

CALIFORNIA TAX CREDIT ALLOCATION COMMITTEE
Project Staff Report
Tax-Exempt Bond Project
December 3, 2008

Project Number CA-2008-951

Project Name Tonner Hills Apartment Homes
Address: South Side of Santa Fe Road (to be constructed), Approximately 1,300 Feet West of
Valencia Avenue
Brea, CA 92821 County: Orange

Applicant Information

Applicant: Jamboree Housing Corporation
Contact Michael Massie
Address: 17701 Cowan, Suite 200
Irvine, CA 92614
Phone: (949) 263-8676 **Fax:** (949) 263-0647
Email: mmassie@jamboreehousing.com
Sponsors Type: Nonprofit

Information

Housing Type: Large Family

Bond Information

Issuer: Brea Redevelopment Agency
Expected Date of Issuance: January 2009
Credit Enhancement: None

Eligible Basis

Actual: \$24,516,187
Requested: \$24,516,187
Maximum Permitted: \$51,185,727

Extra Feature Adjustments:

Required to Pay Prevailing Wages: 20%
55-Year Use/Affordability Restriction – 1% for Each 1% of Low-Income Units are Income Targeted Between 50% AMI & 36% AMI: 25%
55-Year Use/Affordability Restriction – 2% for Each 1% of Low-Income Units are Income Targeted at 35% AMI or Below: 88%

Tax Credit Amounts	Federal/Annual	State/Total
Requested:	\$1,115,487	\$0
Recommended:	\$1,115,487	\$0

Project Information

Construction Type: New Construction
Federal Subsidy: Tax-Exempt
HCD MHP Funding: Yes
Total # of Units: 94
Total # Residential Buildings: 7

Income/Rent Targeting

Federal Setaside Elected: 40%/60%
% & No. of Targeted Units: 100% - 93 units
55-Year Use/Affordability Restriction: Yes
Number of Units @ or Below 50% of Area Median Income: 65
Number of Units @ or Below 60% of Area Median Income: 28

<u>Unit Type & Number</u>	<u>2008 Rents % of Area Median Income</u>	<u>Proposed Rent (including utilities)</u>
2 One-Bedroom	30%	\$523
7 One-Bedroom	35%	\$610
5 One-Bedroom	50%	\$789
7 One-Bedroom	60%	\$1,046
4 Two-Bedroom	30%	\$627
11 Two-Bedroom	35%	\$732
9 Two-Bedroom	50%	\$946
10 Two-Bedroom	60%	\$1,255
4 Three-Bedroom	30%	\$725
13 Three-Bedroom	35%	\$846
10 Three-Bedroom	50%	\$1,093
11 Three-Bedroom	60%	\$1,450
1 Three-Bedroom	Manager's Unit	\$0

The general partner(s) or principal owner(s) is JHC-Acquisitions, LLC.

The project developer is Jamboree Housing Corporation.

The management services will be provided by The John Stewart Company.

The market analysis was provided by Newport Realty Advisors.

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

Project Financing

Estimated Total Project Cost: \$28,483,562 Per Unit Cost: \$303,017 Construction Cost Per Sq. Foot: \$205

Construction Financing		Permanent Financing	
Source	Amount	Source	Amount
US Bank – Tax Exempt Bonds	\$21,000,000	US Bank – Tax Ex. Bonds	\$3,182,152
Shea Tonner Hills, LLC	\$2,000,000	Shea Tonner Hills, LLC	\$2,000,000
City of Brea	\$600,000	City of Brea	\$1,200,000
Deferred Developer Fee	\$196,180	County of Orange	\$5,000,000
Investor Equity	\$4,687,382	Dept. of HCD (MHP)	\$7,741,681
		Deferred Developer Fee	\$101,190
		Investor Equity	\$9,258,539
		TOTAL	\$28,483,562

Determination of Credit Amount(s)

Requested Eligible Basis:	\$24,516,187
130% High Cost Adjustment:	Yes
Applicable Fraction:	100%
Qualified Basis:	\$31,871,043
Applicable Rate:	3.50%
Total Maximum Annual Federal Credit:	\$1,115,487
Approved Developer Fee:	\$1,285,000
Tax Credit Factor: WNC & Associates	\$0.83

Applicant requests and staff recommends annual federal credits of \$1,115,487 based on a qualified basis of \$31,871,043 and a funding shortfall of \$9,258,539.

Cost Analysis and Line Item Review

The requested eligible basis \$24,516,187 is below TCAC's adjusted threshold basis limit \$51,185,727. The basis limit includes the adjustment for extraordinary features for: projects that are required to pay state or federal prevailing wages; 55-year use/affordability restriction for projects where each 1% of low-income units are income targeted between 50% AMI & 36% AMI; and 55-year use/affordability restriction for projects where each 1% of low-income units are income targeted at 35% AMI & below. Staff analysis of project costs to determine reasonableness found all fees to be within TCAC's underwriting guidelines and TCAC limitation.

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 3.50% of the qualified basis. Unless the applicant fixed the rate at bond issuance, the Federal Rate applicable to the month the project is placed-in-service will be used to determine the final allocation.

Special Issues/Other Significant Information: None

Recommendation: Staff recommends that the Committee make a 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
\$1,115,487	\$0

Standard Conditions

If applicant is receiving tax-exempt bond financing from other than CalHFA, the applicant shall apply for a bond allocation from the California Debt Limit allocation Committee's next scheduled meeting, if not previously granted an allocation; shall have received an allocation from CDLAC; and, shall issue bonds within time limits specified by CDLAC.

The applicant anticipates financing more than 50% of the project aggregate basis with tax-exempt bond proceeds as calculated by the project tax professional. Therefore, the federal credit reserved for this project will not count against the annual ceiling.

The IRS has advised TCAC that the amount of tax-exempt bonds issued, equivalent to at least 50% of aggregate basis, must remain in place through the first year of the credit period or until eligible basis is finally determined.

TCAC makes the 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 will be permitted without the express approval of TCAC.

The applicant must pay TCAC an allocation fee calculated in accordance with regulation. Additionally, TCAC requires the project owner to pay a monitoring fee before issuance of tax forms.

As project costs are anticipated to be the final project costs, staff recommends that a reservation be made in the amount of federal credit shown above on condition that the final project costs be supported by itemized lender approved costs, and certified costs of the buildings as completed.

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 credits 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.

Additional Conditions: The applicant/owner is required to provide the tenants with afterschool programs and educational classes for a minimum of ten (10) years in accordance with the bond allocation from CDLAC. These services may be changed to meet the needs of the tenants upon prior approval from CDLAC and written notification to TCAC.

Project Analyst: Gina Ferguson