

RESOLUTION NO. 2022-01

RESOLUTION OF THE CITY COUNCIL OF YERINGTON, NEVADA PROVIDING FOR THE TRANSFER OF THE CITY'S 2022 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to the Yerington, Lyon County, Nevada (the "City," "County" and "State," respectively), the amount of \$193,693.73 in tax-exempt private activity bond volume cap for year 2022 (the "2022 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA"), has requested that the City transfer its 2022 Bond Cap to the NRHA for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("*Single Family Programs*"); and

WHEREAS, the City is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the City may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2022 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State; and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more."

NOW, THEREFORE, the City Council of the City does hereby find, resolve, determine and order as follows:

Section 1. Recitals. The recitals set forth herein above are true and correct in all respects.

Section 2. Transfer of Private Activity Bond Volume Cap. Pursuant to NAC 348A.180, the City hereby transfers its 2022 Bond Cap in the amount of \$193,693.73 to the NRHA for its Single Family Programs.

Section 3. Use of 2022 Bond Cap. The NRHA will use the 2022 Bond Cap for single family purposes in calendar year 2022 or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

Section 4. Representative of City. Pursuant to NAC 348A.180(1), the Director of the State of Nevada Department of Business and Industry (the "Director") may contact Robert Switzer, City Manager, City of Yerington, regarding this Resolution at (775) 463-3511 or by email at Manager@Yerington.Net or in writing 14 E. Goldfield, Yerington, Nevada 89447.

Section 5. Additional Action. The Mayor and Clerk of the City are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2022 Bond Cap, and carry out the duties of the City hereunder, including the execution of all certificates pertaining to the transfer as required by NAC Ch. 348A.

Section 6. Direction to the NRHA. The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2022 Bond Cap.

Section 7. Representative of the NRHA. Pursuant to NAC 348A.180(3), the Director may contact Diane Arvizo, Director of Homeownership Programs of the NRHA regarding this Resolution at (775) 886-7900 or by email at Diane@NVRural.Org or in writing at Nevada Rural Housing Authority, 3695 Desatoya Drive, Carson City, Nevada 89701.

Section 8. Obligation of the City. This Resolution is not to be construed as a pledge of the faith and credit of or by the City, or of any agency, instrumentality, or subdivision of the City. Nothing in this Resolution obligates or authorizes the City to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.

Section 9. Enforceability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

ADOPTED, SIGNED AND APPROVED this 13th day of June, 2022.

YERINGTON, NEVADA

By


John J. Garry, Mayor

ATTEST:

By


Sheema D. Shaw, City Clerk


CERTIFICATE OF TRANSFER OF VOLUME CAP

I, Sheema Shaw, am the duly chosen and qualified City Clerk of Yerington, Nevada (the "City") and in the performance of my duties as City Clerk do hereby certify to the Office of Business Finance and Planning in accordance with Section 348A.260 of the Nevada Administrative Code ("NAC"), that the private activity bond volume cap allocated to the City in the amount of \$193,693.73 has been transferred as follows:

\$193,693.73 has been transferred pursuant to NAC 348A.180 from the City, a local government, located in Lyon County to the Nevada Rural Housing Authority, a local government, located within Lyon County for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income.

This certificate is being filed within five (5) days of the transfer being made in accordance with NAC 348.260.

YERINGTON, NEVADA

By 
Sheema D. Shaw, City Clerk

cc: Diane Arvizo, Nevada Rural Housing Authority

RESOLUTION NO. R-7-19-22-1

**RESOLUTION TO TRANSFER CLARK COUNTY 2022 PRIVATE
ACTIVITY BOND VOLUME CAP TO THE NEVADA HOUSING
DIVISION AND THE NEVADA RURAL HOUSING AUTHORITY**

1. **WHEREAS**, pursuant to the provisions of ch. 348A of Nevada Revised Statutes ("NRS") and ch. 348A of the Nevada Administrative Code ("NAC"), Clark County, Nevada (the "County"), has been allocated tax-exempt private activity bond volume cap for calendar year 2020 ("volume cap") in the amount of \$55,355,840.26; and

2. **WHEREAS**, the County has received requests for an allocation of volume cap ("Applications") for Impact Residential Development, LLC for the construction of a rental housing project at 4000 E. Desert Inn (the "Impact Residential Project"); for the Housing Division (the "Housing Division") of the Department of Business and Industry (the "Department") for its multifamily rental housing bond program ("MFHP") and its single family mortgage bond and mortgage credit certificate programs ("SFHP"; collectively with the MFHP, the "Single & Multifamily Programs"); and for Nevada Rural Housing Authority ("NRHA") for its single family mortgage bond and mortgage credit certificate programs ("Single Family Mortgage Programs") in rural Clark County; and the County desires to also provide volume cap to the Housing Division for bonds issued for upcoming Clark County multifamily rental housing projects (the "Multifamily Housing Program"); and

3. **WHEREAS**, the County desires to prevent the County's volume cap from reverting to the State, and this resolution is intended to indicate that the County intends to use its entire allocation for calendar year 2022 for specific projects and uses described herein and there; and

4. **WHEREAS**, as permitted by NAC 348A.180, the County intends to so use its allocation by transferring that allocation to the Director of the Department (the "Director") for further allocation by the Director to the Housing Division and NRHA, for the specific projects and uses authorized by the Internal Revenue Code described herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CLARK COUNTY, NEVADA:

Section 1. The County hereby transfers its 2022 volume cap to the Director with a request that the Director allocate that volume cap as follows for the Projects and Programs described below:

Sponsor & Project Description	Amount of Volume Cap Allocation
(a) Housing Division for Impact Residential Project	\$11,295,000.00
(b) Housing Division for Single & Multifamily Programs	\$14,060,840.26
(c) Housing Division for Multifamily Housing Program	\$25,000,000.00
(d) NRHA for Single Family Mortgage Programs	<u>\$5,000,000.00</u>
TOTAL	<u>\$55,355,840.26</u>

Section 2. A. The Director of the Department is requested to transfer the volume cap described:

(a) in Section 1(a)-(c) to the Housing Division for use on the Projects and Programs listed in those clauses; and

(b) in Section 1(d) to the NRHA for use on its SFHP.

B. The allocations in clauses (a) of Section 1 is subject to the condition that bonds be issued for the project to which the volume cap is allocated on or before December 31, 2023, which utilize all or part of the allocated volume cap. In the event this condition is not met, or in the event this condition is met but the bonds issued on or before December 31, 2023 do not fully use the allocation made, the Housing Division is requested to use that allocation or the remaining part of that allocation for one or more other affordable rental housing projects located in the County, the financing of which is approved by the Board; or if the Board has not approved other financings that use that Volume Cap prior to September 1, 2024 for any projects for which that Volume Cap can legally be used in the County or elsewhere in the State of Nevada.

C. The Housing Division is requested to use the allocation made in clause (c) of Section 1 for one or more affordable rental housing projects located in the County, the financing of which is hereafter approved by the Board, or if the Board has not approved financings

that use that volume cap prior to September 1, 2024 for any projects for which that Volume Cap can legally be used in the County or elsewhere in the State of Nevada.

Section 3. Pursuant to Section 348A.220 of NAC, the County hereby certifies that it has used \$0 of its allocation for calendar year 2022, and that it intends to use and hereby reserves the entire unused portion of its volume cap. The County also hereby reserves all amounts transferred to the County by the Director, by any cities in the County or by any other local governments during the calendar year for the projects for which those transfers are made.

Section 4. A. Pursuant to Section 348A.180 of NAC, the County provides the following information: a representative of the County with whom the Director may communicate regarding this resolution is Deanna Judkins, Principal Planner, Community Resources Management Unit, Clark County Social Service. Ms. Judkins may be contacted by telephone at (702) 455-2269 or by e-mail at Deanna.Judkins@ClarkCountyNV.Gov or by mail to: Deanna Judkins, Principal Planner, Community Resources Management Unit, Clark County Social Service, 1600 Pinto Lane, Las Vegas, Nevada 89106.

B. To the extent required by NAC 348A.180, the Housing Division as beneficiary of the transfers made in section 1(a)-(c) is required to:

1. Notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition stated in Section 1 or 2 hereof that would affect the disposition of the subject volume cap;
2. Identify a representative of the beneficiary of the transfer with whom the Director may communicate regarding the resolution; and
3. Provide a means of contacting that representative.

Section 5. The County Clerk is hereby authorized and directed to mail a certified copy of this Resolution to the Director, the Secretary of the State Board of Finance, the Housing Division, NRHA, and the Office of Business Finance and Planning. A copy of this resolution as executed by the Chair of the Board and the County Clerk as provided below shall constitute a certificate of the County that it has authorized the transfers described in this resolution pursuant to Subsection 2 of NAC 348A.180. As provided in Subsection 2 of NAC 348A.180, the transfers made herein are subject to the approval of the Director. The Director is requested to file any

additional certificate or certificates required by NAC 348A.260 at the time of the Director's approval of the transfers made hereby.

Section 6. Nothing in this Resolution obligates the County to issue bonds for any particular project or to grant approvals for a project or constitutes a representation that such bonds will be issued, that such projects will be approved, or that any county volume cap will be made available for any particular project. This Resolution may be amended or repealed at any time by the County in its sole discretion before the bonds are issued which use the volume cap allocated herein. After bonds are issued, no such amendment or repeal is permissible if it would change the allocation of volume cap to the bonds which were issued.

Section 7. This Resolution shall be effective upon its passage and approval.

PASSED, ADOPTED, and APPROVED this 19th day of July, 2022.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY

By 
JAMES B. GIBSON, CHAIR

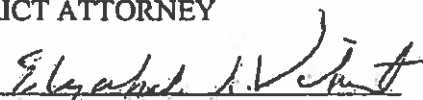
ATTEST:


LYNN MARIE GOYA, COUNTY CLERK

(Seal)

APPROVED AS TO FORM:

STEVEN B. WOLFSON,
DISTRICT ATTORNEY

By: 
Deputy District Attorney

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Petitioner: Timothy Burch, Administrator of Human Services

Recommendation:

Approve, adopt, and authorize the Chair to sign a Resolution for the reservation of Clark County's allocation of Private Activity Bond Volume Cap for calendar year 2022 in the amount of \$55,355,840.26; and authorize the Chair to sign related documents. (For possible action)

FISCAL IMPACT:

Fund #:	N/A	Fund Name:	N/A
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	No Fiscal Impact \$55,355,840.26 of Volume Cap Allocated		
Description:	Private Activity Bonds		
Additional Comments:	Bond issuance costs and the cost of repaying the bond are paid by end users.		

BACKGROUND:

Under the provisions of Chapter 348A of the Nevada Revised Statutes and 348A of the Nevada Administrative Code, Clark County is allocated Private Activity Bond Volume Cap based on the population of the County. For calendar year 2022, the County's allocation is \$55,355,840.26. Through adoption of this resolution, Clark County will meet the State requirement to indicate the intended use or reservation of the Private Activity Bond Volume Cap for specific projects on or before September 1.

Clark County received an application for volume cap from Impact Residential Development, LLC for 4000 E. Desert Inn a proposed 120-unit multi-family housing project located in Clark County. Clark County also received a request from the State of Nevada Housing Division to set-aside bond cap for qualified multi-family residential projects and the Nevada Rural Housing Authority requested bond cap for its single-family Mortgage Credit Certificate program.

The following is the breakdown of the recommended allocation of the volume cap:

Impact Residential Development, LLC - 4000 E. Desert Inn	\$11,295,000.00
Return to State for Clark County Social Service, Multifamily Projects	\$25,000,000.00
Nevada Housing Division, Multi-Family and Single-Family Programs	\$14,060,840.26
Nevada Rural Housing Authority, Mortgage Credit Certificate Program	\$ 5,000,000.00
	\$55,355,840.26

ACTION: APPROVED (RESOLUTION NO. R-7-19-22-1) AS RECOMMENDED.

Cleared for Agenda

07/19/2022

File ID#

22-0955

RESOLUTION NO. 2022R-061

RESOLUTION OF THE BOARD OF COMMISSIONERS OF DOUGLAS COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2022 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to Douglas County, Nevada (the "County") the amount of \$2,718,774.58 in tax-exempt private activity bond volume cap for calendar year 2022 (the "2022 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA") has requested that the County transfer its 2022 Bond Cap to the NRHA for the purpose of providing a means of financing the cost of single-family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("Single Family Programs"); and

WHEREAS, the County is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the County may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2022 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State of Nevada (the "State"); and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more."

NOW, THEREFORE, the Board of Commissioners of the County does hereby find, resolve, determine and order as follows:

Section 1. Recitals. The recitals set forth herein above are true and correct in all respects.

Section 2. Transfer of Private Activity Bond Volume Cap. Pursuant to NAC 348A.180, the County hereby transfers the County's 2022 Bond Cap, in the amount of \$2,718,774.58, to the NRHA for its Single-Family Programs.

Section 3. Use of 2022 Bond Cap. The NRHA will use the 2022 Bond Cap for single family purposes in calendar year 2022, or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

Section 4. Representative of County. Pursuant to NAC 348A.180(1), the Director may contact Jenni Cartwright, Douglas County Finance Manager, regarding this Resolution at (775) 782-9097, jcartwright@douglasnv.us, or in writing at P.O. Box 218, Minden, Nevada 89423.

Section 5. Additional Action. The County Manager and Clerk of the County are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2022 Bond Cap, and carry out the duties of the County hereunder, including the execution of all certificates pertaining to the transfer as required by NAC 348A.

Section 6. Direction to the NRHA. The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2022 Bond Cap.

Section 7. Representative of the NRHA. Pursuant to NAC 348A.180(3), the Director may contact Diane Arvizo, Director of Homeownership Programs of the NRHA regarding this Resolution at (775) 886-7900, Diane@NVRural.org or in writing at Nevada Rural Housing Authority, 3695 Desatoya Drive, Carson City, Nevada 89701.

Section 8. Obligation of the County. This Resolution is not to be construed as a pledge of the faith and credit of or by the County, or of any agency, instrumentality, or subdivision of the County. Nothing in this Resolution obligates or authorizes the County to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.

Section 9. Enforceability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

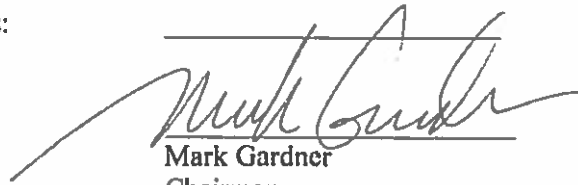
VOTE:

Ayes Commissioners:

Rice
Nowosad
Gardner
Engels
Tarkanian

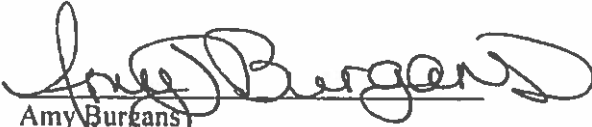
Nays Commissioners:

Absent Commissioners:



Mark Gardner
Chairman
Douglas County
Board of Commissioners

ATTEST:



Amy Burgans
Douglas County Clerk-Treasurer

CERTIFICATE OF TRANSFER OF VOLUME CAP

I, Amy Burgans, am the duly chosen and qualified County Clerk of the County of Douglas, Nevada (the "County") and in the performance of my duties as County Clerk do hereby certify to the Office of Business Finance and Planning in accordance with Section 348A.260 of the Nevada Administrative Code ("NAC"), that the 2022 private activity bond volume cap allocated to the County in the amount of \$2,718,774.58 has been transferred as follows:

\$2,718,774.58 has been transferred pursuant to NAC 348A.180 from the County, a local government, located in the State of Nevada to the Nevada Rural Housing Authority, a local government, located within the County for the purpose of providing a means of financing the costs of single-family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income.

This certificate is being filed within five (5) days of the transfer being made in accordance with NAC 348.260.

COUNTY OF DOUGLAS, NEVADA

By:


Amy Burgans,
Douglas County Clerk-Treasurer

cc: Diane Arvizo, Nevada Rural Housing Authority



Elko County Board of Commissioners

540 Court Street, Suite 101 • Elko, Nevada 89801
775-738-5398 Phone • 775-753-8535 Fax
www.elkocountynv.net

Commissioners
Delmo Andreozzi
Wilde Brough
Cliff Eklund
Jon Karr
Rex Steninger

Elko County Manager
Amanda Osborne

Executive Assistant
Michele Petty

Administrative Assistant
Anna Hight

RESOLUTION No. 2022-11

RESOLUTION OF THE BOARD OF COMMISSIONERS OF ELKO COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2022 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to Elko County, Nevada (the "County"), the amount of \$1,381,313.33 in tax-exempt private activity bond volume cap for year 2022 (the "2022 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA"), has requested that the County transfer its 2022 Bond Cap to the NRHA for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("*Single Family Programs*"); and

WHEREAS, the County is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the County may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2022 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State of Nevada (the "State"); and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more."

NOW, THEREFORE, the Board of Commissioners of the County does hereby find, resolve, determine and order as follows:

Section 1. Recitals. The recitals set forth herein above are true and correct in all respects.

Section 2. Transfer of Private Activity Bond Volume Cap. Pursuant to NAC 348A.180, the County hereby transfers its 2022 Bond Cap in the amount of \$1,381,313.33 to the NRHA for its Single Family Programs.

Section 3. Use of 2022 Bond Cap. The NRHA will use the 2022 Bond Cap for single family purposes in calendar year 2022 or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

Section 4. Representative of County. Pursuant to NAC 348A.180(1), the Director of the State of Nevada Department of Business and Industry (the "Director" may contact Amanda Osborne, County Manager, Elko County, regarding this Resolution at (775) 738-5398 or by email at AOsborne@ElkoCountyNV.Net or Administrator@ElkoCountyNV.Net or in writing at 540 Court Street, Suite 101, Elko, Nevada 89801.

Section 5. Additional Action. The County Manager and Clerk of the County are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2022 Bond Cap, and carry out the duties of the County hereunder, including the execution of all certificates pertaining to the transfer as required by NAC 348A.

Section 6. Direction to the NRHA. The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2022 Bond Cap.

Section 7. Representative of the NRHA. Pursuant to NAC 348A.180(3), the Director may contact Diane Arvizo, Director of Homeownership Programs of the NRHA regarding this Resolution at (775) 886-7900 or by email at Diane@NVRural.Org in writing at Nevada Rural Housing Authority, 3695 Desatoya Drive, Carson City, Nevada 89701.

Section 8. Obligation of the County. This Resolution is not to be construed as a pledge of the faith and credit of or by the County, or of any agency, instrumentality, or subdivision of the County. Nothing in this Resolution obligates or authorizes the County to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.


Section 9. Enforceability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

MOTION BY COMMISSIONER REX STENINGER, SECONDED BY COMMISSIONER CLIFF EKLUND.

VOTE: AYES: 5
 NAYES: 0
 ABSENT: 0

ADOPTED, SIGNED AND APPROVED this 15th day of June, 2022.

BOARD OF COUNTY COMMISSIONERS
ELKO COUNTY, NEVADA

By 
Amanda Osborne, County Manager

ATTEST:

By 
Kristine Jakeman, County Clerk

CERTIFICATE OF TRANSFER OF VOLUME CAP

I, Kristine Jakeman, am the duly chosen and qualified County Clerk of the Elko County, Nevada (the "*County*") and in the performance of my duties as County Clerk do hereby certify to the Office of Business Finance and Planning in accordance with Section 348A.260 of the Nevada Administrative Code ("*NAC*"), that the 2022 private activity bond volume cap allocated to the County in the amount of \$1,381,313.33 has been transferred as follows:

\$1,381,313.33 has been transferred pursuant to NAC 348A.180 from the County, a local government, located in the State of Nevada to the Nevada Rural Housing Authority, a local government, located within Elko County, for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income.

This certificate is being filed within five (5) days of the transfer being made in accordance with NAC 348.260.

ELKO COUNTY, NEVADA

By *Kristine Jakeman*
Kristine Jakeman, County Clerk

cc: Diane Arvizo, Nevada Rural Housing Authority

EUREKA COUNTY RESOLUTION – JULY 7, 2022

RESOLUTION OF THE BOARD OF COMMISSIONERS OF EUREKA COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2022 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to Eureka County, Nevada (the "County"), the amount of \$103,909.19 in tax-exempt private activity bond volume cap for year 2022 (the "2022 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA"), has requested that the County transfer its 2022 Bond Cap to the NRHA for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("Single Family Programs"); and

WHEREAS, the County is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the County may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2022 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State of Nevada (the "State"); and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more."

NOW, THEREFORE, the Board of Commissioners of the County does hereby find, resolve, determine and order as follows:

Section 1. Recitals. The recitals set forth herein above are true and correct in all respects.

Section 2. Transfer of Private Activity Bond Volume Cap. Pursuant to NAC 348A.180, the County hereby transfers 2022 Bond Cap in the amount of \$103,909.19 to the NRHA for its Single Family Programs.

Section 3. Use of 2022 Bond Cap. The NRHA will use the 2022 Bond Cap for single family purposes in calendar year 2022 or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

Section 4. Representative of County. Pursuant to NAC 348A.180(1), the Director of the State of Nevada Department of Business and Industry (the "Director") may contact Lisa Hoehne, Commissioner Clerk, Eureka County Board of Commissioners, regarding this Resolution at (775) 237-7211 or by email at lhoehne@EurekaCountyNV.Gov or in writing at P.O. Box 694, Eureka, NV 89316.

Section 5. Additional Action. The Chair of the Board of Commissioners and Commissioner Clerk are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2022 Bond Cap, and carry out the duties of the County hereunder, including the execution of all certificates pertaining to the transfer as required by NAC 348A.

Section 6. Direction to the NRHA. The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2022 Bond Cap.

Section 7. Representative of the NRHA. Pursuant to NAC 348A.180(3), the Director may contact Diane Arvizo, Director of Homeownership Programs of the NRHA regarding this Resolution at (775) 886-7900 or by email at Diane@NVRural.org or in writing at Nevada Rural Housing Authority, 3695 Desatoya Drive, Carson City, Nevada 89701.

Section 8. Obligation of the County. This Resolution is not to be construed as a pledge of the faith and credit of or by the County, or of any agency, instrumentality, or subdivision of the County. Nothing in this Resolution obligates or authorizes the County to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.

Section 9. Enforceability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

ADOPTED, SIGNED AND APPROVED this 7th day of July, 2022.

EUREKA COUNTY COMMISSION

By 
J.J. Goicoechea, Chair of the Board

ATTEST:
By 
Katherine J. Bowling, County Clerk

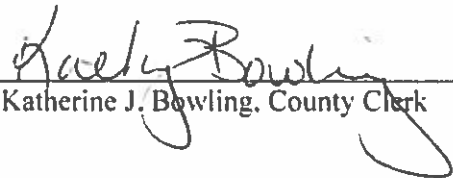
CERTIFICATE OF TRANSFER OF VOLUME CAP

I, Katherine J. Bowling, am the duly qualified County Clerk of Eureka County of Eureka County, Nevada (the "*County*"). and in the performance of my duties as County Clerk do hereby certify to the Office of Business Finance and Planning in accordance with Section 348A.260 of the Nevada Administrative Code ("*NAC*"), that the 2022 private activity bond volume cap allocated to the County in the amount of \$103,909.19 has been transferred as follows:

\$103,909.19 has been transferred pursuant to NAC 348A.180 from the County, a local government, located in the State of Nevada to the Nevada Rural Housing Authority, a local government, located within Eureka County, for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income.

This certificate is being filed within five (5) days of the transfer being made in accordance with NAC 348.260.

EUREKA COUNTY COMMISSION
EUREKA COUNTY, NEVADA

By 
Katherine J. Bowling, County Clerk

cc: Diane Arvizo, Nevada Rural Housing Authority

RESOLUTION No. 06-06-22a

RESOLUTION OF THE BOARD OF COMMISSIONERS OF HUMBOLDT COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2022 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO

WHEREAS, pursuant to the provisions of Chapter 348A of the Nevada Revised Statutes ("NRS") and Chapter 348A of the Nevada Administrative Code ("NAC"), there has been allocated to Humboldt County, Nevada (the "County"), the amount of \$487,026.41 in tax-exempt private activity bond volume cap for year 2022 (the "2022 Bond Cap"); and

WHEREAS, the Nevada Rural Housing Authority (the "NRHA"), has requested that the County transfer its 2022 Bond Cap to the NRHA for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income ("Single Family Programs"); and

WHEREAS, the County is a local government as defined by NAC 348A.070; and

WHEREAS, Section 348A.180 of the NAC provides a procedure whereby the County may, by resolution, transfer to any other local government located within the same county, all or any portion of its 2022 Bond Cap; and

WHEREAS, pursuant to NRS 315.983(1)(a), the NRHA is an instrumentality, local government and political subdivision of the State of Nevada (the "State"); and

WHEREAS, the NRHA is located within the County, pursuant to NRS 315.963, which defines the NRHA's area of operation as "any area of the State which is not included within the corporate limits of a city or town having a population of 150,000 or more."

NOW, THEREFORE, the Board of Commissioners of the County does hereby find, resolve, determine and order as follows:

Section 1. Recitals. The recitals set forth herein above are true and correct in all respects.

Section 2. Transfer of Private Activity Bond Volume Cap. Pursuant to NAC 348A.180, the County hereby transfers its 2022 Bond Cap in the amount of \$487,026.41 to the NRHA for its Single Family Programs.

Section 3. Use of 2022 Bond Cap. The NRHA will use the 2022 Bond Cap for single family purposes in calendar year 2022 or carry forward any remaining amount according to the Internal Revenue Code of 1986, as amended, for such purposes.

Section 4. Representative of County. Pursuant to NAC 348A.180(1), the Director of the State of Nevada Department of Business and Industry (the “Director”) may contact Dave Mendiola, County Manager, Humboldt County, regarding this Resolution at (775) 623-6300 or by email at Dave.Mendiola@HumboldtCountyNV.Gov or in writing at 50 West 5th Street, Room 205, Winnemucca, Nevada 89445.

Section 5. Additional Action. The Chair of the Board of County Commissioners and the Clerk of the County are hereby authorized and directed to take all actions as necessary to effectuate the transfer of the 2022 Bond Cap, and carry out the duties of the County hereunder, including the execution of all certificates pertaining to the transfer as required by NAC 348A.

Section 6. Direction to the NRHA. The NRHA shall notify the Director in writing as soon as practicable of the occurrence or nonoccurrence of any term or condition that would affect the disposition of the 2022 Bond Cap.


Section 7. Representative of the NRHA. Pursuant to NAC 348A.180(3), the Director may contact Diane Arvizo, Director of Homeownership Programs, Nevada Rural Housing Authority, regarding this Resolution at (775) 886-7900 or by email at Diane@NVRural.Org or in writing at Nevada Rural Housing Authority, 3695 Desatoya Drive, Carson City, Nevada 89701.

Section 8. Obligation of the County. This Resolution is not to be construed as a pledge of the faith and credit of or by the County, or of any agency, instrumentality, or subdivision of the County. Nothing in this Resolution obligates or authorizes the County to issue bonds for any project or to grant approvals for a project or constitutes a representation that such bonds will be issued.

Section 9. Enforceability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution. This Resolution shall go into effect immediately upon its passage.

ADOPTED, SIGNED AND APPROVED this 6th day of June, 2022.

BOARD OF COUNTY COMMISSIONERS
HUMBOLDT COUNTY, NEVADA

By  _____
Jim French, Chair

ATTEST:

By  _____
Tami Rae Spero, County Clerk

(Seal)

CERTIFICATE OF TRANSFER OF VOLUME CAP

I, Tami Rae Spero, am the duly chosen and qualified County Clerk of Humboldt County, Nevada (the "*County*") and in the performance of my duties as County Clerk do hereby certify to the Office of Business Finance and Planning in accordance with Section 348A.260 of the Nevada Administrative Code ("*NAC*"), that the 2022 private activity bond volume cap allocated to the County in the amount of \$487,026.41 has been transferred as follows:

\$487,026.41 has been transferred pursuant to NAC 348A.180 from the County, a local government, located in the State of Nevada to the Nevada Rural Housing Authority, a local government, located within Humboldt County, for the purpose of providing a means of financing the costs of single family residential housing that will provide decent, safe and sanitary dwellings at affordable prices for persons of low and moderate income.

This certificate is being filed within five (5) days of the transfer being made in accordance with NAC 348.260.

HUMBOLDT COUNTY, NEVADA

By



Tami Rae Spero, County Clerk

cc: Diane Arvizo, Nevada Rural Housing Authority