

ORDINANCE NO. 130200

Authorizing the City Manager to execute a Memorandum of Agreement with the U.S. Department of Housing and Urban Development primarily concerning completion of projects and activities currently under Receivership.

WHEREAS, at the request of the City in the federal lawsuit styled *City of Kansas City, Missouri v. Housing and Economic Development Financial Corporation*, Case No. 05-00368-CV-W-GAF, , the U.S. District Court for the Western District of Missouri appointed a Receiver to take over the assets and operations of the Housing and Economic Development Financial Corporation (“HEDFC”) on May 16, 2005; and

WHEREAS, pursuant to the U.S. District Court’s January 6, 2011 “Order and Directions, the Receiver is to be dismissed by October 31, 2013 and the receivership terminated; and

WHEREAS, there remain projects and activities to be completed on real property currently owned or previously owned, in whole or in part, by HEDFC and funded, in whole or in part by Community Development Block Grant and/or HOME Investment Partnerships funds for which HEDFC was the City’s subrecipient; and

WHEREAS, as the receivership approaches its termination, it is believed that the above U.S. District Court will want additional continued oversight of the City’s progress in completing projects and activities that were the subject of the Receivership after the termination of the Receivership; and

WHEREAS, the U.S. Department of Housing and Development (“HUD”) is willing to provide such additional continued oversight; NOW, THEREFORE;

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

That the City Manager is authorized to execute a “Memorandum of Agreement for the Completion of Activities under Federal Receivership and Ongoing Administration of the CDBG and HOME Programs” with the U.S. Department of Housing and Urban Development in substantial form and substance to that attached hereto. A copy of the “Memorandum of Agreement for the Completion of Activities under Federal Receivership and Ongoing Administration of the CDBG and HOME Programs”, in substantial form, is on file in the Office of the City Attorney.

Approved as to form and legality:

Galen P. Beaufort
Senior Associate City Attorney