

A CHARTER ORDINANCE EXEMPTING THE CITY OF LEOTI, KANSAS FROM THE PROVISIONS OF K.S.A. 17-2341, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISION ON THE SAME SUBJECT, PERTAINING TO THE ESTABLISHMENT OF THE HOUSING AUTHORITY BOARD OF THE LEOTI, KANSAS, AND ESTABLISHING THE MEMBERSHIP THERE OF.

WHEREAS, The Governing Body of the City of Leoti, by Resolution No. 110 of February 2, 1977, established the housing authority of the City of Leoti, Kansas, under the laws of Kansas, as an agent of the City, delegating powers thereto, appointing commissioners, and authorizing employment of personnel, and

WHEREAS, in an organizational meeting on May 13, 1970, by laws were adopted.

WHEREAS, by its authority given in Article 12, Section 5, of the Kansas Constitution, the City of Leoti hereby resolves and elects to reestablish the Leoti Housing Authority and the Housing Authority Board pursuant to the provisions of K.S.A 17-2340, et seq., and exempt itself from certain provisions of said statues; and

WHEREAS, the Governing Body of the City desires to update the provisions of Housing Authority of the City of Leoti to clarify the powers and roles of the City of Leoti and the Housing Authority in connection with the operation of public housing units.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEOTI, KANSAS:

SECTION 1. The City of Leoti, Kansas, by virtue of the power vested in the Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it the provisions of K.S.A. 17-2341, and to provide substitute and additional provisions as hereinafter set forth in this ordinance. Such referenced provisions are either enactments or a part thereof which are applicable to the City of Leoti and not applicable uniformly to all cities.

SECTION 2. (a) Pursuant to the provisions of K.S.A 17-2340, there is hereby continued in existence a housing agency and authority of the City of Leoti, Kansas to now be known as the "Leoti Housing Authority". The Leoti Housing Authority Board shall be granted all powers and authority to govern the Leoti Housing Authority and to exercise all powers, rights and control of Leoti Housing Authority as have been or may hereafter be conferred by state statute or delegated by the City of Leoti pursuant to the Housing Authority Resolution and any subsequent amendments thereto, or by this Charter Ordinance. The Leoti Housing Authority shall have the authority conferred upon the municipality by K.S.A. 17-2345 and K.S.A. 17-2340, including, hereafter, the power to act the sole or managing member of any limited liability company and serving as the general partner in any limited partnership. Provided, however, that all delegations of powers for purposes permitted pursuant to the municipal housing law, K.S.A 17-2337

through K.S.A. 17-2365, shall be deemed non-exclusive, with the City reserving the right to exercise such powers directly whenever such shall be deemed necessary or desirable by the Governing Body of the City.

(b) The membership of the Leoti Housing Authority Board shall consist of the members of the governing body of the City of Leoti.

(c) The members of the Leoti Housing Authority Board, who are also members of the governing body of the City of Leoti, shall have such qualifications and terms of office as is now or hereafter established by law and ordinance for the governing body of the City of Leoti.

(d) The Leoti Housing Authority Board shall have such composition, officers, quorum and procedures for the transaction of business as is now or hereafter established by law and ordinance for the governing body of the City of Leoti. Provided, that when State law or Charter Ordinance requires the Leoti Housing Authority Board to act in a different manner or under different procedures than is required for the governing body of the City of Leoti, such different procedures shall control for actions of the Leoti Housing Authority Board.

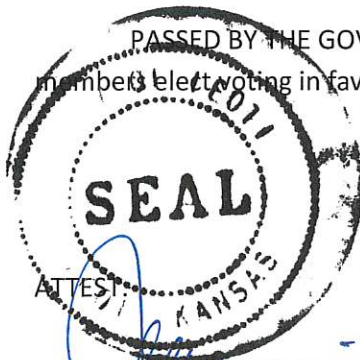
SECTION 4. The City of Leoti shall maintain such officers and employees on behalf of the Leoti Housing Authority Board as is deemed appropriate for the orderly transaction and management of the business of the Board.

SECTION 5. The Resolution 110 is hereby repealed to the extent it conflicts with the provisions hereof. The By-Laws adopted 05/13/1970 are replaced by the terms set out herein to the extent that it conflicts with the provisions hereof.

SECTION 6. This Charter Ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

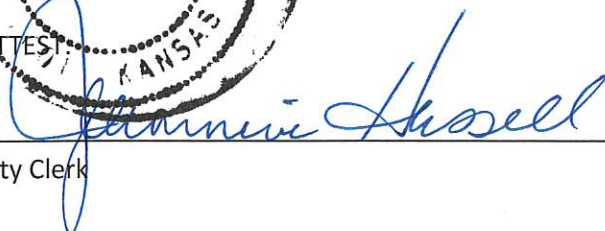
SECTION 7. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication unless a sufficient petition for referendum is filed and a referendum held on the Ordinance as provided in Article 12, Section 5, Subdivision (c) of the constitution of the State of Kansas, in which case the Charter Ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED BY THE GOVERNING BODY, CITY OF LEOTI, KANSAS, not less than two-thirds of the members elect voting in favor thereof, this 1st day of August, 2022.





Mayor



City Clerk