

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS MULTIFAMILY DIRECT LOAN 2022-1 NOTICE OF FUNDING AVAILABILITY (NOFA) ANNUAL NOFA THIRD AMENDMENT EFFECTIVE OCTOBER 6, 2022

(1) Summary. This third Amendment makes available an additional \$11,529,856 in HOME funding within the General Set-Aside. These additional funds have previously gone through the Regional Allocation Formula, and therefore are not subject to that process under this Amendment. Assignment of new Application Acceptance Dates remains suspended under this Amendment.

The second Amendment previously suspended the assignment of Application Acceptance Dates as of 5:00 PM on May 13, 2022, established an Application Acceptance Date for certain Applications proposing to be layered with Federal Housing Administrative (FHA) insured senior debt, and included a new waiver applicable to Developments subject to the requirements of 36 CFR Part 67, implementing Section 47 of the Internal Revenue Code. It also reflected a new amount available in the General/Soft-Repayment Set-Aside for HOME.

The first Amendment had previously established an Application Acceptance Date for certain Applications proposing to be layered with Federal Housing Administration (FHA) insured senior debt and corrects an error in the CHDO Set-aside documentation. The Texas Department of Housing and Community Affairs (the Department) announces the availability of **\$36,047,350<sup>1</sup>** in HOME Investment Partnerships Program (HOME)<sup>2</sup> and **\$16,802,481<sup>3</sup>** of national Housing Trust Fund (NHTF)<sup>4</sup> funding for the development of

<sup>&</sup>lt;sup>1</sup> 21-3 NOFA still open, number subject to JW confirmation and addition of new HOME funds.

<sup>&</sup>lt;sup>2</sup> Except in the COVID-impact Set-Aside, HOME funds under this NOFA may only be awarded to Applications with Development sites in non-Participating Jurisdictions.

<sup>&</sup>lt;sup>3</sup> 21-3 NOFA still open, number subject to revision 12/2.

<sup>&</sup>lt;sup>4</sup> NHTF funds under this NOFA are subject to federal Commitment deadlines, and the Board may require a Contract Execution Deadline to enable the Department to meet these federal Commitments regardless of any other time

affordable multifamily rental housing for low-income Texans. Applicants under the 2022-1 NOFA will be accepted from December 10, 2021, through October 14, 2022 (if sufficient funds remain). The availability and use of these funds are subject to the following rules, as applicable:

a. <u>Texas Administrative Code</u>

10 TAC Chapter 1 (Administration) 10 TAC Chapter 2 (Enforcement) 10 TAC Chapter 10 (Uniform Multifamily Rules) 10 TAC Chapter 11 (Qualified Allocation Plan) 10 TAC Chapter 12 (Multifamily Housing Revenue Bonds) 10 TAC Chapter 13 (Multifamily Direct Loan Rule) http://texreg.sos.state.tx.us/public/readtac\$ext.ViewTAC?tac\_view=3&ti=10&pt=1

## b. <u>Texas Government Code</u> Tex. Gov't. Code Chapter 2306 http://www.statutes.legis.state.tx.us/Docs/GV/htm/GV.2306.htm

- C. U.S. Department of Housing and Urban Development (HUD) Program Regulations 24 CFR Part 92 (HOME Investment Partnerships Program Final Rule) 24 CFR Part 93 (Housing Trust Fund Interim Rule)
- <u>Fair Housing</u>
  Federal Fair Housing Act, 42 U.S.C. 3601-19.
  https://www.tdhca.state.tx.us/fair-housing/index.htm
- e. Other Federal laws and regulations may that apply depending on funding source:

#### Environmental Compliance

All federal sources must have some type of environmental review in accordance with 24 CFR Part 93 or 24 CFR Part 58 as applicable. https://www.tdhca.state.tx.us/program-services/environmental/index.htm

#### Minimizing Resident Displacement

All federal sources must follow the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970; HOME must follow Section 104(d) of Housing and Community Development Act of 1974; and all federal sources must follow the HUD Handbook 1378.

https://www.tdhca.state.tx.us/program-services/ura/index.htm

#### Labor Standards

period listed in the Texas Administrative Code. Failure to meet that Contract Execution Deadline, could result in the Applicant having the award reduced in whole or in part.

HOME funds are regulated by Davis-Bacon and Related Labor Acts (40 U.S.C. §3141-3144 and 3146-3148, 24 CFR §92.354, and HUD Handbook Federal Labor Standards Compliance in Housing and Community Development Programs). https://www.tdhca.state.tx.us/program-services/davis-bacon/index.htm

### Employment Opportunities

HOME and NHTF require compliance with 24 CFR Part 135 (Section 3). https://www.tdhca.state.tx.us/program-services/hud-section-3/index.htm NOTE – the Section 3 requirements changed in 2021. Applicants should review the changes to assure they can meet the new hiring and reporting requirements.

- **f.** HUD approval of an amendment to the 2021 Action Plan is required prior to awarding NHTF funds.
- (2) Set-Asides. HOME funds will be subject to the Regional Allocation Formula (RAF, located in Attachment A) until March 9, 2022, and then available as described in this section. Applications under any and all Set-Asides may or may not be layered with 9% or 4% Low Income Housing Tax Credits (HTC). Applications (excluding Community Housing Development Organization applicants) must choose a set-aside based on the restrictions set forth below. Multifamily Direct Loan may move applications from one funding source to another to enhance feasibility or commitment compliance. The funds made available under this NOFA are available under the following Set-Asides:
- a. <u>Community Housing Development Organization (CHDO) Set-Aside</u>. \$5,528,841 in HOME funds were reserved for nonprofit organizations that can be certified as Community Housing Development Organizations (CHDOs) through March 31, 2022. Applicants for 2022 competitive (9%) Housing Tax Credits may not apply in this Set-Aside, but may apply under the General/Soft Repayment Set-Aside. Unrequested funds in this Set-Aside will automatically move into the General/Soft-Repayment Set-Aside on April 1, 2022. <u>No</u> <u>funds were requested in this Set-Aside and the funds were moved to the Department</u> <u>Set-Aside</u>. <u>Please see the table below for updated available amounts.</u>
- b. <u>General/Soft Repayment Set-Aside</u>. This set-aside consists of NHTF in the amount of \$16,802,481 and HOME funds in the amount of \$26,047,353. For Applications within another HOME Participating Jurisdiction, Applicants may only select NHTF funds and restrict rent and income for all Direct Loan-assisted units to 30% AMI as defined in 24 CFR Part 93. For Applications outside of another HOME Participating Jurisdiction, Applicants must select HOME funds and restrict rent and income for all centre tent and income for all Direct Loan-assisted units to no more than 80% AMI as defined in 24 CFR Part 92, and as further described at 10 TAC \$11.204(7) and (8). Other Participating Jurisdictions in Texas are listed in Attachment B.

A list of HOME Participating Jurisdictions in Texas are attached to this NOFA and may be found at: <u>https://www.tdhca.state.tx.us/home-division/docs/HUD\_PJs\_Full\_List.pdf</u>.

c. <u>COVID Impact Set-Aside</u>. Previously awarded Applications that have received a HTC allocation or award of MFDL funds in 2020 or 2021 with documentable increases to Building Costs and Site Work costs attributable to the impact of COVID-19 are eligible to apply under this Set-Aside. This Set-Aside is available statewide and will be funded with \$10,000,000 in HOME funding. Full 2022 MFDL applications with a new MFDL application number obtained by filing an Electronic Filing Agreement will be required, subject to alternative requirements and waivers as described in this NOFA.

| Set-Aside                 | Eligible Activities<br>and Geographic<br>Scope          | Fund Source and Amount<br>Available |              | Maximum<br>Request⁵ |
|---------------------------|---|-------------------------------------|--------------|---------------------|
| СНДО                      | NC, A/R, R,<br>outside<br>Participating<br>Jurisdiction | HOME                                | \$0          | \$4,000,000         |
| General/Soft<br>Repayment | NC, A/R, R within<br>Participating<br>Jurisdiction      | NHTF                                | \$16,802,481 | \$4,000,000         |
| General/Soft<br>Repayment | NC, A/R, R outside<br>Participating<br>Jurisdiction     | HOME                                | \$26,047,353 | \$4,000,000         |
| COVID Impact              | NC/ A/R, R<br>statewide                                 | HOME                                | \$10,000,000 | \$4,000,000         |

## Key:

NC – New Construction (For the Soft Repayment Set-Aside, New Construction includes Reconstruction, as defined in 24 CFR Part 93)

A/R – Acquisition/Rehabilitation

R – Rehabilitation

(3) **Priorities within CHDO, General, and COVID Impact Set-Asides.** Priority 1 Applications will be subject to various Application Acceptance Dates depending on the criteria

<sup>&</sup>lt;sup>5</sup> This total includes any other Multifamily Direct Loan Funds previously awarded to the Applicant by the Department for the Development, including any outstanding loan balances that will remain after the Direct Loan closing.

described below. The Application Acceptance Dates are those that exist in 10 TAC §13.4(c) for Priority 2 or Priority 3 Applications. The Department will utilize the Scoring Criteria in 10 TAC §13.6.

Activity Suspended for Applications with Federal Housing Administration (FHA) Insured Senior Debt. Developments may not receive multiple types of Multifamily Direct Loan (MFDL) funding from the Department if the proposed financing structure includes FHAinsured senior debt, except for Developments which have previously executed FHA Subordination Agreements, specific to existing MFDL funding and are applying for HOME funds.

If an Applicant has an active Application (i.e. the Board has not made a Direct Loan Award), but wishes to apply for funds under this NOFA, it must withdraw the current Application and submit a new Application, and will receive a new Application Acceptance Date in accord with these Priorities. Effective May 13, 2022, at 5:00 PM, Application Acceptance Dates are suspended for all Applications and set-asides except for those Applications which qualify for the waiver established in Section (7)(h)(9) of this NOFA. Those Applications will be eligible for an Application Acceptance Date starting the date that the Department completes the process of amending its One Year Action Plan with HUD related to this waiver.

- a. <u>Priority 1.</u>
  - i. <u>Applications submitted for HOME in the General/Soft Repayment Set-Aside</u> by , 2022, and CHDO Set-Aside by February 7, 2022, that request less than RAF <u>amount for the subregion in which the Development Site is located</u>. Applications submitted under the CHDO Set-Aside that request less than or equal to the amount listed for the subregion in which the Development Site is located December 10, 2021, through February 7, 2022, will have an Application Acceptance Date of February 7, 2022. Applications submitted in the General/Soft Repayment Set-Aside, that request less than or equal to the amount listed for the subregion in which the Development Site is located December 10, 2021 through February 8, 2022, will have an Application Acceptance Date of February 8, 2022, will have an Application
  - ii. Any Supportive Housing Application and 4% HTC-layered Applications with TDHCA as the Bond Issuer that request greater than RAF amount for the subregion in which the Development Site is located, where TDHCA is the Bond Issuer and were not recommended for an award under 3) a i. of this NOFA, or where TDHCA is the Bond Issuer and the Application is submitted under the NHTF General/Soft-Repayment Set-Aside. Applications submitted under all Set-Asides that meet all of the following requirements will have an Application Acceptance Date of February 9, 2022:
    - 1. The Application is layered with 2021 4% HTC in which TDHCA is the Bond Issuer;

- 2. The Application was not recommended for an award under 3(a)(i) of this NOFA; and
- 3. The Application is submitted December 10, 2021 through February 9, 2022.
- iii. Applications for HOME or NHTF in the General/Soft Repayment, CHDO, and COVID Impact Set-Asides that did not apply for or were not recommended for awards under 3(a)(i) and (ii), and submitted Applications by March 31, 2022, will have an Application Acceptance Date of March 31, 2022. Applications for HOME funding (that is not contemporaneous with 9% funding), which previously did not receive an Application Acceptance Date due to the proposal of FHA-insured senior debt, and which are submitted by March 31, 2022, will receive an Application Acceptance Date of March 31, 2022.Applications for NHTF funding (that are not contemporaneous with 9% funding), which previously did not receive an Application Acceptance Date due to the proposal of FHA-insured senior debt, and which are submitted by March 31, 2022, will receive an Application Acceptance Date of March 31, 2022.Applications for NHTF funding (that are not contemporaneous with 9% funding), which previously did not receive an Application Acceptance Date due to the proposal of FHA-insured senior debt, and which are submitted by May 13, 2022, will receive an Application Acceptance Date of May 13, 2022, will
- **b.** <u>Priority 2.</u> Applications applying contemporaneously for 2022 9% HTC will have an Application Acceptance Date of April 1, 2022.
- **c.** <u>Priority 3.</u> Applications submitted on or after April 2, 2022, will have an Application Acceptance Date on the business day of receipt. No Applications may be submitted on April 1, 2022, except for Priority 2 Applications.

## (4) Loan Terms

## a. Products.

- i. <u>Construction-to-Permanent Loans</u>. All Direct Loan Applications structured as construction-to-permanent loans will reflect the interest rate listed in the table below. If the Debt Coverage Ratio is less than the minimum 1.15, staff may make adjustments to the interest and financing structure in accordance with 10 TAC §11.302
- ii. <u>Construction-Only Loans</u>. All Direct Loan requests structured as construction only loans, regardless of the Set-Aside and Activity, may request an interest rate as low as 0% with the principal amount of the Direct Loan due upon the end of the construction loan term .

#### b. Interest Rates

| Set-Aside or Priority | Interest Rate |
|-----------------------|---------------|
|                       |               |

| 4% HTC with TDHCA as Bond Issuer | 0%  |
|----------------------------------|-----|
| CHDO or General / Soft Repayment | .5% |
| COVID Impact                     | .5% |

- **c.** Loan Structure. Funds may be requested as fully amortizing, partially amortizing, or deferred forgivable, as specified here:
  - i. Fully Amortizing Available to all Applicants, loans will be structured with regular principal and interest payments sufficient to fully repay the loan within the loan term.
  - ii. Partially Amortizing –Available to all Applicants, Direct Loan payments must be sized in the Application to the minimum 1.15 DCR and in keeping with underwriting requirements found at 10 TAC §11.302 and §13.8. As determined by the Department, any portion of the loan not repaid will be due upon refinance, sale, or transfer of the Property.
  - iii. FHA-Insured Partially Amortizing Available to only to Applicants proposing an FHA-insured senior loan subject to the MAP Guide (if and when suspension on FHA-insured processing is lifted), loan payments will be calculated using 75% of Surplus Cash, as defined by FHA. Any portion of the loan not repaid will be due upon refinance, sale, or transfer of the Property.
  - iv. Deferred Forgivable For Supportive Housing Applications, as defined at 10 TAC §11.1(d)(126), the Applicant may elect to make no payments during the term of the loan, and any amount not repaid may be forgiven upon refinance, sale or transfer of the Property, only after expiration of the longer MFDL loan term or Federal Affordability Period.

## (5) Maximum Per Unit Subsidy Limits and Maximum Rehabilitation Per-Unit Subsidy Limits.

The maximum per unit subsidy limits that an Applicant can use to determine the amount of Direct Loan funds they may request are listed in the 2021 Maximum Per Unit Subsidy Limits table provided in this Section 5:

#### 2021 Maximum Per Unit Subsidy Limits<sup>6</sup>

<sup>&</sup>lt;sup>6</sup> If these limits are updated prior to the expiration of this NOFA, the Department will provide notice via its website and revise the NOFA accordingly, and then will accept Applications based on the updated limits. Except for Priority 2 Applications or if scoring was or is anticipated to be utilized, Applicants that have not had funds committed at the time of such revision will, if a written request is made within seven calendar days, be given the opportunity to revise

| Bedrooms          | Non-elevator property | Elevator-served property |
|-------------------|-----------------------|--------------------------|
| 0 bedroom         | \$145,685             | \$153,314                |
| 1 bedroom         | \$167,978             | \$175,752                |
| 2 bedroom         | \$202,586             | \$213,718                |
| 3 bedroom         | \$259,20              | \$276,482                |
| 4 bedroom or more | \$288,893             | \$303,490                |

Smaller per unit subsidies are allowable and incented as point scoring items in 10 TAC §13.6. Once the Applicant commits a number of Direct-Loan Units in the Application, the number may be raised or lowered only in the Department's sole discretion and provided that it would not have impacted the award of an application, to account for a change in Development costs or to account for other federal funding.

## (6) Accommodation for Unique Circumstances.

Except for Priority 2 Applications, if the Department deems an Application to be better suited for another fund source in this NOFA or other Department multifamily NOFA, the Department will provide the Applicant a fourteen calendar day period (which may be extended another fourteen calendar days for information required from third parties) to provide the supplemental information needed to evaluate the Application under that fund source without impact to the Application Acceptance Date.<sup>7</sup>

## (7) Application Submission Requirements.

- a. Application Acceptance Period. Applications under this NOFA will be accepted starting at 8:00 a.m. Austin local time on December 10, 2021, through October 14, 2022, at 5:00 p.m. Austin local time (if sufficient funds remain). An Applicant may have only one active Application per Development at a time under this or any other Department NOFA, and may only have that Development apply under one Set-Aside at a time.
- **b.** Application Submission Materials. All Application materials including manuals, NOFAs, program guidelines, and rules will be available on the Department's website at <u>www.tdhca.state.tx.us</u>. Applications will be required to adhere to the requirements in effect at the time of the Application submission including any requirements of federal rules that may apply and subsequent guidance provided by HUD.

their Application without impact to Application Acceptance Date. These limits are inclusive of any federal fund sources in the Development, as applicable per fund source.

<sup>&</sup>lt;sup>7</sup> However, the Applicant will not be given an Application Acceptance Date earlier than what could have been applied for under this NOFA or other Department NOFA.

c. Application Forms. An Application must be on forms provided by the Department, and cannot be altered or modified, and must be in final form before submitting it to the Department. An Applicant must submit the Application materials as detailed in the Multifamily Programs Procedures Manual (Manual) in effect at the time the Application is submitted. All scanned copies must be scanned in accordance with the guidance provided in the Manual in effect at the time the time the Application is submitted.

## d. Match Submission Requirements.

- i. All Applicants must provide Match in the amount of **at least 7.5%** of the Direct Loan funds requested. Except for Match in the form of the net present value of a below market interest rate loan or a property tax exemption under Sections 11.111, 11.18, 11.181, 11.182, 11.1825, or 11.1827 of Texas Property Tax Code, Match must be documented with a letter from the anticipated provider of Match indicating the provider's willingness and ability to make a financial commitment should the Development receive an award of Direct Loan funds.
- ii. All Applicants will be required to provide HOME Match-Eligible Unit(s) in accordance with 10 TAC §13.2(a)(6) and §13.10(c) and federal guidance at <u>https://www.hudexchange.info/resource/2676/notice-cpd-97-03-home-program-match-guidance/</u>
- e. CHDO Applicants. The 2022 CHDO Certification Packet must be submitted with the 2022 Uniform Multifamily Application for Applicants applying under the CHDO Set-Aside.
- i. Each CHDO that is awarded HOME funds may also be eligible to receive a CHDO operating grant of up to \$50,000 for CHDO Operating Expenses, which are defined in 24 CFR §92.208 as including salaries, wages, and other employee compensation and benefits; employee education, training, and travel; rent; utilities; communication costs; taxes; insurance; and equipment, materials, and supplies.
- ii. An award of HOME funds under the CHDO Set-Aside does not guarantee that a CHDO will receive a grant for CHDO Operating Expenses.
- **f. Bond Reservation**. All 4% HTC-layered applications must provide evidence of a Reservation with submission of the MFDL Application submission.

## g. COVID Impact Set-Aside Limitations.

i. The amount of funding that may be requested is limited to: the documented increase in Building Costs and Site Work from the previous Application, within the limitations of 10 TAC §13.3(e) related to Ineligible Costs; the documented costs of compliance with regulations at 24 CFR Part 92 and 93 (that are not already required by the funding sources identified as part of the 2020 HTC or 2021 award); and the documented costs of compliance with the Uniform Relocation Act/104d (that are not already required by the funding sources identified as part of the 2020 or 2021 award).

- ii. The Developer Fee may not increase, and the deferred Developer Fee may not decrease from the original Real Estate Analysis report.
- iii. Environmental Clearance.
  - For HOME, a choice-limiting action may not have occurred, except for site acquisition that was completed before the contemplation of the submission of the multifamily application, except where the Application has prior environmental clearance under 24 CFR Part 50 or Part 58, and where the prior 24 CFR 50 or 58 "Responsible Entity" agrees in writing by the Application Acceptance Date, to make a determination of supplemental funding or perform a re-evaluation of the original review.
  - 2. For NHTF, if construction has started (except for necessary health and safety repairs) the Applicant must cease construction at application submission until environmental clearance is received, a period which could last 120 or more days; Applications will not be recommended for an award if they do not meet Department standards for environmental clearance.
  - h. COVID Impact Set-Aside Waivers, and Alternative Requirements. Texas Administrative Code Waivers:
  - 1. 10 TAC §11.101(a)(2) related to Undesirable Risk Features, to the extent that the undesirable feature was disclosed at original Application;
  - 2. 10 TAC §11.101(a)(3)(B)(iii) related to blight and 10 TAC §11.01(a)(3)(B)(iv) related to schools, including disclosure requirements, to the extent that the risk factor was disclosed at original Application;
  - 3. 10 TAC §11.205 related to Required Third Party Reports, except if the Market Study needs to be revised to reflect further income or rent limitations in the Application. Also, the Department may request updates to any Report deemed necessary to evaluate an Application under this NOFA ;
  - 4. 10 TAC §13.1(c)(1) related to Waivers for Layered Developments, instead Applicant requested Waivers will be treated under 10 TAC §13.1(c)(2);
  - 5. 10 TAC §13.4(s)(1)(A)(ii)(III) related to 30% units restricted by Housing Tax Credits;
  - 6. 10 TAC §13.5(c) related to Market Analysis;10 TAC §13.5(h)(2) and (3)(A)-(C) related to eligibility determinations;

- 10 TAC §13.5(i) related to Effective Rules, only to the extent that the requirements of the applicable 2020 or 2021 QAP requirements for prior HTC or Multifamily Direct Loan awards will instead be utilized for 10 TAC §11.101(4) Mandatory Development Amenities, 10 TAC §11.101(5) Common Amenities, 10 TAC §11.101(6) Unit Requirements, and 10 TAC §11.101(7) Resident Supportive Services.
- 8. 10 TAC §13.6 relating to scoring, only to the extent that scoring in 10 TAC §11.9 will not apply.
- 9. 10 TAC §13.3(d)(2)(A) related to ineligible activities, for Adaptive Reuse developments subject to the requirements of 36 CFR Part 67, implementing Section 47 of the Internal Revenue Code, if the Application is submitted in the COVID-Impact Set-Aside and provides evidence at the time of Application submission that the Part II review has been approved by the State Historical Preservation Officer.
- i. Application Fee. An Applicant under the CHDO, General/Soft Repayment or COVID Impact Set-Asides who is not simultaneously applying for 9% or 4% Housing Tax Credits is required to remit a non-refundable Application fee payable to the Texas Department of Housing and Community Affairs in the amount of \$1,000.00 per Application, unless exempted as described at 10 TAC §11.901(3)(B). Payment must be in the form of a check, cashier's check or money order. Do not send cash. Tex. Gov't Code §2306.147(b) requires the Department to waive Application fees for private nonprofit organizations that offer expanded services such as child care, nutrition programs, job training assistance, health services, or human services. These organizations must include proof of their exempt status and a description of their supportive services in lieu of the Application fee. The Application fee is not a reimbursable cost under the Multifamily Direct Loan Program.
- **j.** Application Transmittal Required Steps. An Application must be uploaded to the Department's secure web transfer server in accordance with 10 TAC §11.201(1)(C), and separate email notification must be made to connor.jones@tdhca.state.tx.us
- 8) Post Award Requirements. Applicants are strongly encouraged to review the applicable Post Award requirements in 10 TAC Chapter 10, Subchapter E, Post Award and Asset Management Requirements and 10 TAC Chapter 13, as well as the Compliance Monitoring requirements in 10 TAC Chapter 10, Subchapters F and G.
  - **a.** Awarded Applicants may, at the Department's discretion, be charged fees for underwriting, asset management, and ongoing monitoring.
  - **b.** An Applicant will be required to record a Land Use Restriction Agreement (LURA) limiting residents' income and rent for the greater amount of Units required by the Direct Loan

Unit Calculation Tool along with any require HOME Match-eligible units, or as represented in the Application for the term of the LURA.

- **c.** An Applicant must have a current Data Universal Numbering System (DUNS) number and be registered in the federal System for Award Management prior (SAM) prior to execution of a Direct Loan contract. Applicants may apply for a DUNS number at dnb.com). Once you have the DUNS number, you can <u>register with the SAM</u>.
- **d.** An Applicant may be required to meet additional requirements prior to contract, as determined by the Board, or federal or state requirements.
- **e.** An awarded Applicant may be required to meet additional documentation requirements in order to draw funds, in accordance with its Previous Participation results.

#### 9) Miscellaneous.

- **a.** This NOFA does not include text of the various applicable regulatory provisions pertinent to the fund sources. For proper completion of the application, the Department strongly encourages potential Applicants to review the State and Federal regulations.
- **b.** Utility allowances must be for HUD-regulated buildings and approved by TDHCA prior to application in keeping with 10 TAC §10.614.
- c. All Applicants must comply with public notification requirements in 10 TAC §11.203.
- **d.** Waivers of any substantive or procedural provision of this NOFA, if available, will be treated in accordance with 10 TAC §13.1(c). 10 TAC §13.1(c) may not be waived.
- e. For questions regarding this NOFA, please contact Connor Jones, Multifamily Direct Loan Manager, at <u>connor.jones@tdhca.state.tx.us</u>.

# Attachment A

Regional Allocation Formula under the General/Soft Repayment Set-Aside – URBAN

| HOME   |                             |  |
|--------|-----------------------------|--|
| Region | Subregion Allocation Amount |  |
| 1      | 231,557.60                  |  |
| 2      | 138,999.81                  |  |
| 3      | 4,473,414.74                |  |
| 4      | 1,208,807.95                |  |
| 5      | 406,511.24                  |  |
| 6      | 1,085,299.34                |  |
| 7      | 2,352,703.63                |  |
| 8      | 1,070,006.12                |  |
| 9      | 774,024.23                  |  |
| 10     | 521,139.63                  |  |
| 11     | 892,610.89                  |  |
| 12     | 564,050.90                  |  |
| 13     | 703,141.81                  |  |

Regional Allocation Formula under the General Set-Aside – RURAL HOME

| Region | Subregion Allocation Amount |
|--------|-----------------------------|
| 1      | 841,169.42                  |
| 2      | 552,662.13                  |
| 3      | 663,213.16                  |
| 4      | 1,724,345.15                |
| 5      | 1,300,4478.40               |
| 6      | 645,299.71                  |
| 7      | 333,132.99                  |
| 8      | 839,500.48                  |
| 9      | 640,245.90                  |
| 10     | 764,232.82                  |
| 11     | 1,257,016.99                |
| 12     | 472,833.83                  |
| 13     | 61,125.11                   |

### <u>Attachment B</u> Participating Jurisdictions in Texas

**NOTE:** If you are applying for TDHCA HOME funds and are unsure whether or not your proposed development site is within a Participating Jurisdiction (PJ), please email the PJ contact in closest proximity to your development site. Written confirmation from PJ staff that the PJ does not serve your area may be requested by TDHCA as supporting documentation of eligibility.

| City of Abilene         | Sandy A. Bowen        | (325) 676-6383 |
|-------------------------|-----------------------|----------------|
| City of Amarillo        | James Allen           | (806) 378-3023 |
| City of Arlington       | Sheryl Kenny          | (817) 459-6251 |
| City of Austin          | Diana Domeracki       | (512) 974-3156 |
| City of Beaumont        | Jo Ann Patillo        | (409) 880-3763 |
| Bexar County*           | Andrew Alva           | (210) 335-3742 |
| Brazoria County*        | Nancy Friudenberg     | (979) 864-1860 |
| City of Brownsville     | Lucy Garza            | (956) 548-6150 |
| City of Bryan           | Alsie J. Bond         | (979) 209-5181 |
| City of College Station | Debbie Eller          | (979) 764-3771 |
| City of Corpus Christi  | Daniel Gallegos       | (361) 826-3186 |
| Dallas County*          | Janee Gentry          | (214) 653-7627 |
| City of Dallas          | Charles Brideau       | (214) 670-5988 |
| City of Denton          | Barbara Ross          | (940) 349-7726 |
| City of El Paso         | Veronica Soto         | (915) 212-0138 |
| Fort Bend County*       | Marilynn Kindell      | (281) 341-4410 |
| City of Fort Worth      | Cynthia Garcia        | (817) 392-7540 |
| City of Galveston       | Sterling W. Patrick   | (409) 766-3101 |
| City of Garland         | Mona Woodard          | (972) 205-3320 |
| City of Grand Prairie   | Gary Walters          | (972) 237-8168 |
| City of Harlingen       | Tammy DeGannes        | (956) 427-8735 |
| Harris County*          | Daphne Lemelle        | (713) 578-2000 |
| Hidalgo County*         | Diana Serna           | (956) 787-8127 |
| City of Houston         | Neal Rackleff         | (713) 868-8305 |
| City of Irving          | Vicki Ebner           | (972) 721-4807 |
| City of Killeen         | Maria Barraza         | (254) 501-7842 |
| City of Laredo          | Ronnie Acosta         | (956) 795-2675 |
| City of Longview        | Dietrich Johnson      | (903) 237-1089 |
| City of Lubbock         | Bill Howerton         | (806) 775-2300 |
| City of McAllen         | Maria Piedad Martinez | (956) 972-7241 |
| Montgomery County*      | Joanne Ducharme       | (936) 538-8060 |
| City of Odessa          | Merita Sandoval       | (432) 335-4820 |
| City of Pasadena        | Ashley Edwards        | (713) 475-4910 |
| City of Plano           | Terrie Monroe         | (972) 941-7151 |
| City of Port Arthur     | Beverly Freeman       | (409) 983-8283 |
| City of San Angelo      | Robert Salas          | (325) 655-0824 |
| City of San Antonio     | Tadd Wille            | (210) 207-6600 |
| Tarrant County*         | Patricia Ward         | (817) 850-7940 |
| City of Tyler           | Brenda Johnson        | (903) 531-1315 |
| City of Waco            | Jeff Wall             | (254) 750-5670 |
| City of Wichita Falls   | Michael Uriniak       | (940) 761-7475 |
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