

Applications Due: NOVEMBER 19, 2022

For

JACKSONVILLE HOUSING FINANCE AUTHORITY

NOFA 2022-2

NOTICE OF FUND AVAILABILITY &

REQUEST FOR APPLICATIONS

LOCAL GOVERNMENT AREA OF OPPORTUNITY FUNDING

LOAN REQUESTS

In Conjunction with FHFC RFA 2022-202

The Jacksonville Housing Finance Authority (the "Authority") announces the availability of funds and is requesting applications for the consideration of providing local government support for qualified multifamily housing developments which meet the goals of the Authority and comply with applicable federal and state law. The Authority has adopted the following guidelines to set forth the general requirements and procedures that apply to the financing of multifamily housing developments. The Authority may waive specific provisions of these guidelines where good cause is shown and adequate supporting documentation is provided. Any waiver is at the sole discretion of the Authority, and may require approval by the Jacksonville City Council. In addition, these guidelines may be amended, revised, repealed or otherwise altered by the Authority with or without notice. The Authority specifically welcomes requests for proposed alternative resident programs or development/unit features.

All applications submitted will be reviewed by the Authority's Financial Advisor, who will make recommendations to the Board. The Board will decide whether or not to authorize commitment letters and loans providing Local Government Area of Opportunity Funding for developments seeking FHFC Housing Credits in conjunction with FHFC RFA 2022-202. Submission of an application does not entitle the Applicant to financing, even if sufficient funds remain.

The Authority will not consider issuing commitment letters to provide financing for any development unless the applicant has satisfied the general requirements set forth in these guidelines, submits a timely, complete, and acceptable application and complies with all of the procedures and requirements contained within the Authority's application procedures and program guidelines. Copies of the Application are available at the Authority's website or upon request by email to mark@thehendricksoncompany.com

The Authority reserves the right to impose additional requirements on any particular development. Compliance with these guidelines does not and shall not create any right by an applicant to a commitment or assurance that the Authority will provide the requested financing.

The Authority provides local government support to assist in the construction, rehabilitation and permanent financing of multifamily housing developments. The estimated amount of funds available for local government support is the amount needed to meet the requirements of FHFC RFA 2022-202. Up to this amount may be used for multi-family developments seeking Housing Credits from FHFC pursuant to FHFC RFA 2022-202, and Local Government Area of Opportunity Funding from JHFA. The amount utilized may be increased or decreased at the sole discretion of the JHFA.

The maximum amount of the Local Government Support loans funded pursuant to this NOFA is the amount that will allow an Applicant to receive the maximum points or preference for the Local Government Area of Opportunity Funding. One loan made in conjunction with FHFC RFA 2022-202 will be in the dollar amount necessary to score the maximum amount of points for the Local Government Area of Opportunity Funding, while another loan will be in the dollar amount necessary to score the maximum number of points for the Local Government Contribution.

All applications received will compete with each other and be selected by the Authority for the available funding. Applications will be reviewed against the criteria listed below and, if selected, each loan will be subject to the minimum loan terms stated below.

Applications related to FHFC RFA 2022-202 are due no later than 5:00 PM, Eastern Daylight Time, **NOVEMBER 19, 2022**. The application cycle will be processed according to the Authority's guidelines (which guidelines provide, however, that any remaining allocation—available after the application cycle may be made available to applicants on a first-come, first-served basis). For more information, contact Mark Hendrickson.

Applicants must submit an original and a total of two (2) copies to the Authority as follows:

An original, one (1) hard copy, and a PDF of the entire application, and a \$5,000 application fee (check to JHFA) to:

Jacksonville Housing Finance Authority
c/o Tom Daly, Chief, Housing & Community Development Division
214 North Hogan Street, 7th Floor
Jacksonville, FL 32202
PDF to be emailed to tdaly@coj.net

One (1) hard copy and a PDF of the entire application, and \$3,000 review fee (check made out to The Hendrickson Company) to:

Mark Hendrickson
1404 Alban Avenue
Tallahassee, Florida 32301
Contact: Mark Hendrickson, 850.671.5601 mark@thehendricksoncompany.com

PDF must have resolution setting that permits PDF to be emailed

GUIDELINES

1. PROJECT THRESHOLD CRITERIA

- Project must be located within Duval County, Florida;
- Applicant must provide evidence of ownership or other legal control of the project site (e.g., a contract or option to purchase the project site);
- Applicant must provide a set-aside of rental units equal to or greater than the standards for low income Housing Tax Credits or applicable FHFC Program, as the case may be; and,
- Project must have evidence of land use and zoning authorizing the use of the property for multi-family residential uses.

2. PROJECT SELECTION CRITERIA

- Project feasibility as determined by:
 - ✓ Applicant's development and construction experience;
 - ✓ Applicant's management experience; and

- ✓ Financial feasibility to complete and operate the project (including, but not limited to, cost estimates, cash flows, debt service, coverage ratios, the percentage of public monies requested compared to project cost; leveraging)
- Applicant’s performance and/or compliance (including any prior defaults) of any prior loans or contracts with the JHFA or the City including timeliness of closing on financing from the JHFA or the City and duration of construction;
- The extent to which social services and assistance is offered to occupants (including, but not limited to, job training, computer training, home purchase assistance, health-related support);
- The extent to which there is temporary (for any rehabilitation projects) or permanent displacement of existing tenants (then in which event either shall be scored as a negative factor); and,
- The following shall receive emphasis in scoring:
 - ✓ Existing projects with either expiring Section 8 rental assistance contracts, or
 - ✓ The preservation of projects that have expiring affordable housing land use restrictions.
- **The JHFA established the following funding priorities for Applicants applying for the Local Contribution in conjunction with FHFC RFA 2022-202:**
 - ✓ **Maximum Economic Impact**
 - ✓ **Developments which provide a lift to the neighborhood, and could lead to additional revitalization and/or neighborhood improvement**
 - ✓ **Overall quality of the site and the neighborhood**
 - ✓ **Developments that provide maximum impact on the quality of life of the residents**
 - ✓ **Proximity to public transportation**
 - ✓ **Proximity to Employment**
 - ✓ **Leveraging of JHFA funds with other City resources that could be used to meet the FHFC required contribution level, and leveraging of JHFA funds with other funds to achieve greater impact on the community/neighborhood**
 - ✓ **Ability to meet FHFC requirements for the contribution to be a part of permanent financing with minimum loan term, and maximum interest rate**
 - ✓ **Developments which commit to an affordability period of perpetuity**
 - ✓ **Significant difference in number of units produced**
 - ✓ **Innovative Aspects of the Development**
 - ✓ **Impact on recently funded JHFA developments**
 - ✓ **Resident programs, unit and development amenities and energy efficiency**
 - ✓ **Significant Management problems on properties owned by applicant including but not limited to developments with funding from the JHFA, City and/or FHFC**
 - ✓ **Not to exceed 200 units**
 - ✓ **Provision of needed affordable housing as described in the 2022 Rental Market Study by the Shimberg Center for Housing Studies**
 - ✓ **For the “backup” development, family demographic and location within a Geographic Area of Opportunity or Small Area Difficult Development Area, as defined by FHFC**

Note: The Board directed that the Guidelines include the following notice: Applications for developments serving the FHFC demographic groups of both Family and Elderly will be accepted. However, if the Board determines that a family development equals or exceeds an Elderly development in terms of the Board’s evaluation of the criteria and priorities detailed above, the development serving the Family demographic will be selected.

NOTE: IT IS THE INTENT OF THE JHFA TO FUND ONLY ONE LGAOF APPLICANT, SUBJECT TO CHANGE AT THE SOLE DISCRETION OF THE JHFA AND ONE “BACKUP” DEVELOPMENT.

3. LOAN TERMS:

To be determined at time of loan commitment(s). The following will apply to all JFHA loans:

The loan amount for Applicants seeking a Local Government Contribution loan will be determined in FHFC RFA 2022-202. The terms for such loans are anticipated to be:

- ✓ Loan Amount to be determined by development type, as detailed in FHFC RFA 2022-202
 - ✓ Term of loan to be the minimum required by FHFC RFA 2022-202 or for development financial feasibility
 - ✓ Semi-annual payment schedule
 - ✓ Amortizing or non-amortizing, but amortizing preferred
 - ✓ 0% interest possible, but not preferred
 - ✓ Loan due in full in balloon payment at end of loan period if not already amortized
 - ✓ Developer to propose loan structure as part of competitive application process
- The loan documents shall provide for the standard default provisions; and upon default, the loan shall accrue interest at the highest rate then permissible under Florida law from and after an event of default that remains uncured.
 - Each loan shall be evidenced by a promissory note in the full-face amount of the Local Government Support, and secured in its entirety by a subordinate lien mortgage, and shall include such other standard loan documents as necessary to evidence and complete the transaction.
 - Requirements of the HFA and commitments by the Applicant shall be included in a Land Use Restriction Agreement or Extended Use Agreement
 - The loan shall not be disbursed until the following minimum due diligence is received and satisfactory (however, additional requirements may be necessary for the project): mortgagee title insurance policy (or a marked-down commitment for the same), boundary survey certified to the JHFA, environmental site assessments certified to the JHFA, and evidence of concurrency and all permits authorizing construction of the project.
 - The loan shall be issued in the name of the JHFA. Such loan shall be reviewed, implemented, and administered by the JHFA.

4. FEES

- \$5,000 Application fee due with original application, sent to the Authority with check made out to JHFA
- \$3,000 Review fee, due with copies of application, went to and check made out to The Hendrickson Company
- \$5,000 Closing Fee, due at loan closing.
- All legal costs of the JHFA associated with the loan closing

5. DISCLAIMER

The JHFA is taking no responsibility that FHFC in their initial scoring, or in any scoring revisions that take place due to legal disputes between applicants in FHFC RFA 2022-202, related to the NPV calculation or will ultimately agree with this calculation. JHFA is assuming NO LIABILITY if FHFC or any judicial or quasi-judicial body comes to a conclusion that the funding levels or loan terms do not qualify the Applicant for the Local Government Area of Opportunity Funding within the FHFC RFA/Application.

If approved for a loan, and with that understanding, if you would like to have a local government contribution loan form executed by the City, please fill out the form and submit to both Tom Daly and Mark Hendrickson prior to the submission deadline.

If you dispute the NPV calculation, please contact Mark Hendrickson to discuss.

6. WAIVERS, ERRORS & RIGHT TO OBTAIN ADDITIONAL INFORMATION FROM APPLICANTS

The JHFA reserves the right to waive any provision of the NOFA and/or the accompanying application. The JHFA reserves the right to waive any minor irregularity in the application, with the JHFA to be the sole entity to determine what constitutes a “minor irregularity”. The JHFA also reserves the right to seek additional and/or clarifying information from any Applicant and to use that information in its evaluation and decision making process.