

COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 230524

Amending Chapter 74, Code of Ordinances of the Kansas City, Missouri, Kansas City Redevelopment Ordinance, by repealing Section 74-58, Meetings; rules and regulations, and enacting in lieu thereof a new section of like number and subject matter, entitled “Administrative commission,” for the purpose of delegating certain rights, duties and obligations to the Tax Increment Financing Administrative Commission.

WHEREAS, pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the “Act”), the City Council of Kansas City, Missouri by Ordinance No. 54556 passed on November 24, 1982, and thereafter amended in certain respects by Committee Substitute for Ordinance No. 911076, As Amended, passed on August 29, 1991, Ordinance No, 100089, As Amended, passed on January 28, 2010, Ordinance No. 130986, passed on December 19, 2013, Committee Substitute for Ordinance No. 140823, as amended, created the Tax Increment Financing Commission of Kansas City, Missouri (the “Commission”); and

WHEREAS, the City has delegated to the Commission all powers delegable under the Act, except the powers to grant final approval of tax increment financing plans, projects and designation of redevelopment areas, which powers are reserved to the Council; and

WHEREAS, the City further created an “Administrative Commission” to adopt such rules and regulations for operation as shall enable it to maintain an orderly procedure for its business and to effectively and efficiently exercise the powers authorized by the statute and delegated to it by the Council, which do not relate to specific plans, projects or amendments thereto; and

WHEREAS, the Administrative Commission is comprised of Six representatives to be appointed by the City; Two representatives of the counties in which the City is situated, selected in any manner agreed upon by the counties; Two School district representatives of the school districts in which the City is situated, selected in any manner agreed upon by the affected school districts; and One taxing district representative of the other taxing districts in which the City is situated, selected in any manner agreed upon by the affected taxing districts; and

WHEREAS, the City wishes to ensure efficient and equitable administration across TIF projects and plans, throughout the City; and

WHEREAS, the City desires to delegate to the Administrative Commission all powers delegable under the Real Property Tax Increment Allocation Redevelopment Act and in particular the powers enumerated in RSMo § 99.820.1, which relate to redevelopment plans and redevelopment projects, and the designation of redevelopment areas located within the boundaries of the County of Clay County, Missouri (except final approval of plans, projects and designation of redevelopment areas, which is reserved to the Council); NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Section 74-58, Meetings; rules and regulations, is hereby repealed in its entirety and a new section of like number and subject matter entitled “Administrative commission” is enacted in lieu thereof, to read as follows:

Sec. 74-58. Administrative commission.

(a) The Council delegates all of the powers delegable under the Act, in particular the powers enumerated in RSMo § 99.820.1, including but not limited to, the approval of agreements to implement redevelopment plans and redevelopment projects, certification of redevelopment project costs identified in tax increment financing plans, and processing the reimbursement of the same, for all plans and projects in Kansas City, Missouri, to the Administrative Commission, along with the authority to oversee those matters which do not relate to specific plans and projects. The Administrative Commission shall not consider recommendations to the Council regarding redevelopment plans and redevelopment projects and the designation of redevelopment areas.

(b) The Administrative Commission shall meet regularly and shall adopt such rules and regulations for operation as shall enable it to maintain an orderly procedure for its business and to effectively and efficiently exercise the powers authorized by the statute and delegated to it by the Council, including but not limited to, the adoption of bylaws.

(c) The Administrative Commission shall be comprised of:

- (1) Six representatives to be appointed by the City;
- (2) Two representatives of the counties in which the City is situated, selected in any manner agreed upon by the counties;
- (3) Two School district representatives of the school districts in which the City is situated, selected in any manner agreed upon by the affected school districts;
- (4) One taxing district representative of the other taxing districts in which the City is situated, selected in any manner agreed upon by the affected taxing districts.

Approved as to form:

Emalea Black
Associate City Attorney