



GARY POLLOCK, Mayor  
JONATHAN GOOLSBY, Vice-Mayor  
LAURA MOORE DELRIO, Councilwoman  
CHRIS MICHELI, Councilman  
CR "BETH" SAVEDRA, Councilwoman

JASON PENGELLY, City Manager  
SAMANTHA NANCE, City Clerk  
PATTI ZANDER, Deputy Clerk

**PUBLIC MEETING NOTICE**  
**Of the**  
**CITY OF WELLS BOARD OF COUNCILMEN**

The Board of Council of the City of Wells, County of Elko, State of Nevada, will meet in regular session on Tuesday, August 22, 2023, in the Council Chambers of Wells City Hall, 525 Sixth Street, Wells, Nevada  
Beginning at 7:00 P.M.

Attached with this Notice is the agenda for said meeting of the Board.

This Notice and Agenda is posted pursuant to N.R.S. 241.020 as amended by the 2013 Legislature. This Notice and Agenda has been posted on or before 9:00 A.M. on the third working day before the meeting at the following locations:

WELLS CITY HALL, 525 Sixth Street, Wells, Nevada  
WELLS FIRE STATION, 516 Seventh Street, Wells, Nevada  
WELLS POST OFFICE, 201 Castle Street, Wells, Nevada  
WELLS RURAL ELECTRIC COMPANY, 1451 Humboldt Avenue, Wells, Nevada  
SILVER SAGE SENIOR CITIZEN CENTER, 213 First Street, Wells, Nevada  
ROY'S MARKET, 647 Humboldt Avenue, Wells, Nevada

Supporting materials for this meeting may be reviewed at the office of the City Clerk, Wells City Hall, 525 Sixth Street, Wells, Nevada.

This institution is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office or call (866) 632-9992 to request the form. You may also write a letter containing all the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, and 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).

**NOTICE TO PERSONS WITH DISABILITIES**

Reasonable efforts will be made to assist and accommodate physically handicapped persons desiring to attend the meeting. Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the City Manager, City of Wells, in writing at P.O. Box 366, 525 Sixth Street, Wells, Nevada 89835-0366, or by calling 775-752-3355 at least two (2) days in advance so that arrangements may be made.

A handwritten signature in black ink, appearing to read "Jason Pengelly", is written over a horizontal line.

Jason Pengelly, City Manager

TEL 775.752.3355

FAX 775.752.3419

[finance@cityofwellsnv.com](mailto:finance@cityofwellsnv.com)

MAILING P.O. BOX 366 • WELLS, NEVADA 89835 PHYSICAL 525 6TH STREET • WELLS, NEVADA 89835

The City of Wells is an equal opportunity employer

**AGENDA  
REGULAR MEETING  
CITY OF WELLS BOARD OF COUNCIL  
TUESDAY, AUGUST 22, 2023 7:00 P.M.  
COUNCIL CHAMBERS, WELLS CITY HALL  
525 SIXTH STREET WELLS, NEVADA**

*Breaks and Recess Actions shall be called for at the pleasure of the Board rather than by agenda schedule.*

Pursuant to N.R.S. 241.020, 6, notice is hereby given that items on the agenda may be taken out of order, that the Board may combine two or more agenda items for consideration, and that the Board may remove an item from the agenda or delay discussion relating to an item on the agenda any time and if the agenda is not completed, to recess the meeting and continue on another specified date and time.

Pursuant to N.R.S. 241.020, 7, any restriction on comments by the general public must be reasonable and may be restricted to the time, place and manner of the comments, but may not restrict comments based on viewpoint. Citizens will be allowed to make public comment during each agenda item as well as at the formal Citizens to Address the Board of Councilmen agenda item at the beginning of the meeting.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Approval of minutes of previous meeting(s) **FOR POSSIBLE ACTION**

**DELEGATION:**

5. Citizens to address the Council

Pursuant to N.R.S. 241.020,2 (c) (3), this time is devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified to be an action item

**NEW BUSINESS:**

6. Discussion and possible action to authorize City staff to go out for bids for CDBG Wastewater Headworks project. **FOR POSSIBLE ACTION**
7. Wells Rural Electric to address Board of Council for letter of support for Hydro in Nevada specifically, the lower Snake River dams. **FOR POSSIBLE ACTION**
8. Discussion to receive CDBG grant application ideas for the upcoming grant cycle to be submitted to CDBG for eligibility approval. **FOR DISCUSSION ONLY**
9. Discussion and possible action to approve Land Purchase Agreement with NGEN Solutions LLC, APN #002-820-009. **FOR POSSIBLE ACTION**
10. Discussion and possible action to approve or deny special liquor license for Wells Mainstreet Program for August 23, 2023. **FOR POSSIBLE ACTION**

11. Review, discussion and possible approval of Emergency Ordinance to amend 3-6 of the Wells City Code, specifically 3-6-21: **MEDICAL EXAMINATIONS; DUTY OF LICENSEE AND 3-6-28: MEDICAL EXAMINATION REQUIRED OF ALL PROSTITUTES**, to remove the requirement that examinations be performed by a “physician” and replace the word physician with “physician licensed to practice medicine in the state, or by a physician’s assistant or registered nurse under the authority of a physician licensed to practice medicine in the state or advanced practice registered nurse, nurse practitioner, licensed in the state. **FOR POSSIBLE ACTION**

12. Claims Committee Report and possible action to approve financial statement.  
**FOR POSSIBLE ACTION**

13. Councilmen’s Report

This time is devoted to comments by Board members for general information or update. Purposes and may include reports of involvement in liaison activities/meetings with matter raised under this item of the agenda until the matter itself has been specifically included on a successive agenda and identified to be an action item.

14. Staff reports

This time is devoted to comments by city Staff for general information or updates purpose. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a successive agenda and identified to be action item.

15. Citizens to address the Council

Pursuant to N.R.S. 241.020,2 (c) (3), this time is devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matters raised under this item on the agenda until the matter itself has been specifically included on a successive agenda and identified to be an action item.

16. Adjournment

**MINUTES OF WELLS CITY COUNCIL  
MEETING OF AUGUST 8, 2023**

**CALL TO ORDER**

Date: Tuesday, August 8, 2023  
Time: 7:00 P.M.  
Place: Council Chambers, Wells City Hall  
525 Sixth Street Wells, Nevada  
Type of Meeting: Regular Meeting of City of Wells Board of Councilmen  
Presiding Officer: Gary Pollock, Mayor

**ROLL CALL**

Present: Gary Pollock, Mayor  
Laura Moore-DelRio, Councilwoman  
Chris Micheli, Councilman

Absent: Jonathan Goolsby, Vice-Mayor  
CR Beth Savedra, Councilwoman

Quorum: Yes

Staff Present: Samantha Nance, City Clerk  
Jason Pengelly, City Manager  
Patti Zander, Deputy Clerk

**PLEDGE OF ALLEGIANCE**

Mayor Pollock led everyone in the Pledge of Allegiance.

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

Micheli made a motion to approve meeting minutes dated July 25, 2023. DelRio provided the second and motion passed unanimously.

**CITIZENS TO ADDRESS THE COUNCIL**

There were none.

**REPORT FROM ELKO COUNTY SHERIFFS OFFICE ON APPLICATION FOR  
BROTHEL LICENSE FOR DAVID ARMSTRONG TO PURCHASE BELLA'S  
HACIENDA RANCH**

Lt. Fisher reported that the investigation based on the information that was provided was completed on July 19, 2023. A portion of the documentation provided was not signed and notarized. Armstrong was informed that portion was still outstanding. Fisher had a conversation with Armstrong on July 24<sup>th</sup> stating the ECSO was done with what was submitted. Mr. Armstrong indicated that he and Bella were still in negotiations and had not concluded their financial transaction and asked for another 60 to 90 days to complete the financial transaction. Fisher informed Armstrong to make sure he had provided the complete documentation as far as being signed and notarized. At this point in time, based on the documentation, ECSO is done and just waiting to see if the individuals will move forward with the sale of the business or if the deal will not go through.

### **BETTER CITY PRESENTATION TO UPDATE THE BOARD OF COUNCIL**

Eric Gibson and Rachel Boyett from Better City were at the meeting to show the board the new City of Wells website Better City has been working on. The website was available for everyone to see and Boyett went through the design. Some of the pictures will be updated. Boyett asked if there were any changes anyone had before it was ready to be launched? Gibson stated the link will be sent to the council members to pull up on their phone and personal devices as it looked washed out. Gibson added pictures will be taken of the different lots available in the industrial park tomorrow.

### **DISCUSSION TO RECEIVE CDBG GRANT APPLICATION IDEAS FOR THE UPCOMING GRANT CYCLE TO BE SUBMITTED TO CDBG FOR ELIGIBILITY APPROVAL**

Pollock began that the new senior center is his priority for grant funding. DelRio agreed that the senior center is a priority but would also like to see the splash pad revisited. Pengelly will discuss the splash pad in his report. DelRio continued that two years ago, Scott Stewart drew up plans for the park and would like to see the basketball courts revisited as well. There are kids there every day. One of the hoops faces the street and is dangerous. Pengelly stated that it would be easy to put a basketball court there. DelRio didn't think it would be a big expenditure and would make a difference. Pollock stated that pickleball is also a popular activity that might go along with the basketball court.

### **DISCUSSION AND POSSIBLE ACTION TO APPROVE A PROCLAMATION DECLARING THE MONTH OF SEPTEMBER AS CHILDHOOD CANCER AWARENESS MONTH**

Pollock read the proclamation. DelRio asked what this would entail. Nance stated that proclamations that are adopted from different cities may help Northern Nevada Children's Cancer Foundation receive more funding. DelRio made a motion to approve the proclamation declaring the month of September as childhood cancer awareness month. Micheli provided the second and motion passed unanimously.

### **DISCUSSION AND POSSIBLE ACTION TO ADVERTISE FOR PROPOSALS FOR THE AIRPORT CONSULTANTS**

Minutes of Wells City Council  
Meeting of August 8, 2023

Pengelly stated that Armstrong is our current airport consultant and their five-year contract is coming to an end soon. The city needs to advertise to request RFQ's for other potential firms. Armstrong has done a good job for the last five years. Once the RFQ's are advertised and received, the board will review them and decide who will be the airport consultant. Micheli made a motion to advertise for proposals for the airport consultants. DelRio provided the second and motion passed unanimously.

### **CLAIMS COMMITTEE REPORT: ACTION TO APPROVE FINANCIAL STATEMENTS**

Micheli made a motion to approve the Warrant Register dated July 27, 2023 through August 8, 2023 in the amount of \$97,006.79. DelRio provided the second and motion passed unanimously. Micheli made a motion to approve the check register dated July 1, 2023 through July 31, 2023 in the amount of \$32,316.15. DelRio provided the second and motion passed unanimously.

### **COUNCILMEN'S REPORTS**

Micheli reported that the car show went well and there was a good turnout.

DelRio stated that sports are up and running and getting ready for the school year. The 4-H kids are working hard and went to Elko today to promote the auction held during the fair for the animals the 4-H kids have raised.

Pollock thought the car show was good and helped at the senior center breakfast both mornings. Pollock also did the mayor's choice plaque for the 31<sup>st</sup> car show. The city was informed by NGM that the city had been awarded \$300,000 payable over two years for the new senior center. The city can't thank them enough and makes the completion of that building so much closer.

### **STAFF REPORTS**

Pengelly mentioned the auditors will be here the end of the month. A letter from Eide Bailly was given to each council member and is something provided every year. The mayor will need to sign it and send it back.

A grant has been applied for with Nevada Parks & Recreation for a splash pad. Pengelly will have a meeting regarding this grant on Thursday. There is an issue with some property that was given to the city by NPR a long time ago. There are two parcels that were granted to the city for the golf course and the city flipped two parcels' years ago and this needs to be addressed. If that is resolved, the city could still be eligible for the grant.

Nance and Pengelly met with NDP stormwater regarding Shoshone Avenue. NDP will fund the entire project for \$675,000. The Shoshone Avenue project will receive 1.2 million dollars for the project that will be completed next year. Work is being done on the environmental and the construction drawings.

Pengelly stated knowing the amount NGM will give towards the new senior center will help know how much will be needed from CDBG for the grant.

Nance found an aging and disability grant that will help fund new kitchen equipment for the new senior center. The new tables came today that were purchased with money from the \$4,000 received from the WREC Next Dollar Foundation and chairs will be coming.

The TAP grant in the amount of one million dollars for Lake Avenue has also been applied for but have not heard back on it yet.

#### **CITIZENS TO ADDRESS THE COUNCIL**

Nicole Rodriguez mentioned that every summer, Hogan Street becomes a speedway even by residents who live on that street. Rodriguez wondered if a speedbump could be put in to slow people down. Pengelly stated he could contact the ECSO to patrol that area more. Pengelly stated it is not just Hogan, it is everywhere.

#### **ADJOURNMENT**

The meeting was adjourned at 7:28 p.m.

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**GARY POLLOCK, Mayor**

ATTEST:

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**SAMANTHA NANCE, City Clerk**



Date: 8/10/23

**PUBLIC AGENDA REQUEST FORM**

**DATE TO SPEAK:** 8/22/23  
**NAME:** Wells Rural Electric  
**ADDRESS:** PO Box 366 1451 Humboldt Ave  
**PHONE NUMBER:** 775-752-3328 ext 1581  
**E-MAIL ADDRESS:** lmurphy@wrec.coop

Brief description of topic to be discussed:

Letter of support for Hydro in Nevada,  
specifically the lower Snake River  
dams

Signature

A handwritten signature in cursive script that reads "Rayle Murphy".

Please return to: Samantha Nance, City Clerk  
City of Wells  
P.O. Box 366, 525 Sixth Street  
Wells, NV 89835

Ph: (775) 752-3355

Fax: (775) 752-3419

E-mail address: [finance@cityofwellsnv.com](mailto:finance@cityofwellsnv.com)

TEL 775.752.3355 FAX 775.752.3419 [wellsnvcityhall@frontier.com](mailto:wellsnvcityhall@frontier.com)

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APPLICATION FOR LIQUOR LICENSE

August 15, 2023

TO THE HONORABLE BOARD OF COUNCILMEN OF THE CITY OF WELLS, COUNTY OF ELKO, STATE OF NEVADA

STATE OF Nevada )  
COUNTY OF Elko )

Pursuant to Title 3, Chapter 3 of Wells City Code, the undersigned, being first duly sworn, deposes and says:

That I do hereby apply for a

Retail (Bar)  Packaged (For consumption off-premise, i.e. Grocery Store)  Wholesale  Special Events  
(Check type of license)

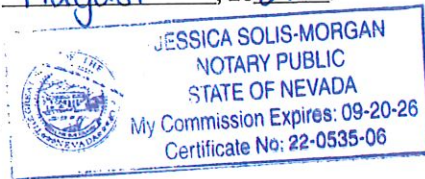
Liquor License at 573 Sixth St in the City of Wells,  
(Street Address)

such business to begin on the 23 day of August, 2023, that I, hereby state that no business has been carried on at said place by the undersigned without having first obtained a license do to so, and that I hereby promise that if said license be granted, I shall and will comply with all the ordinances of the said City of Wells now in effect, or which may be hereafter enacted for the control and regulation of such business, and this promise and covenant shall be deemed once of the considerations passing to the City of Wells for the granting of such license.

[Signature]  
Applicant

Subscribed and sworn to before me this 15 day of August, 2023.

[Signature]  
City Clerk or Notary Public



Approved and granted by the Board of Councilmen this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
City Clerk

APPLICATION FOR LIQUOR LICENSE  
UNDER TITLE 3, CHAPTER 3 OF WELLS CITY CODE

Said license is to be issued in the name of

Wells Mainstreet Program

(Name of Business)

Applicant is a(n)

Individual  Partnership  Association/Organization  Corporation  Fraternal, Social or Civic Club

The following are the names, titles and information of the persons owning said business (individual, officers, directors, stockholders or agents):

Name	Title	Address	DOB	SSN#
Jolene Supp	Pres	PO. Box 487	12/22/61	
Spencer Fuller	Director	Wells, NV		
Leslie Lotspeich V.	Pres	Deeth, NV	6/25/58	
Layla Walz	Director	Wells, NV		

The following is a listing of business or occupations during the past five years:

Name	Business/Occupations

I hereby make application to the City of Wells Board of Councilmen for a Special Events Liquor License. I have read the ordinances of City of Wells, Nevada, which regulate the conduct of such license.

John M Supp  
Applicant

\_\_\_\_\_  
Date

Received \$ \_\_\_\_\_,  
license fee for Fiscal Year 20\_\_ - 20\_\_.

\_\_\_\_\_  
City Clerk



Date: Aug 13, 2023

**PUBLIC AGENDA REQUEST FORM**

**DATE TO SPEAK:** 8/22/23

**NAME:** Wells Mainstreet Program

**ADDRESS:** P.O. Box 481 Wells, NV 89835

**PHONE NUMBER:** \_\_\_\_\_

**E-MAIL ADDRESS:** \_\_\_\_\_

Brief description of topic to be discussed:  
Special Events liquor license for approval  
Aug 23, 2023 4:30 - 7:00

Signature [Handwritten Signature]

Please return to: Samantha Nance, City Clerk  
City of Wells  
P.O. Box 366, 525 Sixth Street  
Wells, NV 89835

Ph: (775) 752-3355  
Fax: (775) 752-3419  
E-mail address: [finance@cityofwellsnv.com](mailto:finance@cityofwellsnv.com)

TEL 775.752.3355 FAX 775.752.3419 [wellschityhall@frontier.com](mailto:wellschityhall@frontier.com)

**ORDINANCE NO. 242**

**AN EMERGENCY ORDINANCE AMENDING TITLE 3, CHAPTER 6 OF THE WELLS CITY CODE**

**WHEREAS**, the Title 3, Section 6 of the Wells City Code requires that medical examinations be done by or under the supervision of a licensed physician;

**WHEREAS**, the City of Wells does not have a licensed physician practicing medicine in the City;

**WHEREAS**, an advanced practice registered nurse, nurse practitioner, does work in the City, and may perform said examinations without the supervision of a physician, pursuant to state law;

**WHEREAS**, pursuant to Sections 2.060 and 2.110 of the Wells City Charter, the City Council is authorized, by unanimous consent, to take final action to immediately enact ordinances in cases of emergency, subject to the provisions of Chapter 241 of NRS;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WELLS, NEVADA.**

**Section 1: That Title 3, Chapters 6, Section 21 of the Wells City Code is amended as follows:**

**3-6-21: MEDICAL EXAMINATIONS; DUTY OF LICENSEE:**

Every licensee shall ensure that every prostitute is examined by a physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, as required in section 3-6-28 of this chapter, and that the physician has:

A. Issued to every person examined and found not to be afflicted with a sexually transmitted disease, a certificate so stating;

B. Refused to issue such certificate to any person found to be, or suspected of being, afflicted with a sexually transmitted disease;

C. Reported the results of such examinations weekly to the chief of police or his designee at such time as the chief shall set in writing to the board;

D. Reported to the board immediately the existence of any condition on the premises of any licensed operation which, in the professional opinion of the physician, constitutes a health hazard to the patrons or employees of any licensed operation or to the public, together with his recommendations for correcting the condition.

**Section 2: That Title 3, Chapters 6, Section 28 of the Wells City Code is amended as follows:**

**3-6-28: MEDICAL EXAMINATION REQUIRED OF ALL PROSTITUTES:**

A. Every licensee shall require and ensure that the rules and regulations now in force or hereafter promulgated by the division of health of the department of human resources of the state of Nevada are complied with and that medical examinations are undergone by all prostitutes working at the licensee's operation, which examinations shall:

1. Be performed at least once a week. These medical examinations must be completed and the examination results available by each Friday of the week prior to medical exam record checks being conducted by the police department.
2. Be performed by or under the supervision of a physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state or doctor of osteopathy duly licensed to practice medicine in the state.
3. Include all tests specified by the division of health of the Nevada department of human resources for the detection and diagnosis of sexually transmitted diseases including, but not limited to, weekly tests for gonorrhea and chlamydia and a monthly blood test for syphilis and human immunodeficiency virus (HIV), which shall be processed at a licensed and approved clinical laboratory.
4. Include monthly tests approved by the division of health of the department of human resources of the state for the detection of HIV. Appropriate specimens are to be submitted to and processed at a licensed and approved medical laboratory.
5. Include other medically approved tests, deemed advisable by the physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, for determining whether the prostitute is afflicted with any infectious or contagious disease.
6. Be performed at the location of the licensed operation, at the physician's or advanced practice nurse, nurse practitioner's office, at a hospital or clinic, as determined by the physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state.
7. Consistent with NAC 441A.120(2), no person may work as a prostitute in a licensed house of prostitution until a state licensed and approved medical laboratory has reported that the results of the tests required by NAC 441A800 et seq., do not show the presence of chlamydia, syphilis, gonorrhea, or the antibody to the human immunodeficiency virus. In effect, no prostitutes will be allowed to work (perform sexual acts with another person) on the premises until they have been cleared by a physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice

medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, to work.

8. If any prostitute's test results are positive, the prostitute must be removed from the brothel floor immediately and her work card turned over to a representative of the police department. The prostitute must wait at the brothel until contact is made by the state health department or its designee. This contact may be made in person or by telephone. Once contact is complete, the prostitute may then leave the premises of the brothel. If the prostitute chooses to stay, she will remain off the floor, which includes the bar area, and not engage in any type of sexual activity until a clearance to return to work has been received from the physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, and presented to the police department.

9. The owner/management or key employee of the brothel is required to notify the police department when a prostitute leaves the brothel on vacation. (Any period in excess of 48 hours is considered vacation.) Prior to returning to work from vacation, the prostitute must get a medical exam, clearance from a physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, and cleared to go to work by the Wells police department.

B. After performing the examination required in subsection A of this section, the examining doctor shall:

1. Issue to every person examined and found not to be afflicted with a sexually transmitted disease or other contagious or infectious disease, a certificate so stating.
2. Refuse to issue such certificate to any person found to be, or suspected of being, afflicted with a sexually transmitted disease or other contagious or infectious disease.
3. Report the results of such examinations weekly to the chief of police or his designee.
4. If any prostitute examined is found to be afflicted with a sexually transmitted disease or any contagious or infectious disease that creates a health hazard, the doctor shall immediately notify the chief of police or his designee and the licensed operator where the prostitute is working, of such condition.

C. No person may work as a prostitute in any operation without a current certificate, as described in subsection B1 of this section.

D. No person who has ever been denied a certificate by an examining physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, or doctor of osteopathy, as provided in subsection B2 of this section, may again work as a prostitute in any licensed operation until such person has received and presented to the chief of police or his designee a certificate from an examining physician licensed to practice medicine in the state, or by a physician's assistant or registered nurse under the authority of a physician licensed to practice medicine in the state, or an advanced practice registered nurse, nurse practitioner, licensed in the state, or doctor of osteopathy stating

that the cause or causes which resulted in the denial of the certificate have been cured and that the person is now free of any sexually transmitted disease or other contagious or infectious diseases.

E. Nothing contained in subsections A through E inclusive of this section shall prevent the board on its own motion or upon complaints or reports from any person, from inquiring into the existence of any condition on the premises of any licensed operation which might constitute or cause a health hazard. (Ord. 192, 6-26-2001)

**Section 3:** All ordinances or parts of ordinances in conflict herewith are hereby repealed, but only to the extent of such conflict.

**Section 4:** If any section, paragraph, clause, or provision of this ordinance shall for any reason be held to be invalid, unenforceable, or unconstitutional by a court of competent jurisdiction, the invalidity, unenforceability, or provision shall not affect any remaining provisions of this ordinance.

**Section 5:** Upon adoption, the City Clerk of the City of Wells is hereby directed to have this ordinance published by title only, together with the Councilman voting for or against its passage in a newspaper of general circulation within the time established by law, for at least one publication.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2023 by the following vote of the Wells City Council.

AYES:

NAYS:

ABSENT:

ABSTAIN:

**APPROVED** this \_\_\_\_ day of \_\_\_\_\_ 2023.

CITY OF WELLS

BY: \_\_\_\_\_  
GARY POLLOCK, Mayor

ATTEST:

\_\_\_\_\_  
SAMANTHA NANCE, City Clerk