### MINUTES OF THE 419<sup>th</sup> BOARD MEETING OF THE

#### NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY

MEMBERS:

Charles Richman, Commissioner, DCA

Aimee Manocchio Nason, Deputy Attorney General

(representing John Hoffman, Acting Attorney General) via phone

\*\* Peter Simon, Chief of Staff, Department of Treasury

(representing Ford M. Scudder, Acting State Treasurer) via phone

\*\*\* Thomas Hunt, Assistant Director of the Office of Consumer Finance, Department of Banking and Insurance

(representing Richard J. Badolato, Acting Commissioner, Department of Banking and Insurance)

\*\*\*\* Cathy Boland, Program Specialist 4, Division of Mental Health and Addiction Services,

Office of Treatment and Recovery Support, Department of Human Services (representing Elizabeth Connelly, Acting Commissioner, Department of Human Services)

Monsignor William Linder

Dorothy Blakeslee Stanley Weeks

**OFFICIALS** 

PRESENT:

Anthony Marchetta, Executive Director

Claudia Lovas, Deputy Executive Director/Chief of Programs

Donna Renderio, Chief of Administration

James Robertson, Chief of Legal and Regulatory Affairs

John Murray, Chief of Business and Credit Development

Deb Urban, Senior Director of Programs

Tanya Hudson Murray, Deputy Director, Multifamily Programs and Lending

Donna Spencer, Multifamily Loan Manager

Todd Evans, Senior Director of Capital Markets & Finance

Yirgu Wolde, Director of Supported Housing and Special Needs

Darryl Applegate, Director of Regulatory Affairs

Colleen Drewes, Program Coordinator

Nancy Zielinski, Community Development Officer

Suzanne Plesnarski, Administrator of Regulatory Affairs Transactions

Donna Spencer, Administrator of Multifamily Credit/SHSN Liaison

Gloria Menhert, Paralegal II

Katone Glover, Manager of Servicing

Barbara Dole, CDBG Communication Assistant

Michele Lawlor, Communications Assistant II

Bob Sasso, Director of Property Management

Cinthia Gonzalez, HMIS Project Manager

Danielle Esser, Planning and Information Coordinator

Amy Palmer, Program Outreach Coordinator

Harry Stevenson, General Services Assistant

Carilyn Willis, Executive Assistant

OTHERS PRESENT:

Kavin Mistry, Deputy Attorney General Lisa LeBoeuf, Governor's Authority Unit

Josh Weisstuch, L&M Jeff Moetes, L&M Adam Hellyor, L&M Newton Richards, NCC Edgar Nemuria, NCC Kathy Spivey, NCC Rich Rohrman, NCC

Christopher Eisenzimmer, Greystone Affordable Housing Initiatives LLC

- \* Letter of February 23, 2016 designating Aimee Manocchio Nason to represent John J. Hoffman, Acting Attorney General
- \*\* Letter of February 11, 2016 designating Peter Simon to represent the Acting State Treasurer, Ford M. Scudder
- \*\*\* Letter of September 16, 2015 designating Thomas Hunt to represent Richard J. Badolato, Acting Commissioner, Department of Banking and Insurance
- \*\*\*\* Letter of November 12, 2015 designating Cathy Boland to represent Elizabeth Connelly, Acting Commissioner, Department of Human Services

Chairman Charles Richman read the following into the minutes:

#### SUNSHINE ACT

"The New Jersey Housing and Mortgage Finance Agency gave notice of the time, place and date of this meeting by facsimile, regular mail and hand delivery on April 21, 2016 to the Secretary of State of New Jersey, The Star Ledger, The Times, and the Courier Post, and by posting the notice at the office of the Agency in Trenton, New Jersey. Pursuant to the New Jersey Open Public Meetings Act, a resolution must be passed by the New Jersey Housing and Mortgage Finance Agency in order to hold a session from which the public is excluded."

#### APPROVAL OF MINUTES

### APPROVAL OF THE PUBLIC SESSION MINUTES OF THE MARCH 3, 2016 MEETING OF THE HMFA BOARD – ITEM 1A.

*Thomas Hunt moved and Dorothy Blakeslee seconded* 1. Approval of the Public Session Minutes of the March 3, 2016 meeting of the HMFA Board.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Stanley Weeks

Nav-None

Abstained-Monsignor Linder

## <u>APPROVAL OF THE EXECUTIVE SESSION MINUTES OF THE MARCH 3, 2016 MEETING OF THE HMFA BOARD – ITEM 1B.</u>

*Thomas Hunt moved and Dorothy Blakeslee seconded* 1. Approval of the Executive Session Minutes of the March 3, 2016 meeting of the HMFA Board.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Stanley Weeks

Nay-None

Abstained-Monsignor Linder

## <u>APPROVAL OF THE PUBLIC SESSION MINUTES OF THE MARCH 24, 2016 MEETING OF THE HMFA BOARD – ITEM 1C.</u>

Thomas Hunt moved and Stanley Weeks seconded 1. Approval of the Public Session Minutes of the March 24, 2016 meeting of the HMFA Board.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Stanley Weeks

Nay-None

Abstained-Monsignor Linder

#### **SINGLE FAMILY**

## <u>CHOICE #11-81 – ALL SAINTS - APPROVAL OF AN EXTENSION OF THE NOTE AND MORTGAGE MATURITY DATES – ITEM 2A.</u>

Thomas Hunt moved and Aimee Manocchio Nason seconded 1. Approval of an extension of the maturity date of the Note for the project known as CHOICE # 11-81, All Saints to November 15, 2016. 2. Approval for the Executive Director, in consultation with the Attorney General's Office, to take any action that is necessary to effectuate this transaction.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder

Nay-None

Abstained-Stanley Weeks

#### **MULTIFAMILY**

### HMFA #02554 – LINDEN SENIOR HOUSING – APPROVAL OF A MORTGAGE FINANCING RECOMMITMENT – ITEM 3A.

Thomas Hunt moved and Stanley Weeks seconded 1. Approval of a mortgage recommitment for an estimated \$774,000 in permanent financing from the Small Rental Project Loan Program for a project known as Linden Senior Housing, HMFA #02554 (the "Project"), upon the terms and conditions set forth in the Request for Action.

2. Approval of a second mortgage subsidy loan recommitment for an estimated \$1,000,000 from the Small Rental Project Loan Program for the Project, upon the terms and conditions set forth in the Request for Action.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### MULTIFAMILY-NINE PERCENT TAX CREDITS

### HMFA #02863 – THE APARTMENTS AT THE MILL – APPROVAL OF A MORTGAGE FINANCING RECOMMITMENT MODIFICATION – ITEM 4A.

Thomas Hunt moved and Cathy Boland seconded 1. Approval of a modification of mortgage recommitment for a project known as The Apartments at the Mill, HMFA# 02863 (the "Project"). 2. Approval to the authorization for the Executive Director to execute any and all documents necessary to implement the above.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nav-None

#### MULTIFAMILY-NINE PERCENT TAX CREDITS- FRM

# HMFA #02732 – GREGORY SCHOOL AND GARRETT STREET ANNEX, PHASE II – APPROVAL OF A MORTGAGE FINANCING RECOMMITMENT MODIFICATION – ITEM 5A.

Stanley Weeks moved and Thomas Hunt seconded 1. Approval of a modification of mortgage closing condition #8 for a project known as Gregory School and Garret Street Annex, Phase II, HMFA# 02732 (the "Project").

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### SUPPORTIVE HOUSING - SANDY SPECIAL NEEDS HOUSING FUND

## HMFA #03034/SSNHF #54 - PALISADE AVENUE SUPPORTIVE HOUSING - APPROVAL OF A MORTGAGE FINANCING COMMITMENT – ITEM 5A.

Cathy Boland moved and Thomas Hunt seconded 1. Approval of a subsidy mortgage loan commitment for an estimated \$2,450,000 in construction and permanent financing from the Sandy Special Needs Housing Fund-Community Development Block Grant ("SSNHF-CDBG") Program for a project known as Palisade Avenue Supportive Housing, HMFA #03034, SSNHF #54 (the "Project") pursuant to the SSNHF-CDBG Program Guidelines.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### **REGULATORY AFFAIRS**

### HMFA #529 - COURT TOWERS - APPROVAL OF A PREPAYMENT - ITEM 6A.

Thomas Hunt moved and Cathy Boland seconded 1. Board approval of the prepayment of Agency mortgage financing of the Court Towers project, HMFA #529. 2. Authorization for the Executive Director, the Deputy Executor Director, the Chief Financial Officer, Chief of Administration, Chief of Credit and Business Development or the Chief of Legal and Regulatory Affairs to execute any and all documents necessary to effectuate the above actions.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nav-None

### <u>HMFA #279 – GEORGIA KING VILLAGE – APPROVAL OF TRANSFER OF GENERAL PARTNER</u> INTEREST – ITEM 6B.

Thomas Hunt moved and Cathy Boland seconded 1. Board approval of the transfer of the general partner interest held by GKV G.P., Inc. (the "Seller") in GKV Preservation Partnership, L.P., the owner of the Georgia King Village project, HMFA #279, to L&M GK Preservation GP LLC. 2. Waiver of N.J.A.C. 5:80-5.4(e) requiring all fees and charges to be current and reserves funded to an acceptable level, in accordance with the terms and conditions in the Request for Action. 3. Deferment of the funding of the escrow and reserve accounts required by the terms of the Deed Restriction and Regulatory Agreement dated May 30, 2002, in accordance with the terms and conditions in the Request for Action. 4. Deferment of the payment of the fees and charges required by the terms of the Deed Restriction and Regulatory Agreement dated May 30, 2002, in accordance with the terms and conditions in the Request for Action. 5. Waiver of the Portfolio Reserve Account payment required under N.J.A.C. 5:80-5.9(a)1. 6. Authorization for the Executive Director, the Deputy Executor Director, the Chief Financial Officer, Chief of Administration, or the Chief of Legal and Regulatory Affairs to execute any and all documents necessary to effectuate the above actions.

Tom Hunt asked if the June 30, 2018 deadline to fund the reserves would be a condition of the approval. Darryl Applegate confirmed it would be. Tony Marchetta added that the new developer, L & M, is highly competent and experienced, therefore he is confident the condition will be satisfied.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### **CAPITAL MARKETS**

### HMFA #02408 - FLEMINGTON JUNCTION - APPROVAL OF CONDUIT BOND DOCUMENTS – ITEM 7A.

Stanley Weeks moved and Aimee Manocchio Nason seconded 1. Approval of the Resolution Authorizing and Directing the Execution, Delivery, Issuance and Sale of the New Jersey Housing and Mortgage Finance Agency's Multifamily Conduit Revenue Bonds (Flemington Junction Apartments) (Federally Taxable) (the "Resolution") under the Agency's Multi-Family Conduit Bond Program in a principal amount not to exceed \$5,300,000 and authorizing and approving the execution and delivery of a Trust Indenture, and Related Instruments; and authorizing other matters in connection therewith.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### HMFA # 03122 - DALINA MANOR - APPROVAL OF CONDUIT BOND DOCUMENTS - ITEM 7B.

Cathy Boland moved and Monsignor Linder seconded 1. Approval of the Resolution Authorizing and Directing the Execution, Delivery, Issuance and Sale of the New Jersey Housing and Mortgage Finance Agency's Multifamily Conduit Revenue Bonds (Dalina Manor Project) Series 2017 (Federally Taxable) (the "Resolution") under the Agency's Multi-Family Conduit Bond Program in a principal amount not to exceed \$3,200,000 and authorizing and approving the execution and delivery of a Trust Indenture, and Related Instruments; and authorizing other matters in connection therewith.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### **DELINQUENT ASSETS**

## <u>HMFA #2093 - BROAD STREET BANK – APPROVAL OF REQUEST FOR MORTGAGE MODIFICATION – ITEM 8A.</u>

Dorothy Blakeslee moved and Monsignor Linder seconded 1. Approval of a mortgage modification for the First Mortgage Note I plus all interest arrears and fees and charges arrears for a project known as Broad Street Bank #2093 (the "Project"), upon the terms and conditions set forth in the Request for Action. 2. Authorization for the Executive Director, the Deputy Executive Director, the Chief Financial Officer, the Chief of Administration, the Chief of Legal and Regulatory Affairs, or the Chief of Credit and Business Development to execute any and all documents necessary to effectuate the above actions.

Commissioner Richman noted that 4 notes on this project are repayable from cash flow, and asked which loans would be repaid first. John Murray responded that the project is running at breakeven operations; therefore there will is no cash flow available. This modification will allow them room to fund reserves and maintenance.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

### <u>HMFA #1251 – THE MONASTERY - APPROVAL OF REQUEST FOR MORTGAGE MODIFICATION – ITEM 8B.</u>

Thomas Hunt moved and Cathy Boland seconded 1. Approval of a mortgage modification for the First Mortgage Note I and the First Mortgage Note II for a project known as The Monastery #1251 (the "Project"), upon the terms and conditions set forth in the Request for Action. 2. Approval of a First Mortgage Note II to cover the payment of all interest arrears on the existing First Mortgage Note I and First Mortgage Note II. 3. Approval of a modification for the Second Mortgage Note and Mortgage upon the terms and conditions set forth in the Request for Action. 4. Authorization for the Executive Director, the Deputy Executive Director, the Chief Financial Officer, the Chief of Administration, the Chief of Legal and Regulatory Affairs, or the Chief of Credit and Business Development to execute any and all documents necessary to effectuate the above actions.

John Murray confirmed the project is running at 97% occupancy now, and that the interest rate reduction was sized according to what the cash flow could support.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nav-None

# <u>HMFA #1204 - HUMBOLDT SWEETS DEVELOPMENT HOUSING - APPROVAL TO DISCHARGE A PARTICIPATION LOAN – ITEM 8C.</u>

Thomas Hunt moved and Cathy Boland seconded 1. Approval to discharge a participation loan with TICIC (Thrift Institutions Community Investment Corporation of New Jersey) on Humboldt Sweets Development Housing Project #1204 (the "Project"), upon the terms and conditions set forth in the Request for Action. 2. Authorization for the Executive Director, the Deputy Executive Director, the Chief Financial Officer, the Chief of Administration, the Chief of Legal and Regulatory Affairs, or the Chief of Credit and Business Development to execute any and all documents necessary to effectuate the above actions.

Commissioner indicated this is the last LSM project in Trenton. Aimee Nason asked and John Murray confirmed that all other participating lenders have agreed to the loan discharge – HMFA is the last one to do so.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### **HMIS**

#### APPROVAL OF HMIS REVISED CLIENT CONSENT FORM – ITEM 9A.

Stanley Weeks moved and Thomas Hunt seconded 1. Approval of a revised NJ Homeless Management Information System (NJHMIS) Client Consent Form (the "Consent Form"). 2. Authorization for the Executive Director, the Deputy Executive Director, the Chief of Administration, the Chief of Programs, the Senior Director of Programs or the Chief of Legal and Regulatory Affairs in consultation with the Attorney General's Office, to take any action necessary to implement use of the revised Consent Form.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

### <u>APPROVAL OF DATA SHARING AGREEMENT RELATED TO MEDICAID-HMIS DATA SHARING PROJECTS – ITEM 9B.</u>

Thomas Hunt moved and Monsignor Linder seconded 1. Approval of a Standard Data Sharing Agreement (the "Form Agreement") for organizations requesting data from the New Jersey Homeless Management Information System ("HMIS") for research purposes and approval of the form of the CCHP (as defined in the Request for Action) Data Sharing Agreement. 2. Authorization to make minor modifications and supplementations to the Form Agreement that will be necessary to finalize future specific agreements in consultation with the Office of the Attorney General. 3. Authorization for the Executive Director, the Deputy Executive Director, the Chief of Administration, the Chief of Programs, the Senior Director of Programs or the Chief of Legal and Regulatory Affairs in consultation with the Attorney General's Office, to take any action necessary to implement use of the revised Form Agreement. 4. Authorization for the Executive Director, the Deputy Executive Director, the Chief of Administration, the Chief of Programs, the Senior Director of Programs or the Chief of Legal and Regulatory Affairs to execute and deliver the Form Agreement, as from time to time requested by providers, and to execute and deliver the CCHP Data Sharing Agreement. 5. Authorization for the Executive Director, the Deputy Executive Director, the Chief of Administration, the Chief of Programs, the Senior Director of Programs or the Chief of Legal and Regulatory Affairs to take any and all actions necessary to implement any Form Agreement entered into with providers and to take any and all actions necessary to implement the CCHP Data Sharing Agreement.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

### ABC CORPORATION

### <u>APPROVAL OF MINUTES OF THE APRIL 7, 2016 MEETING OF THE ABC CORPORATION – ITEM 10A.</u>

Thomas Hunt moved and Cathy Boland seconded 1. Approval of Minutes of the April 7, 2016 meeting of the ABC Corporation.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None

#### PRESENTATION

#### GREYSTONE AFFORDABLE HOUSING INITIATIVE, LLC

Christopher Eisenzimmer from Greystone Affordable Housing Initiatives, LLC provided an overview to the HMFA Board of the proposed restructuring of 7 properties in the New Community Corporation portfolio.

#### MOTION TO ADJOURN

Thomas Hunt moved and Aimee Manocchio Nason seconded a motion to adjourn at 11:45 a.m.

Aye-Charles Richman, Aimee Manocchio Nason, Peter Simon, Cathy Boland, Thomas Hunt, Dorothy Blakeslee, Monsignor Linder, Stanley Weeks Nay-None



State of New Jersey

Office of the Attorney General Department of Law and Public Safety PO Box 080 Trenton NJ 08625-0080

JOHN J. HOFFMAN
Acting Attorney General

Governor

Kim Guadagno

Li. Governor

CHRIS CHRISTIE

February 23, 2016

Charles A. Richman, Chairman New Jersey Housing and Mortgage Finance Agency 637 South Clinton Avenue P.O. Box 18550 Trenton, New Jersey 08650-2085

Dear Chairman Richman:

I hereby designate Susan K. Fischer, Assistant Attorney General, to represent me in my absence at the meetings of the New Jersey Housing and Mortgage Finance Agency. In the event of AAG Fischer's absence, Aimee Manocchio Nason, Deputy Attorney General, is authorized to vote in my stead and to otherwise act on my behalf. In the event of the absence of both AAG Fischer and DAG Manocchio Nason, Kavin K. Mistry, Assistant Attorney General, is authorized to vote in my stead and to otherwise act on my behalf.

Very truly yours

John J. Hoffman

Acting Attorney General

: Secretary of State
Anthony Marchetta, Executive Director, NJHMFA
Susan K. Fischer, Assistant Attorney General
Kavin K. Mistry, Assistant Attorney General
Aimee Manocchio Nason, Deputy Attorney General





### State of New Jersey

Office of the State Treasurer
PO Box 002
TRENTON NJ 08625-0062

CHRIS CHRISTIE

Governor

Kim Guadagno

Lt. Governor

Ford M. Scudder Acting State Treasurer

February 11, 2016

Anthony L. Marchetta, Executive Director NJ Housing and Mortgage Finance Agency 637 South Clinton Avenue PO Box 18550 Trenton, NJ 08650

Dear Mr. Marchetta:

I hereby designate Peter Simon, Department of Treasury to act as my permanent designee at all the meetings of the New Jersey Housing and Mortgage Finance Agency. Robert Shaughnessy, Department of Treasury will serve as back-up should Peter not be available to attend.

Sincerely,

Ford M. Scudder Acting State Treasurer



### State of Rew Tersey

CHRIS CHRISTIE

Governor

DEPARTMENT OF BANKING AND INSURANCE OFFICE OF THE COMMISSIONER PO BOX 325 TRENTON, NJ 08625-0325

RICHARD J. BADOLATO Acting Commissioner

KIM GUADAGNO Lt. Governor

TEL (609) 292-7272

September 16, 2015

Anthony Marchetta
Executive Director
NJ Housing and Mortgage Finance Agency
637 South Clinton Avenue – PO Box 18550
Trenton, NJ 08650

Re: Board Meeting Designee

Dear Mr. Marchetta:

My designee for the New Jersey Housing Mortgage and Finance Agency Board meetings is Thomas Hunt, Deputy Assistant Director, Office of Consumer Finance.

If you have any questions, please do not hesitate to call Mr. Hunt at (609) 292-7272, ext. 50223.

Very truly yours,

Richard J. Badolato Acting Commissioner

Thomas Hunt, Assistant Deputy Director



### State of New Jersey

DEPARTMENT OF HUMAN SERVICES
PO Box 700
Trenton, NJ 08625-0700

RECEIVED

NOV 1 7 2015

EXECUTIVE DIRECTOR

ELIZABETH CONNOLLY

ACTING COMMISSIONER

CHRIS CHRISTIE
GOVERNOR

KIM GUADAGNO Lt. Governor

November 12, 2015

Anthony Marchetta, Executive Director NJ Housing and Mortgage Finance Agency 637 South Clinton Avenue Trenton, NJ 08650-2085

Dear Mr. Marchetta:

Please be advised that Valerie Mielke, Assistant Commissioner for the Division of Mental Health and Addiction Services, will be the Department's representative for board meetings of the New Jersey Housing and Mortgage Finance Agency. In her absence, Cathy Boland will be her designee and will have full authority to represent and take action on matters related to the Department of Human Services.

We appreciate the opportunity to participate in meetings of the HMFA Board and look forward to continuing to promote affordable housing needs for our citizens.

Sincerely,

Elizabeth Connolly Acting Commissioner

EC:3

c: Valerie Mielke Cathy Boland .