

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

**Project Number**      CA-2008-066

**Project Name**            Lindsay Senior Apartments  
Site Address:            Westwood Avenue and Highway 65  
                                 Lindsay, CA 93247                            County: Tulare  
Census Tract:            0028.00

**Applicant Information**

Applicant:            Lindsay Pacific Associates, a California Limited Partnership  
Contact:                Caleb Roope  
Address:                430 East State Street, Suite 100  
                                 Eagle, ID 83616  
Phone:                  (208) 461-0022                                Fax: (208) 461-3267  
Email:                    [calebr@tpchousing.com](mailto:calebr@tpchousing.com)  
General Partners Type: Joint Venture

**Information**

Set-Aside:             Rural  
Housing Type:        Seniors  
Geographic Area:    N/A

**Eligible Basis**

Requested:             \$9,439,174  
Actual:                 \$9,439,174  
Maximum Permitted:   \$11,674,047

**Adjustments to Threshold Basis Limit:**

Required to Pay Prevailing Wages   
Local Development Impact Fees

<b>Tax Credit Amounts</b>	<b>Federal/Annual</b>	<b>State/Total</b>
Requested:	\$998,117	\$0
Recommended:	\$998,117	\$0

**Project Information**

Construction Type:        New Construction  
Federal Subsidy:            HOME / USDA RHS 538  
Total # of Units:            73  
Total # Residential Buildings: 5

**Income/Rent Targeting**

Federal Set-Aside Elected:    40%/60%  
% & No. of Tax Credit Units: 100% - 72 units  
Breakdown by %:                10% @ 30%, 25% @ 50%, 50% @ 55%

<b>Selection Criteria</b>	<b>Max. Possible Points</b>	<b>Requested Points</b>	<b>Points Awarded</b>
<b>Cost Efficiency/Credit Reduction/Public Funds</b> <b>Maximum of 20 points</b>	<b>20</b>	<b>20</b>	<b>20</b>
<input checked="" type="checkbox"/> Cost Efficiency	18	9	9
<input checked="" type="checkbox"/> Credit Reduction	20	2	2
<input checked="" type="checkbox"/> Public Funds	18	9	9
<b>Owner / Management Characteristics</b> <b>Maximum of 9 points</b>	<b>9</b>	<b>9</b>	<b>9</b>
<input checked="" type="checkbox"/> General Partner Experience	6	6	6
<input checked="" type="checkbox"/> Management Experience	3	3	3
<b>Negative Points</b>			
<b>Housing Needs</b> <b>Maximum of 10 points</b>	<b>10</b>	<b>10</b>	<b>10</b>
<b>Site Amenities</b> <b>Maximum of 15 points</b>	<b>15</b>	<b>14</b>	<b>14</b>
<input checked="" type="checkbox"/> Within 1500 feet of a regular bus stop or rapid transit system stop	3	3	3
<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 project within 1 mile of medical clinic or hospital	3	3	3
<input checked="" type="checkbox"/> Rural project within ½ mile of a pharmacy	2	2	2
<b>Service Amenities</b> <b>Maximum of 10 points</b>	<b>10</b>	<b>10</b>	<b>10</b>
<input checked="" type="checkbox"/> High speed internet service provided in each unit	5	5	5
<input checked="" type="checkbox"/> Educational classes	5	5	5
<b>Sustainable Building Methods</b> <b>Maximum of 8 points</b>	<b>8</b>	<b>8</b>	<b>8</b>
<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
<b>Lowest Income</b> <b>Maximum of 52 points</b>	<b>52</b>	<b>52</b>	<b>52</b>
<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
<b>Readiness to Proceed</b> <b>Maximum of 20 points</b>	<b>20</b>	<b>20</b>	<b>20</b>
<b>State credit substitution</b> <b>Maximum of 2 points</b>	<b>2</b>	<b>2</b>	<b>2</b>
<b>Total Points</b>	<b>146</b>	<b>146</b>	<b>146</b>

**Tie-Breaker Information**

Tie-Breaker Categories Apply to this Project: **Yes**

First: Housing Type **Seniors**

Second: Maximum Neighborhood Revitalization Points/Federal Designated Area **N/A**

Third: Calculated Ratio per Regulation 10325(c)(12) **79.799%**

<u>Unit Type &amp; Number</u>	<u>2008 Rents % of Area Median Income</u>	<u>Proposed Rent (including utilities)</u>
6 One-Bedroom	30%	\$302
15 One-Bedroom	50%	\$504
29 One-Bedroom	55%	\$554
8 One-Bedroom	60%	\$605
2 Two-Bedroom	30%	\$363
3 Two-Bedroom	50%	\$605
7 Two-Bedroom	55%	\$665
2 Two-Bedroom	60%	\$726
1 Two-Bedroom	Manager's Unit	\$0

The general partners or principal owners are Kaweah Management Company, Inc. and Roope, LLC.

The project developer is Pacific West Communities, Inc.

The management agent is Tulare County Housing Authority.

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

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

**Project Financing**

Estimated Total Project Cost: \$12,731,163 Per Unit Cost: \$174,399 Construction Cost Per Sq. Foot: \$182

<b>Construction Financing</b>		<b>Permanent Financing</b>	
Source	Amount	Source	Amount
Wells Fargo Bank	\$8,900,538	Wells Fargo Bank – RHS 538	\$1,850,000
City of Lindsay – HOME	\$1,170,000	City of Lindsay – HOME	\$1,170,000
Deferred Costs	\$164,392	Deferred Developer Fee	\$230,000
Deferred Developer Fee	\$600,000	Investor Equity	\$9,481,163
Investor Equity	\$1,896,233		
		<b>TOTAL</b>	<b>\$12,731,163</b>

**Determination of Credit Amount(s)**

Requested Eligible Basis:	\$9,439,174
130% High Cost Adjustment:	Yes
Applicable Fraction:	100%
Qualified Basis Credit Reduction (2%)	\$245,419
Qualified Basis:	\$12,025,508
Applicable Rate:	8.30%
Total Maximum Annual Federal Credit:	\$998,117
Total State Credit:	\$0
Approved Developer Fee in Project Cost:	\$600,000
Approved Developer Fee in Eligible Basis:	\$600,000
Tax Credit Factor: AIG SunAmerica	\$0.9499

Applicant requests and staff recommends annual federal credits of \$998,117 based on a qualified basis of \$12,025,508 and a funding shortfall of \$9,481,163.

**Cost Analysis and Line Item Review**

The requested eligible basis \$9,439,174 is below TCAC’s threshold basis limit \$11,674,047. The basis limit was increased by the following extraordinary features: projects that are required to pay state or federal prevailing wages and local development impact fees. Staff analysis of project costs to determine reasonableness found most fees to be within TCAC’s underwriting guidelines and TCAC limitations with the exception of the contractor overhead, profit, and general requirement costs as explained in the Special Issues section of this report below.

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:

<b>Federal/Annual</b>	<b>State/Total</b>
<b>\$998,117</b>	<b>\$0</b>

### **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** 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:** Jack Waegell