MINUTES OF THE 516th BOARD MEETING OF THE NEW JERSEY HOUSING AND MORTGAGE FINANCE AGENCY

June 27, 2024

MEMBERS:

- * Kate McDonnell, Deputy Commissioner, DCA (representing Jacquelyn Suarez, Commissioner, DCA)
- ** Aimee Manocchio Nason, Deputy Attorney General, Division of Law, (representing Matthew J. Platkin, Attorney General)
- *** Robert Tighue, Assistant Deputy Director, Department of Treasury (representing Elizabeth Maher Muoio, State Treasurer)
- **** Paulette Sibblies-Flagg, Administrator of Accreditation, Department of Banking and Insurance (representing Justin Zimmerman, Acting Commissioner, Department of Banking and Insurance)
- ***** Sarah Adelman Commissioner, Department of Human Services

Dorothy Blakeslee Diane Johnson

HMFA STAFF PRESENT:

Melanie Walter, Executive Director

Laura Shea, Chief of Legal and Regulatory Affairs

Deb Urban, Chief of Programs

John Murray, Chief Financial Officer

Jeanette Nieves, Executive Board Secretary

Tanya Hudson-Murray- Managing Director of Multifamily Programs

Rosy Dafonseca - Assistant Director of Multifamily/Supported

Housing and Lending

Donna Spencer – Director of Multifamily Programs

Joseph Heath, Director of Capital Markets

Jonathan Sternesky, Manager of Policy and Legislative Affairs

Matthew Gelman, General Services Assistant III

Rebecca Errickson, Junior Executive Assistant

Pam DeLosSantos, Director of Technical Services

Nicholas Amendola, Multifamily Program Coordinator

Teresa White, Assistant Director of Risk Management & Special

Program Administration

Brad Leak, Director of Finance

Mark Furey, Manager of Post-Closing Mortgage Operations

Darryl Applegate, Director of Regulatory Affairs

Katone Glover, Director of Asset Management

Gerald Boone, Credit Officer III Maria DiMaggio - Social Services Administrator Steven Barry – Asset Management Honor Fellow Laeuna Chisolm – Asset Management Honor Fellow

OTHERS PRESENT:

Dorian Smith, Assistant Counsel, Governor's Authority Unit Vladimir Palma, Deputy Attorney General, Attorney General's Office Jeffrey Padgett, Deputy Attorney General, Attorney General's Office

MEMBERS OF THE PUBLIC:

Randy Brolo, NJ LECET Robert Rodriguez, NJ LECET Tracie Battis, Project Freedom Anne Hamlin, Project Freedom Kim Kopeland, RPM Mike Knaub, RPM Caty Rail, NJAAW Brian Saft, RPM Chris Foglio, CIS

- * Letter of January 5, 2024 designating Kate McDonnell to represent Jacquelyn Suarez, Commissioner, DCA
- ** Letter of January 27, 2023 designating Aimee Manocchio Nason to represent Matthew J. Platkin, Attorney General
- *** Letter of November 29, 2022 designating Robert Tighue to represent the State Treasurer, Elizabeth Maher Muoio
- **** Letter of January 17, 2020 designating Paulette Sibblies Flagg to represent Justin Zimmerman, Acting Commissioner, Department of Banking and Insurance

Kate McDonnell, Deputy Commissioner, Department of Community Affairs read the following into the minutes:

FLAG SALUTE

NOTICE OF PUBLIC MEETING

The New Jersey Housing and Mortgage Finance Agency gave notice of the time, place and date of this meeting by electronic mail, regular mail and hand delivery on June 21, 2024 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.

ROLL CALL

Executive Director Walter provided the Executive Director's Update

APPROVAL OF MINUTES

<u>APPROVAL OF THE PUBLIC SESSION MINUTES OF THE MAY 9, 2024 MEETING OF THE HMFA BOARD – ITEM 1A.</u>

Robert Tighue moved and Paulette Sibblies-Flagg seconded. 1. Approval of the Public Session Minutes of the May 9, 2024 Meeting of the HMFA Board

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

SINGLE FAMILY

APPROVAL TO ENTER INTO CONTRACT WITH POST-CLOSING SPECIALIST - ITEM 2A

Aimee Manocchio Nason moved and Diane Johnson seconded. 1. Approval for the Executive Director or her designee to enter into a contract with MetaSource for the provision of post-closing functions for the Agency's Mortgage products. 2. Authorization for the Executive Director or her designee to take all actions and to execute and deliver all agreements, certificates, instruments and other documents necessary to enter into the services contract for post-closing functions and services.

SPECIAL NEEDS

<u>HMFA #07901– MOUNT AIRY ROAD GROUP HOME – APPROVAL OF A MORTGAGE</u> <u>FINANCING COMMITMENT - ITEM 3A</u>

Dorothy Blakeslee moved and Sarah Adelman seconded. Approval of a subsidy loan mortgage commitment for an estimated \$895,000 in construction and permanent financing from the Special Needs Housing Trust Fund ("SNHTF") for a project known as Mt. Airy Road Group Home, HMFA #07901 (the "Project"), upon the terms and conditions set forth in the RFA.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

MULTIFAMILY – FOUR PERCENT TAX CREDITS- DECLARATION OF INTENT

The following projects are seeking approval of the issuance of a declaration of intent. The declaration of intent is the preliminary step in the mortgage commitment process. Each of the following projects will be presented to the Board at a subsequent meeting for approval of a mortgage financing commitment.

HMFA #07936- WOODLAKE APARTMENTS - APPROVAL OF A DECLARATION OF INTENT - ITEM 4A

Aimee Manocchio Nason moved and Diane Johnson seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax- exempt bonds in an estimated amount not to exceed \$22,675,000 in permanent financing for a project known as Woodlake Apartments, HMFA #07936 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

<u>HMFA #07994– GLENDENNING HOMES PHASE II – APPROVAL OF A DECLARATION OF INTENT - ITEM 4B</u>

Robert Tighue moved and Dorothy Blakeslee seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax-exempt bonds in an estimated amount not to exceed \$15,012,000 in permanent financing for a project known as Glendenning Homes Phase 2, HMFA #07944 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

<u>HMFA #07863– BRUNSWICK VILLAGE – APPROVAL OF A DECLARATION OF INTENT - ITEM 4C</u>

Robert Tighue moved and Aimee Manocchio Nason seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax-exempt bonds in an estimated amount not to exceed \$30,678,00 in construction and permanent financing for a project known as Brunswick Village, HMFA #07863 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

<u>HMFA #07937– JHRC SENIOR HOUSING – APPROVAL OF A DECLARATION OF</u> INTENT - ITEM 4D

Paulette Sibblies Flagg moved and Sarah Adelman seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax-exempt bonds in an estimated amount not to exceed \$15,375,000 in permanent financing for a project known as JHRC Senior Housing, HMFA #07937 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

HMFA #07942- THE WILLOWS AT POHATCONG PHASE I - APPROVAL OF A DECLARATION OF INTENT - ITEM 4E

Sarah Adelman moved and Dorothy Blakeslee seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax- exempt bonds in an estimated amount not to exceed \$10,998,000 in permanent financing for a project known as The Willows at Pohatcong Phase I, HMFA #07942 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

HMFA #07943- THE WILLOWS AT POHATCONG PHASE II - APPROVAL OF A DECLARATION OF INTENT - ITEM 4F

Diane Johnson moved and Robert Tighue seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax-exempt bonds in an estimated amount not to exceed \$10,998,000 in permanent financing for a project known as The Willows at Pohatcong Phase II, HMFA #07943 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

<u>HMFA #07940– PROJECT FREEDOM AT WALL TOWNSHIP – APPROVAL OF A</u> DECLARATION OF INTENT - ITEM 4G

Dorothy Blakeslee moved and Diane Johnson seconded. Approval of a "Declaration of Intent" stating the intention of the Agency, subject to the availability of volume cap, to issue tax- exempt bonds in an estimated amount not to exceed \$16,240,000 in permanent financing for a project known as Project Freedom at Wall Township, HMFA #07940 (the "Project"). Approval of this "Declaration of Intent" is intended to establish for tax purposes the eligibility for reimbursement with the proceeds of the Bonds of certain costs paid prior to the issuance of the Bonds (the "Original Expenditures") associated with pre-bond sale and development work on the Project. By this action, the Board expresses its present intent to issue the Bonds for the Project and its reasonable expectation that it will reimburse Original Expenditures with proceeds of the Bonds, and declares its intent that the Declaration of Intent be determined to be a declaration of official intent under Treas. Reg. Section 1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended (the "Code").

MULTIFAMILY – FOUR PERCENT TAX CREDITS

<u>HMFA #07745– THE WILLOWS AT SPRUCE RUN PHASE I – APPROVAL OF A MORTGAGE FINANCING RECOMMITMENT - ITEM 5A</u>

Aimee Manocchio Nason moved and Dorothy Blakeslee seconded. 1. Approval of a mortgage loan commitment for an estimated \$10,132,000 in permanent financing from the Agency Revenue Bond Financing Program for a project known as The Willows at Spruce Run Phase 1 HMFA #07745 (the "Project"), upon the terms and conditions set forth in the RFA. 2. Approval of a subsidy mortgage loan commitment for an estimated \$7,200,000 in permanent only financing from the Affordable Housing Production Fund ("AHPF") Program for the Project, pursuant to the AHPF Program Guidelines. 3. Approval of a subsidy mortgage loan commitment for an estimated \$750,000 in permanent financing from the Special Needs Housing Trust Fund ("SNHTF") Program for the Project, pursuant to the SNHTF Program Guidelines.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

<u>HMFA #07910– THE WILLOWS AT SPRUCE RUN PHASE II – APPROVAL OF A MORTGAGE FINANCING RECOMMITMENT - ITEM 5B</u>

Robert Tighue moved and Paulette Sibblies Flagg seconded. 1. Approval of a mortgage loan commitment for an estimated \$10,029,000 in permanent financing from the Agency Revenue Bond Financing Program for a project known as The Willows at Spruce Run Phase 2 HMFA #07910 (the "Project"), upon the terms and conditions set forth in the RFA. 2. Approval of a subsidy mortgage loan commitment for an estimated \$7,200,000 in permanent only financing from the Affordable Housing Production Fund ("AHPF") Program for the Project, pursuant to the AHPF Program Guidelines. 3. Approval of a subsidy mortgage loan commitment for an estimated \$750,000 in permanent financing from the Special Needs Housing Trust Fund ("SNHTF") Program for the Project, pursuant to the SNHTF Program Guidelines.

<u>HMFA #07902- HAINESPORT FAMILY APARTMENTS - APPROVAL OF A</u> MORTGAGE FINANCING COMMITMENT - ITEM 5C

Sarah Adelman moved and Robert Tighue seconded. 1. Approval of a mortgage loan commitment for an estimated \$13,232,000 in permanent financing from the Agency Revenue Bond Financing Program for a project known as Hainesport Family Apartments, HMFA #07902 (the "Project"), upon the terms and conditions set forth in the RFA. 2. Approval of a subsidy mortgage loan commitment for an estimated \$750,000 in permanent financing from the Special Needs Housing Trust Fund ("SNHTF") Program for the Project, pursuant to the SNHTF Program Guidelines. 3. Approval of a subsidy mortgage loan commitment for an estimated \$10,000,000 in permanent financing from the Affordable Housing Production Fund ("AHPF") Program for the Project, pursuant to the AHPF Program Guidelines.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

<u>HMFA #07820– HIGHLAND VIEWS PHASE I – APPROVAL OF A MORTGAGE</u> MODIFICATION - ITEM 5D

Diane Johnson moved and Robert Tighue seconded. Approval of a modification of the mortgage loan commitment for a project known as Highland Views Phase I HMFA #07820 (the "Project"), upon the terms and conditions set forth in the RFA.

<u>MULTIFAMILY – FOUR PERCENT TAX CREDITS CONDUIT</u>

<u>HMFA #07893–NJPAC ARTS AND EDUCATION DISTRICT PHASE I – APPROVAL OF A</u> MORTGAGE FINANCING RECOMMITMENT - ITEM 6A

Aimee Manocchio Nason moved and Diane Johnson seconded. 1. Approval of a mortgage loan commitment for an estimated \$26,313,000 in permanent only financing from the Conduit Bond for a project known as NJPAC Arts and Education District Phase I, HMFA #07893 (the "Project"), upon the terms and conditions set forth in the RFA.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

MULTIFAMILY – NINE PERCENT TAX CREDITS

HMFA #07744- WILLOWS AT SADDLEBROOK - APPROVAL OF A MORTGAGE FINANCING COMMITMENT - ITEM 7A

Dorothy Blakeslee moved and Paulette Sibblies Flagg seconded. 1. Approval of a mortgage loan commitment for an estimated \$5,911,000 in permanent only financing from the Agency Revenue Bond Financing Program for a project known as Willows at Saddle Brook, HMFA #07744 (the "Project"), upon the terms and conditions set forth in the RFA. 2. Approval of a subsidy mortgage loan commitment for an estimated \$2,250,000 in construction and permanent financing from the Special Needs Housing Trust Fund ("SNHTF") for the Project, pursuant to the SNHTF Program Guidelines.

HMFA #07811- FAIR SHARE SENIOR HOUSING PHASE III - APPROVAL OF A MORTGAGE MODIFICATION- ITEM 7B

Diane Johnson moved and Paulette Sibblies Flagg seconded. Approval of a modification of the mortgage loan recommitment for a project known as Fair Share Senior Housing, Phase III, HMFA #07811 (the "Project"), upon the terms and conditions set forth in the RFA.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

TAX CREDIT

APPROVAL OF A QAP AMENDMENT TO THE PER UNIT CREDIT CAP - ITEM 8A

Diane Johnson moved and Robert Tighue seconded. Approval of an increase to the per-unit low-income tax credit limit in the Mixed Income set-aside of the Family Cycle, set forth at N.J.A.C. 5:80-33.4(a)1 as adopted and published in the New Jersey Register on March 4, 2024.

CAPITAL MARKETS

APPROVAL OF REVISIONS TO THE MULTIFAMILY 9% TAXABLE RATE LOCK GUIDELINES – ITEM 9A

Aimee Manocchio Nason moved and Robert Tighue seconded. Approval of Amendments to the New Jersey Housing and Mortgage Finance Agency 9% Multifamily Rate Lock Program Guidelines

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson
Nay – None
Abstained- None

APPROVAL OF A SERIES RESOLUTION MULTIFAMILY 9% TAXABLE RATE LOCK GUIDELINES – ITEM 9B

Robert Tighue moved and Diane Johnson seconded. Approval of the New Jersey Housing and Mortgage Finance Agency Series Resolution Authorizing Revisions to 9% Multifamily Rate Lock Program Agreements and related actions in connection with the 9% Multifamily Tax Credit Rate Lock Program and Related Actions (the "Series Resolution").

DELINQUENT ASSETS

<u>HMFA #2437 / SNHTF #165 – CAROL STREET PERMANENT SUPPORTIVE HOUSING – APPROVAL OF A WORKOUT PLAN –ITEM 10A</u>

Paulette Sibblies Flagg moved and Diane Johnson seconded. 1. Approval of a workout plan to discharge a Special Needs Housing Trust Fund Mortgage Note, Deed Restriction and Regulatory Agreement and other Loan Documents and restrictions covering the project known as Carroll Street Permanent Supportive HMFA #2437 / SNHTF # 165 (the "Project"), upon the terms and conditions set forth below. 2. Authorization for the Executive Director, Chief Financial Officer, the Chief of Legal and Regulatory Affairs, the Chief of Multifamily Programs or the Chief of Staff to execute any and all documents necessary to effectuate the above actions.

Aye – Kate McDonnell, Paulette Sibblies Flagg, Sarah Adelman, Robert Tighue, Aimee Manocchio Nason, Dorothy Blakeslee, Diane Johnson Nay – None Abstained- None

OTHER BUSINESS

RESOLUTION OF APPRECIATION FOR MARIA DIMAGGIO-ITEM 11A

Dorothy Blakeslee moved and Diane Johnson seconded.

MOTION TO ADJOURN

Diane Johnson moved and Dorothy Blakeslee seconded.