

RESOLUTION NO. 4562

(Item to Submit a Proposal to the Debt Management Commission to Incur General Obligation Debt and Levy Additional Taxes for Fire Department Facilities, Operations, Maintenance, Personnel, and Equipment)

A RESOLUTION OF THE CITY OF HENDERSON, NEVADA, CONCERNING THE SUBMISSION TO THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO INCUR \$27,500,000 IN GENERAL OBLIGATION DEBT TO FINANCE CONSTRUCTION AND IMPROVEMENT OF FIRE DEPARTMENT FACILITIES AND TO LEVY A SPECIAL ELECTIVE TAX FOR FIRE DEPARTMENT OPERATIONS, MAINTENANCE, PERSONNEL AND EQUIPMENT.

WHEREAS, the City of Henderson in the County of Clark and State of Nevada (the "City", the "County" and the "State," respectively) is a political subdivision of the State a body corporate and a city duly organized as a city under the provisions of Nevada Revised Statutes ("NRS") chapter 268 and an act entitled "AN ACT incorporating the City of Henderson in Clark County, Nevada, and defining the boundaries thereof, under a new charter; and providing other matters properly relating thereto," cited as chapter 266, Statutes of Nevada 1971, as amended (the "Charter"); and

WHEREAS, the Council proposes (subject to the approval of the proposal by the Clark County Debt Management Commission), to submit to the qualified electors of the City for their approval or disapproval the following proposal:

Shall the City of Henderson be authorized to levy an additional property tax of \$.06 per \$100 of assessed valuation for a period of 30 years, commencing July 1, 2025, for the purpose of improving public safety by reducing the response times, including for emergency medical services, of the Henderson Fire Department? A YES vote authorizes up to \$27,500,000 of general obligation bonds to be issued for the purpose of construction of new facilities and modernizing existing facilities and will generate additional revenue to be used to support the operations, maintenance, personnel and equipment needs of the Henderson Fire Department.

The levy for the bonds is estimated to result in an increase in property taxes of an average of \$21 per year for the owner of a new \$100,000 home. If approved, any property tax levied as authorized by this question would be exempted from the tax cap provisions established by the legislature in the 2005 session.

(the "Proposal"); and

WHEREAS, subsection 1 of NRS 350.014 provides, in relevant part, as follows:

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“1. Before any proposal to incur a general obligation or levy a special elective tax may be submitted to the electors of a municipality, or before any other formal action may be taken preliminary to the issuance of any general obligations, the proposed issuance must receive the favorable vote of a majority of the members of the general obligation bond commission of the county in which it is situated....”; and

WHEREAS, subsection 1 of NRS 350.0145 also provides, in relevant part, as follows:

“1. The governing body of the municipality proposing to incur general obligation debt... levy a special elective tax... shall notify the secretary of each appropriate commission, and shall submit a statement of its proposal in sufficient number of copies for each member of the commission...”; and

WHEREAS, the above stated ballot question proposed to be submitted to the qualified electors of the City for their approval or disapproval, complies with the requirements of subsection 1 of NRS 350.024 and all other content requirements under Nevada law for a proposal to issue obligations authorized under NRS Chapter 350.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Henderson, Nevada:

SECTION 1. All actions, proceedings, matters and things heretofore taken, had and done by the Council, and the officers thereof (not inconsistent with the provisions of this resolution) directed toward the proposal, be and the same hereby are, ratified, approved and confirmed.

SECTION 2. Pursuant to NRS 350.0135, the Council determines that there are no affected governmental entities.

SECTION 3. The Clerk be, and he hereby is, authorized and directed to notify immediately the Secretary of the Clark County Debt Management Commission of the Council's proposal to submit to said Commission Secretary a statement of the Proposal in sufficient number of copies for each member of the Commission.

SECTION 4. The Chief Financial Officer or Finance Director is hereby authorized to proceed with the other necessary steps for obtaining the approval of the Clark County Debt Management Commission.

SECTION 5. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

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SECTION 6. If any section, paragraph, clause or other 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 other provision shall not affect any of the remaining provisions of this resolution.

SECTION 7. This Resolution shall become effective and be in force immediately upon its adoption.

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PASSED, ADOPTED, AND APPROVED THIS 20th DAY OF FEBRUARY, 2024, BY THE FOLLOWING ROLL-CALL VOTE OF COUNCIL.

Those voting aye:
Michelle Romero, Mayor
Councilmembers:
Carrie Cox
Jim Seebock
Dan H. Stewart
Dan K. Shaw

Those voting nay: None
Those abstaining: None
Those absent: None

Michelle Romero, Mayor

ATTEST:

Jose Luis Valdez, CMC, City Clerk