

**SUBSTITUTE RESOLUTION BY THE
COMMUNITY/DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A LOAN FUNDING AGREEMENT WITH HERITAGE GREEN APARTMENTS, L.P. IN AN TOTAL AMOUNT NOT TO EXCEED \$375,000 FOR THE REHABILITATION OF THE HERITAGE GREEN APARTMENTS, CONSISTING OF 109 UNITS LOCATED AT 2891 SPRINGDALE ROAD, SW; AND FURTHER, THE COMMISSIONER OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT OR HIS DESIGNEE IS AUTHORIZED TO SIGN THE NECESSARY DOCUMENTS TO CLOSE THE LOAN WITH NATIONAL CHURCH RESIDENCES, AND FOR OTHER PURPOSES

WHEREAS, the Multi-Unit Housing Loan Program is an on-going program approved each year in the City of Atlanta Annual Action Plan, designed to increase the supply of safe, sanitary and decent housing affordable for rent by low and moderate income families through the provision of low interest loans to for-profit and not-for-profit organizations; and

WHEREAS, Heritage Green Apartments, L.P has requested funds from the Multi-Unit Housing Loan Program in the amount of \$375,000 to rehabilitate 109 rental units on property located at 2891 Springdale Road, SW, (Council District 12), all of which will be affordable to persons meeting HOME income eligibility; and

WHEREAS, Resolution 02-R-0527 adopted April 1, 2002 and signed by the Mayor on April 5, 2002 endorsed the application of Heritage Green Apartments, L.P for Low Income Housing Tax Credits and committed \$375,000 to the project if tax credits were awarded and the project has been approved for said tax credits; and

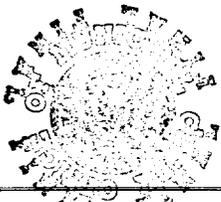
WHEREAS, the unit mix of this project will be 11 units (10 %) at 30% AMI; 45 units (41%) at 50% AMI; 31 units (28%) at 60% of AMI and 22 units (20%) market rate with rents to be determined based on HUD guidelines at closing; and

WHEREAS, the staff of the Department of Planning and Community Development has reviewed the request and found it in compliance with the program and underwriting guidelines of the Multi-Unit Housing Loan Program subject to environmental clearance and other terms and conditions identified herein; and

WHEREAS, Heritage Green Apartments, L.P is ready to begin implementation of the project and staff recommends commitment of funds from the Multi-Unit Loan Program to the project.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1. The Mayor is authorized to enter into a Loan Agreement with Heritage Green Apartments, L.P in an amount not to exceed \$375,000 for the rehabilitation of 109 units of housing located at 2891 Springdale Road, SW of which 80% of the units are required to be affordable to persons meeting CDBG income eligibility. The loan is to be charged to and paid from Account Number 1B01 529002 Y46P0912A23A.



Section 2. The terms of the loan shall be as follows:

- | | |
|-----------------------------|---|
| a) Interest Rate: | Five Percent (5%) |
| b) Loan Servicing Fee: | Included in interest rate |
| c) Payments: | Interest only with Balloon Payment of Principal |
| d) Term of the Loan: | 15 Years, with 30-year amortization |
| e) Security Interest: | Security deed on land and property improvements |
| f) Period of Affordability: | 15 years |

Section 3. The approval of this loan is subject to the following conditions:

- a) Receive environmental clearance from the Office of Grants Management prior to August 4, 2003.
- b) Receive approval from the City of Atlanta Department of Planning and Community Development of Joint Venture Development Partner and Property Development Agreement.
- c) Receive approval from the City of Department of Planning and Community Development of Architect and General Contractor contracts as applicable.
- d) Comply with the conditions, required documents and due diligence checklist contained in the Loan Agreement.

Section 4. The Commissioner of the Department of Planning and Community Development or his designee is authorized to sign the administrative documents necessary to close this loan.

Section 5. The loan agreement shall not become binding on the City and the City shall incur no liability until such time as the Council and the Mayor have approved this resolution and when all documents have been signed by the Mayor and Commissioner or his designee for the Department of Planning, Development and Neighborhood Conservation and delivered to the contracting parties.

A true copy,

Rhonda Daughen Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

AUG 18, 2003
AUG 21, 2003

RCS# 4947
8/18/03
2:06 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PGS. 1-11, EXCEPT:03-R-1165,
03-R-1170, 03-R-1171,03-R-1172,03-R-1210
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

Y Smith	B Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
NV Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

RCS# 4948
8/18/03
2:07 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I
03-R-1170, 03-R-1171, 03-R-1172, 03-R-1210
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

Y Smith	B Archibong	Y Moore	A Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
NV Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

		8/18/03 Full Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-1105	31. 03-R-1138	38. 03-R-1145
2. 03-O-0720	32. 03-R-1139	39. 03-R-1146
3. 03-O-0780	33. 03-R-1140	40. 03-R-1147
4. 03-R-1169	34. 03-R-1141	41. 03-R-1148
5. 03-R-1197	35. 03-R-1142	42. 03-R-1149
6. 03-R-1198	36. 03-R-1143	43. 03-R-1150
7. 03-R-1199	37. 03-R-1144	44. 03-R-1151
8. 03-R-1200		45. 03-R-1152
9. 03-R-1201		46. 03-R-1153
10. 03-R-1168		47. 03-R-1154
11. 03-R-1170		48. 03-R-1155
12. 03-R-1171		49. 03-R-1156
13. 03-R-1172		50. 03-R-1157
14. 03-R-1209		51. 03-R-1158
15. 03-R-1210		52. 03-R-1159
16. 03-R-1173		53. 03-R-1160
17. 03-R-1174		54. 03-R-1161
18. 03-R-1184		55. 03-R-1162
19. 03-R-1189		56. 03-R-1163
20. 03-R-1190		57. 03-R-1164
21. 03-R-1211		
22. 03-R-1194		
23. 03-R-1195		
24. 03-R-1196		
25. 03-R-1176		
26. 03-R-1177		
27. 03-R-1178		
28. 03-R-1179		
29. 03-R-1180		
30. 03-R-1192		

Consent I Vote: 13 Yeas; 0Nays: (See RCS #4947)
 Items Removed from the Consent Agenda: 03-R-1165; Mitchell abstained on 03-R-1170; 03-R-1171; 03-R-1172; & 03-R-1210

03-*p*-1171

(Do Not Write Above This Line)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A LOAN FUNDING AGREEMENT WITH HERITAGE GREENE APARTMENTS, L.P. IN AN TOTAL AMOUNT NOT TO EXCEED \$375,000 FOR THE REHABILITATION OF THE HERITAGE GREEN APARTMENTS, CONSISTING OF 109 UNITS LOCATED AT 2891 SPRINGDALE ROAD, SW; AND FURTHER, THE COMMISSIONER OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT OR HIS DESIGNEE IS AUTHORIZED TO SIGN THE NECESSARY DOCUMENTS TO CLOSE THE LOAN WITH HERITAGE GREENE APARTMENTS, L.P.; AND FOR OTHER PURPOSES

Committee Abstain **ADOPTED BY**

AUG 1 8 2003

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee *CO/HR*

Date *8/14/03*

Chair *Marie Hancock*

Action: *Subj*

Fav, Adv, Hold (see rev. side)

Other:

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____

Fav, Adv, Hold (see rev. side)

Other: _____

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____

Fav, Adv, Hold (see rev. side)

Other: _____

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____

Fav, Adv, Hold (see rev. side)

Other: _____

Members _____

Refer To _____

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED

AUG 1 8 2003

ATLANTA CITY COUNCIL PRESIDENT

Cathoe W. Howard

CERTIFIED

AUG 1 8 2003

Frank Douglas Johnson

MUNICIPAL CLERK

MAYOR'S ACTION

Andy Frank