

CALIFORNIA TAX CREDIT ALLOCATION COMMITTEE
Project Staff Report
2008 First Round Cycle
June 20, 2008

Project Number CA-2008-079

Project Name Montgomery Crossing
Site Address: 680 South 19th Avenue
Lemoore, CA 93245 County: Kings
Census Tract: 0004.04

Applicant Information

Applicant: Lemoore Pacific Associates, a California Limited Partnership
Contact: Caleb Roope
Address: 430 E. State Street, Suite 100
Eagle, ID 83616
Phone: (208) 461-0022 Fax: (208) 461-3267
General Partner Type: Limited Partnership

Information

Set-Aside: Rural – RHS 515
Housing Type: Large Family
Geographic Area: N/A

Eligible Basis

Requested: \$12,584,992
Actual: \$12,584,992
Maximum Permitted: \$13,709,504

Adjustments to Threshold Basis Limit:

Required to Pay Prevailing Wages Utilizing New Energy Technologies
3 or More Energy Efficiency/Resource Conservation/Indoor Air Quality Features
Local Impact Fees

Tax Credit Amounts	Federal/Annual	State/Total
Requested:	\$1,023,663	\$3,699,988
Recommended:	\$1,023,663	\$3,699,988

Project Information

Construction Type: New Construction
Federal Subsidy: USDA Rural 515
Total # of Units: 57
Total # Residential Buildings: 7

Income/Rent Targeting

Federal Set-Aside Elected: 40%/60%
% & No. of Tax Credit Units: 100%-56 units
Breakdown by %: 10% @ 30%, 25% @ 50%, 50% @ 55%

Selection Criteria	Max. Possible Points	Requested Points	Points Awarded
Cost Efficiency/Credit Reduction/Public Funds Maximum 20 points	20	20	20
<input checked="" type="checkbox"/> Cost Efficiency	18	4	4
<input checked="" type="checkbox"/> Credit Reduction	20	2	2
<input checked="" type="checkbox"/> Public Funds	18	14	14
Owner / Management Characteristics Maximum 9 points	9	9	9
<input checked="" type="checkbox"/> General Partner Experience	6	6	6
<input checked="" type="checkbox"/> Management Experience	3	3	3
Housing Needs Maximum 10 points	10	10	10
Site Amenities Maximum 15 points	15	15	15
<input checked="" type="checkbox"/> Within 500 feet of a regular bus stop or rapid transit system stop	4	4	4
<input checked="" type="checkbox"/> Rural project within ½ mile of public park or community center open to general public	3	3	3
<input checked="" type="checkbox"/> Rural project within 1 mile of public library	2	2	2
<input checked="" type="checkbox"/> Rural project within ½ mile of a full-scale grocery store w/staples/fresh meat/produce	4	4	4
<input checked="" type="checkbox"/> Rural Large Family project within ½ mile of public school project children may attend	3	3	3
<input checked="" type="checkbox"/> Rural project within 1.5 miles of medical clinic or hospital	2	2	2
Service Amenities Maximum 10 points	10	10	10
<input checked="" type="checkbox"/> After school programs of an ongoing nature for school age children	5	5	5
<input checked="" type="checkbox"/> Educational classes (e.g. ESL, Computer training, etc. and aren't same as After School)	5	5	5
Sustainable Building Methods Maximum 8 points	8	8	8
<input checked="" type="checkbox"/> Flow restrictors for kitchen & bath faucets or water-saving fixtures	1	1	1
<input checked="" type="checkbox"/> CRI Green-label, low-VOC carpet and pad	1	1	1
<input checked="" type="checkbox"/> Bathroom fans in all bathrooms w/humidistat, timer and outdoor exhaust	2	2	2
<input checked="" type="checkbox"/> Recycled materials incorporated into: concrete, carpet, road base or landscape	1	1	1
<input checked="" type="checkbox"/> Construction Indoor Air Quality Management plan	2	2	2
<input checked="" type="checkbox"/> Project has nonsmoking buildings or contiguous sections within a building	1	1	1
Lowest Income Maximum 52 points	52	52	52
<input checked="" type="checkbox"/> Basic Targeting	50	50	50
<input checked="" type="checkbox"/> Deeper Targeting – at least 10% of units @ 30% AMI or less	2	2	2
Readiness to Proceed Maximum 20 points	20	20	20
State credit substitution Maximum 2 points	2	2	2
Total Points	146	146	146

Tie-Breaker Information

Tie-Breaker Categories Apply to this Project: **No**

First: Housing Type **Large Family**

Second: Calculated Ratio per Regulation 10325(c)(12) **100.324%**

<u>Unit Type & Number</u>	<u>2008 Rents for 1st Round 2008 % of Area Median Income</u>	<u>Proposed Rent (including utilities)</u>
2 Two-bedroom Unit	30%	\$363
6 Two-bedroom Units	50%	\$605
12 Two-bedroom Units	55%	\$665
4 Two-bedroom Units	60%	\$726
3 Three-bedroom Units	30%	\$419
6 Three-bedroom Units	50%	\$699
12 Three-bedroom Units	55%	\$768
3 Three-bedroom Units	60%	\$838
1 Four-bedroom Unit	30%	\$468
2 Four-bedroom Units	50%	\$780
4 Four-bedroom Units	55%	\$858
1 Four-bedroom Unit	60%	\$936
1 Three-bedroom Unit	Manager Unit	\$0

The general partner(s) or principal owner(s) are Central Valley Coalition for Affordable Housing and Roope, LLC.

The project developer is Pacific West Communities, Inc.

The management agent is Infinity Management, Inc.

The market analyst is M.E. Shay & Company.

The Local Reviewing Agency, the City of Lemoore, has completed a site review of this project and strongly supports this project.

Project Financing

Estimated Total Project Cost: \$15,212,085 Per Unit Cost: \$266,879 Construction Cost Per Sq. Foot: \$140

Construction Financing		Permanent Financing	
Source	Amount	Source	Amount
WFB	\$9,854,761	WFB	\$1,600,000
Lemoore RDA	\$1,200,000	Lemoore RDA	\$1,200,000
Lemoore Pacific Associates	\$197,158	USDA Rural Development	\$1,000,000
Developer Loan	\$1,677,749	Investor Equity	\$11,412,085
Investor Equity	\$2,282,417	TOTAL	\$15,212,085

Determination of Credit Amount(s)

Requested Eligible Basis:	\$12,584,992
130% High Cost Adjustment:	No
Applicable Fraction:	100%
Qualified Basis Credit Reduction (2%)	\$251,700
Qualified Basis (Rehabilitation):	\$12,333,292
Applicable Rate:	8.30%
Total Maximum Annual Federal Credit:	\$1,023,663
Total State Credit:	\$3,699,988
Approved Developer Fee in Project Cost	\$1,677,749
Approved Developer Fee in Eligible Basis:	\$1,400,000
Tax Credit Factor: Multi-Housing Investments	\$0.8189

Applicant requests and staff recommends annual federal credits of \$1,023,663 and total state credits of \$3,699,988, based on a qualified basis of \$12,333,292 and a funding shortfall of \$11,412,085.

Cost Analysis and Line Item Review

The requested eligible basis \$12,584,992 is below TCAC's threshold basis limit \$13,709,504. The basis limit was increased by the following extraordinary features: projects that are required to pay state or federal prevailing wages, projects that are required to provide parking beneath the residential units, projects that include distributive energy technologies such as micro turbines and/or renewable energy sources such as solar, local development impact fees, the adjustment for projects with 3 or more energy efficiency/resource conservation/indoor air quality items, using CRI Green Label Plus Carpet or no carpet in all bedrooms, using at least four recycled products listed in the Construction, Flooring, or Recreation section of the California Integrated Waste Management Board's Recycled Content Products Database. Staff analysis of project costs to determine reasonableness found all fees to be within TCAC's underwriting guidelines and TCAC limitations.

Annual operating expenses **exceed** the minimum operating expenses established in the Regulations, and the project pro forma shows a positive cash flow from year one.

Staff has calculated federal tax credits based on 8.30% of the qualified basis, or, in the case of acquisition Credit or Credit combined with federal subsidies, 3.60%. Applicants are cautioned to consider the expected federal rate when negotiating with investors. TCAC's financial evaluation at project completion will determine the final allocation.

Special Issues/Other Significant Information: None

Legal Status: Staff has reviewed the Applicant's responses to the questions contained in the Legal Status portion of the Application. No information was disclosed that raised any question regarding the financial viability or legal integrity of the applicant.

Recommendation: Staff recommends that the Committee make a preliminary reservation of tax credits, in the following amount(s) contingent upon standard conditions and any additional conditions imposed by the Committee:

Federal/Annual	State/Total
\$1,023,663	\$3,699,988

Standard Conditions

An application for a carryover allocation must be submitted by **October 31, 2008**, as required by regulation section 10328(d), together with the applicable allocation fee and all required documentation. The time for meeting the "10%" test and submitting related documentation will be no later than six (6) months after the date of the executed carryover allocation (as defined by IRC Section 42 and IRS Notices). The applicant must ensure the project meets all Additional Threshold Requirements for the housing type of the proposed project.

The applicant must submit all documentation required for a Final Reservation no later than February 1 of the year that the building(s) must be placed in service pursuant to Section 42(h)(E)(i) of the Internal Revenue Code of 1986, as amended. The applicant shall provide the Committee a Final Reservation application providing the documentation for the project set forth in Section 10322(i)(1) of these regulations. Failure to provide the documentation at the time required may result in rescission of the Credit reservation and cancellation of a carryover allocation.

TCAC makes the preliminary reservation only for the project specified above in the form presented, and involving the parties referred to in the application. No changes in the development team or the project as presented will be permitted without the express approval of TCAC.

The applicant must pay TCAC a performance deposit and allocation fee calculated in accordance with regulation. The performance deposit must be paid by cashier's check within 20 calendar days of any preliminary reservation. The allocation fee must be paid within a time period specified in the preliminary reservation letter. The allocation fee will be due prior to execution of a carryover allocation or issuance of tax forms, whichever comes first. Additionally, TCAC requires the project owner to pay a monitoring fee before issuance of tax forms.

As project costs are preliminary estimates only, staff recommends that a reservation be made in the amount **of federal credit and state credit shown** above on condition that the final project costs be supported by itemized lender approved costs and certified costs after the buildings are placed in service.

All unexpended funds in reserve accounts established for the project must remain with the project to be used for the benefit of the property and/or its residents, except for the portion of any accounts funded with deferred developer fees.

All fees charged to the project must be within TCAC limitations. Fees in excess of these limitations will not be considered when determining the amount of credit when the project is placed-in-service.

The applicant/owner shall be subject to underwriting criteria set forth in Section 10327 of the regulations through the final feasibility analysis performed by TCAC at placed-in-service.

Credit awards are contingent upon applicant's acceptance of any revised total project cost, qualified basis and tax credit amount determined by TCAC in its final feasibility analysis.

If points were awarded for service amenities, the applicant will be required to provide such amenity or amenities identified in the application, for a minimum period of ten years and at no cost to the tenants.

Applicants that received points for sustainable building methods (energy efficiency) must submit the certification required by Section 10325(c)(8) at project completion.

Applicants that received increases (exceptions to limits) in the threshold basis limit under Section 10327(c)(5) must submit the certification required by Section 10322(i)(2)(P) at project completion.

Additional Conditions:

Applicants that received 20 points for readiness to proceed must meet ALL of the following requirements. The applicant must be ready to begin construction within 150 days of the Credit Reservation which is November 17, 2008, as evidenced by submission, within that time of, recorded deeds of trust for all construction financing, payment of all construction lender fees, issuance of building permits and notice to proceed delivered to the contractor. Failure to meet this timeline will result in rescission of the Credit Reservation.

Project Analyst: gb