Ely to Robinson Nevada Mining Company.
8. City Council Members-Discussion/Action-Consideration to begin working on plans to establish funding for the establishment of a City Police Department.

8. ITEMS FOR DISCUSSION/ACTION ONLY AS REQUESTED BY THE MAYOR.

1. Mayor Hickman-Discussion/Action-Consideration to participate in the Global Day of Conservation, (GDC), on Climate Change, Energy and the Green Economy. GDC hold conversations in their communities with their constituents to deepen understanding of the paramount environmental issues facing humanity today.
2. Mayor Hickman-City Treasurer Trask-Discussion/Action-Possible acceptance of the revised City of Ely Personnel Policy Manual as recommended by

City of Ely is an equal opportunity provider and employer

POOL/PACT to keep the City in compliance with legal terminology and changes to FMLA. There is a copy for public review on file at City Hall.

3. Mayor Hickman-Discussion/Action-Possible approval of a Home Occupation Permit to Herbert C. Ridge, d.b.a. C & H Professional Floor Care, located at 640 Mill Street.
4. Mayor Hickman-Discussion/Action-Consideration to provide financial support to the Nevada Rural Counties RSVP Program, Inc. The program assists in maintaining low-income/indigent homebound seniors in their homes. Their request is for \$2,530.
5. Mayor Hickman-Discussion/Action-Consideration to donate funds to the White Pine Conservation District in their efforts to conserve soil and water in White Pine County.
6. Mayor Hickman-Discussion/Action-Possible ratification of letter from Mayor Hickman to Senator Harry Reid for an appropriation request of \$13,828.431 for completion of the rail line for transportation of freight traffic.
7. Mayor Hickman-Discussion/Action-Possible approval of a Home Occupation Permit to Shawn Fishel, located at 1030 Avenue M, Space 8, Ely Nevada. Type of business is computer repair and rebuild.

9. 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-Second Reading of Ordinance 638, 2010-01; an Ordinance establishing a City Planning Commission and replacing Chapter 2-1 of the Ely City Code which created a Regional Planning Commission.

The Mayor will adjourn the Public Hearing and reconvene the City Council Meeting.

10. DISCUSSION/ACTION ITEMS PERTAINING TO THE PUBLIC HEARING.

1. Mayor Hickman-Discussion/Action-Second Reading of Ordinance 638, 2010-01; an Ordinance establishing a City Planning Commission and replacing Chapter 2-1 of the Ely City Code which created a Regional Planning Commission.

11. MINUTES

BILLS

Items 11 are considered items for CONSENT AGENDA.

Motion by: _____ **Seconded by:** _____
Vote: _____

12. 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.

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

14. 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.

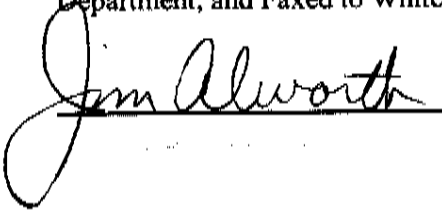
The City of Ely does not discriminate on the handicapped status in the admission or access to, or treatment or employment in its federally assisted programs or activities.

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.

City of Ely is an equal opportunity provider and employer

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, Jim Alworth, did cause to be posted on, **March 4, 2010**, 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.

A handwritten signature in black ink that reads "Jim Alworth". The signature is written in a cursive style with a large, looping initial "J". Below the signature is a horizontal line.