

**CITY OF FRUITA, COLORADO
RESOLUTION 2022-41**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRUITA AMENDING
RESOLUTION NO. 2022-02 CONCERNING APPOINTMENT OF COMMISSIONERS
TO THE HOUSING AUTHORITY BOARD**

WHEREAS, the City of Fruita City Council (“City Council”) duly adopted Resolution No. 2022-02 establishing the City of Fruita Housing Authority (“Housing Authority”) pursuant to C.R.S. §§ 29-4-201 *et seq.*, as amended by Resolution No. 2022-02A; and

WHEREAS, pursuant to C.R.S. § 29-4-205(3), Resolution No. 2022-2 granted the Mayor authority to appoint up to nine Commissioners, with such appointments ratified by City Council, to serve as the Housing Authority Board; and

WHEREAS, the Mayor and City Council have not appointed any Commissioners to serve as the Housing Authority Board; and

WHEREAS, the City Council desires to narrow the charge of the Housing Authority and to retain additional oversight thereof; and

WHEREAS, the City Council finds and determines it is in the best interests of the City of Fruita, including the Housing Authority, to change the composition of the Housing Authority Board to track C.R.S. § 29-4-205(2) as follows.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fruita that:

1. Recitals. The foregoing recitals are incorporated herein as findings of the City Council.

2. Amendment to Resolution No. 2022-02. The City Council hereby repeals and replaces Sections 4 and 5 of Resolution No. 2022-02 to read as follows:

Section 4. Pursuant to C.R.S. § 29-4-205(2), all members of City Council shall ex officio be appointed the Commissioners of the Housing Authority. The terms of office of such Commissioners shall be coterminous with their terms of office on City Council. The Mayor shall ex officio be Chair of the Authority Board. The Commissioners shall select from among their members a Vice Chair.

Section 5. Commissioners shall receive no compensation for their services but may be reimbursed for actual and necessary expenses incurred in the performance of their official duties pursuant to C.R.S. § 29-4-205(4).

3. Severability. If any section, paragraph, clause, or 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 provision shall in no manner affect any remaining provision of this Resolution.

4. Effective Date. This Resolution shall take effect and be enforced immediately upon its adoption by the City Council.

INTRODUCED AND ADOPTED this ___ day of _____, 2022.

CITY COUNCIL OF THE CITY OF FRUITA,
COLORADO

Mayor

ATTEST:

City Clerk