

**TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS
GOVERNING BOARD MEETING**

**A G E N D A
10:00 AM
June 16, 2022**

**John H. Reagan Building, JHR 140
1400 Congress Ave
Austin, Texas 78701**

CALL TO ORDER

ROLL CALL

Leo Vasquez, Chair

CERTIFICATION OF QUORUM

Pledge of Allegiance - I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

Texas Allegiance - Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

Resolution Recognizing June as Homeownership Month

CONSENT AGENDA

Items on the Consent Agenda may be removed at the request of any Board member and considered at another appropriate time on this agenda. Placement on the Consent Agenda does not limit the possibility of any presentation, discussion or approval at this meeting. Under no circumstances does the Consent Agenda alter any requirements under Chapter 551 of the Tex. Gov't Code, Texas Open Meetings Act. Action may be taken on any item on this agenda, regardless of how designated.

ITEM 1: APPROVAL OF THE FOLLOWING ITEMS PRESENTED IN THE BOARD MATERIALS:

EXECUTIVE

- a) Presentation, discussion, and possible action on Board meeting minutes summary for May 12, 2022

Beau Eccles
Board
Secretary

ASSET MANAGEMENT

- b) Presentation, discussion, and possible action regarding a Material Amendment to the Housing Tax Credit Application

Rosalio Banuelos
Director of Asset
Management

21289	Snowden Apartments	San Antonio
19409	Grim Hotel Apartments	Texarkana

- c) Presentation, discussion, and possible action regarding a Material Amendment to the Housing Tax Credit Application and Land Use Restriction Agreement

20167	Laurel Flats	Tyler
93057/95081	Parks at Wynnewood	Dallas

- d) Presentation, discussion, and possible action on a return and reallocation of funds to New Hope Housing

This will be an open, public meeting conducted under Tex. Gov't Code, chapter 551, without COVID-19 emergency waivers. There will not be a remote online or telephone option for public participation. The meeting, however, will be streamed online for public viewing. Masks will be available for members of the public who wish to attend this public meeting.

HOUSING RESOURCE CENTER

- e) Presentation, discussion, and possible action on the draft 2023 Regional Allocation Formula Methodology

Elizabeth Yevich
Director of
Housing Resource
Center

SINGLE FAMILY & HOMELESS PROGRAMS

- f) Presentation, discussion and possible action on the appointment of Colonia Resident Advisory Committee members for Nueces County
- g) Presentation, discussion, and possible action to authorize the issuance of the 2022 Emergency Solutions Grants Program Notice of Funding Availability and publication in the Texas Register

Abigail Versyp
Director of Single Family
& Homeless Programs

RULES

- h) Presentation, discussion, and possible action on an order adopting an emergency amendment to 10 TAC Chapter 1, Subchapter D, Uniform Guidance for Recipients of Federal and State Funds, §1.407 Inventory Report directing its publication in the Texas Register; and an order proposing an amendment to 10 TAC Chapter 1, Subchapter D, Uniform Guidance for Recipients of Federal and State Funds, §1.407 Inventory Report directing its publication for public comment in the Texas Register
- i) Presentation, discussion, and possible action on the statutory four-year rule review and order of readoption for 10 TAC Chapter 1, Administration, Subchapter A, General Policies and Procedures, §1.16, Ethics and Disclosure Requirements for Outside Financial Advisors and Service Providers, and directing its publication for adoption in the Texas Register
- j) Presentation, discussion, and possible action on an order adopting the repeal and new rule, for 10 TAC §7.1, §7.2, §7.3, §7.7, and §7.12; 10 TAC Chapter 7, Subchapter C, Emergency Solutions Grants; and 10 TAC Chapter 7, Subchapter D, Ending Homelessness Fund, and an order directing their publication in the Texas Register

Brooke Boston
Deputy Director
of Programs

Abigail Versyp
Director of Single Family
& Homeless Programs

MULTIFAMILY BOND FINANCE

- k) Presentation, discussion, and possible action regarding the Issuance of a Multifamily Housing Governmental Note (Champions Crossing) Series 2022 Resolution No. 22-025, and a Determination Notice of Housing Tax Credits
- l) Presentation, discussion, and possible action regarding the Issuance of a Multifamily Housing Governmental Note (Marine Park) Series 2022 Resolution No. 22-026, and a Determination Notice of Housing Tax Credits
- m) Presentation, discussion, and possible action regarding the Issuance of Multifamily Housing Revenue Bonds (Palladium East Berry Street) Series 2022 Resolution No. 22-027, an award of Direct Loan funds, and a Determination Notice of Housing Tax Credits

Teresa Morales
Director of
Multifamily Bond

MULTIFAMILY FINANCE

- n) Presentation, discussion, and possible action on a request for return and reallocation of tax credits under 10 TAC §11.6(5) related to Credit Returns Resulting from Force Majeure Events for Applications awarded in the 2021 competitive 9% tax credit round

Cody Campbell
Director of Multifamily
Programs

CONSENT AGENDA REPORT ITEMS

ITEM 2: THE BOARD ACCEPTS THE FOLLOWING REPORTS:

- a) Media Analysis and Outreach Report (April 2022)

Michael Lyttle
Director of
External Affairs

- b) Report on TDHCA One-Time or Temporary Allocations – Pandemic Response and Other Initiatives
- c) 2023 QAP Development Plan Update to Board for June 16, 2022
- d) Update and Report on the Homeowner Assistance Fund (HAF) Subrecipient Activities

Brooke Boston
Deputy Director
of Programs

ACTION ITEMS

Executive Session: the Chair may call an Executive Session at this point in the agenda in accordance with the below-cited provisions¹

Leo Vasquez
Chair

ITEM 3: EXECUTIVE

- a) Presentation, discussion, and possible action on the election of an assistant presiding officer (or "Vice Chair") to fill a vacancy, pursuant to Tex. Gov't Code §2306.030
- b) Executive Director's Report

Leo Vasquez
Board Chair, TDHCA

Bobby Wilkinson
Executive Director, TDHCA

ITEM 4: INTERNAL AUDIT

Report on the meeting of the Internal Audit and Finance Committee

Ajay Thomas,
Chair, Audit and Finance
Committee

ITEM 5: FINANCIAL ADMINISTRATION

- a) Approval of the Department's Operating Budget for Fiscal Year 2023
- b) Approval of the Housing Finance Division Budget for Fiscal Year 2023

Joe Guevara
Director of Financial
Administration

ITEM 6: ASSET MANAGEMENT

Presentation, discussion, and possible action regarding a Material Amendment to the Housing Tax Credit Application

Rosalio Banuelos
Director of Asset
Management

21003 Tomball Senior Village Tomball

ITEM 7: MULTIFAMILY BOND FINANCE

Quarterly report relating to staff-issued Determination Notices for 2021 and 2022 Non-competitive 4% Housing Tax Credit applications

Teresa Morales
Director of
Multifamily Bond

ITEM 8: MULTIFAMILY FINANCE

- a) Presentation, discussion, and possible action on timely filed appeal of the underwriting report published under the Department's Multifamily Program Rules for Clear Lake Crossing (#22089)
- b) Presentation, discussion, and possible action on timely filed appeal of termination under the Department's Multifamily Program Rules for Celebration Paris (#22219)
- c) Presentation, discussion, and possible action on timely filed scoring appeal under the Department's Multifamily Program Rules for Landmark 301 (#22254)
- d) Presentation, discussion, and possible action on timely filed scoring appeal under the Department's Multifamily Program Rules for Butler Park Apartments (#22288)
- e) Report of Third Party Request for Administrative Deficiency under 10 TAC §11.10 of the 2022 Qualified Allocation Plan
- f) Presentation, discussion, and possible action to issue a list of approved Applications for 2022 Housing Tax Credits (HTC) in accordance with Tex. Gov't Code §2306.6724(e)

Cody Campbell
Director of Multifamily
Programs

PUBLIC COMMENT ON MATTERS OTHER THAN ITEMS FOR WHICH THERE WERE POSTED AGENDA ITEMS

¹ Note: the Chair is not restricted by this item, and may call for an Executive Session at any time during the posted meeting.

The Board may go into Executive Session Pursuant to Tex. Gov't Code §551.074 for the purposes of discussing personnel matters including to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee;

Pursuant to Tex. Gov't Code §551.071(1) to seek the advice of its attorney about pending or contemplated litigation or a settlement offer;

Pursuant to Tex. Gov't Code §551.071(2) for the purpose of seeking the advice of its attorney about a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Tex. Gov't Code Chapter 551; including seeking legal advice in connection with a posted agenda item;

Pursuant to Tex. Gov't Code §551.072 to deliberate the possible purchase, sale, exchange, or lease of real estate because it would have a material detrimental effect on the Department's ability to negotiate with a third person; and/or

Pursuant to Tex. Gov't Code §2306.039(c) the Department's internal auditor, fraud prevention coordinator or ethics advisor may meet in an executive session of the Board to discuss issues related to fraud, waste or abuse.

OPEN SESSION

If there is an Executive Session, the Board will reconvene in Open Session. Except as specifically authorized by applicable law, the Board may not take any actions in Executive Session.

ADJOURN

To access this agenda and details on each agenda item in the board book, please visit our website at www.tdhca.state.tx.us or contact Michael Lyttle, 512-475-4542, TDHCA, 221 East 11th Street, Austin, Texas 78701, and request the information. If you would like to follow actions taken by the Governing Board during this meeting, please follow TDHCA account (@tdhca) on Twitter.

Individuals who require auxiliary aids, services or sign language interpreters for this meeting should contact Nancy Dennis, at 512-475-3959 or Relay Texas at 1-800-735-2989, at least five days before the meeting so that appropriate arrangements can be made. Non-English speaking individuals who require interpreters for this meeting should contact Kathleen Vale Castillo, 512-475-4144, at least five days before the meeting so that appropriate arrangements can be made.

Personas que hablan español y requieren un intérprete, favor de llamar a Kathleen Vale Castillo, al siguiente número 512-475-4144 por lo menos cinco días antes de la junta para hacer los preparativos apropiados.