



FRUITA
COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: MARY ELIZABETH GEIGER, CITY ATTORNEY

DATE: FEBRUARY 15, 2022

AGENDA TEXT: RESOLUTION 2022-02a – Correcting Typographical Error in first two Recitals of Resolution 2022-02

BACKGROUND

In reviewing Resolution 2022-02, forming the Fruita Housing Authority, Staff realized that there are typographical errors in the first two recitals thereof. The Housing Authority Statute is located at C.R.S. §§ 29-4-201 *et seq.*. However, these two recitals inadvertently cite to C.R.S §§ 24-4-201, *et seq.* and C.R.S § 24-4-204 which are completely unrelated to housing authorities.

Staff has reviewed the public notice for the City Council special meeting/hearing on January 24, 2022, the petition for creation of the housing authority, the clerk's certification of the petition, the Council packet and, most importantly, the findings and the substantive portion of Resolution 2022-02 and they all correctly refer to Title 29, as did the lengthy discussion at the January 24, 2022 special meeting prior to adoption of Resolution 2022-02. Therefore, there is merely a need to clarify and correct this typo but the action, favorable vote, findings and formation of the housing authority remain undisturbed. I have prepared a Resolution to make this correction that will be on the consent agenda. There will not be a public hearing again on the creation of the housing authority because that was all properly noticed and voted upon, but Staff feels that this clarification and correction is the prudent thing to do.

RECOMMENDATION

It is the recommendation of staff that Council:

**APPROVE RESOLUTION 2022-02A, A RESOLUTION OF THE CITY COUNCIL
CORRECTING TYPOGRAPHICAL ERRORS IN RECITALS OF CITY OF FRUITA
RESOLUTION 2022-02**