

# ORDINANCE NO. 1004

## Adoption of a Neighborhood Revitalization Plan

### Repeals Ordinance No. 966

An ordinance approving adopting a neighborhood revitalization plan for the City of Smith Center, Kansas, and all provision, terms and conditions therefor, and authorizing the execution of a certain agreement for interlocal cooperation with Smith County, Kansas, other governmental units, and all participating public agencies for the purpose of providing a program for neighborhood revitalization.

Whereas, The Kansas Neighborhood Revitalization Act as set forth in K.S.A. 12-17, 114 et.seq., authorizes and empowers the Governing Body of the City of Smith Center, Kansas (herein city) to designate any area within the city as a Neighborhood Revitalization area if the Governing Body finds that one or more of the conditions described in of K.S.A. 12-17, 115 (b) exists thereby encouraging and facilitating the rehabilitation, conservation and redevelopment of any such designated area and also, thereby protecting and promoting the public health, safety and welfare of the residents of the city; and,

Whereas, the City, pursuant to the aforesaid statute, has found and determined that all area and land lying within the corporate limits of the city is eligible for designation as a Neighborhood Revitalization area; and,

Whereas, the Governing Body of the city hereby determines it necessary and advisable to enter into an Interlocal Agreement with Smith County, Kansas for the purpose of considering, adopting, and coordinating a Neighborhood Revitalization Plan, and establishing a Neighborhood Revitalization Plan, and establishing a Neighborhood Revitalization Fund for the purpose of administrating the redevelopment fund and to provide rebates as provided by law.

Now therefore, be it ordained by the governing body of the City of Smith Center, Kansas;

Section 1. Revitalization Plan Approved and Adopted. The document produced and presented at this meeting of the Governing Board entitled "Revitalization Plan" and each and every part thereof is, in all respects, approved, authorized, confirmed and adopted by the City of Smith Center as the Revitalization Plan for the City of Smith Center, County of Smith, Kansas. A fully executed copy of such Revitalization Plan shall be filed in the office of the City Clerk and shall be available for inspection by the public at any time during regular business hours.

Section 2. Execution of Interlocal Agreement. The City is hereby authorized to enter into, execute and deliver an Interlocal Agreement with Smith County, Kansas under which the City, County, other governmental units and all participating public agencies shall cooperate in

the consideration, adoption, and coordination of a Neighborhood Revitalization Plan, and the establishment of a Neighborhood Revitalization Fund, upon the terms and condition as set forth in said agreement.

Section 3. Execution of Revitalization Plan Authorized. The City shall, and the officers, agents and employees of the City are hereby authorized and directed to take such action, spend such funds and execute such other documents, certificates and instruments as may be necessary and desirable to carry out and comply with the provision of this ordinance and to carry out, comply with and perform the duties of the City with respect to the Interlocal Agreement, all as necessary to carry out and give effect to the terms of the Agreement.

Section 4. Authority for Adoption. This ordinance is adopted pursuant to the provisions of the Kansas Neighborhood Revitalization Act, as set forth in K.S.A. 12-17, 114 et. Seq.

Section 5. Effective Date. This ordinance shall be in force and take effect from and after the date of its approval and adoption as shown below and its publication in the official city newspaper.

Section 6. Repeal of Ordinance 966. This ordinance replaces and repeals Ordinance 966, adopted December 13, 2007.

Passed and adopted by the governing body of the City of Smith Center, Kansas on the 23<sup>rd</sup> of October, 2014.

---

Trey Joy  
Mayor

ATTEST:

---

Jill Conaway  
City Clerk