

(Published in the Ark Valley News on October 3, 2024.)

RESOLUTION NO. _____

A RESOLUTION TO DESIGNATE THE OFFICIAL NEWSPAPERS FOR
THE CITY OF BEL AIRE PURSUANT TO CHARTER ORDINANCE NO. 25

WHEREAS, Charter Ordinance No. 25 requires the City to designate the official city newspaper by Resolution;

WHEREAS, the City desires to transparently communicate its actions to citizens and stakeholders through readily accessible means, including electronic media.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BEL AIRE, KANSAS:

SECTION 1. For the purpose of this Resolution, the following terms shall have the following meanings:

“*City Website*” means the City of Bel Aire’s official internet website, accessible at the url address www.belaireks.gov or such other internet website the City of Bel Aire may designate by future resolution.

“*Electronic publication or electronically publish*” means the public display on the City Website of a Legal Notice in Hypertext Markup Language (HTML) format, Portable Document Format (PDF), or other plainly viewable format.

“*Legal Notice*” means any notice, resolution, ordinance, or other matter of the City of Bel Aire that, pursuant to statutes, rules or regulations is required to be published in the official city newspaper.

SECTION 2. In lieu of the provisions set forth in K.S.A. 64-101, the City Website is hereby designated as the official city newspaper of the City of Bel Aire. All legal notices required by law to be published in the official city newspaper shall be electronically published on the City Website with the date of electronic publication. For ordinances, resolutions, and public hearings requiring publication, the City Clerk must execute an affidavit verifying that the document was properly published on the City’s Website.

Further, should specific laws of the State of Kansas, United States of America, or the City of Bel Aire, require additional publication requirements, the City of Bel Aire may cause the required legal notice to be published on its official website and in a newspaper. For these purposes, unless otherwise revised by subsequent resolution of the City Council, the *Ark Valley News* shall be the City's official newspaper. If at any time, the *Ark Valley News* is unable to provide the needed services associated with serving as the City's official newspaper, the *Wichita Eagle* shall serve as the City's official newspaper.

SECTION 3. Electronic publication on the City Website must meet the following requirements:

- (a) The City Website is accessible to the public over the internet, twenty-four (24) hours a day, every day of the year. If at any time, the City Website is temporarily disabled, due to fraud, technical error, security failure, *maintenance*, any legal notice(s) shall be published in the *Wichita Eagle*, and the full text of any legal notice(s) shall be added to the City Website when the City Website is restored to full function;
- (b) The City Website shall prominently display a link to an electronic publication portal containing: (a) a list of all Legal Notices of the City of Bel Aire published within the last ninety (90) days; and (b) links to the full text of such Legal Notices. This electronic publication portal shall also contain a search function and other features that improve accessibility to Legal Notices;
- (c) The electronic publication portal shall contain a link to "submit inquiry" to the City Clerk, if access to any Legal Notice fails; and
- (d) Whenever an individual is unable to access an electronic publication of a Legal Notice, such individual shall, upon request, be provided a paper copy, not to exceed twenty pages of such Legal Notice, free of charge from the City Clerk.
- (e) Legal publications shall be archived and remain available online for a period of not less than five (5) years. Paper scanned or imaged copies of all relevant notifications and accompanying documents shall be maintained by the City Clerk as required by City Administrative Regulations, K.S.A. 13-518.

SECTION 4. Ordinance No. 415 is hereby repealed. All other ordinances or resolutions previously adopted by the City of Bel Aire establishing an official newspaper are repealed. However, any section of an existing ordinance or resolution not in conflict herewith is not repealed and remains in full force and effect.

SECTION 5. This Resolution shall be in full force and effect from and after its adoption by the Governing Body and publication.

ADOPTED by the Governing Body of the City of Bel Aire, Kansas on this 1st day of October, 2024.

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CITY OF BELAIRE, KANSAS

Jim Benage, Mayor

ATTEST:

Melissa Krehbiel, City Clerk

APPROVED AS TO FORM:

Maria A. Schrock, City Attorney