

RESOLUTION

A RESOLUTION DECLARING THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS THAT THE CHAIR AND OTHERS ARE AUTHORIZED TO SIGN CERTAIN WRITINGS ON BEHALF OF THE COUNTY AND OTHER MATTERS PROPERLY RELATED THERETO

WHEREAS, the Nevada State Constitution provides the Nevada Legislature shall establish a system of county and township government (Art. 4, Sec. 25) and through Chapter 243 of the Nevada Revised Statutes (“NRS”), the Legislature established Washoe County and set its boundaries;

WHEREAS, Chapter 244 of the NRS (Counties) provides for the organization of boards of county commissioners and prescribes the powers and duties of counties, county commissioners and other county officials;

WHEREAS, NRS 244.070 provides for the election of the chair and vice-chair of the board of county commissioners, and does not expressly grant those officers powers in addition to those of other commissioners;

WHEREAS, NRS 244.075, which provides for the signing of “each day’s proceedings of the board of county commissioners” by the chair and the clerk and provides for the signing of other documents, records or papers under certain circumstances, has not been revised by the Nevada Legislature since 1909 and does not provide clear guidance on the authority to sign documents in the modern context;

WHEREAS, in a certain proceeding or transaction it may be important to verify the legal authority of an officer who signs a writing (as defined below) and this Resolution is intended to memorialize that authority;

NOW THEREFORE, be it resolved by the Board of Commissioners of Washoe County as follows:

A-12.13.16-#7.F.2

1. The chair is authorized to sign all ordinances, resolutions, regulations, rules, licenses, certificates, agreements, statements, warrants, orders, assessments, complaints, applications, petitions, voucher sheets, bids, deeds, leases, acceptances, and other documents, records or papers (collectively, "writing" or "writings") which have been approved, issued or made by action of the Board of County Commissioners at a properly-noticed public meeting or pursuant to an emergency meeting as allowed by law.

2. In the absence of the chair, the vice-chair is given the authority stated in paragraph 1 to sign a writing. In the absence of the chair and vice-chair, the other commissioners voting in the affirmative on the matter which approves a writing must all sign the writing.

3. The authority to sign writings which this Resolution confirms is valid whether or not the motion passed by the majority specifically mentions the authority to sign a writing.

4. This Resolution remains in effect until modified or repealed.

[Business Impact Note: The Board of County Commissioners hereby finds that this resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

ADOPTED this ____ day of _____, 2016, by the following vote:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAIN: _____

Kitty Jung, Chair

ATTEST:

NANCY PARENT, County Clerk