

RESOLUTION NO. 2011-06

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE
DECLARING THAT THERE EXISTS
A NEED FOR A HOUSING AUTHORITY TO FUNCTION IN THE CITY;
DECLARING THAT THE MEMBERS OF THE CITY COUNCIL SHALL BE THE
COMMISSIONERS OF THE HOUSING AUTHORITY; AND,
DESIGNATING THE FIRST CHAIRMAN OF THE HOUSING AUTHORITY**

WHEREAS, the Housing Authority Law is codified in Health and Safety Code Sections 34200 *et seq.* (the "Law"); and

WHEREAS, Section 34240 of the Law provides that in every City there is a public body corporate and politic known as the Housing Authority of the City; and

WHEREAS, Section 34240 of the Law additionally provides that the Housing Authority shall not transact business or exercise its power unless the City Council of the City declares by Resolution that there is a need for a Housing Authority to function in the City; and

WHEREAS, Section 34242 of the Law provides for the adoption of a Resolution declaring that there is a need for a Housing Authority to function in the City if the City Council finds either: (i) that unsanitary or unsafe inhabited dwelling accommodations exist in the City; or (ii) that there is a shortage of safe or sanitary dwelling accommodations in the City available to persons of low income at rentals they can afford; and

WHEREAS, Section 34290 of the Law provides that the City Council may declare by Resolution that the City Council shall be the Commissioners of the Housing Authority; and

WHEREAS, Section 34277 of the Law provides that the Mayor of the City may serve as Chairman of the Housing Authority; and

WHEREAS, all of the prerequisites with respect to the approval of this Resolution have been met.

NOW, THEREFORE, the City Council of the City of Lemoore, does hereby resolve as follows:

Section 1. The foregoing recitals are true and correct and are a substantive part of this Resolution.

Section 2. Findings: The City Council finds that there exist in the City both unsanitary and unsafe inhabited dwelling accommodations and a shortage of decent, safe, sanitary and affordable dwelling accommodations in the City which are available to persons of low income.

Section 3. Need for Housing Authority: There is a need for a Housing Authority to function in the City, and the Housing Authority is hereby activated and is permitted to transact any business and exercise any power inferred thereon by the provisions of the Housing Authority Law, commencing with Section 34200 of the Health and Safety Code.

Section 4. City Council Members to Serve as Housing Authority Commissioners:

Pursuant to Section 34290 of the Health and Safety Code, the City Council of the City of Lemoore finds that the appointment of the members of the City Council, as the Commissioners of the Housing Authority will serve the public interest and promote the public safety and welfare in an effective manner and, therefore, the City Council Members of the City of Lemoore are hereby declared to be Commissioners of the Housing Authority and all the rights, powers, duties, privileges and immunities which are adjusted by the Housing Authority Law and such a Housing Authority shall be vested in such Commissioners, except as otherwise provided by the Housing Authority Law.

Section 5. Designation of First Chairman: The Mayor of the City of Lemoore shall serve as the Chairman of the Housing Authority.

Section 6. Name: The Housing Authority activated by this Resolution shall be called the "City of Lemoore Housing Authority".

Section 7. The City Clerk of the City of Lemoore shall serve as the Housing Authority Secretary and shall certify to the passage and adoption of this Resolution and it shall thereupon take immediate effect and be in force.

PASSED AND ADOPTED by the City Council of the City of Lemoore at a council meeting thereof held on the 15th day of February 2011 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____

Willard J. Rodarmel, Mayor

ATTEST:

Nanci C. O. Lima, MMC
City Clerk

CERTIFICATE

**STATE OF CALIFORNIA)
COUNTY OF KINGS) SS
CITY OF LEMOORE**

I, Nanci C.O. Lima, City Clerk of the City of Lemoore, do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on February 15, 2011.

Dated: February 16, 2011

Nanci C. O. Lima, MMC
City Clerk