

**City of Carson City
Agenda Report**

Date Submitted: March 9, 2010

Agenda Date Requested: March 18, 2010

Time Requested: 2 Hours

To: Mayor and Supervisors

From: Larry Werner, City Manager

Subject Title: Presentation of applications for annual funding of Carson City Community Support Services and action to allocate funds for Fiscal Year 2010-2011.

Staff Summary: Carson City greatly benefits from the valuable assistance of various non-profit community organizations. Applicants will have an opportunity to give a brief presentation. The Board of Supervisors will decide on the allocation of funds.

Type of Action Requested: (check one)
☐ Resolution ☐ Ordinance
☒ Formal Action/Motion ☐ Other (Specify)

Does This Action Require A Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: To be determined by the Board.

Explanation for Recommended Board Action: See Staff Summary.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 244.1505

Fiscal Impact: Up to \$256,200.00 in the General Fund. Up to \$120,000.00 in the Q18/Quality of Life Fund

Explanation of Impact: \$256,200.00 is set aside in the FY2011 General Fund Budget for Community Support Services. Q18/Quality of Life Fund for the maintenance of the new Boys & Girls Club facility.

Funding Source: General Fund & Q18/Quality of Life Fund.

Alternatives: Do not approve

Supporting Material: Applications, NRS 244.1505 & NRS 372.3261.

Prepared By: Janet Busse, Office Supervisor

Reviewed By: _____

(City Manager)

Date: _____

3/9/2010

(Finance Director)

Date: _____

3/9/10

(District Attorney)

Date: _____

3/9/10

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

NRS 244.1505 Expenditure of public money; grant of public money and donation of certain property to certain nonprofit organizations or governmental entities.

1. A board of county commissioners may expend money for any purpose which will provide a substantial benefit to the inhabitants of the county. Except as otherwise provided in subsection 4, the board may grant all or part of the money to a nonprofit organization created for religious, charitable or educational purposes to be expended for the selected purpose.

2. A board of county commissioners or its authorized representative may donate:

(a) Commodities, supplies, materials and equipment that the board determines to have reached the end of their useful lives; and

(b) Stolen or embezzled property for which the county treasurer has obtained an order authorizing him to donate the property pursuant to subsection 6 of NRS 179.165,

➡ to a nonprofit organization created for religious, charitable or educational purposes or to another governmental entity, to be used for any purpose which will provide a substantial benefit to the inhabitants of the county.

3. A grant or donation to a nonprofit organization created for religious, charitable or educational purposes and a donation to a governmental entity pursuant to this section must be made by resolution. The resolution must specify:

(a) The purpose of the grant or donation;

(b) If applicable, the maximum amount to be expended from the grant; and

(c) Any conditions or other limitations upon the expenditure of the grant or the use of the donated property.

4. The provisions of this section do not limit the ability of a board of county commissioners or its authorized representative to disburse money pursuant to NRS 321.5956 or any other specific statutory authority.

5. As used in this section:

(a) "Authorized representative" has the meaning ascribed to it in NRS 332.025.

(b) "Nonprofit organization created for religious, charitable or educational purposes" means an organization that meets the requirements set forth in NRS 372.3261.

(Added to NRS by 1981, 478; A 1987, 2306; 1989, 242; 1999, 1644, 3535; 2001, 368)

NRS 372.3261 Requirements for organization created for religious, charitable or educational purposes.

1. For the purposes of NRS 372.326, an organization is created for religious, charitable or educational purposes if it complies with the provisions of this section.
2. An organization is created for religious purposes if:
 - (a) It complies with the requirements set forth in subsection 5; and
 - (b) The sole or primary purpose of the organization is the operation of a church, synagogue or other place of religious worship at which nonprofit religious services and activities are regularly conducted. Such an organization includes, without limitation, an integrated auxiliary or affiliate of the organization, men's, women's or youth groups established by the organization, a school or mission society operated by the organization, an organization of local units of a church and a convention or association of churches.
3. An organization is created for charitable purposes if:
 - (a) It complies with the requirements set forth in subsection 5;
 - (b) The sole or primary purpose of the organization is to:
 - (1) Advance a public purpose, donate or render gratuitously or at a reduced rate a substantial portion of its services to the persons who are the subjects of its charitable services, and benefit a substantial and indefinite class of persons who are the legitimate subjects of charity;
 - (2) Provide services that are otherwise required to be provided by a local government, this State or the Federal Government; or
 - (3) Operate a hospital or medical facility licensed pursuant to chapter 449 or 450 of NRS; and
 - (c) The organization is operating in this State.
4. An organization is created for educational purposes if:
 - (a) It complies with the requirements set forth in subsection 5; and
 - (b) The sole or primary purpose of the organization is to:
 - (1) Provide athletic, cultural or social activities for children;
 - (2) Provide displays or performances of the visual or performing arts to members of the general public;
 - (3) Provide instruction and disseminate information on subjects beneficial to the community;
 - (4) Operate a school, college or university located in this State that conducts regular classes and provides courses of study required for accreditation or licensing by the State Board of Education or the Commission on Postsecondary Education, or for membership in the Northwest Association of Schools and of Colleges and Universities;
 - (5) Serve as a local or state apprenticeship committee to advance programs of apprenticeship in this State; or
 - (6) Sponsor programs of apprenticeship in this State through a trust created pursuant to 29 U.S.C. § 186.
5. In addition to the requirements set forth in subsection 2, 3 or 4, an organization is created for religious, charitable or educational purposes if:
 - (a) No part of the net earnings of any such organization inures to the benefit of a private shareholder, individual or entity;
 - (b) The business of the organization is not conducted for profit;
 - (c) No substantial part of the business of the organization is devoted to the advocacy of any political principle or the defeat or passage of any state or federal legislation;
 - (d) The organization does not participate or intervene in any political campaign on behalf of or in opposition to any candidate for public office; and
 - (e) Any property sold to the organization for which an exemption is claimed is used by the organization in this State in furtherance of the religious, charitable or educational purposes of the organization.

(Added to NRS by 1995, 1437; A 1999, 965; 2003, 1283)