

1 **NYE COUNTY RESOLUTION NO. 2019-17**

2 **A RESOLUTION TO CREATE A FUND ENTITLED NYE COUNTY JAIL FUND**

3 WHEREAS, the Nye County Board of County Commissioners ratified a contract with Immigration
4 and Customs Enforcement (ICE) accepting the schedule of fees to be collected from ICE for inmate
5 detention; and

6 WHEREAS, there is a need to maintain the revenues and related expenditures for the Nye County
7 Jail system in a separate fund.

8 NOW, THEREFORE, BE IT RESOLVED that a special revenue fund entitled **NYE COUNTY**
9 **JAIL FUND** (Fund # 10236) shall be created under the following conditions:

- 10 1. The fund shall be used to account for the all revenues and expenditures for Nye County jail
11 activities countywide, including all jail positions from all funding sources; and
- 12 2. The Nye County Treasurer shall allocate to the fund any monies paid by ICE, or other entities
13 detaining inmates in any Nye County Jail; and
- 14 3. The Nye County Treasurer shall include this fund in the Treasurer's Report and bank
15 reconciliation, and allocate to the fund monthly all interest earned and unrealized gains and
16 losses on investments and cash in bank; and
- 17 4. The Nye County Comptroller shall audit the fund's revenues and expenditures quarterly and
18 report to the Board of County Commissioners the fund's status, including any current or
19 projected deficit fund balance; and
- 20 5. The Nye County Sheriff will formally request remedy of projected deficit fund balance in June
21 of each fiscal year by presenting details as to fund deficit including programmatic remedy to
22 eliminate reoccurring deficit, and formally request remedy of current fiscal year deficit by
23 transfer from General Fund of Nye County to Nye County Jail Fund; and
- 24 6. The Nye County General Fund will supplement the Nye County Jail Fund with operational
25 funds provided to the jail in the Nye County General Fund in FY20 by an operating transfer;

1 and

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3 7. The Nye County General Fund may supplement the Nye County Jail Fund with operational

4 funding levels from FY20 budget less revenues generated via contracts with ICE and other

5 similar entities in FY21 and future fiscal years; and

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7 8. The Nye County Capital Fund will supplement the Nye County Jail Fund with debt service

8 funds in FY20; and

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10 9. The Nye County Capital Fund may supplement the Nye County Jail Fund with debt service

11 funds in FY21 and future fiscal years; and

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13 10. The fund will support the existing jail bond debt payment, and any future debt incurred to the

14 Nye County jail systems, in support of contracts with ICE and other similar entities; and

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16 11. All interest earned by the fund shall remain in the fund, and

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18 12. Should the Nye County Jail Fund be closed the remaining funds shall revert to the Nye County

19 General fund, all positions which existed in FY20 prior to contract agreement will revert to

20 their original funding source, and all other positions generated to support ICE contract will be

21 terminated due to lack of funding; and

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23 13. Should the fund be closed the jail operational costs will be relocated to the Nye County General

24 Fund; and

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14. Should the fund be closed the jail bond payment will be relocated to the Nye County Capital

15 Fund; and

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17 15. The fund shall be subject to the following statutes: NRS Chapter 354 Local Government

18 Budgets, NRS Chapter 332 Local Government Purchases Act, and NRS Chapter 350 Debt

19 Management; and

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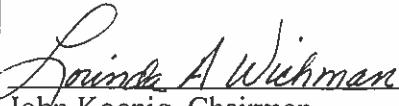
21 16. The fund shall be subject to an annual independent audit at the same time all County funds are

22 examined.

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1 APPROVED this 10th day of May, 2019.

2 NYE COUNTY
3 BOARD OF COUNTY COMMISSIONERS:

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5 John Koenig, Chairman

5-10-19

ATTEST:



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7 Sandra L. Merlino, Nye County Clerk
8 and Ex-Officio Clerk of the Board

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