



NYE COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM REQUEST FORM

Department: Board of Commissioners	Meeting Date:
Category: Regular Agenda Item	May 6, 2025
Prepared by: Commissioner Bayne	Phone: (775) 751-7075
Presented by: Commissioner Bayne	Phone:
Action requested: (Include what, with whom, when, where, why, and terms)	
Discussion and deliberation to: a. Approve \$1,000,000 for the Public Works Department to fund the repair of Nye County roads; and b. Determine a funding source.	

Complete description of requested action: (Include, if applicable, background, impact, long-term commitment, existing county policy, future goals, obtained by competitive bid, accountability measures)
This item would fund badly needed road repair.
Commissioner Bayne recommends to fund from Local Assistance and Tribal Consistency Fund (LATCF).

Recommendation:

Financial Impact		
Cost:	Fund Name:	Fund #:
Budgeted: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	FY:	<input type="checkbox"/> One-Time <input type="checkbox"/> Recurring
Comments:		

Review & Approval		
Legal Review Required: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Legal Approval Received: <input type="checkbox"/>	Date:
Financial Review Required: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Submitted to Finance: <input checked="" type="checkbox"/>	Date: 4/23/25
Administrative Manager Review: <input checked="" type="checkbox"/>	Place on Agenda: <input checked="" type="checkbox"/>	Initials: ST

Item # 4

On February 28, 2025, the Nye County Finance Department processed a repayment of the temporary interfund loan in the amount of \$5,780,000. The \$5,780,000 of LATCF is now available to fund future projects at the direction of the BoCC.

Recommendation

Provide direction to staff on the administration of available \$5,780,000 LATCF.

C. ELIGIBLE AND INELIGIBLE USES OF FUNDS

a) Eligible Uses

Section 605(c) provides flexible support for eligible revenue sharing counties and eligible Tribal governments to meet their jurisdictions' needs. Specifically, the statute directs that recipients may use funds for any governmental purpose other than a lobbying activity.

As a general matter, recipients may treat these funds in a similar manner to how they treat funds generated from their own local revenue. Programs, services, and capital expenditures that are traditionally undertaken by a government are considered to fulfill a "governmental purpose." For Tribal governments, investing in activities undertaken by Tribal enterprises, such as operating or capital expenditures for businesses that are owned or controlled by a Tribal government, are considered a governmental purpose. However, the LATCF funds may not be used for lobbying activities.

A non-exhaustive list of example activities that fulfill a governmental purpose include, but are not limited to:

- Provision of health services, educational services, court services, police, fire, emergency medical, and other public safety services, utilities or sanitation services, and direct assistance to households (including cash assistance);
- Capital expenditures on core facilities and equipment, including in housing and community development (e.g., schools, hospitals, childcare facilities, and parks and recreation facilities), public safety facilities and equipment (e.g., police vehicles), and government administration buildings;
- Infrastructure investments, including roads, bridges, water and sewer systems, utility systems, airports, public transit, and technology infrastructure;