

RESOLUTION NO. 2016-09-058R

**A RESOLUTION APPROVING A SUBORDINATION AGREEMENT BETWEEN AND  
AMONG THE ILLINOIS FACILITIES FUND, THE CITY OF URBANA, AND  
HIGHLAND GREEN, LLC.**

**WHEREAS**, the City has been designated as an entitlement community by the U. S. Department of Housing and Urban Development (hereinafter "HUD") under provisions of the Housing and Community Development Act of 1974, as amended, and, as an entitlement community, the City has received an entitlement of Community Development Block Grant (hereinafter "CDBG") funds for the period beginning July 1, 2014 and ending June 30, 2015, as well as the period beginning July 1, 2015 and ending June 30, 2016, pursuant to the CDBG Program; and,

**WHEREAS**, the City of Urbana, the City of Champaign, and Champaign County have been jointly designated as a Participating Jurisdiction by the United States Department of Housing and Urban Development (hereinafter "HUD") for purposes of receiving HOME Investment Partnership (hereinafter "HOME") funds in the name of Urbana HOME Consortium under provisions of Title II of Cranston-Gonzales National Affordable Housing Act of 1990 as amended (42 U.S.C. 12701, et seq.) (hereinafter the "National Affordable Housing Act"); and

**WHEREAS**, the Urbana City Council has adopted an Annual Action Plan for the years beginning July 1, 2013 and ending June 30, 2014, beginning July 1, 2014 and ending June 30, 2015, and beginning July 1, 2015 and ending June 30, 2016, which allocates HOME and CDBG budgets and authorizes allocation of HOME and CDBG funds for the development of the Highland Green development (hereinafter "PROJECT"); and

**WHEREAS**, the PROJECT is a 33-unit affordable, mixed-income Low Income Housing Tax Credit development; and

WHEREAS, the PROJECT requires that the City of Urbana and Urbana HOME Consortium funding committed to the PROJECT must be subordinated to the larger loan being provided by the Illinois Facilities Fund (hereinafter "IFF") to ensure the completion of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That the *Subordination Agreement* between and among IFF, the City of Urbana, and Highland Green, LLC, in substantially the form as attached hereto and incorporated herein by reference, is hereby approved.

Section 2. That the Mayor is hereby designated as the authorized representative of the City of Urbana to take any action necessary to execute the *Subordination Agreement*.

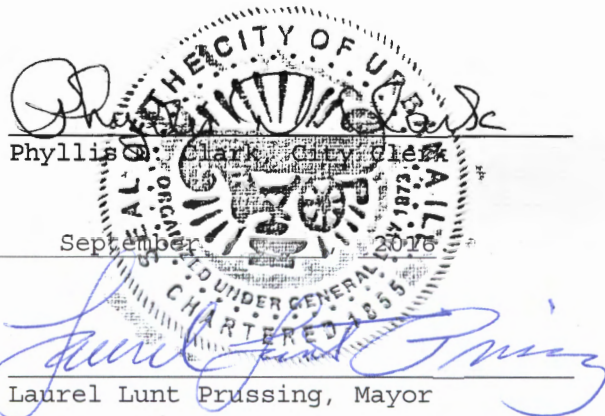
PASSED BY THE CITY COUNCIL this 6<sup>th</sup> day of September, 2016.

AYES: Ammons, Brown, Madigan, Marlin, Roberts, Smyth

NAYS:

ABSTAINED:

APPROVED BY THE MAYOR this 9<sup>th</sup> day of September 2016

  
Phyllis Clark, City Clerk  
Laurel Lunt Prussing, Mayor