



BOARD OF DIRECTORS

Thursday, March 9, 2000

Host Airport Hotel
Sacramento International Airport
Sacramento, California
(916) 922-8071

9:30 a.m.

1. Roll Call.....
2. Approval of the minutes of the January 20, 2000 Board of Directors meeting..702
3. Chairman/Executive Director comments.. ..
4. Discussion, recommendation and possible action relative to a final commitment on the following projects: (Dick Schermerhorn/Linn Warren)

Number	Development	Locality	units	
00-004-N	Whispering Pines Apartments	Sacramento/ Sacramento	97	
Resolution 00-07.....				.818
99-025-N	El Rancho Verde I & II Apartments	San Jose/ santa Clara	700	
Resolution 00-08.....				.840
5. Discussion **and** possible action relative to Single **Family** MRB Sales **Price** Limits. (Dick Schermerhorn)864
6. Discussion of **the 2000/2001** Five-Year **Business** Plan. (Dick Schermerhorn) **[material to be provided at meeting]**

- 7. Other Board matters.....
- 8. Public testimony: Discussion only of other matters to be brought to the Board's attention.

*** NOTE: Next CHFA Board of Directors Meeting will be May 11, 2000, at the Hilton Burbank Airport & Convention Center, Burbank, California.**

STATE OF CALIFORNIA
CALIFORNIA HOUSING FINANCE AGENCY

ORIGINAL

BOARD OF DIRECTORS
PUBLIC MEETING

The Clarion Hotel
Peninsula Room
San Francisco International Airport
401 East Millbrae Avenue
Millbrae, California

Thursday, January 20, 2000
9:00 a.m. to 12:16 p.m.

"Minutes approved by
the Board of Directors
at its meeting held:
March 9, 2000 ."

Attest: *dub*

Reported and Transcribed by: Ramona Cota

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*APPEARANCES***Directors Present:**

CLARK WALLACE, Chairman

BETHANY ASELTINE

JULIE BORNSTEIN

EDWARD M. CZUKER

ANGELA L. EASTON

KRISTIN FAUST

CARRIE A. HAWKINS

KEN S. HOBBS

ROBERT N. KLEIN II

ANGELO R. MOZILO

THERESA A. PARKER

Staff Present :

SANDY CASEY-HEROLD, Deputy General Counsel

JOJO OJIMA

For the Staff of the Agency:

KENNETH R. CARLSON, Director of Financing

RICHARD A. LaVERGNE, Chief Deputy Director

G. RICHARD SCHERMERHORN, Director of Programs

JOHN G. SCHIENLE, Director, California Housing Loan Insurance
Fund

LINN G. WARREN, Chief, Multifamily Lending

A P P E A R A N C E S (C O N T I N U E D)

Counsel to the Agency:

STANLEY J. DIRKS, Orrick, Herrington & Sutcliffe

Members of the Public:

MICHAEL MCGINNIS, The ARC of Butte County Inc.

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1 MS. OJIMA: Mr. Mozilo?
2 MR. MOZILO: Here.
3 MS. OJIMA: Mr. Wallace?
4 CHAIRMAN WALLACE: Here.
5 MS. OJIMA: Mr. Gage?
6 (No response).
7 MS. OJIMA: Ms. Aseltine for Ms. Lynch.
8 MS. ASELTINE: Present.
9 MS. OJIMA: Ms. Parker?
10 MS. PARKER: Here.
11 MS. OJIMA: We have a quorum.
12 CHAIRMAN WALLACE: Good, we're not fighting the
13 numbers this trip. And good to have you all. Julie, in a
14 different capacity, and we're happy for that.
15 MS. BORNSTEIN: Thank you.
16 CHAIRMAN WALLACE: Kristin in a little different
17 capacity and we're happy for that.
18 MS. FAUST: Right, me too.
19 CHAIRMAN WALLACE: Are you sleeping yet?
20 MS. FAUST: No.
21 CHAIRMAN WALLACE: Well, neither is your seat mate.
22 Mr. Czucker has a new baby so he's not sleeping much either.
23 So if you nod off we'll understand.
24 MS. FAUST: Thank you.
25 CHAIRMAN WALLACE: And Bethany, nice to have you

1 back. And Angelo, it's great to have you back.

2 MR. MOZILO: Happy new year.

3 CHAIRMAN WALLACE: Happy new year. That's the way
4 to start off the year.

5 APPROVAL OF THE MINUTES OF THE NOVEMBER 4, 1999 MEETING

6 With that let's move to Item 2, approval of the
7 minutes of the November 4, 1999 Board Meeting.

8 MR. HOBBS: So moved, Mr. Chairman.

9 MS. BORNSTEIN: Second.

10 CHAIRMAN WALLACE: Any discussion, amendments?
11 Somebody didn't like what I said? They said? Hearing none,
12 secretary, call the roll.

13 MS. OJIMA: Thank you. Ms. Faust?

14 MS. FAUST: Aye.

15 MS. OJIMA: Ms. Bornstein?

16 MS. BORNSTEIN: Aye.

17 MS. OJIMA: Mr. Czucker?

18 MR. CZUKER: Aye.

19 MS. OJIMA: Ms. Easton?

20 MS. EASTON: Aye.

21 MS. OJIMA: Ms. Hawkins?

22 MS. HAWKINS: Aye.

23 MS. OJIMA: Mr. Hobbs?

24 MR. HOBBS: Aye.

25 MS. OJIMA: Mr. Klein?

1 MR. KLEIN: Aye.

2 MS. OJIMA: Mr. Mozilo?

3 MR. MOZILO: Aye.

4 MS. OJIMA: Mr. Wallace?

5 MR. WALLACE: Aye.

6 MS. OJIMA: The minutes have been approved.

7 CHAIR ** WALLACE: The minutes of the November 4,
8 1999 Board Meeting have been approved.

9 **CHAIRMAN/EXECUTIVE DIRECTOR COMMENTS**

10 Moving on then to Item 3. I don't have much other
11 than if you want to get out of the parking lot--just a
12 housekeeping item--get a sticker from JoJo here. Put it on
13 your entry pass and pay \$12 at the front desk and you might
14 get out. This sounds like get out of jail in Monopoly. At
15 any rate, you need to pick up a sticker here and stop by the
16 front desk. If you have questions you talk to JoJo, she can
17 probably get your ticket fixed. But I know Terri has a few
18 items so, Terri, Item 3, Executive Director Comments.

19 MS. PARKER: Okay, Mr. Chairman, thank you. I have
20 a couple of housekeeping and informational items. The first
21 one, which is, I think, of significant dimension is that the
22 Agency went through the new millennium with not really one
23 problem with respect to Y2K. Dominic and his very talented
24 staff, essentially all of their preplanning and hard work
25 going through the transition served the Agency well and we

1 had absolutely zero problems. So I just wanted to let you
2 all know. We were not worried due to Dom's hard work but we
3 are very pleased to essentially report that what we
4 anticipated to happen did occur, and that was that we had no
5 problems whatsoever, at all.

6 The second housekeeping thing: We are going to be
7 talking today about updating you on how our Business Plan is
8 going six months into it. From a staffing standpoint there
9 was one area that we had talked about, the Agency perhaps
10 taking on an additional role this year in negotiations with
11 the federal government, HUD in particular, to have CHFA be
12 the participating administrative entity for the Mark-To-
13 Yarket Program.

14 Dick, from a staff level, was in negotiations with
15 the HUD staff for a good six months. We actually went back
16 in December to talk with Ira Peppercorn and we did see, over
17 that period of time, HUD make some changes to its operating
18 guidelines. But when all was said and done in December,
19 given what we saw as the work to be accomplished, the fees
20 that were being offered, the local government entity that we
21 had planned to do work with, we essentially made decisions
22 that they had other more pressing business interests.

23 We made a business decision that the Agency could
24 probably better utilize its talents in dealing with
25 projects that won't be going through Mark-To-Market, which is

1 probably the majority of expiring units, rather than trying
2 to figure out a way to deal with what HUD had as a
3 contracting process.

4 It will be interesting to see how this evolves.
5 There are a number of states that are with California in
6 declining, some of the large states. We negotiated with
7 them, we had professional discussions, but we essentially
8 decided it wasn't in both of our best interests to move
9 along. So we will not be doing those activities. We will be
10 very involved in trying to continue to keep abreast of what
11 is happening with preservation and the projects that won't be
12 eligible for Mark-To-Market to see how the Agency can provide
13 a role. We'll be bringing those discussions to you again as
14 part of our business planning process through the spring.

15 The third thing is just to give you an update on
16 what's happening in Washington since all of you are very
17 interested in the bond cap bills and tax credit bills. We
18 had a discussion just yesterday with the leadership within
19 the National Council of State Housing Finance Agencies on
20 what we are kind of expecting the action will be in
21 Washington.

22 The Republican leadership has made a decision that
23 their strategy this year is not to have one huge tax bill.
24 Instead, what they are planning on doing is having three
25 smaller item-specific tax bills to move their agenda along.

1 They are going to do one on marriage penalty, one on minimum
2 wage and one on tax relief or target tax relief proposals.
3 We are currently in the marriage penalty bill and that one is
4 likely to move first. They are expecting action in the House
5 on that one as early as February. We will be monitoring all
6 of them to make sure that if that one doesn't move that we
7 essentially move to the next particular item.

8 We think the environment is very positive for a
9 number of reasons. One of them is that, apparently, the
10 budget forecasters have re-estimated the surplus and it's
11 projected to be twice what it was last year at \$2 trillion.
12 They have already decided that the President is going to be
13 submitting a budget which will blow the discretionary
14 spending caps. What we have heard is Republicans in Congress
15 won't contest that so there will be some discretionary
16 increases in spending, but with \$2 trillion it's likely there
17 are to be enough dollars for them to do both discretionary
18 spending increases and tax relief. So they can essentially
19 negotiate that out.

20 So we will be, obviously, working very hard at
21 trying to continue to get more cosponsorship; not only for
22 California but for the rest of the country. Because,
23 essentially, this valuable resource will be available to help
24 the critical housing crisis that's in the state.

25 Last item --

1 CHAIRMAN WALLACE: Terri, hang on. On that, what's
2 the current proposal? Because last year or the year before
3 last there was a phased-in increase in the bond cap. That is
4 nice but not enough.

5 MS. PARKER: Well, two years ago the proposal that
6 was actually enacted into federal law began a staged phase-in
7 in 2003. That is in law, that will occur at \$5 per capita
8 for bond cap in 2003. The bills that were in the tax relief
9 bill that was vetoed last year and then again put in the
10 minimum wage bill would start that phase-in in the year it is
11 enacted. So last year if the tax bill had not been vetoed it
12 would have started a \$5 increase beginning in 2000.

13 MR. KLEIN: Mr. Chairman, what about the tax credit
14 side?

15 MS. PARKER: The same thing. We expect the
16 President will again propose it in the budget. The
17 provisions that were in the tax bill that got vetoed, again
18 had a staggered increase. I'm not going to try to get into
19 it because in the final analysis, at the end when they left
20 the session, tax credits was in the Senate version. There
21 were a couple of versions floating around so you almost have
22 to go into all of them. What I'll do is I'll keep you
23 updated on it, but I just wanted to give you sort of the
24 sverall plan. Basically the plan is that there will be
25 vehicles for both the tax credits and bond caps.

1 CHAIRMAN WALLACE: But on the bond cap it's the
2 same that's in the current bill being proposed, as was
3 proposed last year.

4 MS. PARKER: Correct, correct.

5 CHAIRMAN WALLACE: To move up the incremental
6 phase-in of the cap.

7 MS. PARKER: Correct, correct. Both of the
8 increases are staggered.

9 CHAIRMAN WALLACE: Over, like, five years.

10 MS. PARKER: Correct.

11 CHAIRMAN WALLACE: And \$5. Starting at \$150 per
12 capita going up to \$175.

13 MS. PARKER: Correct.

14 CHAIRMAN WALLACE: Okay.

15 MS. PARKER: It will, actually, on the bond cap
16 side, happen quickly because of the 2003 increment. There's
17 really only -- If you look at what is left out at the moment,
18 it is really a declining amount that needs to be filled in
19 because we have had two years of delay now so we're
20 automatically going to get a \$5 increment. If this passes in
21 2001 we'll get \$5 in 2001, \$10 in 2002 and then we'll pick up
22 more at the beginning of 2003 because it would have occurred
23 already. It's already paid for in the CDO numbers.

24 CHAIRMAN WALLACE: Okay. Got it? Sure.

25 MS. PARKER: And it's \$2 trillion over ten years.

1 The federal budget is always a longer time line.

2 And last but not least, I just wanted to mention to
3 you all that the Governor's budget was released on January
4 10th. The Governor continued the commitment that he started
5 last year in housing with some additional general fund
6 increases that have not been in HCD's budget in the last ten
7 years and added a new initiative in housing that is part of
8 his overall initiatives in the education arena for
9 recruitment and retention of teachers. The Governor has a
10 total of about \$150 million of general fund for recruitment
11 and retention initiatives across the board.

12 There's a number of them that are grants for
13 teachers attaining additional competency, but in the housing
14 arena what the Governor is proposing is a \$50 million general
15 fund commitment for credentialed teachers who make a
16 commitment to teach in low-performing schools for five years.
17 It is a \$10,000 forgivable loan that, if they essentially
18 teach for five years, can be forgiven and used as down
19 payment, closing costs, whatever will help a teacher
20 essentially qualify for a home.

21 We expect there to be a lot of discussion over the
22 spring on this issue. As always, an item that's introduced,
23 there will be a lot of debate in the Legislature. But we
24 will expect to see some sort of action when the budget is
25 resolved for the first of July. So we will keep you posted

1 on that particular issue. CHFA will be the administrator of
2 the down payment assistance along with the administration
3 that we are currently doing for the down payment assistance
4 provided through legislation and ballot initiative and SB-50.
5 With that, Mr. Chairman, that's kind of my housekeeping.

6 **CHAIRMAN WALLACE:** Okay, any questions on Terri's
7 report from either the Board or the audience? Mr. Klein.

8 **MR. KLEIN:** I think that the Governor's initiative
9 is an extremely needed initiative. It's great to see the
10 focus on making home ownership more affordable. I would hope
11 that at one of our future sessions we could have a sub-work
12 session on potentially how that program can become more
13 effective than the shell outline that has been discussed in
14 high-cost areas in the state. Because I think that there is
15 some significant potential but it will take a lot of staff
16 work and consideration to get to the point for that
17 discussion. Just in terms of scheduling, if we could figure
18 out a meeting in the future where we might discuss those
19 options it would be great.

20 **CHAIRMAN WALLACE:** And you're talking about the
21 bill that passed?

22 **MR. KLEIN:** I'm talking about prior to the bill
23 passing. A discussion about how to make the administration
24 of it more effective, and therefore more attractive in the
25 high-cost areas of the state, which may, in fact, help it

1 pass.

2 CHAIRMAN WALLACE: That puts us in an advocacy
3 position for this aspect of the Governor's budget. Let's
4 talk to Terri about that. And not that we aren't, but
5 currently I suspect we're rather passive.

6 MS. PARKER: Well, I think what we have done is --
7 We have obviously been involved in the mechanics of how such
8 a program would work. Bob and I actually had a chat last
9 week about this and Bob has a concept; we haven't had a
10 chance to further discuss it. I think we had planned that we
11 would have an opportunity to do that and have staff take a
12 look at -- Staff needs to do some staff work. But I think we
13 would be open to looking at ways -- If there are ways to
14 improve the program we would essentially be having some
15 discussions with our partner in HCD about how to make some
16 recommendations to the Governor's office.

17 CHAIRMAN WALLACE: In that context, go ahead, do
18 your staff work and then let's see, when you're ready, what
19 role, if any, the Board decides we should play.

20 MS. PARKER: Clearly, if this legislation is
21 passed, much as we did for the Prop 1A School Facility Fees,
22 we would need to -- We probably will be talking about this --
23 Jackie will be talking about this on the Administration
24 budget when we come back in May. We'll need a Board
25 resolution to be passed.

1 satisfactory completion of rehab would be for \$10,500,000 at
2 a 6.35 percent interest rate, a 35-year fixed transaction,
3 fully amortized and done as a tax exempt. We also are
4 proposing a half-million dollar standby operating reserve
5 from our HAT Funds.

6 This is a Section 8 project for which we are
7 attempting to facilitate maintenance as an affordable housing
8 project for the long term. For details about the project,
9 Mr. Warren.

10 (Video presentation of project begins.)

11 MR. WARREN: Thank you. Mr. Chairman. As Dick
12 indicated, Santa Ana Towers is located adjacent to downtown
13 Santa Ana. The project is 21 years old and is comprised of
14 two main structural parts. The first is a nine-story tower
15 that you see which comprises 116 units and the second off to
16 the right here is a smaller three-story low-rise building
17 which contains 84 units. The project is comprised entirely
18 of one bedroom units.

19 The main entrance is in this area right here. One
20 of the areas that the sponsor wishes to rehabilitate is to
21 increase parking and to make the entrance more visible. Here
22 is a better view of the project itself. Each of the units
23 has a balcony and, fortunately, those are in fairly good
24 shape. The building to the right, again, is the entryway and
25 the community building.

1 One of the issues that we have initially with the
2 project is the need for seismic rehabilitation. We have
3 uncovered some issues that need to be dealt with in seismic
4 areas. The money has been budgeted for that in the capital
5 budget and Dames and Moore is under contract with the
6 sponsors to rectify any seismic issues that may turn up on
7 the property.

8 This is Ross, which is an adjacent street to the
9 property; the property is on the right. To the left is
10 another Section 8 senior property. This street here leads
11 into downtown Santa Ana. The other intersecting street is
12 First Street, one of the main surface streets in Santa Ana.
13 In the morning and late afternoons, the streets are fairly
14 busy, but during midday it is not too bad. The sound issues
15 that may arise from the surface streets do not seem to impact
16 the tenants in their units.

17 This is the lobby area, which is the connecting
18 corridor between the nine-story building and the three-story
19 low-rise building. To the right are the management offices
20 and reception area, to the left is the primary entrance. As
21 I indicated earlier, the sponsors wish to update and improve
22 this for curb appeal and also remodel the lobby area.

23 This is the recreation center for many of the
24 functions and activities the seniors would participate in.
25 There is no dining facility per se in the project itself.

1 Meals are taken often at a senior center which is nearby and
2 I'll show you that in a few minutes. Adjacent to this is a
3 small lounge area with television viewing and a card room,
4 activities like that.

5 This is a closer view of the decks and the
6 balconies. The sponsors indicate that there will be new
7 painting on the exterior and an elastomer coating will be
8 added to help with waterproofing. Fortunately, the balconies
9 here are in good shape, both structurally and from a wear and
10 tear standpoint so there will be a minimum amount of work
11 that needs to be done in that area.

12 This is the central courtyard. This is a pond that
13 was part of the original development; it's more decorative
14 than anything else. What the sponsors wish to do is build a
15 swimming pool here and replace this. What we're finding in
16 the market, not only in Santa Ana but throughout most of
17 Southern California, is the need and desire in both market
18 rate and tax credit projects, to include swimming pools for
19 seniors. So as this project transitions into a tax credit
20 project over a period of time the sponsors wish to add a pool
21 and other amenities to maintain its marketability.

22 The units, as I indicated, are all one-bedroom
23 units, they are approximately 560 square feet and that size
24 compares favorably with the other one-bedroom units, both
25 market and tax credit, throughout Santa Ana. They are in

1 very good shape, fortunately. The counter tops, the
2 cabinets, the appliances all have a good deal of time left in
3 their estimated useful life so consequently the rehab budget
4 for the units should be fairly minimal. Any issues that may
5 occur over time will be dealt with as the units turn. There
6 are two laundry facilities. Again, both in good shape, they
7 have been well maintained.

8 As I indicated, the project is located in,
9 basically, downtown Santa Ana. This is the view northwest,
10 which is primarily the commercial quadrant, offices,
11 government buildings. This is a view, a westerly view. In
12 the foreground you can see a condominium project and beyond
13 that is primarily single and multifamily residential. The
14 Ronald Reagan building. Below that is the senior citizen
15 center that I commented on. This is directly adjacent to the
16 property. Most of the seniors go here for daily meals. To
17 the right is a park, which is maintained adjacent to the
18 property itself.

19 Directly across the street is a school and park
20 site. We were somewhat concerned about the student6 that
21 were coming out after class during the day. Most of the
22 students exit the site and go up Ross Street. This takes
23 place about three o'clock in the afternoon on a daily basis,
24 but the impact to the site is fairly minimal.

25 Clearly with the one-bedrooms and any concern we

1 have about a property that may encounter tax credit rents we
2 were concerned about where the market is for various rents.
3 We have sent the rents, the 50 and 60 percent rents as you
4 can see are 10 percent below what we deemed to be market at
5 \$750 per unit for the one-bedrooms that were equivalent in
6 size and amenities.

7 There is, as Dick indicated, a Section 8 contract
8 project-based on the property, it is on annual renewals. The
9 \$805 number that you see, the red bar, indicates what the new
10 per unit rents will be lowered to, it was somewhat higher.
11 But as you can see this is still in excess of what we deemed
12 to be market, the \$805 is an opinion of HUD as to what they
13 think market is.

14 The additional market issues that we wanted to
15 concern ourselves with: Number one, the one-bedroom
16 configuration. Throughout the Santa Ana primary market area
17 there is a large number of one bedrooms but they seem to be
18 absorbed very well by the senior and general occupancy
19 tenancy so we're not concerned that this is a 100 percent
20 one-bedroom project. The project amenities, as I mentioned
21 are competitive. It is the sponsor's desire to increase
22 these over a period of time as it does transition to a tax
23 credit project to maintain their marketability.

24 Currently our market surveys indicate that there is
25 an unmet demand in the Santa Ana/Anaheim area of

1 approximately 2,000 units for seniors. If all the projects
2 that are slated to come on line, both that are in the
3 planning stage up to the ones that are in the talking stages,
4 this will approximately equal this unmet demand. However,
5 it's fair to say that over the next several years the demand
6 for senior units of all configurations will increase.

7 One issue that we clearly have with any project-
8 based situation: Should the project-based Section 8 contract
9 terminate what happens to the tenants. It's fair to say that
10 in this case they would probably get vouchers. One scenario
11 we looked, or several scenarios we looked at, is what would
12 be the migration of the tenants leaving the property once
13 they got vouchers. We had three ways of looking at it. One,
14 there would be no change; two, that there would be a 10 to 15
15 percent turnover; and three, there would be approximately a
16 30 percent turnover. We felt that the middle ground was
17 approximately right and if there was some reabsorption it
18 would probably only take about five months to reabsorb any
19 tenants that might leave.

20 And lastly, it's clearly the sponsors goal in this
21 particular project to mitigate any turnover that might occur
22 by maintaining marketability. So with that, we have set up a
23 conversion standby commitment for that but generally speaking
24 it should not be a problem for the project. With that.

25 (Videopresentation of project ends.)

1 MR. SCHERMERHORN: As Linn indicated, the way we
2 look at the issues on this type of a product now is, if we're
3 doing an acquisition we, as we discussed last meeting, we
4 could be taking a higher risk than what we have traditionally
5 done in just doing the permanent takeout financing. Our
6 litmus test, as *you* saw there is, what is the feasibility of
7 the project moving from acquisition stage into permanent
8 financing? Where is that permanent financing coming from?

9 In the case of this project the Agency is proposing
10 to do the permanent financing. So we are looking at the
11 underwriting of this transaction in terms of the long term,
12 what is going to happen with the project. And in terms of
13 our recommendation and the underwriting that we have done
14 here it really is mostly weighted on the long-term financing.
15 We believe that it will appropriately transition from the
16 acquisition through rehab into the takeout financing, just as
17 if some lending institution were doing the interim financing
18 and doing the rehab work on it.

19 You may be interested in knowing how this project
20 came about. This project was owned by a lending institution
21 for the past ten years as an investment. It's not an REO
22 property, it was an investment on their part. And they
23 decided to sell the project so they bid it out. The sponsor
24 here, Safran and Associates, was the successful bidder,
25 although they were not the highest bidder, they were second

1 highest. There was a third bidder, apparently, that was very
2 close to them. They were selected as the awardee by the
3 lending institution for this. Now they are, obviously, in
4 the performance portion of this.

5 The sponsor has a very credible track record with
6 affordable housing. We have had experience with them. They
7 are forming a limited partnership. This will be a typical
8 limited partnership transaction in the takeout phase. They
9 will also be managing the property. The occupancy
10 restrictions that we have on it, again, go to how we
11 approached the underwriting. We're doing 20 percent of the
12 units at 50 percent and the remaining units at 60 percent,
13 that's how it's underwritten.

14 The project is under a Section 8 rent contract and
15 it will go to annual renewals, which means that the tenant
16 profile basically is contributing funds to the project at
17 less than what the debt service requirement might be under
18 our scenario, but the Section 8 contract is making up the
19 difference. And as Linn noted, over time, if for some reason
20 the Section 8 contract were not renewed by HUD, because we're
21 requiring that the sponsor maintain a Section 8 contract on
22 the property as long as HUD offers a Section 8 contract. For
23 some reason it stops, that was what that analysis was about
24 the transition of the 15 or 30 percent of the tenants to
25 bring the income level up to support the occupancy

1 restrictions here in the underwriting.

2 That is how, fundamentally, any of the transactions
3 that we bring to *you* that involve the acquisition financing,
4 that is what we're looking at. Does it make sense in the
5 short term? Most importantly, is there a credible takeout
6 commitment and how is that takeout commitment underwritten.
7 That's what we have done here. And we're recommending
8 approval of this transaction, we'll be glad to answer any
9 questions.

10 CHAIRMAN WALLACE: Okay. From the Board any
11 questions? Mr. Klein.

12 MR. KLEIN: I would just like to say that Tom
13 Safran is a very competent developer with a long track
14 record. A particularly good choice of a developer/sponsor.

15 CHAIRMAN WALLACE: Any other questions? Yes,
16 Julie.

17 MS. BORNSTEIN: Has there been a construction
18 lender already identified?

19 MR. WARREN: Yes. The sponsors are looking at Bank
20 of America, which would be used, perhaps in conjunction with
21 the equity partner, in some sort of mezzanine structure. So
22 yes, that is underway.

23 CHAIRMAN WALLACE: Any other questions from the
24 Board or the audience? The developer? The sponsor want to
25 say anything? No? You figure you're ahead?

1 MR. MOZILO: I move the motion to approve the
2 project .

3 CHAIRMAN WALLACE: Mr. Mozilo moves.

4 MR. KLEIN: I second.

5 CHAIRMAN WALLACE: Mr. Klein seconds. Any
6 discussion? If not, secretary, call the roll.

7 MS. OJIMA: Thank you. Ms. Faust?

8 MS. FAUST: Aye.

9 MS. OJIMA: Ms. Bornstein?

10 MS. BORNSTEIN: Aye.

11 MS. OJIMA: Mr. Czucker?

12 MR. CZUKER: Aye.

13 MS. OJIMA: Ms. Easton?

14 MS. EASTON: Aye.

15 MS. OJIMA: Ms. Hawkins?

16 MS. HAWKINS: Aye.

17 MS. OJIMA: Mr. Hobbs?

18 MR. HOBBS: Aye.

19 MS. OJIMA: Mr. Klein?

20 MR. KLEIN: Aye.

21 MS. OJIMA: Mr. Mozilo?

22 MR. MOZILO: Aye.

23 MS. OJIMA: Mr. Wallace?

24 MR. WALLACE: Aye.

25 CHAIRMAN WALLACE: Aye. But I'd like to hear

1 Mr. Czucker say aye again.

2 MR. CZUKER: Aye.

3 CHAIRMAN WALLACE: It was a little rough, Ed. It
4 sounded like you had a hard night with the baby. How did we
5 do?

6 MS. OJIMA: It has been approved, thank you.

7 CHAIRMAN WALLACE: Resolution 00-01, the first one
8 in the year 2000, has been approved. Okay, moving on, Dick,
9 to Longfellow Apartments.

10 **RESOLUTION 00-02**

11 MR. SCHERMERHORN: Yes, Mr. Chairman. This is a
12 request for a permanent loan for the Longfellow Apartments
13 which is located in Chico. It's a 24 unit -- This is a
14 Special Needs Project; the sponsor here is ARC of Butte
15 County. The CHFA permanent loan is proposed at \$773,500, an
16 interest rate of 3 percent for 30 years. We will be using
17 501(c)(3) bonds. On this particular transaction there is an
18 interest subsidy here as a Special Needs Project. It
19 qualifies for use of our FAF Funds to help accommodate the
20 financing requirements of the project, in this case by doing
21 an interest rate reduction on the project. And for the
22 project, Linn.

23 (Video presentation of project begins.)

24 MR. WARREN: Thank you, Dick. Longfellow
25 Apartments is located in Chico. As Dick said, it's 24 units

1 and it was constructed in **1963**. It's a two-story structure
2 with all the units facing inward towards the central pool and
3 to the rear there are carports and covered parking for the
4 entire project.

5 The property does require substantial
6 rehabilitation. The only really new component of the
7 property right now is this roof which is two years old but
8 there is indication that there was some roof leakage over a
9 period of time **so** our physical needs assessment and
10 subsequently the rehab will have to address any dry rot that
11 might occur over a period of time. These railings and
12 stairs, although not terribly attractive, are actually in
13 pretty good shape **so** that won't require a great deal of work.
14 The decks, however, will need some attention. These picket
15 fence enclosures down here on the patios will all be
16 replaced.

17 Here is a better view of the project. What is
18 being anticipated by the **ARC** is that ten units of the project
19 will be **set** aside for developmentally disabled, with really
20 two thrusts to the program. The first **is** that individuals
21 who are now in group **homes** and are transitioning into
22 independent living will be here; the second will be parents
23 who have a disability but their children may not will also be
24 living here. **So** the programs will contain parenting skills,
25 independent living skills and job training skills. In

1 addition to that the ARC is integrating some essentially
2 market rate units for a general population under the theory
3 that they feel this is a good mix for individuals who are
4 trying to migrate into an independent living situation.

5 The pool area, fortunately, is in good shape.
6 There are minimal repairs that will be needed for this. The
7 units, unfortunately, are not in terribly good shape. They
8 will require refinished or new cabinetry, new appliances in
9 many cases, and in the bathrooms and ceiling areas there is
10 dry rot. So there is a fair amount of rehab that is being
11 specified for those issues. Again, a view of the carports.
12 You can see the water has kind of pooled on top of this
13 carport building. This will all be repaired.

14 Here is the laundry facility as well as the machine
15 room for the pool itself. The neighborhood surrounding
16 Longfellow is generally a middle class, stabilized single
17 family neighborhood, homes are 30 to 40 years old. As you
18 can see the HVAC systems have seen better days. These will
19 all be replaced along with the fencing.

20 One of the activities that the ARC has now started
21 is a thrift store, which is in Chico. This serves as a place
22 for the individuals to learn job skills as well as a place
23 for the ARC to raise some money. This has just recently
24 opened and many of the tenants that will be in the project
25 will be spending time at the store working there. Dick.

1 (Videopresentation of project ends.)

2 MR. SCHERMERHORN: The loan that we're proposing on
3 this is slightly less than 50 percent of the total cost for
4 the project. The remainder of the funding is either
5 subordinate debt, all of which is committed, or equity funds.
6 That includes a Chico city RDA loan, AHP funds. The reason
7 that the interest rate that we're charging is at 3 percent
8 and is not driven lower on this is there are market rate
9 rents involved and we are not providing an interest rate
10 subsidy on those particular units. It is a constraint of the
11 FAF Funds from HUD. It has to be utilized only for 50
12 percent of median income renters or less. So we did a
13 calculation and worked out how that would be best applied in
14 this case and that's why the structure looks like that.

15 The ARC of Butte County is an independent
16 nonprofit. We have had a project here previously from ARC of
17 San Francisco. They are not related, nor is there an
18 umbrella, but they are entities that are working in the same
19 arena dealing with this type of special need activity. They
20 have a good, from our standpoint, good, experienced partner
21 in this transaction in Community Housing Improvement Program,
22 CHIP. We have had experience with them over the years,
23 primarily in our single family program under self-help
24 housing activity but we also had some experience with them on
25 multifamily. They are very good, knowledgeable affordable

1 housing managers and owners of project activity. So we saw
2 this as an excellent marriage in this particular transaction.

3 The occupancy restrictions in here reflect the
4 structure of primarily 50 percent of median income with some
5 80 percent of median income unit restrictions in the project.

6 The numbers and what-not are laid out in page 874 in
7 your binder. With that we're recommending approval, be glad
8 to answer any questions you may have.

9 CHAIRMAN WALLACE: Okay. Kristin.

10 MS. FAUST: Mr. Chairman, my question is, I was
11 wondering if this organization owns any other projects with
12 this kind of mix, where you're mixing the developmentally
13 disabled tenants with the non-developmentally disabled. I
14 don't know if I should call them *non*. Has this been tried
15 before, do they think it will work, or is this their first
16 one?

17 CHAIRMAN WALLACE: Can staff answer that?

18 MR. WARREN: I need to ask Michael on that, if I
19 may.

20 MR. SCHERMERHORN: Sure.

21 MR. MCGINNIS: Hi, I'm Michael McGinnis, Executive
22 Director of the ARC of Butte County.

23 CHAIRMAN WALLACE: Michael, could you come up and
24 speak a little closer to the microphone. And as you were
25 just doing, identify yourself, etcetera.

1 MR. MCGINNIS: Hi, Michael McGinnis, Executive
2 Director of the ARC of Butte County. There are other
3 projects throughout the United States that are similar to
4 this. This is the first project that we're attempting.
5 We're partnering with a local nonprofit that built over 200
6 units of apartments. The real gist is that without case
7 management services and support services our clients in the
8 community often fail. They end up back in group homes, they
9 end up back in institutions.

10 We're looking for a way to provide a level of
11 support necessary for individuals to live independently in
12 the community and this is really our first attempt at
13 housing. We were really looking for an integrated
14 environment so that individuals who don't have disabilities
15 can model behavior. Particularly over the last 20 years,
16 more and more individuals with disabilities are becoming
17 parents. It would provide a unique opportunity or challenge
18 to integrate them into society.

19 One of the nice things about this project is it has
20 a bus stop right next to the stop. It has an elementary,
21 junior high and high school all within a mile and a
22 neighborhood grocery store within two blocks. So it really
23 meets a variety of needs that our clients have.

24 MS. FAUST: Do you educate the existing tenants
25 right now about the new ownership and the goal and purpose of

1 the housing?

2 MR. MCGINNIS: Well, because we got significant
3 city funds, obviously, we have been in the newspaper a lot so
4 we have had some meetings with tenants discussing what we
5 want to do and intend to do. The building is very rundown.
6 Most of the tenants are looking forward to actually having
7 some nice, decent and safe places to live in compared to
8 where they are living now. We had three public hearings in
9 order to get city financing. At no time did any public
10 opposition come out during those three hearings.

11 MS. FAUST: I know the Treasurer thinks it's a very
12 good project and one that sounded good on paper. I just
13 wanted to hear about how it actually would be -- how the
14 integration would work and I hope it works really well.

15 MR. MCGINNIS: Thank you.

16 MR. SCHERMERHORN: We take a worst case scenario
17 and assume that the project didn't work in this
18 configuration. The logical way it will then go is to fully,
19 to become a 100 percent, at which point those unit
20 restrictions would drop to 50 percent. We could then adjust
21 down the interest rate further. So that from a financial
22 standpoint, given the low debt that we're talking about on
23 this project, it's not financially a very high risk for us.
24 The question was a good one in terms of how it would operate.
25 So we think its worth the risk of testing it out.

1 MS. FAUST: Great,

2 CHAIRMAN WALLACE: Mr. Klein.

3 MR. KLEIN: The City of Chico occupancy restriction
4 has 20 units at 30 percent of 60. However, the occupancy on
5 those 20 units can go to individuals with incomes up to 80
6 percent. What is happening here? What is the discontinuity
7 between those two different standards? Are we setting lower
8 rents than what would be normal for that income group in
9 order to get them to accommodate to the developmentally
10 disabled within the same project? What is the thinking
11 there?

12 MR. WARREN: I think they wanted to allow to have
13 some of the existing tenants stay in the project, which is
14 why you have the 80 percent level set the way it is. But I
15 believe, also, Bob, what they want to do is keep the rents
16 low for that so there's an accommodation for existing tenants
17 and others that may come in. But they do wish to have the
18 rent charge, even with the higher income level, set low, and
19 to make the project operate with that lower rent but allow
20 the people to stay in the project. That is my understanding.

21 CHAIRMAN WALLACE: Any other questions from the
22 Board?

23 MR. HOBBS: Mr. Chairman, if I may.

24 CHAIRMAN WALLACE: Mr. Hobbs.

25 MR. HOBBS: Bob, that segued into my question. If

1 I heard correctly, the project is existing 100 percent
2 occupied with low-income families, presently.

3 MR. WARREN: Yes.

4 MR. HOBBS: Do you want to expand a bit as to how
5 this transition is going to happen?

6 MR. WARREN: How it's going to work. During the
7 construction period there will probably be some turnover.
8 Some of the tenants that exist now are income qualified.
9 Actually, all existing tenants are income qualified for the
10 project except for one. And over the construction period
11 there will be some unit turnover as well as during the
12 preliminary time for the project.

1.3 If at the end of that period of time there are
14 still tenants that may not fit the profile or are outside of
15 the set-aside the City of Chico has some very specific
16 relocation guidelines that will be imposed on the property,
17 to the extent that if they are relocated there has to be a
18 rent subsidy paid for equivalent units. But as Michael
19 indicated -- Michael used to be a city councilman for Chico
20 when this ordinance was passed. So the sponsors are very
21 aware of that fact and no one is going to be forcibly
22 displaced. There is a process in place to deal with it.

23 MR. MCGINNIS: The other thing we're doing at this
24 point: Even though we just have a purchase agreement, have
25 not yet purchased the building, as the units become vacant

1 we're leaving them vacant so we'll be able to go through the
2 rehab process in an orderly manner. But we have a couple of
3 vacant units that actually we're paying the rent on the units
4 now.

5 CHAIRMAN WALLACE: Okay, any further questions for
6 Michael or the staff from the Board or the audience? Hearing
7 and seeing none the Chair will entertain a motion.

8 MR. CZUKER: So moved.

9 MS. EASTON: I'll second.

10 CHAIRMAN WALLACE: The motion for approval, Ed?

11 MR. CZUKER: Yes.

12 CHAIRMAN WALLACE: Mr. Czucker, and Ms. Easton the
13 second. Any discussion? If not, secretary, call the roll.

14 MS. OJIMA: Thank you. Ms. Faust?

15 MS. FAUST: Aye.

16 MS. OJIMA: Ms. Bornstein?

17 MS. BORNSTEIN: Aye.

18 MS. OJIMA: Mr. Czucker?

19 MR. CZUKER: Aye.

20 MS. OJIMA: Ms. Easton?

21 MS. EASTON: Aye.

22 MS. OJIMA: Ms. Hawkins?

23 MS. HAWKINS: Aye.

24 MS. OJIMA: Mr. Hobbs?

25 MR. HOBBS: Aye.

1 MS. OJIMA: Mr. Klein?

2 MR. KLEIN: Aye.

3 MS. OJIMA: Mr. Mozilo?

4 MR. MOZILO: Aye.

5 MS. OJIMA: Mr. Wallace?

6 MR. WALLACE: Aye.

7 MS. OJIMA: Resolution 00-02 has been approved.

8 CHAIRMAN WALLACE: Our Resolution 02 has been
9 approved.

10 RESOLUTION 00-03

11 Okay, moving on to Item 5. I'm going to have Vice
12 Chair Hawkins chair this item. Carrie.

13 MS. HAWKINS: Thank you, Mr. Chairman. Item number
14 5 is the discussion, recommendation and possible action
15 relative to a commitment modification on the following
16 project, which is the Detroit Street Apartments. They are
17 located in West Hollywood in Los Angeles. Dick.

18 (Chairman Wallace exited the
19 meeting room.)

20 MR. SCHERMERHORN: For those Board Members who were
21 here last year, this is the same project that was approved at
22 the January Board Meeting a year ago. The only thing that
23 has changed, the request that we're making, because we made a
24 determination that it constituted a sufficiently material
25 change in the transaction to bring it back for Board

e ' 1 approval, is the form of the collateral. The original
2 transaction contemplated a fee-simple on the property.

3 What has happened in the meantime, there are costs
4 that have raised the transaction costs to the project. One
5 possible solution would have been to raise the loan amount,
6 but it is not as effective in this case to maintain the loan
7 amount that we have as a qualifying tax exempt financing for
8 four percent tax credit purposes. It was better for the City
9 of West Hollywood to take it as a leased land arrangement
10 rather than to sell the land. So the City of West Hollywood
11 has agreed to lease the land for 55 years for something like
12 \$1 a year for this particular purpose and that's the only
13 change in the transaction.

14 The rest of the transaction as it was approved by
15 the Board last year remains essentially the same from our
16 lending standpoint, other than it shifts from a fee-simple to
17 a lease/purchase. Technically it is an increased risk, but
18 from our standpoint, substantively it is not. It is the
19 locality that is going to be the lessor in this case and they
20 have the same agenda we do in terms of the project going
21 downstream. And without getting into it any further we would
22 recommend approval, be glad to answer any questions.

23 MS. HAWKINS: Are there any questions from Board?

24 Yes, Mr. Klein.

25 MR. KLEIN: On the tax credits. Do we know what

1 the tax credit yield is in determining the tax credit price?

2 MR. WARREN: No.

3 MR. KLEIN: This is a small project. I think that
4 the yields may not be as consistent. I assume that these
5 credits were committed some time ago.

6 MR. WARREN: I believe so.

7 MR. KLEIN: On new commitments on significantly
8 sized projects I would hope that as a part of the write-up
9 when we're making bridge loans for tax credits that we could
10 see what the pricing is because the pricing in tax credits
11 has moved up very substantially in the market. Particularly
12 if we are providing the leverage by these tax credit loans
13 for staged pay-ins. I would think that there should be a
14 very highly competitive yield provided to the sponsor, which
15 would be helpful to the project, help reduce the strain on
16 local government subsidies and produce more credits.

17 MR. SCHERMERHORN: Okay.

18 MS. HAWKINS: Any other questions or comments from
19 the Board?

20 MS. FAUST: I --

21 MS. HAWKINS: Yes.

22 MS. FAUST: Looking through the numbers it looked
23 as if in one place all the units were going to be rent
24 restricted at no greater than 50 percent of area median, but
25 at another place it looked like maybe there are a couple that

1 are at 60.

2 MR. WARREN: Jean raised that question, I meant to
3 get back to you. It is somewhat confusing. On the Project
4 Summary page you'll see a 60 percent TCAC number at 616.
5 That is actually a HOME Funds, three-bedroom limit and it's
6 100 percent restricted to HOME Funds. So the nomenclature is
7 wrong but the rent number is correct. So it is 100 percent
8 TCAC restricted, it's also 100 percent HOME Fund restricted.
9 And we have used the lesser amount, which is the HOME Fund
10 number, we just unfortunately labeled it a TCAC number.

11 MS. FAUST: Thank you.

12 MS. HAWKINS: Any other comments or questions? I
13 think it is our practice now to ask if there are any
14 questions or comments from the public. Hearing none I call
15 for a motion to approve the request.

16 MR. MOZILO: I make the motion to approve it.

17 MS. HAWKINS: It's been moved. Is there a second?

18 MS. BORNSTEIN: Second.

19 MS. HAWKINS: It has been seconded. Ms. Bornstein
20 has seconded.

21 MR. KLEIN: Madam Chair, if I may, just a quick
22 point of discussion. What exactly is the shortfall here? I
23 wasn't able to put it together in the staff report. How much
24 money are we talking about? My read of the staff report
25 suggests that the city also participated in bridging this

1 construction shortfall.

2 MR. WARREN: The shortfall of approximately
3 \$200,000, I believe, of tax exempt proceeds was not available
4 since we had already received allocation for this. So the
5 city, although they were helping to repay the bridge
6 loan, they could not supply the tax-exempt financing. We
7 simply were unable to come up with any additional bond
8 allocation for the project.

9 MS. HAWKINS: Resolution 00-03 has been moved by
10 Mr. Mozilo and seconded by Secretary Bornstein. May we have
11 the roll.

12 MS. OJIMA: Thank you. Ms. Faust?

13 MS. FAUST: Aye.

14 MS. OJIMA: Ms. Bornstein?

15 MS. BORNSTEIN: Aye.

16 MS. OJIMA: Mr. Czucker?

17 MR. CZUKER: Aye.

18 MS. OJIMA: Ms. Easton?

19 MS. EASTON: Aye.

20 MS. OJIMA: Ms. Hawkins?

21 MS. HAWKINS: Aye.

22 MS. OJIMA: Mr. Hobbs?

23 MR. HOBBS: Aye.

24 MS. OJIMA: Mr. Klein?

25 MR. KLEIN: Aye.

1 MS. OJIMA: Mr. Mozilo?

2 MR. MOZILO: Aye.

3 MS. OJIMA: Mr. Wallace?

4 (No response).

5 MS. OJIMA: Resolution 00-03 has been approved.

6 MS. HAWKINS: Thank you.

7 RESOLUTION 00-04

8 Mr. Wallace has not yet returned so I guess we will
9 go on to Item number 6, which is a discussion, recommendation
10 and possible action relative to the 1999/2000 Business Plan
11 modification.

12 MR. SCHERMERHORN: First off, you have this chart.
13 I discovered last week that somebody copied the wrong page
14 out of the Business Plan that was supposed to be attached to
15 this memo. It's supposed to be this page that has this
16 year's approved Five-Year Business Plan on it and not the one
17 that's here, the previous two years' activity.

18 MS. HAWKINS: Thank you for that clarification. I
19 said, am I going crazy.

20 (Mr. Hobbs exited the meeting
21 room.)

22 MR. SCHERMERHORN: It doesn't change the numbers
23 any but it does help a little bit in terms of what you're
24 looking at. Basically what we're recommending here is in the
25 Business Plan that was approved by the Board we have a \$1

1 billion loan purchase goal. Our assumption in the Business
2 Plan was that part of the achievement of that was going to be
3 through use of our 100 percent loan program, which is a
4 combination of 97 percent first loan and 3 percent down
5 payment sleeping seconds, which we are providing out of our
6 HAT Funds. The proposal was to do it over the five year
7 period at \$5 million a year.

8 What has happened is we have had much higher
9 demand. About 40 percent of our production to date—and you
10 will see what the effects of this production are when I do
11 the midyear wrap on this but essentially we're on target to
12 make the billion dollars 40 percent of that loan activity is
13 coming in as 100 percent loans. We are being very successful
14 with this program. Not only in terms of production but also
15 in terms of impacting the under-served areas where we
16 targeted this program to go.

17 As an example, as you well know, for those who
18 participated in the discussion in the past, our ratio of
19 involvement in Los Angeles County, as an example, was about 9
20 percent of our total resources going there a couple of years
21 ago in single family lending. The write-up gives you 25
22 percent. We just did our monthly Business Plan review and
23 the update stat now is 30 percent of our resources are going
24 into Los Angeles County for single family loan activity, and
25 it's primarily due to the CHAP Program.

1 So we said, we have got a production goal that
2 would be -- We looked at three options. One was to stop the
3 program entirely because we're running out of what we
4 perceived to be this year's amount to be used. Two, scale
5 back the program in some fashion, limit its use around the
6 state. That would slow the use of the funds, it would still
7 need some additional infusion this year because at this
8 juncture we have virtually used up the \$5 million that we
9 were looking at. And it would also have an effect on our
10 production, going for the billion dollars.

11 Or thirdly, there is a whole discussion that the
12 Board is going to need to have in the context of the Business
13 Plan this spring about how much of this down payment
14 assistance activity we can afford to do for what period of
15 time. There are other down payment assistance discussions,
16 funding sources, etcetera, that are beginning to surface
17 around the state and we need to assess just how much of that
18 activity might be applicable to us. Something that we could
19 link into creatively and use those kinds of resources rather
20 than necessarily our own. But it is not information that was
21 readily available for this particular decision at this point
22 in time.

23 So we looked at the third option which says, we
24 have got a \$25 million commitment in the Five-Year Business
25 Plan. Instead of spreading it over the five years, collapse

1 it down. We would make it available over the next couple of
2 years. That would not disrupt any of our lending activity
3 for the next 18 months and it would give the Board an
4 opportunity this spring to take a look at the larger question
5 of how much involvement in this program, for what period of
6 time and how much resource do we really want to commit to it.

7
8 That's the essence of what this request is and that
9 is the adjustment that we request the Board to consider and
10 approve in terms of the existing Business Plan. To allow us
11 to collapse that \$25 million allocation of HAT Funds for the
12 down payment assistance program down to a two-year period
13 rather than go around and try and figure out where else we
14 might use monies from other programs and potentially disrupt
15 their activity.

16 MS. HAWKINS: Mr. Wallace has returned so I
17 turn the chair over to our chairman, Mr. Wallace.

18 CHAIRMAN WALLACE: Thank you. Questions or
19 comments from the Board? Bob.

20 MR. KLEIN: How much of the money going into this
21 program is going into new construction? And as to those
22 units that are new construction, what has the participation
23 been of these units in the school fee rebate program? Are
24 those school fee rebates being used as part of the down
25 payment funds? What is the interface between this program,

1 if any?

2 MR. SCHERMERHORN: Very little. We don't have
3 anything trackable on the last part of your question. There
4 has been very little activity to date because of the schools
5 getting cranked up, in terms of reassessing. They had until
6 the end of the calendar year to revise their plans.

7 MR. KLEIN: Right.

8 MR. SCHERMERHORN: We have seen, basically, little
9 activity in the school fee rebate down payment assistance
10 program. We expect it to start cranking up here this spring.
11 So we don't have any relationship or any substantive
12 information on that.

13 The down payment assistance program has been used
14 primarily, as you might expect, in the valley. It's being
15 used in about the ratio that we're getting. We're still
16 getting predominately resale activity. It's somewhere 60, 65
17 percent resale and the rest is new construction. So of the
18 use of the 100 percent loan program, the down payment
19 assistance, is about the same ratio, ballparking it right
20 now.

21 MR. KLEIN: And as to the new construction portion.
22 Once the school fee rebate program becomes fully operational,
23 mechanically, how do our procedures work? If someone gets
24 back \$4,000 or \$5,000 as a school fee rebate do we require
25 they use that as part of the down payment? Does it reduce

1 the assistance available through this program? What is the
2 interface?

3 MR. SCHERMERHORN: It goes into escrow. So the
4 issue is -- Let's say you're a borrower that qualifies for a
5 CHFA first loan. You also qualify for a 100 percent and the
6 property qualifies for a school rebate. The issue is, what
7 is the total transaction? How much money is needed to
8 conclude the transaction? If they make application for the
9 school rebate, we will process and immediately send the
10 qualifying amount to the escrow account for closing, so what
11 the borrower is faced with is how much more money is needed
12 to close. If it requires the full amount of our down payment
13 assistance program and they qualify for it, then they would
14 get the benefit of all of that. If it doesn't require all of
15 that money then they would only need, let's say, 70 percent
16 of that down payment assistance funds to close the
17 transaction.

18 MR. KLEIN: So the school fee rebate is netted down
19 before you calculate the down payment assistance?

20 MR. SCHERMERHORN: If --

21 MR. KLEIN: If you have \$100,000.

22 MR. SCHERMERHORN: The lender is going to have to
23 do that because there will be -- We will see the loan
24 transaction.

25 MR. KLEIN: Right.

1 MR. SCHERMERHORN: The borrower is not going to
2 pocket any, if you will, unused funds. But the sequence of
3 it would be, the first loan, if they've gotten the rebate,
4 that funds in its full amount have gone into escrow so that's
5 the second draw. And then the third would be, if they
6 qualify for the down payment assistance and there is
7 additional monies needed that would be drawn to us.

8 MR. KLEIN: I see.

9 CHAIRMAN WALLACE: Carrie.

10 MS. HAWKINS: Your request makes sense to me
11 because from my experience the down payment is very difficult
12 for people in this income category to acquire. Because even
13 if you have the down payment you still have to comply with
14 all the other requirements, which is your impounds and
15 closing costs. And you just take a \$100,000 house. If your
16 impounds and closing costs go from somewhere 3 to 5 percent,
17 right there that's \$3,000 to \$5,000 without a down payment.
18 And that's only a \$100,000 house.

19 So I think, for obvious reasons, California is
20 lagging behind in the rate of home ownership, lagging behind
21 other states. And so if we're going to leverage our funds, I
22 think this is a good way to do it. And Angelo is closer to
23 this than I am right now, so if I'm wrong I'd like him to
24 correct me.

25 MR. MOZILO: You're correct on the numbers.

1 MS. HAWKINS: So think about how hard that is for
2 that income group to accumulate a down payment. And so they
3 still have money they have to get together. But the other
4 thing is you mentioned putting a limit on the income
5 requirements. You have to balance that because if the income
6 level isn't high enough the program wouldn't be able to be
7 utilized because they won't qualify for the payment,
8 regardless. So you know how to do that so I --

9 MR. SCHERMERHORN: Currently, with the exception of
10 resale activity in the valley we are using the full and
11 highest income limit allowed under tax law.

12 MS. FAUST: Which is?

13 MR. SCHERMERHORN: It's the higher of statewide or
14 county median. The higher of is what we use for our single
15 family program. And for a family of one or two that's 100
16 percent of that number, and for a family of three or more
17 it's 115 percent of that number.

18 MR. MOZILO: Mr. Chairman.

19 CHAIRMAN WALLACE: Yes, Mr. Mozilo.

20 MR. MOZILO: Dick, has enough time elapsed to
21 observe the performance of these loans?

22 MR. SCHERMERHORN: Not really. Although we have
23 been doing the program for better than a year at this
24 juncture, as you know, that's not enough to see any kind
25 of trend out of it yet.

1 MS. PARKER: LaVergne stepped out. John, I don't
2 know if you have any information. I know that we were
3 looking at this recently to see. We were tracking the number
4 of loans we have done and there has been some percentage that
5 have actually been repaid because the property has changed
6 hands in the last 18 months since we started the program.
7 But, John, do you have any?

8 MR. SCHERMERHORN: This question goes to default.

9 MR. SCHIENLE: Speaking for CaHLIF. We have 97
10 percent loans which were originated in the beginning of 1996.
11 Beginning in 1998 we added the 3 percent silent seconds so it
12 was 100 percent financing at that time. So it's four years
13 old. We have had one claim. On our 100 percent Freddie Mac
14 loan, which is now about a year and a half old, we have had
15 three or four payment defaults but we have had no claims. So
16 it's an impeccable record in this economy.

17 MS. PARKER: John is going to have some exciting
18 news to tell you on CaHLIF, overall what their default rates
19 are. I'm not going to, I'm going to let John say it, but I
20 think he's got some interesting information for you.

21 CHAIRMAN WALLACE: One claim against a volume of
22 what, John?

23 MR. SCHIENLE: Oh, \$300 million, 3,000 loans.

24 CHAIRMAN WALLACE: Still not a long track record
25 but so far so good.

1 MR. SCHIENLE: Right.

2 CHAIRMAN WALLACE: But we have been enjoying really
3 good times. Full employment, etcetera, etcetera, etcetera.
4 Let's stay with Angelo's question a minute. Does LaVergne
5 have a perspective?

6 MS. PARKER: Dick, the question had been asked
7 about -- Mr. Mozilo asked if we had any information on the
8 down payment assistance loans, any track record of default.
9 And I was remembering just a week ago or two that we had been
10 looking at the number of those loans and, as I recall, there
11 had been some small percentage that had been repaid. You
12 don't remember if any of that information looked at default,
13 do you?

14 MR. LaVERGNE: You're talking about the Prop 84
15 loans? The --

16 MR. SCHERMERHORN: No, the current 100 percent loan
17 program, our HAT.

18 MR. LaVERGNE: The program is so new that there was
19 only one loan or so. There's no experience, not enough
20 experience.

21 CHAIRMAN WALLACE: Bob.

22 MR. KLEIN: I would like to say that as another
23 sample, different program but with similar objectives, in the
24 early 1980s we did a thousand units of bond financed for sale
25 housing. Under that program the borrower could even, under a

1 second trust deed, continue to borrow over four or five
2 years, amounts to help them with the payments in the early
3 period of the loan. And the early 80s was a financially
4 volatile time, including some recessionary experience, and
5 yet the ownership experience--this happened to be in Thousand
6 Oaks--was an extraordinarily low default history. Thousand
7 Oaks is a very good market today. During that period of time
8 there were some difficult recessionary issues but the
9 performance was extremely good.

10 While this is anecdotal since it's not directly
11 applicable it is another example of homeowners under this
12 type of situation performing very well.

13 CHAIRMAN WALLACE: You know, I'm kind of torn too.
14 I love the idea of improving our abilities in Los Angeles, we
15 have been trying to find ways to help in Los Angeles County.
16 Maybe this isn't it but it's -- And yet, there's no book on
17 it. Angelo, I almost expected you to follow up your question
18 by saying, it's too soon to tell. Should we accelerate the
19 program this much? It's not a big amount, really.

20 MR. MOZILO: Well, it's all of those. It is too
21 soon to tell, I think. And I don't know if you're looking
22 for a decision from the Board at this juncture or a
23 discussion relative to accelerating the program forward.

24 MR. SCHERMERHORN: No, that's not the request here.

25 MR. MOZILO: I won't comment on that. But I think

1 it's something I would caution you to observe, to see how
2 it's working. Because experience is that those types of
3 programs, unfortunately, attract those who are trying to
4 exploit the program rather than those you are really trying
5 to serve. So it's just something to be concerned about.

6 MS. HAWKINS: I'd like to add to that. I think
7 the underwriting is the critical issue in these loans, and
8 you have to look at the character and history of the
9 borrower. Because whether you have 5 percent equity or 3
10 percent equity in a transaction makes very little difference
11 in an economic downturn because there is not enough equity to
12 get out of that transaction, from my underwriting experience
13 in the past and observing delinquencies. You have to look at
14 the character of the borrower and their track record and I
15 think CaHLIF has done just an excellent job in doing that.
16 And obviously the lenders also have done an excellent job.

17 I think even though it's soon, you take a borrower
18 who has been able to, again—I don't want to belabor the
19 point—but has saved up somewhere around \$5,000. That shows a
20 savings pattern that is equal to someone else who saves much
21 more from a higher salary, and yet we're willing to make 90
22 percent loans to those people, or 95 percent loans. So I
23 think I would look at it from that perspective.

24 CHAIRMAN WALLACE: Bob.

25 MR. KLEIN: I think we should give the staff the

1 discretion they need here to use the funds outside of the
2 category boxes, as I understand the request, that the money
3 has been put into so that this program can be continued. I
4 think it's a very good program. There is risk. There is
5 risk at any time you are trying to help reach new levels of
6 home ownership in a period where you have high costs of
7 housing. But in terms of the important contribution we are
8 making to the people who are purchasers and to their families
9 I think that this risk, based upon all that we have in prior
10 experience to look at, is a very reasonable one for us to
11 take.

12 MS. PARKER: Mr. Chairman, just one point of
13 clarification. I think what the staff is proposing is really
14 to accelerate within the Business Plan the utilization of
15 these funds. The Board in its Business Plan had made a
16 commitment to this level so in that sense all we are doing --
17 I think the risk was there, we are just moving it forward.
18 We really need to have, I think, the benefit of a broader
19 discussion, which we will be having as part of our Business
20 Plan development for March and then finalize in May about
21 what CHFA can do in this arena and what we should be doing
22 longer term.

23 I think what we would essentially say, we can't
24 continue this under our existing structure, infinitum. We
25 would have to go back and look at creative ways to do that

1 or, you know, whether there is the opportunity for other
2 resources that would be outside of CHFA to essentially take
3 up this responsibility that would, in that sense, reduce any
4 risk on our part. Those could be things such as a housing
5 bond that has been discussed this last year which didn't
6 include down payment assistance. CHFA has been the
7 administrator for those in the past so that could be a longer
8 term way 'to handle this and that, in that sense, wouldn't
9 create risk for the Agency.

10 So we are really trying to put a very narrow box
11 around this at this point in time, which will allow us to
12 continue and not have a severe drop in our production.
13 Continue to take advantage of the interest rate market that
14 there is, as long as it will hold, for as many people as we
15 can to get into housing. Particularly in high cost areas.
16 And then over the next several months look at the environment
17 for us all to figure out what makes some sense going forward.

18 CHAIRMAN WALLACE: In that context I think we ought
19 to give the staff -- You know, nothing ventured, nothing
20 gained. We don't want to scrap -- We had set aside \$25million
21 for this program. All of a sudden we're finding it's -- Over
22 five years. All of a sudden we're finding it's taking off.

23 MR. KLEIN: Right.

24 CHAIRMAN WALLACE: And granted the experience and
25 the other things we're hearing. I'm still inclined to stay

1 with the program and give you some more rope. Bad term. If
2 you understand the long term connotations of rope. Let's
3 say, some more --

4 MR. KLEIN: Latitude.

5 CHAIRMAN WALLACE: Latitude to explore the program.
6 And what you're really saying is, we think we may be able to
7 use these funds up a lot sooner. And based on what we know,
8 so far so good, but we really don't know that much. So
9 emphasis that the Board is giving you on underwriting and all
10 that is good advice. And you have asked for more time to
11 fully evaluate this as we go through the next Business Plan.
12 I'm inclined to say, let's venture, let's see, but be
13 careful. We'll be talking a lot more about it. So with that
14 in mind I'm willing to vote for your recommendation.

15 MR. KLEIN: I make a motion to capture the sense of
16 what you proposed, Mr. Chairman, as the staff has requested.

17 MS. HAWKINS: I'll second it.

18 CHAIRMAN WALLACE: Okay, motion by Klein, second by
19 Hawkins. Any discussion? Hearing none, secretary, call the
20 roll.

21 MS. OJIMA: Thank you. Ms. Faust?

22 (Mr. Hobbs re-entered the
23 meeting room.)

24 MS. FAUST: Aye.

25 MS. OJIMA: Ms. Bornstein?

1 MS. BORNSTEIN: Aye.

2 MS. OJIMA: Mr. Czucker?

3 MR. CZUKER: Aye.

4 MS. OJIMA: Ms. Easton?

5 MS. EASTON: Aye.

6 MS. OJIMA: Ms. Hawkins?

7 MS. HAWKINS: Aye.

8 MS. OJIMA: Mr. Hobbs?

9 MR. HOBBS: I'm going to abstain.

10 MS. OJIMA: Thank you. Mr. Klein?

11 MR. KLEIN: Aye.

12 MS. OJIMA: Mr. Mozilo?

13 MR. MOZILO: Aye.

14 MS. OJIMA: Mr. Wallace?

15 MR. WALLACE: Aye.

16 MS. OJIMA: Resolution 00-04 has been approved.

17 CHAIRMAN WALLACE: The resolution has been

18 approved. Okay.

19 MR. HOBBS: Mr. Chairman, I apologize. I had to
20 take a call and that was the reason for *my* abstention. I am
21 100 percent in support of the staff's recommendation.

22 CHAIRMAN WALLACE: How do we register that? Do you
23 want to put that in?

24 MR. HOBBS: It was just for information. I
25 wouldn't want anyone to assume that I was thinking something

1 different.

2 CHAIRMAN WALLACE: Sure.

3 MR. HOBBS: I apologize.

4 CHAIRMAN WALLACE: Fine. Thank you, Mr. Hobbs.

5 MR. SCHERMERHORN: It's like in hockey. If you tie
6 the game you still get a point.

7 CHAIRMAN WALLACE: Yes, right.

8 MR. SCHERMERHORN: That's what he did.

9 CHAIRMAN WALLACE: He tied, all right.

10 **DISCUSSION OF THE 1999/2000 BUSINESS PLAN UPDATE**

11 Okay, let's move on to Item 7 and our discussion on
12 the upcoming Business Plan.

13 MR. SCHERMERHORN: Yes, Mr. Chairman. This will be
14 a three part presentation. I'm going to do the CHFA program
15 single family, John Schienle will do the CaHLIF update and
16 then I will return to do the CHFA multifamily. The purpose
17 of this is twofold. One is to apprise the Board of how we're
18 doing at the midyear mark with the majority of our program
19 activity. And the second reason is, with that information
20 in hand it hopefully will give you a good stepping off point to
21 discuss the upcoming Business Plan activity.

22 Because what we have in the Business Plan are some
23 fundamental objectives that drive our program activity and
24 it's those fundamental objectives that we need to make sure
25 this is where the Board would like the staff to be focused on

1 in developing our recommendations and our resource
2 allocations and our program ideas. So with that, I'll start,
3 hopefully, with single family. And you have the charts you
4 can follow along on.

5 This was the five-year game plan. That's the \$1
6 billion goal for each of five years. HAT programs in single
7 family have \$2 million a year for Self-Help; we're
8 substantially on track to use those funds up this year. The
9 \$5 million we just discussed. This is the \$5 million
10 mortgage assistance for the 100 percent loan program. So
11 that is the game plan that we had.

12 And here is what's happening. The green line, this
13 was our projection. The red line doesn't show up very well
14 here. These are the loans purchased on an aggregating basis
15 towards that \$1 billion objective. And what we had at the
16 beginning of the year, the dotted blue line and this other
17 greenish line right here, dot-dash line, those are the ones
'18 where we really manage what's going on in our single family
19 monthly business meetings that we have.

20 This blue line right here are reservations and it's
21 a combination of what's actually taken place so far this year
22 and what we're projecting, or how we will control this,
23 because this is the area in which we control our single
24 family production, By changing interest rates, by changing
25 mortgage limits or sales price limits, or what incentives we

1 may put into what program area has an effect on what we take
2 in. That is the gross amount of reservations. Currently we
3 estimate that between 15 and 20 percent of those reservations
4 will fall out and the remainder will turn into the dot-dash
5 line, the greenish dot-dash line, which are loan purchases.
6 Over time that's the ongoing activity. That's what makes
7 this red line go up here to the top.

a We started the beginning of this fiscal year at a
9 low ebb because we were coming out of last fiscal year where
10 we had some very tight constraints. Resale activity was
11 substantial in the state. It was having impacts on some of
12 our single family sub-objectives and there was a whole issue
13 of, did we have enough resource, and we wanted to manage what
14 resource we had left for the year so that we could meet our
15 objective of staying in business 365 days a year. So our
16 intake was at a low level here.

17 What actually happens is the reservation takes
18 place here, the loan purchase doesn't occur until somewhere
19 in the 60 to 90-plus day period. So you will see a
20 relationship between reservations jumping up here and loan
21 purchases jumping up at this point. That's how it tracks.
22 So what we are looking at this year in getting this
23 production goal met is this reservation activity for this
24 year basically ends in April because after that it's loan
25 purchases of this activity in here that will produce this

1 goal up here. And right now we are substantially on track on
2 our single family production.

3 We still have an imbalance problem between resale
4 and new construction. It's an issue we are going to have on
5 the table with you for the upcoming Business Plan because of
6 the changing marketplace that is out there. And if we're
7 trying to maintain an objective of equitable resource
8 allocation throughout the state, the reality is the population
9 centers are built out by and large and the new construction
10 activity is in the lesser populated areas of the state. To
11 try and maintain 50 percent new construction and resale is
12 going to be a very interesting challenge if we're still
13 trying to maintain production levels at \$1 billion.

14 CHAIRMAN WALLACE: And we're going to talk about
15 some of those objectives. We've got a program that is going
16 to allow us to look at some of these long term objectives, so
17 keep that in mind. We're going to have a shot at that.
18 Whether that's doable as we go forward.

19 MR. SCHERMERHORN: I just thought I would share
20 with you -- And you need to make a correction on your chart
21 here. This is just a current interest rate schedule we're
22 working with in the street. I tried to translate this into a
23 Powerpoint thing so I could print the chart out for you, I
24 didn't have access to a printer that would handle this one,
25 and I didn't do this right. This should be moderate, this

1 should be *low*, this should be *moderate* and this should be
2 *low*.

3 Because on the chart what we have is, here is our
4 vanilla rate right now, it's 7.5 percent for moderate income
5 borrowers and 7 percent for low income borrowers. But if the
6 AHPP program comes into play, that's the locality providing
7 the down payment assistance, we provide an interest rate
8 preference but it's only applicable for low income borrowers,
9 not for moderate income borrowers. And then in the high cost
10 areas of the state the moderate income borrower rate is 7.25,
11 statewide for low income is 6.75, and then the preferential
12 rate. So your chart should read *moderate, low, moderate,*
13 *low*. If you really want it right go to our web site. We
14 have it correct on the web site and you can print it right
15 off of there.

16 Okay, that's the single family status at this
17 point. Any questions?

18 (Tape 1 was changed to tape 2.)

19 MS. PARKER: Dick, did you just mention that these
20 are our rates and that where we are providing down payment
21 assistance relative to the decision that they just made that
22 down payment assistance is available for all low income
23 borrowers?

24 MR. SCHERMERHORN: Yes. We just raised the rates
25 about a week ago and we're still substantially below. We

1 have been trying to stay about 100 basis points but we're
2 more than that right now. You're looking at least at a 150
3 basis point spread for a low income borrower below current
4 conventional rates. So far we're able to do this. What we
5 did was we expanded the low income eligibility for the 100
6 percent loan program to all counties in the state. It was
7 restricted for a period of time as we were testing out what's
8 going on. But now that we have substantially equalized our
9 activity in Los Angeles County, which was our single, biggest
10 problem area, we have opened up that program statewide at
11 this point.

12 CHAIRMAN WALLACE: Mr. Klein.

13 MR. KLEIN: Where are we in terms of the amount of
14 funds we have available to continue rates at this level? In
15 terms of our origination rates right now do we have enough
16 funds to take us out two months, three months, six months?

17 MR. SCHERMERHORN: Our availability covers the
18 remainder of this fiscal-year. The issue we will be looking
19 at is, what do we do for the next Five-Year Business Plan in
20 the discussions. But we're covered for -- We have allocation
21 and interest rate coverage for the remainder of this fiscal
22 year against the game plan.

23 MS. PARKER: Bob, I think Ken has a report of the
24 most recent bond sale and the swap we've done. I think
25 there's information in that which essentially talks about how

1 we have been able to, through the financing mechanisms,
2 create the resources available to meet those numbers.

3 CHAIRMAN WALLACE: Are you essentially saying that
4 you just made a rate adjustment?

5 MR. SCHERMERHORN: Upwards, yes.

6 CHAIRMAN WALLACE: Upwards. Likely we could hold
7 that through the balance of this fiscal year?

8 MR. SCHERMERHORN: I didn't say that.

9 CHAIRMAN WALLACE: I know you didn't. So we could
10 well change again?

11 MR. SCHERMERHORN: Yes, correct.

12 CHAIRMAN WALLACE: If we locked in the funds what
13 would cause you to change? The rate in relation to market?

14 MR. SCHERMERHORN: When I say that we've got
15 ourselves covered between now and the end of the fiscal year
16 it goes to the assumption of what's our spread against the
17 rate. Because Ken is still going out and doing bond
18 transactions as we're going along. So we have to maintain a
19 relativity there --

20 CHAIRMAN WALLACE: Okay.

21 MR. SCHERMERHORN: In order for that theory to stay
22 in place.

23 CHAIRMAN WALLACE: Okay.

24 MR. SCHERMERHORN: So we're monitoring closely
25 what's happening with that and we're trying to hold. We keep

1 doing the pulse check on that regularly to try and hold the
2 line as long as we can.

3 CHAIRMAN WALLACE: And you could maintain the rates
4 through the balance of this fiscal year. But if Ken comes in
5 on the next offering and says, it's at a higher level,
6 there's a good chance we're going to move up with that.

7 MR. SCHERMERHORN: That's a real possibility.

8 MS. PARKER: But we might also look at it as a
9 tool, depending on what demand is.

10 MR. SCHERMERHORN: Remember, on this time frame
11 that I'm talking about, too, there's two -- That really
12 breaks into two decisions. We're looking at right now in
13 terms of this year's production goal. It's the next couple
14 of months in which we need this reservation activity for it
15 to translate into the production goal. When we get into
16 Yarch what we're looking at now, really, is next year's game
17 plan and that really plays into what is next year's Business
18 Plan going to look like. Because depending on what the
19 assumptions are and how much resources are going to be
20 committed in that case, we would start making whatever
21 adjustments programmatically on single family to the
22 reservation pipeline as would be appropriate given that
23 decision.

24 So partly in answer to your question: I'm really
25 only looking at the next two to three months. So yes, we're

1 fine in that case because it translates into our production
2 goal. The real question is, what happens after March? What
3 are we going to do?

4 CHAIRMAN WALLACE: Next time you make that chart up
5 see your optometrist, would you.

6 MR. SCHERMERHORN: I can see it. You're right.

7 CHAIRMAN WALLACE: I look at that -- He declares us
8 colorblind for looking at stuff like that.

9 MR. SCHERMERHORN: Okay.

10 CHAIRMAN WALLACE: Okay? Put a heavier line.

11 MR. SCHERMERHORN: That one is easier to read,
12 right?

13 CHAIRMAN WALLACE: Yes.

14 MR. SCHERMERHORN: Okay. You don't need glasses.
15 Any other questions? If not I'll turn it over to John.

16 CHAIRMAN WALLACE: Okay.

17 MR. SCHIENLE: Good morning.

18 CHAIRMAN WALLACE: John.

19 MR. SCHIENLE: Regarding the Five-Year Plan I'd
20 like to comment just briefly on financial status and then
21 talk about new loan production.

22 CHAIRMAN WALLACE: Excuse me just a second. Dick,
23 you are coming back for the multifamily?

24 MR. SCHERMERHORN: Yes, sir.

25 CHAIRMAN WALLACE: Okay. John.

1 MR. SCHIENLE: For 1999 we expect to have a loss
2 ratio of less than 20 percent, which is remarkably good.
3 That is, 20 percent of our premium that we take in is used to
4 either pay losses or set up reserves for defaults that we
5 have learned of. That compares with about three years ago
6 when our loss ratio was about 80 percent. So this is a
7 reflection of a very profitable fund and a very profitable
8 mortgage insurance industry as well. As you may have
9 observed, the mortgage insurers are now targets of
10 opportunity from the GSEs seeing the high profits and
11 comparing themselves in terms of who is taking what out of
12 this kind of a market. Partly, as a consequence of both our
13 loss ratio a few years ago of reaching only 80, and now being
14 20, Standard and Poor's has affirmed our A-plus rating so
15 we're going forward with a rating that we have had.

16 In terms of production we have two broad areas. We
17 have two older programs that we have had for some time and we
18 have two newer programs. The newer programs, the most recent
19 of which is about to begin, is with STRS for a teachers
20 mortgage loan program through STRS. Thanks to Terri Parker
21 who arranged for our presentation to STRS and got us off to a
22 good start, we had an agreement in May with STRS to provide
23 the program. STRS approved the program just a few weeks ago
24 and we expect production to begin in February. The loan
25 program I think I've described to you before. It's a 95

1 percent first with a 5 percent second so there is 100 percent
2 financing for the borrower. STRS is going to buy/fund both
3 the first and the second. That's a brand new program.

4 Slightly older, about one-and-a-half years old, is
5 our Freddie Mac 100. In that case, we are at 56 percent of
6 the goal that we established for the year. As I mentioned a
7 few minutes ago, we have had several delinquencies in that
8 program but no claims. We are delighted with the concept of
9 100 percent lending and we have not seen fraud or walk-aways
10 or all of the standard kinds of concerns people have about
11 100 percent lending.

12 The biggest deterrent to production in the program,
13 and you'll hear this over and over, the GSEs have limits on
14 credit scoring that they will accept. For your information,
15 the credit scoring median in the United States is about 720;
16 the credit score median for minorities is about 680. And so
17 when the GSEs set credit score limits of 680 they are
18 necessarily eliminating half of the minority population,
19 which is really our target. In this case, for the Freddie
20 Mac 100, we are allowed to have 20 percent of the production
21 down to 620, but lenders, of course, on a production basis put
22 out information that, in effect, limits it to the 660 to 680
23 range. So that's a detraction from lenders producing more
24 loans and it boils back to credit scoring.

25 On our old programs, CHFA, of course, being the

1 oldest of them, we are principally doing 97 percent loans
2 with a 3 percent silent second that you just approved more
3 money for, and principally in LA. However, we are at 45
4 percent of goal for the CHFA portion of our production. Our
5 major program, which I mentioned, is now four years old--
6 although we just began the 3 percent silent second, over the
7 last two years--is the RDA program in which redevelopment
8 agencies and CHFA pledge money for losses in the event of
9 losses. On that program, which is our largest, we are on
10 target. We're at 100 percent of goal currently and we expect
11 that we will complete the year at that level. And that's a
12 100 percent loan program. That's the one in which I
13 mentioned that we've had one loss to date. So that has a
14 history and it has an excellent history. As always, we're
15 struggling to keep the credit score as low as we can to
16 attempt to reach the largest population, particularly in the
17 high cost areas.

18. One last thing I'd like to mention is that just
19 yesterday the American banker, Fannie Mae, acknowledged that
20 their desktop automated underwriting system, which has been
21 called the black box because no one knows quite how it
22 operates, has been the subject of an attempt by HUD to
23 embarrass them into explaining how it works. They now say
24 that they will explain it, but that as a preliminary look at
25 it Fannie Mae said that the three principal reasons for the

1 outcome that occurs from their automated underwriting system
2 are credit score, loan to value and liquidity of the
3 borrower. Obviously, those are the three things that would
4 score loans against us and are the most difficult things that
5 we have to contend with.

6 In the marketplace, the GSEs are attempting to
7 charge higher interest rates or guarantee fees to the
8 lenders, and ultimately to the borrowers, for lesser credit
9 scores. We're trying to at least delay that to the best we
10 can in our portfolio by providing 50 percent coverage, which
11 is what we do for CHFA and we do for the GSEs. Our
12 bargaining point always is, we want lower credit scores for a
13 broader market and the GSEs are resistive because they want
14 profit. So that's kind of the status of the marketplace that
15 we have to contend with. Are there any questions?

16 CHAIRMAN WALLACE: Bob.

17 MR. KLEIN: When you say your loss ratio is 20
18 percent of premiums, what does that equate to as a default
19 percentage? And three years ago when you had 80 percent loss
20 ratio premium what did that equate to?

21 MR. SCHIENLE: Well, our target is about 50 percent
22 and the 50 percent equates to about 1 percent of the
23 portfolio per year. So it's about an 8 percent frequency in
24 about 10 years.

25 MR. KLEIN: That's your target.

1 MR. SCHIENLE: And that would equate to a 50
2 percent loss ratio. So to the degree we were at 80 we would
3 have had a higher default at that time. The other factor to
4 consider is severity because we're insuring up to 50 percent.
5 That has been a major swing in terms of each loss.

6 MR. KLEIN: Right.

7 MR. SCHIENLE: Had reached about 35 percent three
8 years ago. It dropped down to about 25 percent the year
9 before last and now it's under 25, approaching 20.

10 MR. KLEIN: So you are 60 percent ahead of your
11 target.

12 MR. SCHIENLE: Yes.

13 MR. KLEIN: Okay.

14 CHAIRMAN WALLACE: Anyone else want him to repeat
15 that? We agree with you, John. Any other questions?
16 Angelo.

17 MR. MOZILO: John, first of all, I want to
18 compliment you on a job very well done. And did you know you
19 are fighting an uphill battle with the GSEs? Because of the
20 way they are structured, for a profit motive, stock options.
21 So the one thing you have going for you, they have gone
22 deeper into the credit cycle, into lower credits, in order to
23 get higher profits.

24 So that half of the battle is over with, where we
25 attempted to get them to take lower credits and broaden the

1 spectrum of acceptability for the home buyers of the country.
2 But the second part is the pricing issue and the whole issue
3 of private mortgage insurance and their desire to insure more
4 themselves and less on the outside. But I encourage you to
5 keep on fighting the good fight.

6 I also would like you to think about, particularly
7 with Fannie Mae. In dealing with them on a separate issue
8 relative to what we're trying to do in California -- Because
9 they do have a desire to lower the barriers of entry and to
10 make it affordable. There is a segment of Fannie Mae that
11 wants to do that. And I think that maybe we can deal with
12 that on a separate basis with them, appealing to them to
13 listen to what we're trying to do and maybe deal with our
14 issues separately than deal with the broader business
15 plan that they have. So I encourage you to keep at it and to
16 the extent that I can help I'd be glad to do that.

17 MR. SCHIENLE: Thank you.

18 CHAIRMAN WALLACE: Thank you, Angelo. Anything
19 else for John at this time? Okay, should we get back to
20 multifamily then, Dick.

21 MR. SCHERMERHORN: Okay. The multifamily five-year
22 game plan looks like this, basically a straight line. New
23 construction, acquisition rehab, special needs and
24 preservation were the major categories in which we are
25 projecting activity. This was the projection, totaling about

1 \$126 million in final commitments for this year. Where we
2 are at this point. We have got, excluding today's activity,
3 this amount of loan commitments aggregating in these
4 categories. With this amount of application activity, which
5 would be inclusive of today's activity, and totaling out. If
6 it all materializes by the end of this fiscal year this is
7 what we are looking at in terms of loan commitments for the
8 year versus the goal.

9 The major shift -- And I need to give you some
10 definitions here. As you may know from our previous
11 discussions we talk in terms of preservation as the broader
12 definition. Any way we can acquire existing housing, extend
13 the affordability, deepen the affordability, hold the
14 affordability, that's a preservation activity for us. So by
15 definition, acquisition rehab falls into that category. For
16 housing preservation purposes we are more narrowly defining
17 that in our discussions and identification of activity as at-
18 risk. Section 8 activity that is in some way, shape or form
19 at risk, can we do something about it?

20 This is where, although it didn't look this good
21 last year given the churning around that we were doing trying
22 to get our handle on what worked, what didn't work, where was
23 the market and what was their interest, we have started to
24 develop some activity pattern here that as more of the
25 marketplace becomes aware of the fact that we are doing the

1 acquisition financing program, that we are working with them
2 in terms of trying to do affordability, we may see an
3 increase in this particular category. The \$20 million that
4 is in this goal is for the acquisition financing program and
5 this total of activity going on doesn't necessarily reflect
6 all acquisition financing. It's a combination of acquisition
7 and permanent financing for that purpose.

8 Our HAT Fund programs that support the multifamily
9 activity, at this point we're looking at by the end of the
10 year about half of what we were talking about. Although it's
11 not known yet. The unknown at this juncture is how much
12 demand may still be generated out of the applications for
13 things like the standby subsidy support, standby operating
14 reserves or bridge loans. We don't know all the answers to
15 that yet so this number could well change before the end of
16 the fiscal year. This is what we know of it at this
17 particular point.

18 I'm going to go into a discussion on objectives,
19 out before I do, any questions on the multifamily? Okay.
20 Oh, here we go. Okay.

21 MS. HAWKINS: I think I'm the Chair.

22 MR. CZUKER: Madam Chairman.

23 MS. HAWKINS: Yes, Mr. Czuker.

24 MR. CZUKER: Dick, I wonder if you could comment on
25 how we have had such low volume in new construction. It

1 seems like, from your earlier description, the acquisition
2 rehab \$30 million budget could be absorbed under the broad
3 definition of preservation, giving you \$50 million in
4 preservation as a budget. But new construction, under any
5 circumstance, would have been grossly under-utilized. Can
6 you give us some comment on why the --

7 MR. SCHERMERHORN: Well, okay. Let me answer this
8 in a two part fashion. One is, these really aren't budget.
9 When we view multifamily, it's really the total amount that
10 we're looking at in terms of how much resource do we need to
11 incorporate into the Business Plan to accomplish this total.
12 Now whether it comes as new construction or preservation or
13 acquisition rehab is not critical in the mix. That becomes
14 an issue of what's our program emphasis. Because the
15 financing, we're either doing tax exempt or we're doing
16 taxable and it's known what it's going to cost us to do those
17 things. So in terms of the mix it's a question of which way
18 are we going.

19 New construction activity has primarily gone
20 towards tax credits. We have not been competing-and that's
21 an issue I'll get into -- That's one of the issues that's in
22 the fundamentals of our multifamily program activity is,
23 we're an alternative financier. We are not trying to compete
24 with the marketplace in terms of their providing financing
25 for affordable housing. If there is marketplace financing

1 for affordable housing, which is the case for new
2 construction, then fine.

3 What we have this past year been putting a lot of
4 effort into is, can we support special needs and, mostly,
5 preservation. What is it that we could bring to the
6 marketplace in preservation? If we do this business
7 activity, we have resources allocated to support at least
8 this amount. If we do this amount of activity then we're
9 fully utilizing the resources that we have available for
10 multifamily, we're just achieving it here rather than up
11 here. The problem with new construction is they need an
12 equity source and the equity source is coming from tax
13 credits and tax credit financing is very attractive for a lot
14 of lenders besides ourselves. Okay, fine. Then we have been
15 putting our resources here into trying to get preservation
16 activity on line, which isn't being addressed as broadly or
17 as well by other financing sources. That's kind of where
18 it's at.

19 MR. CZUKER: Thank you.

20 MR. SCHERMERHORN: Now, it does open up the
21 question about, where do we go from here, and I would suggest
22 that that's the dialogue, when I finish with the other
23 slides, that's the dialogue you may want to engage in.

24 MS. HAWKINS: Mr. Wallace , we are in Item
25 number 7 and Mr. Klein is next on the agenda.

1 CHAIRMAN WALLACE: Bob.

2 MR. KLEIN: On the new construction side. As the
3 available preservation projects disappear in the high cost
4 areas of the state, new construction will become more
5 important as the only alternative left. And in the high cost
6 areas of the state there is a state rule that is currently
7 limiting the tax credits that these projects can qualify
8 under. Basically that state rule sets qualified basis
9 limits. And under the old 221(d)(3) adjustments for high
10 cost areas it doesn't adjust to capture all of the bases.

11 At least looking at the construction costs in high
12 cost areas that I've seen from our applications as well as
13 outside of our applications in the normal market, there can
14 be as much as 20 percent or 25 percent of the total cost
15 that's outside the qualified basis limits, therefore causing
16 us to provide more subsidy or making the project just
17 infeasible.

18 Given that tax credit pricing yields are falling
19 and that more credits are being received for the qualified
20 cases available, this problem is becoming even more sensitive
21 since it does not cost the state of California anything to
22 address this problem. Because on the 4 percent credit
23 projects the credits are coming with the bond allocation. I
24 mentioned to Terri just last week that this is an area that I
25 thought we should take a look at since TCAC is in a rule-

1 making cycle at the moment.

2 But from the numbers I have seen personally on a
3 project with, let's say, a 10 to 12 million dollar total
4 cost, that's about \$140,000 or \$150,000 per unit in high cost
5 areas where you have subterranean parking, elevators in
6 buildings, four or five-story construction. A substantial
7 portion of the tax credits are being lost, as much as a half-
8 million dollars in proceeds or more, on a project of that
9 scale. So my question to you is: Is the staff considering
10 making any recommendation in the current TCAC round to deal
11 with this problem or any other problems that make new
12 construction less attractive on the 4 percent credit
13 projects?

14 MR. SCHERMERHORN: Yes, we have been providing our
15 input to Tax Credit and we would do so. I don't think we
16 have finished our thinking about this issue. I can
17 appreciate that there are two sides to that question. The
18 point that you are raising does go to the issue of, does the
19 project get the full benefit. On the other hand, there is an
20 issue of how much are you going to put into a single project
21 versus a number of projects. There's a legitimate discussion
22 around that and I don't think this is the appropriate time
23 and place for that one.

24 MR. KLEIN: Maybe I didn't --

25 MR. SCHERMERHORN: That really is -- But to your

1 basic question, yes, we are considering input and we have
2 been giving input from our viewpoint to both Tax Credit and
3 CDLAC.

4 MR. KLEIN: I was not asking the question, what is
5 the maximum cost per unit that we are prepared to finance. I
6 was only narrowly asking the question related to these
7 adjustments. As you know, even the other related issue,
8 which we can't change at a state level, is that even within
9 counties -- For example, in Orange County, part of Orange
10 County is considered a high cost area and part of it isn't.
11 It varies by census tract. And there's substantial tax
12 credits also being lost because that mechanism is not working
13 for California. But I would suggest that it would be good to
14 find, for the next meeting, what the staff's recommendations
15 are in this tax credit area. Because it appears that there
16 is significant amount of tax credit proceeds that projects
17 cannot access because of the way these rules are functioning.

18 CHAIRMAN WALLACE: Okay. And I know you've talked
19 to Terri about that so the ball is in our court.

20 MS. PARKER: Mr. Chairman, I think we have talked a
21 little bit about this; we have had some informal discussions
22 with the Treasurer's staff. And I think they have been more
23 along the lines of giving the Treasurer's Office some
24 examples where the limits have been difficult for projects to
25 make work. I don't think that we have taken the next step to

1 essentially suggest what should the limits be changed to.

2 I think we have taken more of a role of trying to
3 give them some information about how the limits have worked
4 in some real life examples and offered, in that sense, to the
5 Treasurer's staff, the benefit of not coming in with a
6 particular agenda. That might be the case from a, not a
7 public entity such as ourselves, but a private source. To
8 give them the benefit of some information to help them in
9 their decision-making process.

10 That's kind of what we have done, is to help the
11 process by giving them some information that might help them
12 be looking for what might be some directions to go. Not
13 taking the role of coming in. Because I don't know that --
14 We certainly haven't come to any conclusions from the staff
15 perspective of where to recommend them to go. So we have
16 been trying to assist the process productively by pointing
17 out, certainly, where the shortcomings, the shortfall is of
18 sort of how the existing program is working in actuality.
19 Particularly in our projects.

20 CHAIRMAN WALLACE: Okay, moving on.

21 MR. SCHERMERHORN: Okay. What I'd like to cover
22 now in the next two slides, basically, are the fundamental
23 objectives that drive the current Business Plan activity.
24 These are the assumptions in which we look at, in our best
25 judgment, what to recommend to you. What program activity,

1 with what resources we have, we think we should be doing and
2 can successfully accomplish against the fundamental Agency
3 objective of serving low and moderate income homeowners and
4 renters.

5 In single family we currently have, what's driving
6 the process is a production goal of \$1 billion. The Governor
7 asked the Agency if we could do it this year. It looks like
8 we're going to meet it and our Business Plan shows it
9 continuing for the next five years. But in order to do that
10 it is going to require sufficient private activity bond
11 allocation to support that and a continuation of leveraging
12 capability, which is going to be increasingly difficult
13 because one of the key elements of that we will be losing
14 over the next few years.

15 We have sub-objectives. The loan fund availability
16 365 days a year has been a major positive when we revamped
17 the program to the over-the-counter system. To keep our
18 lender network active with us year round, interested in our
19 program activity, and when we made adjustments and went for
20 program thrusts they were current, knowledgeable and helpful
21 in our achieving those things. So that has been a very
22 successful sub-objective for us. One that is in the Business
23 Plan and we need to know whether that's what we still want to
24 do.

25 Equitable distribution of loan funds statewide and

1 balanced use of funds between new construction and resale are
2 coming into conflict. I will, without sharing a bunch of
3 numbers with you, you can reasonably deduce if the bulk of
4 the state has moved into urbanized areas and you have got
5 large areas of population that are built out, you are not
6 going to have a whole lot of new construction activity. The
7 new construction activity is taking place in lower population
8 areas.

9 And if we're trying to use \$1 billion dollars worth
10 of resources equitably distributed by population in the
11 state, to continue to achieve a 50/50 split between new
12 construction and resale is a struggle and it's not occurring
13 right now. For the past two years it has not occurred. We
14 have been in the 60 percent range of resale to 40 percent new
15 construction at best. It's a very difficult thing to do
16 because of the character. The state has now started to age
17 so there is existing housing stock. And if we're trying to
18 be equitable throughout the state it runs into --

19 So it's a program issue that we need some guidance
20 about in terms of where do we go. Do we continue to try and
21 do this? And if so, we will look at how we best might be
22 able to achieve this. There are some things that we could
23 try out. But I just bring it to your attention. It's an
24 issue if we're going to keep trying to produce at least \$1
25 billion a year. That's the basic objective driving our

1 single family program activity in the current five-Year
2 Business Plan.

3 CHAIRMAN WALLACE: Why don't we take just a few
4 minutes and kick that around here, okay?

5 MR. SCHERMERHORN: Okay.

6 MR. MOZILO: Mr. Chairman.

7 CHAIRMAN WALLACE: This isn't brand new. This is
8 precepts we have been operating under for some time and it's
9 time for us to reevaluate. Angelo.

10 MR. MOZILO: Dick, what's driving the 50/50 rule?
11 In light of the fact that the percentage of resale activity
12 far exceeds that of new construction, not only in this state
13 but throughout the United States, what --

14 MR. SCHERMERHORN: The Agency has a -- So that I do
15 not incorrectly represent this. My bond counsel here?

16 MR. DIRKS: There are statutory provisions that
17 favor new construction. I don't have the statute here to
18 pull it out -- .

19 MS. PARKER: The language. The language basically
20 says *legislative intent* to have the Agency give a
21 preference --

22 MR. SCHERMERHORN: At least 50 percent of our
23 single family activity for new construction. It has been
24 determined -- There has been an opinion rendered that that is
25 an aggregating number. We are not bound to that year by

1 year. We have attempted to do that, but everybody does
2 recognize that real estate cycles do change and you do have
3 periods of more resale activity and then new construction
4 push. But over time -- Our portfolio right now is pretty
5 close to 50/50. It's been running about 51/49 in favor of
6 new construction but the recent year's resale activity is
7 going to tip it the other way. And we could, trying to
8 achieve production in the fashion that we're doing it right
9 now, start running afoul of the statutory issue.

10 MS. HAWKINS: Mr. Chairman.

11 CHAIRMAN WALLACE: Plus there's some raw political
12 basis for that statutory --

13 MR. MOZILO: I'm sure it's the lobbying power of
14 homebuilders that prevails over reality.

15 CHAIRMAN WALLACE: Yes. And to be more realistic,
16 with all we have heard, you'd be in a donnybrook with them
17 probably to go back to the Legislature and do what is heresy,
18 because I come from those roots. But to overturn that
19 wouldn't be an easy political feat, even though it's probably
20 what should be done.

21 MR. MOZILO: Well, I think to be fair it should
22 follow the ratio of new construction versus resale to be in
23 concert with what is happening in the state. But I didn't
24 realize it was a statutory issue, which brings a whole new
25 challenge.

1 MR. SCHERMERHORN: I don't know. I think you could
2 make a case the other way. That the Agency's role, given
3 where we're trying to serve, that there is a reason, a
4 programmatic reason, to try and maintain the 50/50 ratio.
5 Because the new construction is going into expanding areas
6 and it is an early-on opportunity to assist low and moderate
7 income to get into those areas now before they start building
8 out and prices get out of whack to what these kinds of
9 programs can do. You could build a case that as a public
10 purpose the Agency might focus its attention on trying to
11 achieve that, rather than necessarily just following what the
12 marketplace is doing.

13 The problem with trying to fashion that game plan,
14 though, is our other sub-objective, which ties to the CDLAC
15 allocation process, is doing an equitable distribution of our
16 resources around the state. When you're trying to achieve 29
17 percent of our distribution in Los Angeles and in the high
18 population areas which are primarily resale markets now, you
19 have got a conflict.

20 MS. PARKER: And that is further exacerbated by the
21 fact that CDLAC also has asked all of its issuers to try to
22 be able to target lower income buyers, which are typically
23 people who are (indiscernible).

24 CHAIRMAN WALLACE: Giving rise to this issue
25 doesn't mean we shouldn't take it on. I'm just saying that

1 we now know there are statutory impediments, and we have
2 known there's political impediments. Maybe it's time to take
3 a fresh look. Sure, you can fashion a rationale for that,
4 particularly in the time when CHFA was created. It creates
5 all kinds of employment opportunities and things that were
6 recycled back into the economy, it's great. Even though the
7 public perspective, I can tell you as a developer being out
8 there the last 20 years, is not that favorable to that
9 rationale. Having said that, you raise a good issue and
10 that's why we're bringing these to the forefront right now.
11 Carrie.

12 MS. HAWKINS: I was just going to state what you
13 already stated about the political consideration.

14 CHAIRMAN WALLACE: I'm sorry, I probably didn't do
15 as good as you could do it. Do you want to try it again?

16 MS. HAWKINS: No, you did it great.

17 CHAIRMAN WALLACE: Bob, did you have a question, or
18 Julie?

19 MR. KLEIN: Yes. Why doesn't Julie go first.

20 MS. BORNSTEIN: No, I did not have a question.

21 MR. KLEIN: Okay. I was just going to say that the
22 Legislature has never been bashful about saying required when
23 it means required, versus intent, I'd like to see the
24 opinion. Because generally, unless it's just an exceptional
25 case, where the word intent is used, the legislative history

1 would suggest that it is not mandatory. It is in the form of
2 stating a goal rather than a requirement. Because in every
3 single case in the origination of this legislation, when they
4 meant required, I can assure you they put required in.

5 CHAIRMAN WALLACE: You were there.

6 MR. KLEIN: I was there.

7 MS. HAWKINS: Yes, he wrote it.

8 MR. KLEIN: So I really believe that we might want
9 to take a look at this section and see if we have some room
10 to accommodate, as Angelo said, what's really happening in
11 the market, more appropriately.

12 CHAIRMAN WALLACE: Well, I think it is time to
13 revisit it. I think we're all feeling a little bit
14 constrained by this 50/50 rule. And it's going to only get
15 worse. And if it means a political reentry, maybe it's time
16 to reenter. So Bob makes a good point, Terri. I think we
17 should look at the statutory requirement and legislative
18 intent. Revisit this with the idea in mind to maybe have
19 some subsequent action. Okay?

20 What else on the list? Equitable distribution of
21 loan funds statewide. That's a tough constraint, especially
22 in light of the one we just discussed.

23 MR. SCHERMERHORN: Yes, but we have been doing
24 pretty well with it. It has been a basis for allocation.
25 I'm not sure whether that stays as important in the

1 foreseeable future.

2 CHAIRMAN WALLACE: But if the market doesn't want
3 us, LA's market doesn't want us.

4 MR. SCHERMERHORN: Yes, but it does -- But whether
5 there is an allocation basis that way or not, I think it's
6 reasonable for us to consider, is it appropriate as a matter
7 of program policy for us as a statewide agency to attempt to
8 make available our resources equitably throughout the state.
9 Now you get into a question of how do you determine
10 equitability.

11 Within the staff we have worked with this issue
12 from time to time, and from a real estate standpoint
13 population may not be the best way to measure it because
14 single family is only one of two major housing resources, the
15 other being rental. And some market places are more rental
16 oriented than they are single family, therefore, just doing
17 it on a population basis may not fully recognize the reality
18 of what kind of real estate product should be going into
19 these areas. Having said that, the fundamental notion,
20 though, of equitable distribution is probably a reasonable
21 and good objective for a public agency.

22 CHAIRMAN WALLACE: Okay, so you're giving rise to
23 the question of maybe there are different ways of measuring
24 that. And I think we should take a look at that.

25 MS. PARKER: Mr. Chairman, a couple of things: I

1 think that what we have tried to accomplish in the last
2 couple of years with the distribution of the program.
3 Certainly one of them is to react to concerns that we were
4 doing primarily all of our lending in the Central Valley. In
5 that sense trying to push this resource to areas where you
6 look at the affordability, because the affordability levels
7 vary, even though we are doing our income tests based on
8 median income. Housing prices aren't necessarily a
9 reflection of what median incomes are and it varies
10 dramatically. The median income can't buy a house very
11 successfully in the Bay Area at all.

12 But what we have been trying to do is have a
13 greater geographic distribution. Because the other problems
14 that CDLAC has had in making the allocation was giving the
15 state, CHFA as an issuer, essentially the last couple of
16 years, about half the allocation and the locals half the
17 allocation. Up until this year the local allocation was
18 really based on what CHFA's performance was. If we did
19 really well in an area then the locals didn't get much in
20 that particular area.

21 What the CDLAC committee has decided to do is to
22 have an agreed-upon divorce between the state and the locals
23 so that our production won't be a factor on how much the
24 locals will get, a committee will decide that independently.
25 But the point being is that if we are good about doing our

1 equitable distribution, then we essentially, if we get half
2 or some amount of the allocation, we are not seeing that
3 between what the locals get and what we would get, that some
4 area is grossly disproportionately served by resources.

5 Having said that, there is one more point and it's
6 really what Dick has said. We have been trying from the
7 staff perspective and the management perspective to go a step
8 further to find out where this product can be utilized.
9 Because we frankly have concerns about being able to do an
10 equitable distribution if there is no product that is
11 available, for example, in Marin County. And we have been
12 trying to work with CAR to get most recent information on
13 their multiple listings. Bill has been having a number of
14 discussions. We have gone down and we worked with their data
15 collection people because we are not sure, frankly, if there
16 is anything that would meet the sales price limits that
17 available in some of these areas. So in that sense the
18 committee will have the policy decision about, even though
19 you want to try to serve San Francisco or Marin County we may
20 not truly, because of federal limits, be able to do anything.

21 So we think it is an important factor to try to
22 serve, because that is our statewide role. But there may be
23 things totally outside our control that there's nothing we
24 can do short of going to the federal government and having
25 them be willing to change tax structure because of the

1 realities of the market in California.

2 CHAIRMAN WALLACE: Well, I think as a general goal,
3 equitable distribution of loan funds statewide is desirable.
4 But it's a fiction too, for reasons that you have just
5 described. So let's revisit it, relook at it. Are there
6 other ways of measuring it? Or is that a desirable goal for
7 us? Should we focus in the area of greatest need? That's
8 desirable. I think we need to look at these last two on
9 here. Revisit and talk these through.

10 The first couple, 365 days a year is a desirable
11 goal. If you're not in the market as a lender 365 days a
12 year -- We were there and this is -- I wouldn't change that.
13 That's just me talking. And the first one, if the Governor
14 says he wants a billion, we jump, don't we? I used to when I
15 ran a department in the state. So I don't think we need to
16 spend a lot of time on that unless we can top it.

17 MS. PARKER: Well, that one is a factor that we
18 have to jump together with the CDLAC committee.

19 CHAIRMAN WALLACE: Sure, sure. So the first two I
20 think are realities about which we either cannot or should
21 not spend a lot of time reanalyzing. The latter two I think
22 may have some fruit for further analysis. Is there anything
23 else? We have been kind of operating ever since I've been on
24 the Board under these basic single family objectives and
25 that's why when Terri and Dick and I discussed a couple of

1 weeks ago, let's put them back out id front of the Board for
2 reanalysis and/or change or additions. And we don't have to
3 do it all today. I see we're running a little tight. But
4 I'd like you to be thinking about these things. And at least
5 the latter two, let's program some further discussion.

6 MR. SCHERMERHORN: And so that the Board all
7 understands, part of our process getting into March and May
8 involves we have structured meetings with our client groups.
9 When we have those meetings part of that discussion is either
10 a reaffirmation of, here's the objectives of our Business
11 Plan, the indication is we're going to be continuing in this
12 direction. What tweaking do we need to do, what do you need
13 what do you think of it? Or, we're contemplating making a
14 substantive shift, what's your input to it. We bring that
15 information, factor it into our preparation and bring that
16 information back to you all. Just so you understand.

17 CHAIRMAN WALLACE: That's good.

18 MR. SCHERMERHORN: It had quite a bit to do in
19 single family, when we made the major shift from the old
20 process to the over-the-counter process. Our client group
21 was very involved in that and that did make a big difference
22 and has stayed in tune with that all along.

23 CHAIRMAN WALLACE: Any further input then or are we
24 in sync so far? School is still out.

25 MR. SCHERMERHORN: Okay. Multifamily.

1 CHAIRMAN WALLACE: Yes.

2 MR. SCHERMERHORN: Fundamental objective in
3 multifamily, as you have heard me say on a number of
4 occasions, is the Agency devises its programs and its
5 activity on the street as an alternative lender. We are not
6 trying to compete with other available resources that will
7 finance affordable housing. We try to augment it, we try to
a fill gaps that aren't being met. As an alternative financier
9 the kind of directions we have taken is we have provided long
10 term, 30 to 40 year fixed rate mortgages, which have not
11 always been available in the marketplace. Special needs
12 financing, which you are more familiar with, has been a focus
13 of ours in recent years. Preservation financing.

14 And one of the outgrowths of our focus group
15 meetings a couple of years ago was the rate and product
16 neutral objectives. We used to do, some of you may recall we
17 had a little issue about that at the Board back three years
18 ago. We used to do some rate and product preferential
19 treatment of sponsors or product type, whatever. There was a
20 definite consensus among all the players who we talked to
21 about this, nonprofit/for profit, that the Agency's lending
22 activity in multifamily should be rate and product neutral.
23 Do the best you can to support affordable housing but keep it
24 rate and product neutral to the extent that you can.

25 Obviously, something like a 501(c)(3) is not

1 neutral because it is limited by law to a qualified nonprofit
2 sponsor. But in terms of the product activity that we do
3 offer, we can be rate and product neutral. That has been
4 part of our objective activity. Some of you may not have
5 been aware of that but that is one of the results that we got
6 out of our group meetings.

7 (Mr. Hobbs exited the meeting
8 room.)

9 That's where we're at. That's how we would be
10 preparing the next Business Plan. Unless we get direction to
11 the contrary our effort will be focused on building on what
12 we have been doing to date as an alternative financier and
13 identifying those things that we should continue to do, those
14 things that are no longer workable or relevant, and what
15 additional things that we can do. That's kind of the
16 question on the table.

17 CHAIRMAN WALLACE: How do you feel about it? Any
18 change? Any redirection? When you talked about rate and
19 product neutral was that part and parcel of the discussion of
20 nonprofits versus profit-making entities getting --

21 MR. SCHERMERHORN: It was that one.

22 CHAIRMAN WALLACE: Yes.

23 MR. KLEIN: In that context, on the acquisition
24 loan program. My understanding is that there will be 100
25 percent acquisition financing on this bridge or interim

1 acquisition financing for nonprofits and 95 percent for for-
2 profit sponsors?

3 MR. SCHERMERHORN: That's a statutory limit.

4 MR. KLEIN: Statutory limit.

5 MR. SCHERMERHORN: By statute we can only do 95
6 percent for for-profits. We can go to 100 percent for
7 nonprofits and public agencies.

8 MR. KLEIN: I was actually going the other way in
9 that in this specific tool, because we have a different level
10 of risk, my question is, I would assume that you're using
11 only very well established nonprofits. I understand that's
12 the policy, that have depth and experience and they have
13 liquidity. I would ask the question given this level of
14 risk, whether they both should be at 95 percent, rate and
15 product neutral. Because we are taking a significantly
16 higher risk in this situation.

17 I am concerned about also understanding
18 specifically, on a going forward basis, what the underwriting
19 standards are in this special product, which I think is a
20 very good product, which is the acquisition financing per se.
21 Specifically, what are the liquidity standards? I understand
22 they are higher than for the normal developer because if
23 there's a problem here it's going to be a major problem.
24 Certainly you have shown us in the choice that you made. You
25 chose a very seasoned developer that the Agency knows and is

1 comfortable with so I would understand there is a longer
2 track record, exposure and experience with the Agency that
3 would be required.

4 But my experience on this type of a loan is, in
5 fact, to get the top 10 percent as a recourse loan in the
6 private sector outside the Agency. Now, the Agency has
7 different objectives than the private market and is trying to
8 help things happen that can't happen in the private market.
9 And where you're doing a preservation project in particular,
10 where there's predictability in the bond allocation and
11 therefore predictability of the credits, I don't have as high
12 a level of concern.

13 But if we have a project that might potentially
14 have a lower rating under the new CDLAC point scale so there
15 would be more risk of whether we'd actually get the
16 allocation, I would like to understand how we're going to
17 differentiate the acquisition loan policy in that situation.
18 I think it's a very good product.

19 MR. SCHERMERHORN: Okay.

20 MR. KLEIN: But I'd like to understand it.

21 MR. SCHERMERHORN: First off, you may have a
22 misconception. We don't have a policy or standards on
23 borrowers. As our focus on underwriting is on the real
24 estate we do not do like a conventional lender does and lend
25 on the borrower. Any of these transactions *you* have looked

1 at you're looking at the real estate risk and that's what we
2 focus on. We will entertain applications from any qualified
3 borrower and we make a judgment based on the product and the
4 real estate.

5 Now, if the qualification of a borrower comes into
6 play, if they're going to own and manage, how much experience
7 do they have. The ownership, they have to be credible but
8 we're not applying some standards to it and we have not to
9 date entertained any kind of recourse lending. The position
10 has been with the Agency it's not considered an appropriate
11 direction to go for an alternative financier. What we're
12 trying to accomplish from a public policy standpoint.

13 How we come at the real estate is the real estate.
14 Whether that owner is there today, tomorrow or not here at
15 all is of less concern to us than, is the real estate good.
16 Do the economics, do the markets support this product? And
17 in the case of acquisition financing, how credible is the
18 takeout strategy, whether it's by you, the borrower or us.
19 That's what we're doing.

20 MR. KLEIN: As a Board Member, on acquisition
21 financing I draw a huge distinction. As to construction or
22 permanent financings on other projects where we don't have
23 that kind of gap risk I completely agree with the approach
24 and have agreed with the approach. On acquisition financing
25 where there's a risk that we will not get the bond allocation

1 on which the values and the uses are being determined in
2 significant part I have a difficulty believing that we
3 shouldn't have very specific standards as to the borrowers on
4 that narrow product.

5 MR. SCHERMERHORN: Well, the reason is because if
6 we don't have a guarantee of the allocation on the project
7 then our analysis of the real estate is not going to assume.
8 The worst' case scenario is not going to assume that it's
9 going to be there. How is the real estate going to perform
10 if it doesn't get it? That's what the evaluation is. And
11 some deals won't work. There are deals we won't do if it
12 can't pass that litmus test.

13 CHAIRMAN WALLACE: Mr. Czucker,

14 MR. CZUKER: Two quick questions. One is on the
15 acquisition financing, since that's a topic that we just
16 discussed. Are you already imposing the affordable housing
17 restrictions at the acquisition loan or only upon conversion
18 to the permanent loan?

19 MR. SCHERMERHORN: That was a good question that
20 was raised earlier and we will -- I think we've generally
21 agreed that we should be imposing the restrictions at the
22 point in time in which we first go into the financing.

23 (Mr. Mozilo exited the meeting
24 room.)

25 MR. CZUKER: At the acquisition?

1 MR. SCHERMERHORN: At the point of acquisition if
2 that's where it's at.

3 MR. CZUKER: And then secondly: Obviously, with
4 the increase in demand, as shown by performance to date, as
5 the word in the community and throughout the state gets out
6 there that these preservation financings or more difficult
7 types of product people should bring to CHFA to see if CHFA
8 can help with the preservation projects, your demand keeps
2- 9 growing. What you have seen so far perhaps is not an
10 indicator of the levels of activity that are possible but
11 rather that there's an increasing and growing demand in the
12 shortfront. Is CHFA prepared to increase its budget or its
13 activity level above \$126 million in total, presuming that
14 the demand is there and the volume comes through the door?

15 MR. SCHERMERHORN: That's your question --

16 CHAIRMAN WALLACE: Yes.

17 MR. SCHERMERHORN: -- to answer.

18 CHAIRMAN WALLACE: I think the answer is, we would
19 make that decision. So far it hasn't. In fact, we struggled
20 the last year or so. But I think my sense is most of us are
21 pretty open. If we could find a greater niche there, Ed,
22 that we probably would take a real hard look and dive in.

23 MR. CZUKER: Meaning to increase the budgets or to
24 increase the goals for the multifamily sector.

25 CHAIRMAN WALLACE: Correct. That's my sense.

1 all will make that decision. But we have been struggling --
2 We saw that as an opportunity and we cast about for a
3 program. The first blush didn't work so we changed in mid-
4 course and now we're maybe finding a greater role. And I
5 think what you're saying could well be true. We may have
6 just scratched the surface. So we're continuing to be open-
7 minded to expanding into that arena.

8 MS. PARKER: Mr. Chairman, the staff would come
9 back and we would have some discussion with you all about
10 depending on what levels we wanted to try to accomplish.
11 From an administrative standpoint what we would need to do in
12 order to achieve that. I think we could get Jackie in here
13 to have a discussion.

14 Because, obviously, we would have to look at how we
15 would essentially have the staff available to accomplish
16 higher production goals and our ability to essentially
17 recruit and retain top, qualified staff in that kind of
18 environment. We'd want to be able to have a full discussion
19 about resources leading to accomplish the work so that we
20 have a good balance. If there are applications that we
21 essentially have the inside infrastructure to accomplish it.

22 CHAIRMAN WALLACE: That's all part of the mix but
23 certainly I think our minds are open. We need to move on
24 unless there's any further -- Yes, Kristin.

25 MS. FAUST: On multifamily. If we're looking at it

1 the same way we did single family about which items to kind
'2 of open up again for discussion I would just like to say that
3 the fundamental concept of alternative lender, I think we
4 need to throw that back on the table and at least get clear
5 on the definition of what we mean when we say, alternative
6 lender. We may decide, yes, that's what we want to be, but
7 what are we juxtaposing ourselves against. Where is the
8 marketplace right now. So I don't want to take that off.
9 And we may decide to focus on these niches but I think we're
10 going to have to get really clear and have some kind of
11 discussion on what it means to be an alternative lender, and
12 if indeed that is where we want to stay.

13 CHAIRMAN WALLACE: Yes, we do that about every --

14 MS. FAUST: Right.

15 CHAIRMAN WALLACE: There's a life cycle to
16 alternative lender, but basically every three or four years
17 that comes up. We say, is that really where we want to be.
18 In my couple of iterations through those cycles we have ended
19 up here. That doesn't mean it's inviolate, Kristin, so sure.
20 Basically, we are not trying to compete with the market, is
21 the definition. But why don't you come back next time and
22 give us a better definition than that and we'll talk again.
23 Make sense? Fine. Anything else, Kristin?

24 MS. FAUST: No.

25 CHAIRMAN WALLACE: Okay, anyone else? Okay, we

1 have given you a little bit of direction, Dick and Terri.
2 Let's move on, then. Nothing else under Item 7? I hope,
3 right?

4 MR. SCHERMERHORN: No, not from me.

5 RESOLUTIONS 00-05 AND 00-06

6 CHAIRMAN WALLACE: Okay. Moving on to Ken, Item 8.
7 He's got some new handouts for us, I see. So why don't you
8 set the stage for what we always do annually at this time.
9 In regard to Items 8 and 9, isn't it? Yes.

10 MR. CARLSON: That's correct, Mr. Chairman, thank
11 you very much. For the last ten years or so, ever since the
12 Board went to bimonthly meetings instead of monthly meetings,
13 part of the price of that is the delegation to staff of
14 authority for all of our financing activities. That
15 delegation is now on an annual process, which we try to do at
16 the beginning of each year, and we again ask for that
17 authorization.

18 (Mr. Hobbs re-entered the
19 meeting room.)

20 One of the representatives here on the Board has
21 asked that the resolutions that we offered be divided into
22 two pieces so that a particular item could be voted on
23 separately so we have asked our counsel to separate these
24 resolutions. So we have now an 05A and an 05B and then an
25 06A and an 06B. The B portion just includes the

1 authorization for staff to apply to CDLAC with a limitation
2 on the amount in both multifamily and single family.

3 (Mr. Klein exited the meeting
4 room.)

5 Just quickly, if I may give a presentation on both
6 of them at the same time.

7 CHAIRMAN WALLACE: Yes.

8 MR. CARLSON: Then you can take all the actions.
9 Generally they allow the staff to sell and issue bonds
10 throughout the year, according to whatever schedule makes
11 sense, and there are limitations on the amounts of bonds that
12 can be issued. Generally they relate to the amount of bonds
13 that are being retired in conjunction with the issuance of'
14 new bonds. They relate to the amount of private activity
15 bond allocation that's given out and they relate to bonds
16 that don't need allocation. For example, taxable bonds, or
17 in the case of multifamily, 501(c)(3) bonds.

18 This would also authorize all the related financial
19 agreements to be executed throughout the year, including
20 agreements for loan warehousing, credit enhancement
21 liquidity, interest rate hedging including interest rate
22 swaps, and the forward delivery of bonds. This would also
23 allow us to borrow more money from the Pooled Money
24 Investment Board if we chose to ask them for additional
25 borrowing.

1 Both of these resolutions would expire 30 days
2 after the first meeting in the year 2001. What I would
3 suggest is we just go through them one by one. Resolution 05A
4 relates to single family, provides us with all of our
5 authorizations that we would need. Then 05B separately
6 refers to the authorization to staff to apply up to \$600
7 million of private activity bond allocation. So if there are
8 any questions, I'd be glad to answer them at this time.

9 CHAIRMAN WALLACE: Most of us have been through
10 this drill before and our predecessors for the last ten years
11 have found that this works well for us. And there are
12 sufficient safeguards so that it allows Ken and his staff to
13 dart in at the right time without a special Board meeting.
14 So I suggest it's the right and proper thing to do.

15 The reason for the bifurcation is the Treasurer's
16 Office wants separate, I guess, on both of these, 05B and 06B.
17 And Kristin, you can discuss that when we bring it up. But
18 the Chair would recognize a motion on 05A at this time.

19 MS. HAWKINS: I'll move on 05A.

20 MR. HOBBS: I'll second.

21 MS. FAUST: May I ask one question?

22 CHAIRMAN WALLACE: Hawkins and Hobbs have moved and
23 seconded; is there discussion? Kristin.

24 MS. FAUST: I had one question. We were just
25 wondering, if the resolution is passed does that mean that if

1 a new indenture is created whether that would come back to
2 the Board for authorization?

3 MR. CARLSON: The way these resolutions are written
4 is that as long as the new indenture was not significantly
5 different from the kinds of indentures that the Board has
6 already approved it would not need to come back for re-
7 authorization. And as I did mention in the staff report, we
8 are considering the possibility of a new indenture for the
9 single family program that would be fairly similar to the one
10 we have now but might involve the general obligation of the
11 Agency and might cover -- would deal with certain
12 inflexibilities that are built into our 1982 indenture when
13 not everything was thought of that long ago.

14 MS. FAUST: And so you would see that possibly not
15 necessarily coming back to the Board?

16 MR. CARLSON: I think that's right, yes.

17 MS. FAUST: Okay, thank you.

18 CHAIRMAN WALLACE: You're welcome. Any further
19 discussion? Wearing none, secretary, call the roll.

20 MS. OJIMA: Thank you. Ms. Faust?

21 MS. FAUST: Aye.

22 MS. OJIMA: Ms. Bornstein?

23 MS. BORNSTEIN: Aye.

24 MS. OJIMA: Mr. Czucker?

25 MR. CZUKER: Aye.

1 MS. OJIMA: Ms. Easton?
2 MS. EASTON: Aye.
3 MS. OJIMA: Ms. Hawkins?
4 MS. HAWKINS: Aye.
5 MS. OJIMA: Mr. Hobbs?
6 MR. HOBBS: Aye.
7 MS. OJIMA: Mr. Klein?
8 (No response).
9 MS. OJIMA: Mr. Mozilo?
10 (No response).
11 MS. OJIMA: Mr. Wallace?
12 MR. WALLACE: Aye.
13 MS. OJIMA: Resolution 00-05A has been approved.
14 CHAIRMAN WALLACE: Moving on to 058. The Chair will entertain
15 a motion to approve 058.
16 MR. CZUKER: So moved.
17 MR. HOBBS: Second.
18 CHAIRMAN WALLACE: Mr. Czucker?
19 MR. CZUKER: So moved.
20 CHAIRMAN WALLACE: Mr. Hobbs?
21 MR. HOBBS: Second.
22 CHAIRMAN WALLACE: Second. Any discussion on 05B?
23 Dkay, secretary, call the roll.
24 MS. OJIMA: Thank you. Ms. Faust?
25 MS. FAUST: The Treasurer wishes to abstain on this

1 vote. As Chair of the CDLAC committee we felt that was the
2 right thing to do.

3 MS. OJIMA: Thank you. Ms. Bornstein?

4 MS. BORNSTEIN: Aye.

5 MS. OJIMA: Mr. Czucker?

6 MR. CZUKER: Aye.

7 MS. OJIMA: Ms. Easton?

8 MS. EASTON: Aye.

9 MS. OJIMA: Ms. Hawkins?

10 MS. HAWKINS: Aye.

11 MS. OJIMA: Mr. Hobbs?

12 MR. HOBBS: Aye.

13 MS. OJIMA: Mr. Klein?

14 (No response).

15 MS. OJIMA: Mr. Mozilo?

16 (No response).

17 MS. OJIMA: Mr. Wallace?

'18 MR. WALLACE: Aye. And I think that does meet the
19 minimum requirement.

20 MS. OJIMA: It just meets. Resolution 00-05B has
21 been approved.

22 CHAIRMAN WALLACE: 5B is approved. Moving on to
23 36, having to do with multifamily. For all the same reasons
24 the Chair will entertain a motion.

25 MR. HOBBS: Mr. Chairman, I'll move resolution 06A.

1 MR. CZUKER: Second.

2 CHAIRMAN WALLACE: Hobbs and Czucker second.

3 Secretary, when she gets a chance, call the roll.

4 MS. OJIMA: Thank you. Ms. Faust?

5 MS. FAUST: Aye.

6 MS. OJIMA: Ms. Bornstein?

7 MS. BORNSTEIN: Aye.

8 MS. OJIMA: Mr. Czucker?

9 MR. CZUKER: Aye.

10 MS. OJIMA: Ms. Easton?

11 MS. EASTON: Aye.

12 MS. OJIMA: Ms. Hawkins?

13 MS. HAWKINS: Aye.

14 MS. OJIMA: Mr. Hobbs?

15 MR. HOBBS: Aye.

16 MS. OJIMA: Mr. Klein?

17 (No response).

18 MS. OJIMA: Mr. Mozilo?

19 (No response).

20 MS. OJIMA: Mr. Wallace?

21 MR. WALLACE: I got you, don't I? Aye.

22 MS. OJIMA: Resolution 00-06A has been approved.

23 Thank you.

24 CHAIRMAN WALLACE: And 06A has been approved.

25 Entertain a motion on 06B.

1 MS. EASTON: So moved, Mr. Chairman.
2 CHAIRMAN WALLACE: Angela.
3 MS. HAWKINS: I'll second.
4 CHAIRMAN WALLACE: And Hawkins.
5 MS. OJIMA: Thank you. Ms. Faust?
6 MS. FAUST: Again the Treasurer will abstain and
7 thank the staff for separating the motions.
8 MS. OJIMA: Thank you. Ms. Bornstein?
9 MS. BORNSTEIN: Aye.
10 MS. OJIMA: Mr. Czucker?
11 MR. CZUKER: Aye.
12 MS. OJIMA: Ms. Easton?
13 MS. EASTON: Aye.
14 MS. OJIMA: Ms. Hawkins?
15 MS. HAWKINS: Aye.
16 MS. OJIMA: Mr. Hobbs?
17 MR. HOBBS: Aye.
18 MS. OJIMA: Mr. Klein?
19 (No response).
20 MS. OJIMA: Mr. Mozilo?
21 (No response).
22 MS. OJIMA: Mr. Wallace?
23 MR. WALLACE: Aye.
24 MS. OJIMA: Resolution 00-06B has been approved.
25 CHAIRMAN WALLACE: 06B is approved.

OTHER BOARD MATTERS

1
2 Are there any items under number 10 from the Board?

3 MS. PARKER: Mr. Chairman?

4 CHAIRMAN WALLACE: Yes.

5 MS. PARKER: Two things. One of them, Ken has
6 passed out his most recent report of the bond sale. In your
7 spare time I would encourage all of you to look at it. Ken
8 and his crackerjack staff have done an outstanding job. The
9 swap essentially reducing the cost of funds by about \$6
10 million and allowing us to continue these outstanding
11 interest rates for our single family program.

12 We do not have a report in the back of the book in
13 legislation because the Legislature is essentially still
14 forming. At our next meeting Di will have a report in your
15 binder of what bills are being introduced we think will be of
16 interest for you.

17 CHAIRMAN WALLACE: They're still forming in the
18 Legislature? That's a really good term, Terri.

19 MS. PARKER: They are forming their ideas.

20 CHAIRMAN WALLACE: Some of them are going down as
21 we speak. I'm supposed to be up there this morning. Fine, I
22 think, in essence, there has been no activity in the
23 legislature. The 31st of January is kind of the target date
24 to get your bills out of the house of origin so it's
25 appropriate to have a bye here and we'll expect that next

1 time. Having said that, are there any other Board matters
2 that weren't agendized that should be brought to our
3 attention?

PUBLIC TESTIMONY

4 Are there any members of the public that wish to,
5 under Item 11, submit non-agendized items? And hearing none
6 we will -- I'll remind you that the next meeting is March 9th
7 in Sacramento at the airport and we are adjourned until that
8 time. Thank you very much.

9 (Thereupon the meeting
10 adjourned at 12:16 p.m.)

11 --000--

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1 CERTIFICATION AND
2 DECLARATION OF TRANSCRIBER
3

4 I, Ramona Cota, a duly designated transcriber, do
5 hereby declare and certify under penalty of perjury that I
6 have transcribed two (2) tapes in number and this covers a
7 total of pages 1 through 112, and which recording was duly
8 recorded at Millbrae, California, in the matter of the Public
9 Meeting of the Board of Directors of the California Housing
10 Finance Agency on the 20th day of January, 2000, and that the
11 foregoing pages constitute a true, complete and accurate
12 transcript of the aforementioned tapes to the best of my
13 ability.

14 Dated this 9th day of February, 2000, at Sacramento
15 County, California.

16 
17

18 Ramona Cota, Official Transcriber
19
20

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Executive Summary

Date: 24-Feb-00

Project Profile:

Project :	Whispering Pines	Borrower:	TBD
Location:	7610 Amherst Street	GP:	ACLC, Inc.
City:	Sacramento	LP:	TBD
County:	Sacramento	Program:	Taxable
Type:	Family	CHFA# :	00-004N

Financing Summary

	Final	Per Unit
Acquisition		
CHFA Loan Acq.	2,000,000	\$20,619
Developer Equity	829,500	\$8,552
Permanent		
CHFA First Mortgage	\$1,100,000	\$11,340
HUD - IRP Loan	\$330,000	\$3,402
HCD Hsg Program	\$721,178	\$7,435
Sac HRDA	\$398,824	\$4,112
Developer Equity	\$0	\$0
Deferred Developer Equity	\$0	\$0
Tax Credit Equity	\$5,656,160	\$58,311

Loan to Value
27.8%

Loan to Cost
13.4%

Unit Mix:

Type	Size	Number	AMI	Rent	Max Income
1 BR	621	24	42%	\$368	\$18,675
2 BR	785	64	42%	\$437	\$21,015
3 BR	933	7	42%	\$506	\$23,355
2BR	785	2	Manager	\$0	N/A
		97			

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Unit Mix and Income	
Source and Uses of Funds	10
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Project Cash Flows	12
Location Maps (area and site)	13

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CALIFORNIA HOUSING FINANCE AGENCY

Final Commitment

Project Name: Whispering Pines Apartments

CHFA Ln. # 00-004-N

SUMMARY:

This is a Final Commitment request for two loans funding the acquisition and permanent financing of the Whispering Pines Apartments, a 97-unit family project located at 7610 Amherst Street, Sacramento in Sacramento County. The initial loan will finance the acquisition of the existing project using funds in the amount of \$2,000,000. The project will ultimately be sold to a tax credit partnership utilizing taxable bond financing and 9% tax credits. The acquisition loan will be due and payable in two years and will be retired by either a conventional construction loan or (if they obtain equity funds through another source) by the CHFA permanent loan.

LOAN TERMS:	ACQUISITION	PERMANENT
1" Mortgage Amount:	\$2,000,000	\$1,100,000
Interest Rate:	5.00%	8.25%
Term:	2 years interest only	30 year fixed
		Fully Amortized
Financing:	501(c)(3)	Taxable
Standby Operating Commitment:		\$110,000 from Operations
HUD-236/IRP Loan:		330,000
Interest Rate:		7.25%
Term:		9 years
Financing:		Taxable

Section 236/IRP Loan. The property will be acquired subject to a HUD Section 236 loan, the beneficial interest of which will be purchased by CHFA at the time of the permanent loan. The loan is being purchased to preserve the Interest Reduction Payment (IRP) which is a guaranteed stream of monthly payments from HUD for the benefit of the project.

In order to continue the stream of **IRP** payments, a public agency acceptable to HUD must **acquire** the Section 236 loan and act **as** the regulator. CHFA's responsibilities under the **IRP** agreement would be to review and approve basic and market rents, approve distributions and enforce housing quality standards. The provisions to be enforced by

CHFA will be contained in a regulatory agreement and agreed to by the owners and HUD and will expire upon the termination of the 236 loan.

LOCALITY INVOLVEMENT:

Lender	Loan Amount	Repayment Terms	Term	Interest Rate
HCD Hsg Program	\$721,178	residual receipts, simple interest	55	3.00%
SacHRDA	\$398,824	residual receipts, simple interest	40	6.00%

The Sacramento Housing and Redevelopment Agency has approved a loan of \$398,824, residual receipts at **6.0%** interest for a term of 40 years. The Housing and Community Development Agency ("HCD") has approved a loan of \$721,178, at 3.0% for **55** years. A minimal interest payment of \$3,029 per year is required and is included in the debt service coverage calculation. The balance of the HCD loan payment is from residual receipts.

FINANCING STRATEGY:

Current Status. The 97-unit Whispering Pine project is an existing HUD Section 8 family project with a HAP contract on annual renewals.

The project is being acquired through Agency financing of a \$2.0 million acquisition loan, with a 32 year regulatory restriction on the rents at 42% of county median income. The anticipated term of the acquisition loan is 2 years, with annual payments of interest only. The expectation is that 9% tax credits will be awarded to the project and the Agency will finance a \$1.1 million first mortgage and an IRP loan of \$330,000 with taxable funds. In the event the project is not awarded 9% tax credits, the 501(c)(3) will be extended for 30 year fixed, amortizing loan at a rate to be determined by the Agency. The CHFA Regulatory Agreement will remain on the property for the full 32 year term.

Conversion Status. There **are** a number of potential scenarios that could occur at the termination of the existing **HAP** contract. A complete termination of the Section 8 subsidy would require a conversion of tenant rents **to tax** credit rents. Given the uncertainty of the **HAP** contracts continuing after expiration, staff is requiring a standby operating reserve to subsidize project **costs in** the event the tenant profile changes from Section 8 **to a traditional** tax-exempt bond/tax credit rent structure. Funding of **this** Standby Operating Account **will** come from excess project cash. The following scenario is contemplated

- The CHFA Regulatory Agreement requires that the sponsor **seek** HUD renewals of the HAP contract or vouchers.

- The Standby Operating Account will be established by depositing **50%** of surplus cash during the two years of acquisition.
- The Standby Operating Account must be maintained for the benefit of the project until all units have transitioned to **42%** of current adjusted median or at the discretion of the Agency.
- Cash distribution from this reserve will be reviewed and approved by the Agency pursuant to the terms in the Regulatory Agreement.

PROJECT DESCRIPTION:

A. Project Location & Description

The project is on a **4** acre, L-shaped parcel located at the southwest intersection of Amherst Street and Meadowview Road in South Sacramento.. Access to the project is through Amherst Street and exits onto Meadowview Road. There is an open field to the east currently owned by a church that allows the tenant to use part of the property for a community garden.

The surrounding neighborhood consists of predominantly single family residences with apartments, commercial and community **uses** typically located along the major thoroughfares throughout the neighborhood. Single family homes in the neighborhood range in age from new to over **40** years old. Prices range from **\$45,000** for an older, small home in fair condition to over **\$90,000** for a newer and larger four or five bedroom house. The median price within the **5** mile radius of the project **\$59,000**.

Most retail stores are located on or near Mack Road and Valley High Drive, approximately **2.5** miles east of the project. Office development within the immediate neighborhood is limited, however, to the northeast of the project, fronting Meadowview Road is the State Office of Civil Defense. Community facilities, including parks, schools, churches, **fire** stations and police stations are nearby. There are at least ten public parks within the primary market area and the closest one is one block northwest of the project. The nearest elementary school is **¾** mile northeast; the junior high school and a private school **are** located within three blocks northwest of the project and the nearest high school is **1 ½** miles northeast of **the** project. The **fire** station is **1 ½** miles to the north.

B. Site Design

The project includes **97** apartments units of which **24 are** one-bedroom, one-bathroom **units** (approximately **589 square** feet); **64 are** two-bedroom, one-bathroom units (approximately **738 square** feet), and **8 are** three-bedroom, one-bathroom units (approximately **895 square** feet), of which **5** are currently rentable. Of the three remaining three-bedroom units, **1** unit is occupied by the resident manager, **1** has been converted into a community room and the remaining unit has a bedroom that has been

823 converted into an office. The Assistant Manager occupies a two-bedroom unit. The three-bedroom unit being used as a community room will be converted back to a rented unit after the rehabilitation work is complete.

The apartments are in 17 two-story buildings joined by a common walkway. The landscaping is a mixture of mature plantings with large grassy areas and courtyards traversed by sidewalks throughout the project. The courtyards include a few barbeques, a basketball court and a trellised area with benches. There is one laundry building located on the east side of the project. Behind the laundry room are outbuildings for the boilers, water storage tanks and switchgear. There is also a long room that serves as a maintenance storage space. A modular unit located just off of the back parking lot houses the Head Start program.

Steel tube fencing surrounds the project along the street frontage, and includes three pedestrian gates and two vehicular gates. There is chain link fencing along the perimeter of the adjacent properties which is dilapidated and will be replaced with fencing that matches the rest of the project.

C. Rehabilitation Work and Improvements

The current estimated rehabilitation budget is approximately \$2.1 million of immediate work. The primary components of the rehabilitation plan include:

- Construction of a 3,000 square foot community building.
- Exterior painting and new windows
- Roof build-up, and new parapet flashing.
- Parking and driveway repairs, improved site drainage and landscaping, new fencing along part of the project.
- New appliances, new flooring and new cabinets in the units.
- New bathroom heaters, exhaust fans, air conditioners and new unit heating systems in the units.
- Interior painting, new doors and new blinds.
- Install hardwired smoke detectors.

D. Relocation

Due to the amount of rehabilitation work required to the interior of the units, it will be necessary to temporarily relocate residents. The Borrower has estimated a relocation budget of \$300,000 and intends to rehabilitate entire buildings so the work will be completed quickly. To accommodate the rehabilitation of the buildings, a block of apartments or homes close to the project will be rented to provide temporary housing. The Agency will require compliance with any and all applicable provisions of the Uniform Relocation Act and an appropriately funded relocation reserve.

MARKET:

824

A. Market Overview

The project is located in southern area of the City of Sacramento (“South Sacramento”) within a neighborhood that is referred to as “Meadowview”. The Sacramento metropolitan area has grown at an average rate of **1.8%** during the past decade. This growth rate is expected to increase during the next five years and population in the City of Sacramento is expected to reach **1,805,738** by **2005**.

The general boundaries of Meadowview and the primary market area (“PMA”) for the project are Florin Road to the north, Interstate **5** to the east, vacant land to the south of Meadowview Road and the Union Pacific Railroad tracks to the east. The PMA includes an estimated **33,285** households within this estimated 5-mile radius. Of those **33,285** households, **45.74%** rent. The breakdown of overall apartment rental stock existing in South Sacramento is as follows: **43%** one-bedroom units; **40%** two-bedroom units and **12%** three-bedroom units.

B. Market Demand

According to Smart Marketing Technologies, **38.1%** of the population within the PMA have an average household income below **\$35,000** per year. Resident of the PMA are a mixture of both young and older families in the low to middle income ranges with approximately **41.2%** of the population between the ages of **18** and **44**.

Based on the unit size, project rents and rent levels, **29.2%** of all households in the South Sacramento market area would meet the 45-60% median income limits. This would result in an anticipated demand for vacant units at the project by an estimated **889** households. Assuming a **10%** vacancy rate during the project’s rehabilitation phase, Whispering Pines would need to capture **1.1%** of the eligible households in the market area to keep the project occupied.

Rents in the PMA have started increasing during the past **18** months and are now at their highest level in over six years. According to studies performed by the appraiser, rents have increased by an estimated **\$10** to **\$35** per unit for similar properties.

Housing Supply

According to the County and City Planning Departments, no new complexes are planned in the PMA. Since the PMA has experience decreasing vacancy rates and increasing rents in the apartment market over the last two to three years, the emphasis is on apartment renovation and rehabilitation.

In the PMA, five-income restricted projects and nine-market rate projects were reviewed. In all apartment projects, the three-bedroom, one-bathroom units there were no vacancies.

One-bedroom, one-bath units in income restricted apartments have a **0.8%** vacancy rate equivalent to **1** vacant unit. Market rate one-bedroom, one-bath units have a vacancy rate of 3.1% that is equal to **20** vacant units. In the two-bedroom, one-bath units, vacancy rates for income restricted apartments are **2.2%** or five vacant units, and **3.5%** or 19 vacant units for market rate. None of the apartments are offering rental concessions.

The amenity package on market rate projects generally includes a dishwasher, a swimming pool, a laundry room and a playground, but does not include a clubhouse or community center. The affordable projects generally include a playground and while some include a dishwasher and/or a swimming pool, it is not a standard amenity. The project's amenity package does not compete with those offered by market rate projects but it is comparable with many of the rent restricted projects.

PROJECT FEASIBILITY:

Rent Differentials (Market vs. Restricted)

Rent Level	Subject Project	Section 8	Mkt. Rate Avg.	Difference	Percent
One Bedroom 42%	\$368	\$482	\$450	\$82	82%
Two Bedroom 42%	\$437	\$537	\$525	\$88	83%
Three Bedroom 42%	\$506	\$570	\$630	\$124	80%

OCCUPANCY RESTRICTIONS:

CHFA: 100% of the units (**97**) will be restricted to **42%** or less of median income.
TCAC: 100% of the units (**97**) will be restricted to **42%** or less of median income.
Section 236: 100% of the units (**97**) will be regulated for basic and market rates.

ENVIRONMENTAL:

CHFA received a Phase I-Environmental Assessment Report prepared by Occupational Knowledge, Inc. and is dated July **22, 1996**. An update has been ordered and a reliance letter **has been** requested from the Borrower. A termite **report** was obtained from Orkin Pest Control, dated January 4, 2000, but it did not include an inspection of the apartment units. A supplemental report **has** been requested and any findings will **be** incorporated into the rehabilitation **scope** of work.

ARTICLE 34:

An opinion letter dated January 3, 2000 from Borrower's legal counsel has been received stating that Article 34 does not apply.

DEVELOPMENT TEAM:**A. Borrower's profile**

Asociacion Campesina Lazaro Cardenas, Incorporated, a California nonprofit public benefit corporation ("ACLC, Inc.") is the sponsor and the managing general partner. ACLC, Inc. was formed in 1986 to provide farm workers and their families with affordable housing. They have since expanded their scope to include low-income families. ACLC, Inc. has co-developed four projects with a total of 138 units of affordable housing and rehabilitated six projects with a total of 305 affordable housing units.

B. Contractor

James P. Nylén with The Nylén Homes, Inc. is the contractor. The company was founded in 1976 as J.P. Nylén Properties for the purpose of constructing custom single family homes. The scope of construction expanded to include commercial and multifamily developments. To date they are responsible for the construction of approximately 1,650 multifamily units, of which 223 are affordable. The current name of the company is Nylén Homes, Inc. The Agency reserves the right to request additional construction bids.

C. Architect

David Mogavero is the senior principal of Mogavero Notestine Associates, an architectural, planning and project management firm in Sacramento. The firm specializes in project management, urban design and environmental planning, multifamily housing and rehabilitation of old buildings.

D. Management Agent

Jon Berkley Management, Inc. will manage the project. The company was formed in May 1979 for the fee management of large apartment complexes in the Sacramento/Davis area. Jon Berkley Management, Inc also specializes in the marketing/management of elderly projects, substantial rehabilitation and rough project turnarounds. They currently manage other CHFA projects.

Project Summary

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Date: 24-Feb-00

Project Profile:

Project : Whispering Pines
 Location: 7610 Amherst Street
 Sacramento
 County/Zip: Sacramei 96832
 Borrower: TED
 GP: ACLC, Inc.
 LP: TED

Appraiser: Timothy Wright
 Palmer, Groth & Pietka
 Cap Rate: 9.00%
 As-Is Value \$ 3,100,000
 After Rehab \$ 3,960,000
 Final Value: \$ 3,960,000

Program: Taxable
 CHFA#: 00-004-N

LTC/LTV:
 Loan / Cost 13.4%
 Loan / Value 27.8%

Project Description:

Units 97
 Handicap Units
 Bldge Type Acq/Rehab
 Buildings 13
 stories 2
 Gross Sq Ft 80,134
 Land Sq Ft 177,938
 Units/Acre 24
 Total Parking 117
 Covered Parking 0

Financing Summary:

	Amount	Per Unit	Rate	Term
Acquisition				
CHFA Loan Acq.	2,000,000	\$20,619	5.00%	2
Developer Equity	\$829,500	\$8,552	0.00%	-
Permanent				
CHFA First Mortgage	\$1,100,000	\$11,340	8.25%	30
HUD - IRP Loan	\$330,000	\$3,402	7.25%	9
HCD Hsg Program	\$721,178	\$7,435	3.00%	55
Sac HRDA	\$398,824	\$4,112	6.00%	40
Other	\$0	\$0	0.00%	
Tax Credit Equity	\$5,656,160	\$58,311		
Deferred Developer Fee	\$0	\$0		

Unit Mix:

Type	Size	Number	AMI	Rent	Max Income
1 BR	621	24	42%	\$368	\$18,675
2 BR	785	64	42%	\$437	\$21,015
3 BR	933	7	42%	\$506	\$23,355
2BR	785	2	Manager	\$0	N/A
		97			

Fees, Escrows and Reserves:

Escrows	Basis of Requirements	Amount	security
Commitment Fee	1.25% of Loan Amount	\$25,000	Cash
Finance Fee	1.25% of Loan Amount	\$17,875	Cash
Bond Origination Guarantee	0.00% of Loan Amount	\$0	Letter of Credit
Rent Up Account	2.50% of Gross Income	\$14,990	Letter of Credit
Operating Expense Reserve	10.00% of Gross Income	\$59,958	Letter of Credit
Marketing	2.50% of Gross Income	\$14,990	Letter of Credit
Annual Replacement Reserve Deposit	350 Per Unit	\$33,600	Operations
Initial Deposit to Repl. Res.	1000 Lump Sum	\$96,000	Cash
Standby Operating Account	0 Lump Sum	\$110,000	Operations
Const. Defect Agreement	0 15 Months	\$88,750	Letter of Credit

Sources and Uses

SOURCES:

<i>Name of Lender / Source</i>	Acquisition		Permanent	
	Taxable	Per Unit	Tax-Exempt	Per Unit
CHFA Loan Acq.	2,000,000	20,619		
HUD - IRP Loan			330,000.00	3,402
CHFA First Mortgage			1,100,000	11,340
HCD Hsg Program			721,178.00	7,435
Sac HRDA			398,824.00	4,112
Other				
Total Institutional Financing	2,000,000	20,619	2,550,002	26,289
Equity Financing				
Tax Credits	0	0	5,656,160	58,311
Developer Equity	829,500	8,552		
Deferred Developer Equity	0	0	0	0
Total Equity Financing	829,500	8,552	5,656,160	58,311
TOTAL SOURCES	2,829,500	29,170	8,206,162	84,600

USES:

Acquisition	2,784,000	29,000	2,769,000	28,546
Rehabilitation	0		3,338,353	34,416
New Construction	0		0	0
Architectural Fees	0		110,000	1,134
Survey and Engineering	0		0	0
Const. Loan Interest & Fees	0	57	414,404	4,272
Permanent Financing	25,500		27,875	287
Legal Fees	0		30,000	309
Reserves	0		185,937	1,917
Contract Costs	16,500	172	0	0
Construction Contingency	0		544,753	5,616
Local Fees	0		0	0
TCAC/Other Costs	3,500		420,249	4,332
PROJECT COSTS	2,829,500	29,229	\$7,840,571	80,831
Developer Overhead/Profit	0	0	\$335,591	3,460
Consultant/Processing Agent	0	0	\$30,000	309
TOTAL USES	2,829,500	29,229	\$8,206,162	84,600

Annual Operating Budget**Whispering Pines**

% of total \$ per unit

INCOME:

Total Rental Income	592,668	98.8%	6,110
Laundry	6,912	1.2%	71
Other Income	0	0.0%	-
Commercial/Retail	0	0.0%	-
Gross Potential Income (GPI)	899,880	100.0%	6,181
Less:			
Vacancy Loss	29,979	5.0%	309
Total Net Revenue	869,601	95.0%	8,872

EXPENSES:

Payroll	108,430	30.4%	1,118
Administrative	53,423	15.0%	551
Utilities	75,960	21.3%	783
Operating and Maintenance	68,264	19.1%	704
Insurance and Business Taxes	12,816	3.6%	132
Taxes and Assessments	4,090	1.1%	42
Reserve for Replacement Deposits	33,600	9.4%	346
Subtotal Operating Expenses	356,583	100.0%	3,676
Financial Expenses			
Mortgage Payments (1st loan)	0	0.0%	-
Total Financial	0	0.0%	-
Total Project Expenses	386,883	100.0%	3,676

Cash Flow Whispering Pines

CHFA # 00-004-N

	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
RENTAL INCOME										
Sec. 8 Increase	1.50%	1.50%	N/A							
Surplus Sec. 8 Income	592,668	601,558	N/A							
Affordable Rent Increase	1.50%	1.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Affordable Rents	0	0	520,160	533,164	546,493	560,155	574,159	588,513	603,226	618,307
TOTAL RENTAL INCOME	592,668	601,558	520,160	533,164	546,493	560,155	574,159	588,513	603,226	618,307
OTHER INCOME										
Other Income Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	6,912	7,085	7,262	7,443	7,630	7,820	8,016	8,216	8,422	8,632
Commercial	N/A									
TOTAL OTHER INCOME	6,912	7,085	7,262	7,443	7,630	7,820	8,016	8,216	8,422	8,632
GROSS INCOME	599,580	608,643	527,422	540,607	554,123	567,976	582,175	596,730	611,648	626,939
Vacancy Rate : Sec 8	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Vacancy Rate : Affordable	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Less: Vacancy Loss	29,979	30,432	26,371	27,030	27,706	28,399	29,109	29,836	30,582	31,347
EFFECTIVE GROSS INCOME	569,601	578,211	501,051	513,577	526,417	539,577	553,066	566,893	581,065	595,592
OPERATING EXPENSES										
Annual Expense Increase	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%
Expenses	319,983	331,182	342,774	354,771	367,188	380,039	393,341	407,108	421,357	436,104
Replacement Reserve	33,600	33,600	33,600	33,600	33,600	33,600	33,600	35,280	35,280	35,280
Annual Tax Increase	2,000	2,000	2,000	2,000	2,000	2,000	2,000	2,000	2,000	2,000
Taxes and Assessments	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
TOTAL EXPENSES	358,583	367,782	379,374	391,371	403,788	416,639	429,941	445,388	459,637	474,384
NET OPERATING INCOME	213,018	210,428	121,677	122,206	122,629	122,938	123,126	121,505	121,429	121,208
DEBT SERVICE										
CHFA Loan Acq.	100,000	100,000								
CHFA - 1st Mortgage	0	0	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167
HCD Int. Pymt.	0	0	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029
CASH FLOW after debt service	113,018	110,428	19,481	20,010	20,433	20,741	20,929	19,309	19,233	19,012
Standby Operating Account	55,000	55,000	0	0	0	0	0	0	0	0
Cumulative Standby Balance	55,000	110,000	0	0	0	0	0	0	0	0
DEBT COVERAGE RATIO	2.13	2.10	1.19	1.20	1.20	1.20	1.20	1.19	1.19	1.19
Net Residual Cashflow	58,018	55,428	19,481	20,010	20,433	20,741	20,929	19,309	19,233	19,012

Cash Flow

	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019
RENTAL INCOME										
Sec 8 Increase	N/A									
Surplus Sec. 8 Income	N/A									
Affordable Rent Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Affordable Rents	633,764	649,609	665,849	682,495	699,557	717,046	734,972	753,347	772,180	791,485
TOTAL RENTAL INCOME	633,764	649,609	665,849	682,495	699,557	717,046	734,972	753,347	772,180	791,485
OTHER INCOME										
Other Income Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	8,848	9,069	9,296	9,528	9,766	10,011	10,261	10,517	10,780	11,050
Commercial	N/A									
TOTAL OTHER INCOME	8,848	9,069	9,296	9,528	9,766	10,011	10,261	10,517	10,780	11,050
GROSS INCOME	642,612	658,678	675,145	692,023	709,324	727,057	745,233	763,864	782,961	802,535
Vacancy Rate : Sec 8	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Vacancy Rate : Affordable	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Less: Vacancy Loss	32,131	32,934	33,757	34,601	35,466	36,353	37,262	38,193	39,148	40,127
EFFECTIVE GROSS INCOME	610,482	625,744	641,387	657,422	673,858	690,704	707,972	725,671	743,813	762,408
OPERATING EXPENSES										
Annual Expense Increase	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%
Expenses	451,368	467,165	483,516	500,439	517,955	536,083	554,846	574,266	594,365	615,168
Replacement Reserve	36,280	37,044	37,044	37,044	37,044	37,044	38,896	38,896	38,896	38,896
Annual Tax Increase	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%
Taxes and Assessments	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
TOTAL EXPENSES	489,648	507,209	523,560	540,483	557,999	576,127	596,742	616,162	636,261	657,064
NET OPERATING INCOME	120,834	118,534	117,827	116,939	115,859	114,577	111,229	109,509	107,552	105,344
DEBT SERVICE										
CHFA Loan Acq.										
CHFA - 1st Mortgage	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167
HCD Int. Pymt.	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029
CASH FLOW after debt service	18,638	16,338	15,631	14,743	13,663	12,381	9,033	7,313	5,355	3,148
Standby Operating Account	0	0	0	0	0	0	0	0	0	0
Cumulative Standby Balance	0	0	0	0	0	0	0	0	0	0
DEBT COVERAGE RATIO	1.18	1.16	1.15	1.14	1.13	1.12	1.12	1.10	1.08	1.06
Net Residual Cashflow	18,638	16,338	15,631	14,743	13,663	12,381	9,033	7,313	5,355	3,148

Cash Flow

	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029
RENTAL INCOME										
Sec. 8 Increase	N/A	N/A	N/A							
Surplus Sec. 8 Income	N/A	N/A	N/A							
Affordable Rent Increase	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%	3.00%
Affordable Rents	811,272	835,610	860,679	886,499	913,094	940,487	968,701	997,762	1,027,695	1,058,526
TOTAL RENTAL INCOME	811,272	835,610	860,679	886,499	913,094	940,487	968,701	997,762	1,027,695	1,058,526
OTHER INCOME										
Other Income Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	11,326	11,609	11,900	12,197	12,502	12,814	13,135	13,463	13,800	14,145
Commercial	N/A	N/A	N/A							
TOTAL OTHER INCOME	11,326	11,609	11,900	12,197	12,502	12,814	13,135	13,463	13,800	14,145
GROSS INCOME	822,598	847,220	872,578	898,696	925,596	953,301	981,836	1,011,226	1,041,495	1,072,671
Vacancy Rate : Sec 8	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Vacancy Rate : Affordable	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Less: Vacancy Loss	41,130	42,361	43,629	44,935	46,280	47,565	49,092	50,561	52,075	53,634
EFFECTIVE GROSS INCOME	781,468	804,859	828,949	853,761	879,316	905,636	932,744	960,664	989,420	1,019,037
OPERATING EXPENSES										
Annual Expense Increase	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%	3.50%
Expenses	636,699	658,983	682,047	705,919	730,626	756,198	782,665	810,058	838,410	867,755
Replacement Reserve	38,896	40,841	40,841	40,841	40,841	40,841	42,883	42,883	42,883	42,883
Annual Tax Increase	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%
Taxes and Assessments	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
TOTAL EXPENSES	678,595	702,824	725,888	749,760	774,467	800,039	828,548	865,941	894,294	913,638
NET OPERATING INCOME	102,874	102,034	103,061	104,001	104,849	105,597	104,186	104,723	105,127	105,399
DEBT SERVICE										
CHFA Loan Acq.										
CHFA - 1st Mortgage	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167	99,167
HCD Int. Pymt.	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029	3,029
CASH FLOW after debt service	677	(162)	665	1,805	2,653	3,401	2,000	2,527	2,931	3,203
Standby Operating Account	0	0	0	0	0	0	0	0	0	0
Cumulative Standby Balance	0	0	0	0	0	0	0	0	0	0
DEBT COVERAGE RATIO	1.04	1.03	1.04	1.05	1.06	1.06	1.05	1.06	1.06	1.06
Net Residual Cashflow	677	(162)	665	1,805	2,653	3,401	2,000	2,527	2,931	3,203

Cash Flow

	2030	2031	2032
RENTAL INCOME	N/A	N/A	N/A
Sec. 8 Increase	N/A	N/A	N/A
Surplus Sec. 8 Income	N/A	N/A	N/A
Affordable Rent Increase	3.00%	3.00%	3.00%
Affordable Rents	1,090,282	1,122,990	1,156,680
TOTAL RENTAL INCOME	1,090,282	1,122,990	1,156,680

OTHER INCOME			
Other Income Increase	2.50%	2.50%	2.50%
Laundry	14,498	14,861	15,232
Commercial	N/A	N/A	N/A
TOTAL OTHER INCOME	14,498	14,861	15,232

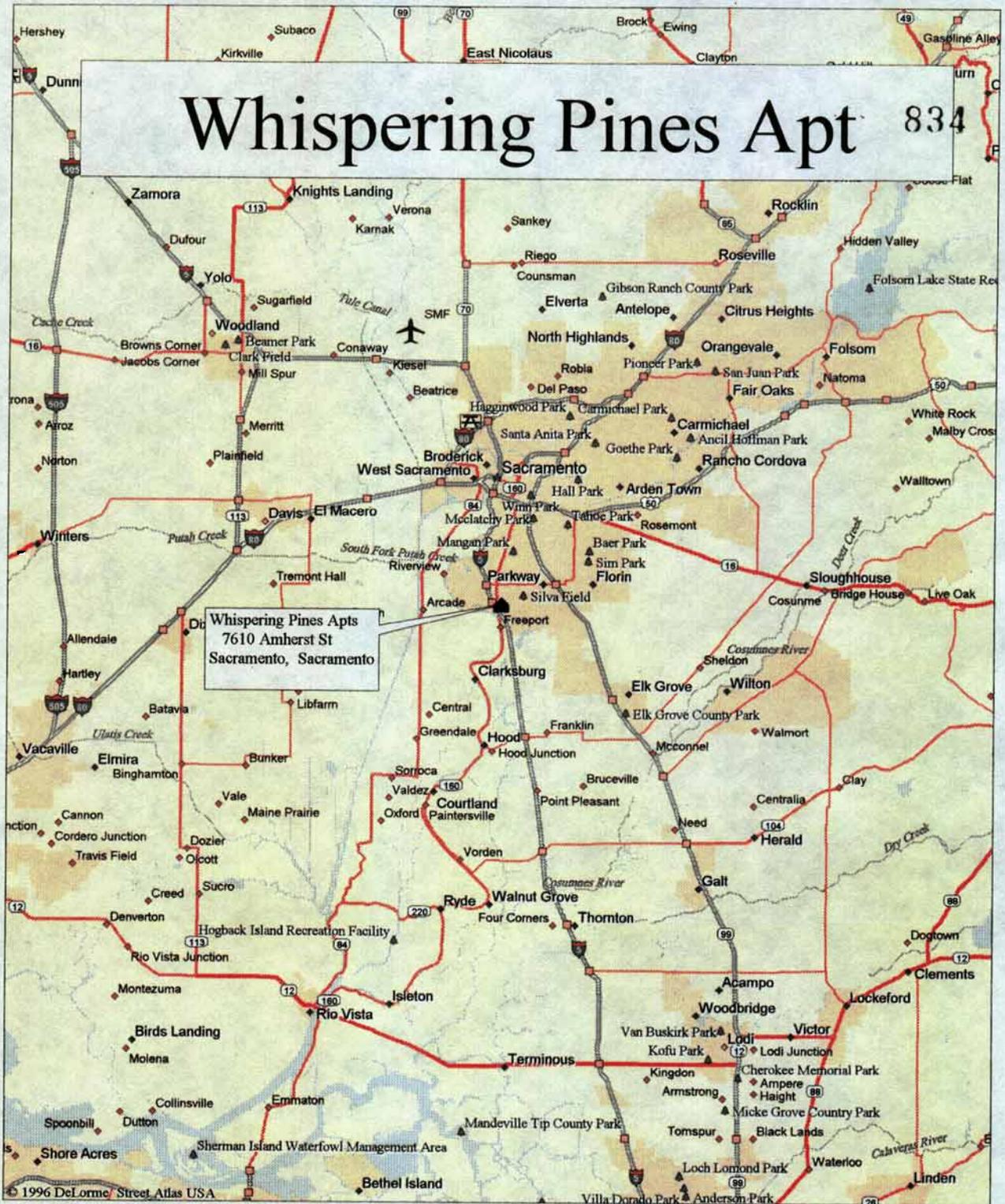
GROSS INCOME	1,104,780	1,137,851	1,171,912
Vacancy Rate : Sec 8	5.00%	5.00%	5.00%
Vacancy Rate : Affordable	5.00%	5.00%	5.00%
Less: Vacancy Loss	55,239	56,893	58,596
EFFECTIVE GROSS INCOME	1,049,541	1,080,959	1,113,317

OPERATING EXPENSES			
Annual Expense Increase	3.50%	3.50%	3.50%
Expenses	898,126	929,561	962,095
Replacement Reserve	42,883	42,883	42,883
Annual Tax Increase	2.00%	2.00%	2.00%
Taxes and Assessments	3,000	3,000	3,000
TOTAL EXPENSES	944,009	975,444	1,007,978

NET OPERATING INCOME	105,532	105,515	105,338
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DEBT SERVICE			
CHFA Loan Acq.			
CHFA - 1st Mortgage	99,167	99,167	99,167
HCD Int. Pymt.	3,029	3,029	3,029
CASH FLOW after debt service	3,336	6,348	6,171
Standby Operating Account	0		
Cumulative Standby Balance			
DEBT COVERAGE RATIO	1.06	1.06	1.06
Net Residual Cashflow	3,336	6,348	6,171

Whispering Pines Apt 834



Mag 10.00
Wed Feb 16 17:30 2000

Scale 1:500,000 (at center)

10 Miles

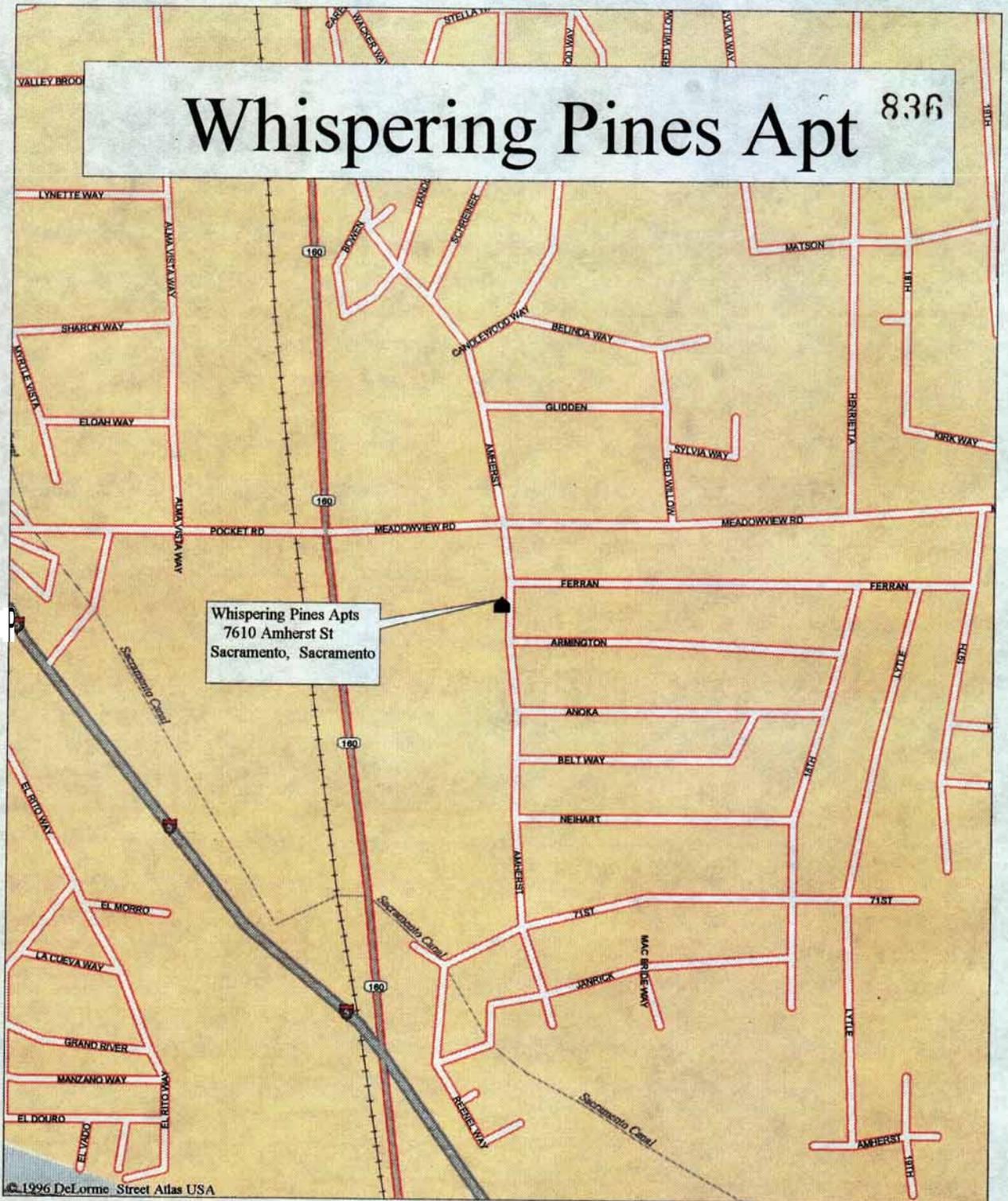
10 KM

- Major Connector
- State Route
- Primary State Route

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Whispering Pines Apt 836



Whispering Pines Apts
7610 Amherst St
Sacramento, Sacramento

© 1996 DeLorme Street Atlas USA

Mag 16.00
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Scale 1:7,812 (at center)
500 Feet
200 Meters

- Local Road
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- State Route

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RESOLUTION 00-07

RESOLUTION AUTHORIZING A FINAL LOAN COMMITMENT

WHEREAS, the California Housing Finance Agency (the "Agency") has received a loan application from Asociacion Campesina Lázaro Cardenas, Incorporated, a California nonprofit public benefit corporation ("ACLC, Inc."), (the "Borrower"), seeking a loan commitment under the Agency's Tax-Exempt Loan Program in the mortgage amount described herein, the proceeds of which are to be used to provide a mortgage loan on a 97-unit multifamily housing development located in the City of Sacramento to be known as Whispering Pines Apartments (the "Development"); and

WHEREAS, the loan application has been reviewed by Agency staff which has prepared its report dated February 24, 2000 (the "Staff Report") recommending Board approval subject to certain recommended terms and conditions; and

WHEREAS, Section 1.150-2 of the Treasury Regulations requires the Agency, as the issuer of tax-exempt bonds, to declare its reasonable official intent to reimburse prior expenditures for the Development with proceeds of a subsequent borrowing; and

WHEREAS, on November 19, 1996, the Executive Director exercised the authority delegated to her under Resolution 94-10 to declare the official intent of the Agency to reimburse such prior expenditures for the Development; and

WHEREAS, based upon the recommendation of staff and due deliberation by the Board, the Board has determined that a final loan commitment be made for the Development.

NOW, THEREFORE, BE IT RESOLVED by the Board:

1. The Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency is hereby authorized to execute and deliver a final commitment letter, subject to the recommended terms and conditions set forth in the CHFA Staff Report, in relation to the Development described above and as follows:

<u>PROJECT NUMBER</u>	<u>DEVELOPMENT NAME/ LOCALTY</u>	<u>NUMBER OF UNITS</u>	<u>MORTGAGE AMOUNT</u>
00-004-N	Whispering Pines Apartments Sacramento/Sacramento	97	\$ 330,000 IRP \$1,100,000 tax-exempt \$2,000,000 taxable

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2. The Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency is hereby authorized to increase the mortgage amount so stated in this resolution by **an** amount not to exceed seven percent (7%) without further Board approval.

3. All other material modifications to the final commitment, including increases in mortgage amount of more than seven percent (7%), must **be** submitted to this Board for approval. "Material modifications" as used herein means modifications which, when made in the discretion of the Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency, change the legal, financial or public purpose aspects of the final commitment in a substantial or material way.

I hereby certify that this is a true and correct copy of Resolution 00-07 adopted at a duly constituted meeting of the Board of the Agency held on March 9, 2000, at Sacramento, California.

ATTEST: _____
Secretary

Executive Summary

Date: 23-Feb-00

Project Profile:

Project : El Rancho Verde I & II
Location: 303 Checkers Drive
City: San Jose
County: Santa Clara
Type: Family

Borrower: TBD
GP: South County Housing
LP: The Related Capital Co.
Program: Tax Exempt
CHFA# : 99-025-N

Financing Summary

	Final	Per Unit
CHFA First Mortgage	\$70,900,000	\$101,286
CHFA Taxable Loan	\$0	\$0
San Jose City Loan	\$5,500,000	\$7,857
Project Income	\$9,211,833	\$13,160
Developer Equity	\$0	\$0
Deferred Developer Equity	\$49,624	\$71
Tax Credits	\$26,272,557	\$37,532
<u>HUD IRP-236</u>	<u>\$2,745,028</u>	<u>\$3,921</u>

Loan to Value
77.1%

Loan to Cost
61.8%

Unit Mix:

Type	Size	Number	AMI	Rent	Max Income
2 BR	871	111	50%	\$898	\$37,175
3 BR	1080	29	50%	\$995	\$41,300
2 BR	871	441	60%	\$1,084	\$44,610
3 BR	1080	115	60%	\$1,251	\$49,560
2 BR	871	4	Mgr/Maint	\$0	N/A
		700			

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CALIFORNIA HOUSING FINANCE AGENCY

Final Commitment

Project Name: El Rancho Verde I & II

CHFA Ln. # 99-025-N

SUMMARY:

This is a final commitment request for two loans to provide the permanent funding for the El Rancho Verde Apartments in San Jose. The loans from CHFA sources will total **\$70,900,000** and a **HUD/IRP** loan in the amount of **\$2,745,028**. Additional funding in the amount of **\$5,500,000** will be provided by the City of San Jose and there will be **4%** tax credit equity equaling **\$26,272,557**. The acquisition/rehabilitation project is a **700-**unit family project, originally constructed in two phases; **300** units in Phase I and **400** units in Phase II. The project is located at **303** Checkers Drive, San Jose in Santa Clara County.

LOAN TERMS:

1ST MORTGAGE AMOUNT:	\$70,900,000
Interest Rate:	6.375%
Term:	32 Year Fixed (First two years are interest only, then fully amortized)
Source:	Tax Exempt & Taxable
IRP Mortgage:	\$2,745,028
Interest Rate:	5.75%
Term:	12 Years
Source:	Tax Exempt

The first mortgage will be funded at the time the property is acquired by the purchasing partnership. The funds for the purchase of the IRP loan will **also** be expended **at** the time of acquisition. The rehabilitation of the property **will** commence after acquisition and the Agency will require **an** amount approximately equal to the taxable component (\$6.9M) of the first mortgage **to** be dispersed **as** needed during the project's rehabilitation phase.

EXISTING LOANS AND SECTION 8 STATUS:

Section 236. Phase II of the property will be acquired subject to a HUD Section 236 loan, the beneficial interest of which will be purchased by CHFA at the time of the property acquisition by the borrower. The loan is being purchased **to** preserve the Interest Reduction Payment (“IRP”) which is a guaranteed stream of monthly payments from HUD for the benefit of the project.

In order to continue the stream of IRP payments, a public agency acceptable to HUD must acquire the Section 236 loan and act **as** the regulator. CHFA’s responsibilities under the IRP agreement will be to review and approve basic and market rents, approve distributions and enforce housing quality standards. The provisions to be enforced by CHFA will be contained in a regulatory agreement and agreed to by the owners and HUD. The provisions that CHFA must regulate will expire upon the termination of the 236 loan.

Defeasance. Both phases of the Project have 241(f) loans financed through GNMA with 10-year lockouts. The seller has negotiated a prepayment of the 241(f) on Phase I, however the 241(f) on Phase II is held by a REMIC and cannot be pre-paid or substituted under this REMIC’s restrictions. The Sponsor is proposing that the 241(f) be defeased with Treasury strips. A third-party entity would hold Treasury strips (or similar security) with maturity dates that coincide with the principal and interest payments due on the 241(f) loan until the ten-year lockout expires, in roughly three years.

Standard HUD deed of trust language states that 100% investor consent is required before further encumbering a project. The Sponsor is asking HUD to recognize the defeasance and CHFA’s bond financing **so** that the servicing agent for the 241(f) loan can execute a release and assumption agreement allowing the transaction to take place. The Sponsor is requesting a HUD approval letter and believes the REMIC servicing agent will then execute a release and assumption agreement. A defeasance analysis provided by an accounting firm acceptable to the Agency will be required prior to loan close.

Current Status. Current HUD rents on the project are below allowable tax credit rents and the existing HUD FMR levels. All of these rents **are** well below the existing market rents. The existing project based contract is on annual renewal at these lower rents. The developer’s proposed **structure** requires HUD to approve a minimum Section 8 rent increase **to tax** credit levels in order to support the necessary **financing**, cover expenses and facilitate the needed rehabilitation. The project does not qualify for HUD’s “Mark Up to Market” program thereby requiring the developer to approach HUD for a specific request **to** increase the rents for the project based contract or potentially vouchers. The long term financial viability of the project is dependent on the rent increase from HUD. Without **this** increase, eventually, the project would receive enhanced vouchers **as** contemplated by other bidders, which would greatly increase the cost of the budget-based rent increase. Any loan commitments from CHFA is conditioned upon an increase in project based rents to a level that ensures long term project viability.

Conversion Scenario. A termination of the Section 8 subsidy would require a conversion of tenant rents to the **50%** and **60%** of median income rents. Approximately 26% of existing tenants (181 units) are not receiving Section 8 assistance and are paying rents at approximately the same level **as 50%** of median income. It is expected that these 181 units would qualify to pay **this** increased rent without the benefit of a replacement subsidy.

Existing tenants could receive vouchers, however, the conversion scenario assumes the project would convert to tenants able to pay the **50%/60%** rents. Under **this** conversion scenario, the project would be faced with a “re-absorption” of tenants for a period of time until stabilized occupancy is achieved. In order to assure project viability, the following transition components will be required.

- Capitalize a transition reserve of approximately \$2.0 million that will remain in place under the control of CHFA.
- Develop in conjunction with the Borrower a transition plan specifying the necessary actions to mitigate the cost of conversion and the use of transition funds.

CHFA Regulatory Agreement. The CHFA Regulatory Agreement will govern the terms and conditions allowed with the Section 236 loan and the standard CHFA loan requirements. In addition, the existing HUD 241 (f) agreements will need to be modified and assigned to CHFA. The CHFA Regulatory Agreement will be recorded in first position and will be senior to any other regulatory agreements or deeds of trust.

PROJECT DESCRIPTION:

A. Site Design:

El Rancho Verde Apartments is two contiguous, existing apartment complexes located at 303 Checkers Drive in East San Jose. The primary attributes of the project are:

- 700 total **units**: 300 **units** in El Rancho Verde I (Phase I) and 400 units in El Rancho Verde II (Phase II).
- Constructed in 1969 and 1970 respectively **as** project-based Section 8 housing.
- A garden style, walk-up design, primarily two story (48 units, all townhouses, are in three buildings).
- Twenty-six (26) different floor plans in four basic units **types** 2BR/1BA (73%), 2BR/1.5BA townhouses (7%), 3BR/1.75BA (15%), and 3BA/2BA (5%).
- Common amenities currently include 11 laundry buildings, a clubhouse with computer learning center, on-site pre-school (under lease agreement), barbecue areas, tot lots and a sport court.
- The project **has** 1:1 carport parking and open parking at an overall ratio of 1:5 :1.

B. Project Location:

The El Rancho Verde Apartment is located three (3) miles northeast of downtown San Jose, specifically the property is located at 303 Checkers Drive at the intersection of Checkers Drive and McKee Road. The site is $\frac{1}{2}$ miles east of Highway 101 (the Bayshore Freeway). The property is $\frac{3}{4}$ mile west of **1-680**, a major interstate serving east San Jose.

The project encompasses the equivalent of two city blocks and virtually operates as a city within a city. The two sites are bisected by Checkers Drive and are not gated. Both interiors and exteriors appear to be in good condition and have received regular maintenance. The buildings **are** generally two-story elevations with selected buildings containing two-story townhomes. The grounds are in good condition and litter-free.

Three major grocery stores and other shopping areas are within one mile of the project. Two primary schools and the junior high are within 1.5 miles of the project. The high school and adult education center are one half mile away. School buses come directly down Checker Drive, providing door-to-door service.

C. Rehabilitation Work and Improvements:

The developers plan an extensive rehabilitation for the project. The current estimated hard construction costs for the rehabilitation budget are approximately **\$13,167,000**, or over \$18,810 a unit, excluding contractors overhead or profit. The primary components of the rehabilitation plan include:

- Construction of a new pool and decking, wadding pools, new BBQ equipment, benches and trellises in quiet courtyards.
- Construction of a recreation center and new administration building/leasing office.
- Construction of several additional tot lots.
- Termite eradication.
- Increasing **the** parking spaces, improved landscaping and project signage.
- Replacing roofs on carports and laundry rooms.
- Repairing exterior **stairs** and stair treads
- Painting exterior **trim** and stucco.
- Increasing amperage to **units** to accommodate dishwashers and wall air conditioners.
- Unit Renovations with new carpet, paint, hardwired smoke detectors, kitchen appliances and cabinets **as needed**, new **bathroom** sinks and bathtubs and new faucets **as needed**.
- **A** seismic study **has** been commissioned and the recommendations will be incorporated into the scope of rehabilitation prior to the issuance of the final commitment letter.

Site improvements will begin immediately upon acquisition of the project and are expected to be completed within 12 months. Improvements to the building will be phased on a building by building basis over an estimated 18 to 24 months.

D. Relocation:

The improvements **to** the units are not considered invasive and no permanent relocation of existing tenants is expected. The Agency will require compliance with any applicable provisions of the Uniform Relocation Act and an appropriately funded relocation reserve.

MARKET:

A. Market Overview

According to National Survey System's market analysis dated August 31, 1999, the Primary Market Area (PMA) for El Rancho Verde extends approximately 1.75 to 4 miles from the site in the general ~~East~~ San Jose area. The greater East San Jose PMA has approximately 280,591 residents equaling 32% of the City's population. The PMA has lower incomes and rents, larger households and lower home values than the rest of the San Jose area. The project's specific PMA contains approximately 77,641 households.

B. Market Demand

Approximately 30% of the 77,641 PMA's households would be income qualified for the project following the planned conversions to **50%** and **60%** rents.

In the event all 700 units in the project were brought to market at once, the project would require a 14.5% capture of the leasing volume in the PMA. Under the anticipated scenario, the majority of the existing tenants would be retained. Leasing 200 units would translate to a capture rate of 4.1% of the annual leasing volume in the PMA, which would be readily achievable.

C. Housing Supply

National Survey Systems examined 14 projects in the PMA. Eleven of these projects were general occupancy projects (market rate, no restrictions) comprising 2,672 units. Three projects were family ~~tax~~ credit projects all similar in their garden style configuration and floor plans. The market rate projects reflected a **98.9%** occupancy level and the ~~tax~~ credit projects all had 100% occupancy. These occupancy levels demonstrate the pent-up demand for rental housing in San Jose.

The project's unit designs compare favorably with the competing units given their size and ability to accommodate larger families. Existing site amenities are ~~lacking~~ and the project is not currently competitive with the market due to the lack of a pool, no

dishwashers and no air conditioning. These deficiencies will be addressed and corrected as part of the rehabilitation. It is anticipated that the project will then have amenities comparable to the surrounding projects and they will be competitive with market rate projects.

PROJECT FEASIBILITY:

A. Rent Differentials (Market vs. Restricted)

Rent Level	Project	Section 8	Mkt. Rate Avg.	Difference	Percent
Two bedroom					
50%	\$897	\$897	\$1,250	\$353	72%
60%	\$1,083	\$1,083	\$1,250	\$167	87%
Three Bedroom					
50%	\$994	\$994	\$1,500	\$506	66%
60%	\$1,250	\$1,250	\$1,500	\$250	83%

Currently, HUD approved rents are below allowable tax credit rents. The Section 8 rents listed in the graph above reflect the developer’s higher rent structure currently being proposed to HUD.

B. Estimated Lease-Up Period

The project will have Section 8 tenants and is expected to be fully rented at the time of the acquisition. Minimal disruption is contemplated to the tenant during rehabilitation. The market is currently strong and limited turnover is expected.

OCCUPANCY RESTRICTIONS:

- CHFA: 20% of the units (140) will be restricted to 50% or less of median income.
- TCAC: 100% of the units (700) will be restricted to 60% or less of median income.
- 236 Regulatory and 241 Use Agreement: 71% of the units (500) will be restricted to 50% or less of median income.
29% of the units (200) will be restricted to 60% or less of median income.

ENVIRONMENTAL:

CHFA has received a Phase I-Environmental Assessment Report from **EMG** dated September 2, 1999 that includes asbestos and lead-based paint analyzes. No adverse conditions were found. There are asbestos- and lead-based paint containing materials that can remain in place assuming the existing **O & M** Program is updated to incorporate the most recent findings.

ARTICLE 34:

A satisfactory opinion letter will be required prior to loan close.

DEVELOPMENT TEAM:**A. Borrower's Profile**

The Project is being developed by The Related Companies of California, a for profit developer of affordable housing projects. The tax credit partnership will include South County Housing as the non-profit managing general partner. The Related Companies of California is an affiliate of The Related Companies, Inc. ("Related") which is a fully integrated real estate firm with divisions specializing in development, project management, financial services and property management.

South County Housing was formed in 1979 in response to a community summit formed to address the disenfranchised. South County Housing's initial mission was to provide housing for low-income farmworkers and their families in southern Santa Clara County. It's targeted population continues to be low-income persons and families, but now also includes moderate-income housing to provide more economically integrated communities. South County Housing serves four contiguous counties: Santa Clara, San Benito, Santa Cruz and Monterey. To date South County Housing has acquired, rehabilitated and constructed over 1,350 affordable apartments and single family homes.

B. Contractor

The project contractor is Double Eagle Construction, a subsidiary of Portrait Homes, Inc. Portrait Homes Xrc was formed in 1989 and Double Eagle Construction was recently formed in 1999. Portrait Homes, Inc. was founded for the primary purpose of developing, building and owning single family and multi-family dwellings. They have constructed more than 2,300 apartment units and single family homes in California.

C. Architect

The architect is Steven Wraight with Wraight Architects—Urban Housing and Planning (“Wraight Architects”). Wraight Architects was founded in **1979** and is an architectural and planning **firm** specializing in high density, affordable housing. Mr. Wraight has worked closely with Related in the development of planning and architectural concepts, entitlement processing, coordination of the architectural and engineering team and construction management.

D. Management Agent

The managing agent will be from Related’s in-house management team. Related takes pride in providing a superior level of service that helps it attract and retain outstanding corporate and residential tenants. The company has a rigorous preventative maintenance program and ongoing employee training which have enable the company to keep operating expenses and capital expenditure levels below those of competing projects. Nationally, the company managed **4** million square feet of commercial and mixed-use space and **14,300** residential units **as of 1997**.

Project Summary

Date: 23-Feb-00

Project Information:

Project: El Rancho Verde I & II
Location: 303 Checkers Drive
San Jose
County/Zip: Santa Clara
Borrower: TBD
GP: South County Housing
LP: The Related Capital Co.

Appraiser: Chris Carneghi, MAI
 Carneghi-Bautovich
Cap Rate: 8.00%
As-Is Value: \$ 76,000,000
After Rehab: \$ 92,000,000
Final Value: \$ 92,000,000

LTC/LTV:
Loan/Value: 61.8%
Loan/Value: 77.1%

Program: Tax Exempt
CHFA#: 99-025-N

Project Description:

Units: 700
Handicap Units:
Bldg Type: Acq/Rehab
Buildings: 0
Stories: 2
Gross Sq Ft: 653,896
Land Sq Ft: 1,611,720
Units/Acre: 19
Total Parking: 1000
Covered Parking: 700

Financing Summary:

	Amount	Per Unit	Rate	Term
CHFA First Mortgage	\$70,900,000	\$101,286	6.38%	32
CHFA Taxable Loan	\$0	\$0	0.008	
San Jose City Loan	\$5,500,000	\$7,857	6.00%	30
Project Income	\$9,211,833	\$13,160		
Developer Equity	\$0	\$0		
Tax Credit Equity	\$26,272,557	\$37,532		
Deferred Developer Fee	\$49,624	\$71		
HUD IRP-236	\$2,745,028	\$3,921	5.50%	12

Unit Mix:

Type	Size	Number	AMI	Rent	Max Income
2 BR	871	111	50%	\$898	\$37,175
3 BR	1080	29	50%	\$995	\$41,300
2 BR	871	441	60%	\$1,084	\$44,610
3 BR	1080	115	60%	\$1,251	\$49,560
2 BR	871	4	Mgr/Maint	\$0	N/A
		700			

Fees, Escrows and Reserves:

Escrows	Basis of Requirements	Amount	Security
Commitment Fee	1.25% of Loan Amount	\$920,563	Cash
Finance Fee	1.25% of Loan Amount	\$920,563	Cash
Bond Origination Guarantee	1.00% of Loan Amount	\$736,450	Letter of Credit
Rent Up Account	2.50% of Gross Income	\$233,659	Letter of Credit
Operating Expense Reserve	10.00% of Gross Income	\$934,637	Letter of Credit
Marketing	2.50% of Gross Income	\$233,659	Letter of Credit
Annual Replacement Reserve Deposit	\$300 PerUnit	\$210,000	Operations
Initial Deposit to Repl. Reserve	\$500 PerUnit	\$350,000	Cash
Transition Reserve	Lump sum	\$2,060,000	Cash

Sources and Uses**El Rancho Verde I & II****SOURCES:**

<i>Name of Lender / Source</i>	Amount	% of total	\$ per sq ft	\$ per unit
CHFA First Mortgage	70,900,000	61.82%	108.43	101,286
HUD IRP-236	2,745,028	2.39%	4.20	3,921
Loan 5	0	0.00%		0
CHFA Taxable Loan	0	0.00%		0
San Jose City Loan	5,500,000	4.80%	8.41	7,857
Other Loans	9,211,833	8.03%	14.09	13,160
Total Institutional Financing	88,356,861	77.05%	135.12	126,224
Equity Financing				
Tax Credits	26,272,557	22.91%	40.18	37,532
Deferred Developer Equity	49,624	0.04%	0.08	71
Total Equity Financing	26,322,181	22.95%	40.25	37,603
TOTAL SOURCES	114,679,042	100.00%	175.38	163,827

USES:

Acquisition	76,950,000	67.10%	117.68	109,929
Rehabilitation	17,800,000	15.52%	27.22	25,429
New Construction	0	0.00%		0
Architectual Fees	343,000	0.30%	0.52	490
Survey and Engineering	147,000	0.13%	0.22	210
Const. Loan Interest & Fees	8,142,341	7.10%	12.45	11,632
Permanent Financing	1,911,626	1.67%	2.92	2,731
Legal Fees	205,000	0.18%	0.31	293
Reserves	2,410,000	2.10%	3.69	3,443
Contract Costs	34,075	0.03%	0.05	49
Construction Contingency	3,420,000	2.98%	5.23	4,886
Local Fees	805,000	0.70%	1.23	1,150
TCAC/Other Costs	1,311,000	1.14%	2.00	1,873
PROJECT COSTS	113,479,042	98.95%	173.54	162,113
Developer Overhead/Profit	1,200,000	1.05%	1.84	1,714
Consultant/Processing Agent	0	0.00%		0
TOTAL USES	114,679,042	100.00%	175.38	163,827

Annual Operating Budget El Rancho Verde I & II

% of total \$ per unit

INCOME:

Total Rental Income	9,277,489	99.3%	13,254
Laundry	67,200	0.7%	96
Other Income	0	0.0%	-
Commercial/Retail	0	0.0%	-
Gross Potential Income (GPI)	9,344,689	100.0%	13,350
Less:			
Vacancy Loss	467,318	5.0%	668
Total Net Revenue	8,877,371	95.0%	12,682

EXPENSES:

Payroll	455,000	5.7%	650
Administrative	469,000	5.8%	670
Utilities	472,500	5.9%	675
Operating and Maintenance	782,880	9.7%	1,118
Insurance and Business Taxes	224,920	2.8%	321
Assessments	122,500	1.5%	175
Reserve for Replacement Deposits	210,000	2.6%	300
Subtotal Operating Expenses	2,736,800	34.0%	3,910
Financial Expenses			
Mortgage Payments (1st loan)	5,307,885	66.0%	7,583
Total Financial	5,307,885	66.0%	7,683
Total Project Expenses	8,044,685	100.0%	11,492

Cash Flow **El Rancho Verde I CHFA # 99-025-N**

	Const.		Year							
	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10
RENTAL INCOME										
Market Rent Increase	N/A	N/A								
Market Rents	N/A	N/A								
Affordable Rent Increase	1.50%	1.50%	1.50%	1.50%	1.50%	1.50%	1.50%	1.50%	1.50%	1.50%
Affordable Rents	8,424,984	9,015,684	9,277,489	9,416,651	9,557,901	9,701,270	9,846,789	9,994,490	10,144,408	10,296,574
TOTAL RENTAL INCOME	8,424,984	9,015,684	9,277,489	9,416,651	9,557,901	9,701,270	9,846,789	9,994,491	10,144,408	10,296,574

OTHER INCOME										
Other Income Increase	0.00%	0.00%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	67,200	67,200	68,880	70,602	72,367	74,176	76,031	77,931	79,880	81,877
Commercial	N/A									
TOTAL OTHER INCOME	67,200	67,200	68,880	70,602	72,367	74,176	76,031	77,931	79,880	81,877

GROSS INCOME										
Vacancy Rate : Market										
Vacancy Rate : Affordable	15.00%	15.00%	N/A							
Less: Vacancy Loss	1,273,828	1,362,433	467,318	474,363	481,513	488,772	496,141	503,621	511,214	518,923
EFFECTIVE GROSS INCOME	7,218,356	7,720,451	8,879,051	9,012,891	9,148,755	9,286,674	9,426,678	9,568,801	9,719,073	9,859,528

OPERATING EXPENSES										
Annual Expense Increase	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%
Expenses	2,076,400	2,379,355	2,399,351	2,495,325	2,595,138	2,698,944	2,806,901	2,919,177	3,035,944	3,157,382
Replacement Reserve	0	0	210,000	210,000	210,000	210,000	210,000	220,500	220,500	220,500
Annual Tax Increase	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%
Assessments	122,500	124,950	127,449	129,998	132,598	135,250	137,955	140,714	143,528	146,399
TOTAL EXPENSES	2,198,900	2,504,305	2,736,800	2,835,323	2,937,736	3,044,193	3,154,856	3,280,391	3,399,973	3,524,281

NET OPERATING INCOME										
	5,019,456	5,216,146	6,142,251	6,177,568	6,211,019	6,242,480	6,271,822	6,288,409	6,319,100	6,335,247

DEBT SERVICE										
CHFA - 1st Mortgage	4,519,875	4,519,875	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885
CHFA - B Ridge Loan										
CHFA - B AT 4.08%	499,561	696,271	834,365	869,883	903,134	934,595	963,937	980,524	1,005,215	1,027,362
CASH FLOW after debt service	1.11	1.15	1.16	1.16	1.17	1.18	1.18	1.18	1.19	1.19
DEBT COVERAGE RATIO										

Cash Flow

RENTAL INCOME	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20
Market Rent Increase	N/A									
Market Rents	N/A									
Affordable Rent Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Affordable Rents	10,451,023	10,712,298	10,980,106	11,254,608	11,535,973	11,824,373	12,119,982	12,422,982	12,733,556	13,051,895
TOTAL RENTAL INCOME	10,451,023	10,712,298	10,980,106	11,254,608	11,535,973	11,824,373	12,119,982	12,422,982	12,733,556	13,051,895

OTHER INCOME	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20
Other Income Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	83,924	86,022	88,172	90,377	92,636	94,952	97,326	99,759	102,253	104,809
Commercial	N/A	N/A								
TOTAL OTHER INCOME	83,924	86,022	88,172	90,377	92,636	94,952	97,326	99,759	102,253	104,809

GROSS INCOME	10,534,946	10,798,320	11,068,278	11,344,985	11,628,609	11,919,325	12,217,308	12,522,740	12,835,809	13,158,704
Vacancy Rate : Market	N/A									
Vacancy Rate : Affordable	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Less: Vacancy Loss	526,747	539,916	553,414	567,249	581,430	595,966	610,865	626,137	641,790	657,895
EFFECTIVE GROSS INCOME	10,008,199	10,258,404	10,514,864	10,777,736	11,047,179	11,323,358	11,606,442	11,896,603	12,194,019	12,498,809

OPERATING EXPENSES	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20
Annual Expense Increase	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%
Expenses	3,283,678	3,415,025	3,551,626	3,693,691	3,841,438	3,995,096	4,154,900	4,321,096	4,493,939	4,673,697
Replacement Reserve	220,500	220,500	231,525	231,525	231,525	231,525	231,525	243,101	243,101	243,101
Annual Tax Increase	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%
Assessments	149,327	152,313	155,360	158,467	161,636	164,869	168,166	171,530	174,960	178,459
TOTAL EXPENSES	3,653,504	3,787,838	3,938,510	4,083,682	4,234,599	4,391,490	4,554,591	4,735,726	4,912,001	5,095,258

NET OPERATING INCOME	6,354,695	6,470,566	6,576,354	6,694,053	6,812,580	6,931,869	7,051,852	7,160,877	7,282,018	7,403,611
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DEBT SERVICE	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20
CHFA - 1st Mortgage	5,307,885	5,307,800	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885
CHFA - Bridge Loan										
CHFA - HAT Loan										

CASH FLOW after debt service	1,046,809	1,162,661	1,268,469	1,386,168	1,494,695	1,603,384	1,713,267	1,822,992	1,934,133	2,048,726
DEBT COVERAGE RATIO	1.20	1.22	1.24	1.26	1.28	1.31	1.33	1.35	1.37	1.39

Cash Flow

RENTAL INCOME	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
Market Rent Increase	N/A									
Market Rents	N/A									
Affordable Rent Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Affordable Rents	13,378,192	13,712,647	14,055,463	14,406,850	14,767,021	15,136,197	15,514,602	15,902,467	16,300,028	16,707,529
TOTAL RENTAL INCOME	13,378,193	13,712,647	14,055,463	14,406,850	14,767,021	15,136,197	15,514,602	15,902,467	16,300,029	16,707,529

OTHER INCOME	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
Other Income Increase	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%	2.50%
Laundry	107,429	110,115	112,868	115,690	118,582	121,546	124,585	127,700	130,892	134,164
Commercial	N/A									
TOTAL OTHER INCOME	107,429	110,115	112,868	115,690	118,582	121,546	124,585	127,700	130,892	134,164

GROSS INCOME	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
Vacancy Rate : Market	N/A									
Vacancy Rate : Affordable	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%	5.00%
Leas: Vacancy Loss	674,281	691,138	708,417	726,127	744,280	762,887	781,959	801,508	821,546	842,085
EFFECTIVE GROSS INCOME	12,811,341	13,131,624	13,459,915	13,796,413	14,141,323	14,494,856	14,857,227	15,228,658	15,609,375	15,999,609

OPERATING EXPENSES	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
Annual Expense Increase	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%	4.00%
Expenses	4,860,645	5,055,071	5,257,274	5,467,564	5,686,267	5,913,718	6,150,266	6,396,277	6,652,128	6,918,213
Replacement Reserve	243,101	243,101	255,256	255,256	255,256	255,256	255,256	268,019	268,019	268,019
Annual Tax Increase	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%	2.00%
Assessments	182,029	185,669	189,383	193,170	197,034	200,974	204,994	209,094	213,275	217,541
TOTAL EXPENSES	5,285,775	5,483,841	5,701,912	5,915,991	6,138,557	6,369,948	6,610,516	6,878,390	7,133,423	7,403,773

NET OPERATING INCOME	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
	7,525,566	7,647,783	7,758,003	7,880,422	8,002,766	8,124,908	8,246,711	8,365,268	8,475,952	8,595,836

DEBT SERVICE	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
CHFA - 1st Mortgage	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885	5,307,885
CHFA - Bridge Loan										
CHFA - HAT Loan										

CASH FLOW after debt service	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
	2,217,681	2,339,898	2,450,117	2,572,537	2,694,881	2,817,023	2,938,828	3,047,383	3,168,067	3,287,951

DEBT COVERAGE RATIO	Year 21	Year 22	Year 23	Year 24	Year 25	Year 26	Year 27	Year 28	Year 29	Year 30
	1.42	1.44	1.46	1.48	1.51	1.53	1.55	1.57	1.60	1.62

Cash Flow

RENTAL INCOME	Year 31	Year 32
Market Rent Increase	N/A	N/A
Market Rents	N/A	N/A
Affordable Rent Increase	2.50%	2.50%
Affordable Rents	17,125,217	17,553,348
TOTAL RENTAL INCOME	17,125,217	17,553,348

OTHER INCOME	Year 31	Year 32
Other Income Increase	2.50%	2.50%
Laundry	137,519	140,957
Commercial	N/A	N/A
TOTAL OTHER INCOME	137,519	140,957
GROSS INCOME	17,262,736	17,694,304

Vacancy Rate : Market	N/A	N/A
Vacancy Rate : Affordable	5.00%	5.00%
Less: Vacancy Loss	863,137	884,715
EFFECTIVE GROSS INCOME	16,399,599	16,809,589

OPERATING EXPENSES	Year 31	Year 32
Annual Expense Increase	4.00%	4.00%
Expenses	7,194,942	7,482,739
Replacement Reserve	268,019	268,019
Annual Tax Increase	2.00%	2.00%
Assessments	221,892	226,330
TOTAL EXPENSES	7,684,853	7,977,088

NET OPERATING INCOME	8,714,746	8,832,501
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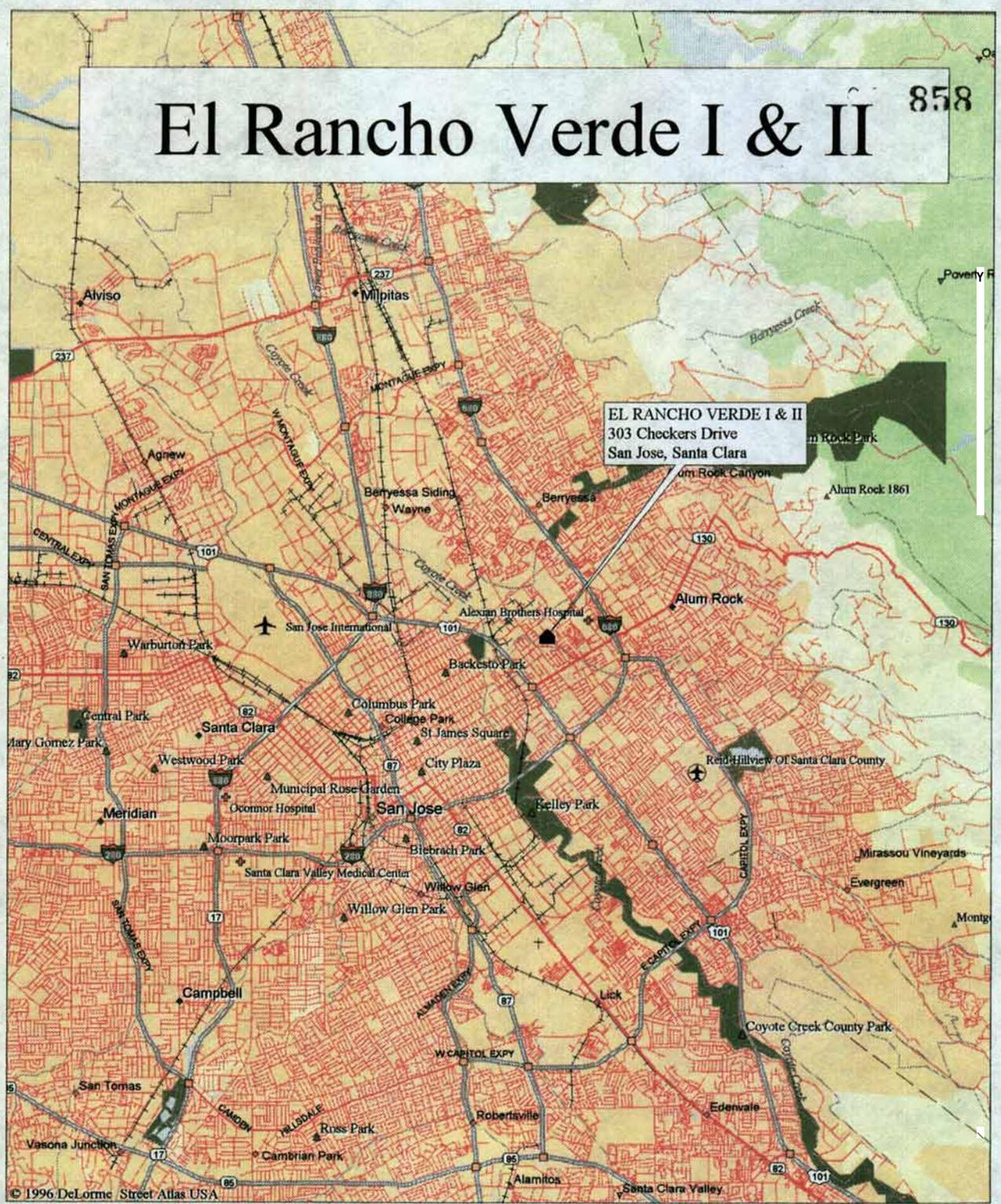
DEBT SERVICE	Year 31	Year 32
CHFA - 1st Mortgage	5,307,885	5,307,885
CHFA - Bridge Loan		
CHFA - HAT Loan		
CASH FLOW after debt service	3,406,861	3,524,616

DEBT COVERAGE RATIO

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El Rancho Verde I & II

858



Mag 12.00
Wed Feb 16 10:28 2000

Scale 1:125,000 (at center)

2 Miles
2 KM

Local Road
Major Connector
State Route

859
808

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El Rancho Verde I & II 860



Mag 16.00
Wed Feb 16 10:26 2000

Scale 1:7,812 (at center)

500 Feet

200 Meters

- Local Road
- State Route
- Interstate/Limited Access

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RESOLUTION 00-08

RESOLUTION AUTHORIZING A FINAL LOAN COMMITMENT

WHEREAS, the California Housing **Finance** Agency (the "Agency") has received a loan application from The Related Companies of California, LLC (the "Borrower"), seeking a loan commitment under the Agency's Preservation Acquisition Loan **Program** in the mortgage amounts described herein, the proceeds of which are to **be** used to provide mortgage loans for a 700-unit multifamily housing development located in the City of **San** Jose to **be** known as El Rancho Verde I & II Apartments (the "Development"); and

WHEREAS, the loan application **has** been reviewed by Agency staff which **has** prepared its **report** dated February 23, 2000 (the "Staff Report") recommending Board approval subject to certain recommended terms and conditions; and

WHEREAS, Section 1.150-2 of the Treasury Regulations requires the Agency, as the issuer of tax-exempt and taxable bonds, to declare its reasonable official intent to reimburse prior expenditures for the Development with proceeds of a subsequent borrowing; and

WHEREAS, on October 18, 1999, the Executive Director exercised the authority delegated to her under Resolution 94-10 to declare the official intent of the Agency to reimburse such prior expenditures for the Development; and

WHEREAS, based upon the recommendation of staff and due deliberation by the Board, the Board **has** determined that a final loan commitment be made for the Development.

NOW, THEREFORE, BE IT RESOLVED by the Board:

1. The Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency is hereby authorized to execute **and** deliver a **final** commitment letter, subject to the recommended terms and conditions set forth in the **CHFA Staff** Report, in relation to the Development described above and **as** follows:

PROJECT NUMBER	DEVELOPMENT NAME/ <u>LOCALITY</u>	NUMBER OF UNITS	MORTGAGE AMOUNTS
99-025-N	El Rancho Verde I & II Apartments San Jose/Santa Clara	700	\$64,000,000 tax-exempt \$ 6,900,000 taxable \$ 2,745,028 IRP

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Resolution 00-08
Page 2

2. The Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency is hereby authorized to increase the mortgage amount ~~so~~ stated in this resolution by ~~an~~ amount not to exceed seven percent (7%) without further Board approval.

3. All other material modifications to the final commitment, including increases in mortgage amount of more than seven percent (7%), must ~~be~~ submitted to ~~this Board~~ for approval. "Material modifications" ~~as~~ used herein means modifications which, when made in the discretion of the Executive Director, or in his/her absence, either the Chief Deputy Director or the Director of Programs of the Agency, change the legal, financial or public purpose ~~aspects~~ of the final commitment in a substantial or material way.

I hereby certify that this is a true and correct copy of Resolution 00-08 adopted at a duly constituted meeting of the Board of the Agency held on March 9, 2000, at Sacramento, California.

ATTEST: _____
Secretary

MEMORANDUM

CHFA Board

Date: 02-25-00

MRS
G. R. Schenckhorn, Director of Programs
From: CALIFORNIA HOUSING FINANCE AGENCY

Subject: Single Family MRB Sales Price Limits

The following is a report on what the Agency **has done** to address the problem of outdated sales price limits applicable to our Single Family Mortgage Revenue Bond programs.

Included in the applicable federal requirements on our Single Family Mortgage Revenue Bond programs **are** two requirements generally recognized as income limits and sales price limits. The U.S. Department of Housing and Urban Development is responsible for the promulgation of annually updated income limits and the Internal Revenue Service is responsible for the annual update of sales price limits.

A problem developed with sales price limits when the **U.S.** Treasury Department failed to issue any annual updates subsequent to their September 6, 1994, update. The resurgent California economy and the resultant increase in real estate purchase prices **has** increasingly priced single family homes above the outstanding sales price limits.

Last year we raised **this** issue at the National Council of State Housing Agencies (NCSHA) spring conference recommending that a national effort **be** made to advocate either the elimination of sales price limits or the application of a less complicated process that could be easily administered by all states. **Through** participation in a NCSHA working group, we recommended an alternative approach that is currently being pursued in Congress. If sales price limits **are** not eliminated, the proposal is to apply a 3.5% multiplier **on** income limits to determine applicable **sales** price limits. We've advocated **this** approach because income limits **define** the public purpose objective and income limits have the most impact on **determining** the **maximum** loan amount **and** ultimately **the** sales price.

Faced with escalating home prices, an uncertain legislative resolution **to this** problem and no indication that the **Treasury** Department was going to issue any further sales price updates, we **took** action consistent with the provisions of Section 143(e)(2) of the Internal Revenue Code of 1986 and 26 CFR (Code of Federal Regulations), Section 6a, which authorizes an

issuer to **use** average area purchase price limitations different from the safe harbor limitations published by the Treasury Department for which the issuer has more accurate and comprehensive data.

Last fall we contracted Vernazza Wolfe Associates, Inc., Oakland, CA, to conduct a statewide update of average area purchase prices for all counties and metropolitan areas in California. It was a substantial task as comprehensive purchase price data is not readily available for every county in the state. In some cases **this** is because the county assessor's offices do not identify all parcels by a **use** code which makes it difficult to determine whether or not a sale should be included in the calculations. Also, for a few of the small counties, very limited data is available for new home sales.

The data we received is derived from housing sales transactions recorded during the 12-month period November **1998** through October 1999, except for San Benito County for which the most recent 12-month period for which data is available is June 1998 through May 1999.

The results of **this** effort and the sales price limits we plan on utilizing are displayed on the attached charts. The first chart compares (from left to right by county):

- the current CHFA sales price limits based on the last Treasury Department sales price update issued 09-06-94.
- the average area purchase price limits as determined by our recent statewide update. Where insufficient or no data was available, it is noted as 'No Data'.
- the updated CHFA Single Family sales price limits. The second chart illustrates the basis for determining the sales price limits using a **3.5%** multiplier on the higher of a county or statewide median income for a family of 3 or more. We've applied the following criteria in finalizing the limits that are derived by using the **3.5%** multiplier on income limits:
 - * no county sales price limit will be less than the current sales price limit;
 - * Sales price limits resulting from the **3.5%** multiplier are capped at the average area purchase price limits in our statewide update;
 - * and adjustments to the CHFA limits between new construction and resale are based on the ratios between the average **area** purchase price limits in **our** statewide update.

We have **used** the **3.5%** multiplier **to** establish **the** sales price limits **as** the most appropriate **and** consistent method of achieving **our** public purpose objectives in serving **the** needs of low and moderate families.

We also explored the feasibility of providing a 'safe harbor' publication of the results of our statewide update **so** that local and state governments could rely on **this** information for their program purposes without **incurring** additional costs. However there is no supporting legal

authority to accomplish this. We will be making our information available for local and state government use and we will continue to do annual updates until such time as there is an appropriate resolution to this issue.

COMPARISON OF SALES PRICE LIMITS

	1994 CURRENT LIMITS		SURVEY LIMITS		CHFA LIMITS	
	New Const.	Resale	New Const.	Resale	New Const.	Resale
Alameda	\$ 199,930	\$ 187,972	\$ 353,342	\$ 239,982	\$ 264,443	\$ 239,982
Alpine	\$ 169,109	\$ 143,915	\$ 207,429	\$ 162,573	\$ 207,429	\$ 162,573
Amador	\$ 169,109	\$ 143,915	\$ 131,698	\$ 115,852	\$ 169,109	\$ 143,915
Butte	\$ 169,109	\$ 96,310	\$ 134,536	\$ 109,031	\$ 169,109	\$ 109,033
Calaveras	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Colusa	\$ 169,109	\$ 143,915	No Data	\$ 89,351	\$ 169,109	\$ 143,915
Contra Costa	\$ 199,930	\$ 187,972	\$ 353,342	\$ 239,982	\$ 264,443	\$ 239,382
Del Norte	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
El Dorado	\$ 153,708	\$ 134,257	\$ 190,076	\$ 147,930	\$ 190,076	\$ 147,930
Fresno	\$ 169,109	\$ 115,113	\$ 134,339	\$ 99,653	\$ 169,109	\$ 115,113
Glenn	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Humboldt	\$ 169,109	\$ 143,915	\$ 113,608	\$ 107,192	\$ 169,109	\$ 143,915
Imperial	\$ 169,109	\$ 143,915	\$ 128,774	\$ 99,048	\$ 169,109	\$ 143,915
Inyo	\$ 169,109	\$ 143,915	\$ 96,062	\$ 144,448	\$ 169,109	\$ 144,448
Kern	\$ 169,109	\$ 98,521	\$ 113,117	\$ 87,342	\$ 169,109	\$ 98,521
Kings	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Lake	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Lassen	\$ 169,109	\$ 143,915	No Data	\$ 96,172	\$ 169,109	\$ 143,915
Los Angeles	\$ 230,564	\$ 196,198	\$ 281,903	\$ 219,684	\$ 247,779	\$ 219,684
Madera	\$ 169,109	\$ 115,113	\$ 134,339	\$ 99,653	\$ 169,109	\$ 115,113
Marin	\$ 224,072	\$ 256,510	\$ 394,808	\$ 421,041	\$ 273,343	\$ 291,410
Mariposa	\$ 169,109	\$ 143,915	No Data	\$ 134,680	\$ 169,109	\$ 143,915
Mendocino	\$ 169,109	\$ 143,915	\$ 149,338	\$ 154,266	\$ 169,109	\$ 154,266
Merced	\$ 169,109	\$ 143,915	\$ 124,700	\$ 101,130	\$ 169,109	\$ 143,915
Modoc	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Mono	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Monterey	\$ 169,109	\$ 178,556	\$ 239,380	\$ 292,529	\$ 178,122	\$ 217,753
Napa	\$ 173,303	\$ 174,219	\$ 234,968	\$ 162,889	\$ 217,753	\$ 162,889
Nevada	\$ 169,109	\$ 143,915	\$ 177,890	\$ 184,971	\$ 177,890	\$ 184,971
Orange	\$ 229,883	\$ 204,837	\$ 345,436	\$ 245,864	\$ 274,908	\$ 245,864
Placer	\$ 153,708	\$ 134,257	\$ 190,076	\$ 147,930	\$ 190,076	\$ 147,930
Plumas	\$ 169,109	\$ 143,915	No Data	No Data	\$ 369,109	\$ 143,915
Riverside	\$ 149,599	\$ 160,249	\$ 196,464	\$ 122,656	\$ 196,464	\$ 160,249
Sacramento	\$ 153,708	\$ 134,257	\$ 190,076	\$ 147,930	\$ 190,076	\$ 147,930
San Benito	\$ 169,109	\$ 143,915	\$ 237,374	\$ 208,689	\$ 217,753	\$ 208,689
San Bernardino	\$ 149,599	\$ 160,249	\$ 196,464	\$ 122,656	\$ 196,464	\$ 160,249
San Diego	\$ 149,933	\$ 167,232	\$ 283,604	\$ 217,167	\$ 217,753	\$ 217,167
San Francisco	\$ 224,072	\$ 256,510	\$ 394,808	\$ 421,041	\$ 273,343	\$ 291,410
San Joaquin	\$ 169,109	\$ 120,512	\$ 171,105	\$ 122,133	\$ 171,105	\$ 122,133
San Luis Obispo	\$ 169,109	\$ 178,861	\$ 208,914	\$ 202,109	\$ 208,914	\$ 202,109
San Mateo	\$ 224,072	\$ 256,510	\$ 394,808	\$ 421,041	\$ 273,343	\$ 291,410
Santa Barbara	\$ 169,109	\$ 183,443	\$ 236,364	\$ 235,066	\$ 217,753	\$ 217,753
Santa Clara	\$ 237,705	\$ 228,411	\$ 412,505	\$ 347,916	\$ 332,465	\$ 332,465
Santa Cruz	\$ 169,109	\$ 215,278	\$ 324,999	\$ 295,322	\$ 245,525	\$ 245,525
Shasta	\$ 169,109	\$ 111,113	\$ 120,078	\$ 102,758	\$ 169,109	\$ 111,113
Sierra	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Siskiyou	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Solano	\$ 173,303	\$ 174,219	\$ 234,968	\$ 162,889	\$ 217,753	\$ 162,689
Sonoma	\$ 169,109	\$ 188,590	\$ 257,188	\$ 219,373	\$ 224,998	\$ 219,373
Stanislaus	\$ 169,109	\$ 112,412	\$ 145,361	\$ 108,568	\$ 169,109	\$ 112,412
Sutter	\$ 169,109	\$ 143,915	\$ 145,172	\$ 103,008	\$ 169,109	\$ 143,915
Tehama	\$ 169,109	\$ 143,915	\$ 112,543	\$ 82,341	\$ 169,109	\$ 143,915
Trinity	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915
Tulare	\$ 169,109	\$ 88,267	\$ 123,917	\$ 120,806	\$ 169,109	\$ 120,806
Tuolumne	\$ 169,109	\$ 143,915	\$ 100,702	\$ 91,506	\$ 169,109	\$ 143,915
Ventura	\$ 169,109	\$ 190,349	\$ 322,661	\$ 216,258	\$ 262,833	\$ 216,258
Yolo	\$ 169,109	\$ 143,915	\$ 220,257	\$ 161,204	\$ 161,204	\$ 169,109
Yuba	\$ 169,109	\$ 143,915	No Data	No Data	\$ 169,109	\$ 143,915

AFFORDABILITY-BASED PROPOSED SALES PRICE LIMITS

2/24/00

Non-Target

<u>COUNTY NAME</u>	<u>3+ Persons</u>		<u>Current Non-Target</u>		
	<u>115%MRB</u>	<u>x 3.5</u>	<u>Proposed</u>		
	<u>Income</u>		<u>Sales Price</u>		
			<u>New</u>	<u>Resale</u>	
ALAMEDA	\$ 75,555		\$ 264,443	\$ 199,930	\$ 187,972
ALPINE	\$ 62,215		\$ 217,753	8 169,109	\$ 143,915
AMADOR	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
BUTTE	\$ 62,215		\$ 217,753	\$ 169,109	\$ 96,310
CALAVERAS	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
COLUSA	\$ 62,215		8 217,753	\$ 169,109	\$ 143,915
CONTRA COSTA	\$ 75,555		8 264,443	\$ 199,930	\$ 187,972
DEL NORTE	\$ 62,215		\$ 217,753	8 169,109	\$ 143,915
EL DORADO	\$ 62,215		\$ 217,753	\$ 153,700	\$ 134,257
FRESNO	\$ 62,215		\$ 217,753	\$ 169,109	\$ 115,113
GLENN	\$ 62,215		8 217,753	8 169,109	\$ 143,915
HUMBOLDT	\$ 62,215		\$ 217,753	8 169,109	\$ 143,915
IMPERIAL	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
INYO	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
KERN	\$ 62,215		\$ 217,753	\$ 169,109	\$ 90,521
KINGS	\$ 62,215		8 217,753	\$ 169,109	\$ 143,915
LAKE	\$ 62,215		8 217,753	\$ 169,109	\$ 143,915
LASSEN	\$ 62,215		8 217,753	8 169,109	8 143,915
LOS ANGELES	\$ 70,794		\$ 247,779	8 230,564	\$ 196,190
MADERA	\$ 62,215		8 217,753	\$ 169,109	8 115,113
MARIN	\$ 83,260		\$ 291,410	8 224,072	\$ 256,510
MARIPOSA	\$ 62,215		\$ 217,753	\$ 169,109	8 143,915
MENDOCINO	\$ 62,215		\$ 217,753	8 169,109	8 143,915
MERCED	8 62,215		\$ 217,753	8 169,109	\$ 143,915
MODOC	8 62,215		\$ 217,753	8 169,109	\$ 143,915
MONO	\$ 62,215		\$ 217,753	\$ 169,109	8 143,915
MONTEREY	\$ 62,215		8 217,753	\$ 169,109	\$ 170,556
NAPA	\$ 62,215		8 217,753	8 173,303	8 174,219
NEVADA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
ORANGE	\$ 70,545		8 274,908	8 229,003	\$ 204,037
PLACER	\$ 62,215		\$ 217,753	\$ 153,700	\$ 134,257
PLUMAS	\$ 62,215		8 217,753	\$ 169,109	\$ 143,915
RIVERSIDE	\$ 62,215		\$ 217,753	8 149,599	8 160,249
SACRAMENTO	\$ 62,215		8 217,753	8 153,700	\$ 134,257
SAN BENITO	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
SAN BERNARDINO	\$ 62,215		\$ 217,753	\$ 149,599	\$ 160,249
SAN DIEGO	\$ 62,215		\$ 217,753	\$ 149,933	\$ 167,232
SAN FRANCISCO	\$ 83,260		\$ 291,410	\$ 224,072	\$ 256,510
SAN JOAQUIN	\$ 62,215		\$ 217,753	8 169,109	\$ 120,512
SAN LUIS OBISPO	\$ 62,215		\$ 217,753	\$ 169,109	\$ 178,861
SAN MATEO	\$ 03,260		\$ 291,410	\$ 224,072	\$ 256,510
SANTA BARBARA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 103,443
SANTA CLARA	\$ 94,990		\$ 332,465	\$ 237,705	\$ 220,411
SANTA CRUZ	\$ 70,150		8 245,525	\$ 169,109	\$ 215,270
SHASTA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 111,113
SIERRA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
SISKIYOU	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
SOLANO	\$ 62,215		\$ 217,753	\$ 173,303	\$ 174,219
SONOMA	\$ 64,285		\$ 224,998	\$ 169,109	\$ 188,590
STANISLAUS	\$ 62,215		\$ 217,753	\$ 169,109	\$ 112,412
SUTTER	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
TEHAMA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
TRINITY	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
TULARE	\$ 62,215		\$ 217,753	\$ 169,109	\$ 80,267
TUOLUMNE	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
VENTURA	\$ 75,095		\$ 262,033	\$ 169,109	\$ 190,349
YOLO	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915
YUBA	\$ 62,215		\$ 217,753	\$ 169,109	\$ 143,915

SalesPriceBackup.xls

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