RESOLUTION NO.

WHEREAS, Austin Affordable PFC, Inc. (Issuer), a public facility corporation created by the Housing Authority of the City of Austin, has induced the issuance of Multi-family Housing Revenue Bonds (Bonds) to be issued in one or more series of tax-exempt bonds in an aggregate principal amount not to exceed $24,800,000; and

WHEREAS, the proceeds of the Bonds will be loaned to 1000 Collinwood West Drive (TX) Owner, LP (Borrower) to finance a portion of the costs of acquiring and rehabilitating a rental development containing approximately 174 residential units to be known as Village at Collinwood (Development); and

WHEREAS, Section 147(f) of the United States Internal Revenue Code of 1986, as amended (Code), requires the Issuer to obtain the approval of the City as the local jurisdiction in which the Development is situated before the Bonds can be issued; and

WHEREAS, Council is informed that the requisite public hearing was held by the Issuer via teleconference on Friday, April 5, 2024, at 9:32 a.m. regarding the issuance of the Bonds; **NOW, THEREFORE,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

Council gives its approval for the Issuer to issue the Bonds, the proceeds of which will be loaned to the Borrower to finance the cost of land acquisition, rehabilitation, and equipping the Development located at approximately 1000 Collinwood West Drive, Austin, Texas 78753.

BE IT FURTHER RESOLVED:

The Mayor and City Clerk are authorized and directed to take any action and to execute and deliver any documents that are necessary or advisable to comply with the terms of this Resolution and the issuance of the Bonds.

BE IT FURTHER RESOLVED:

Nothing in this Resolution may be construed to create any obligation whatsoever of the City with respect to the repayment of the Bonds. The Bonds will never constitute an indebtedness or pledge of the City within the meaning of any constitutional or statutory provision, and the Bonds will never be paid in whole or in part out of any funds raised or to be raised by taxation or any other revenues of the City.

BE IT FURTHER RESOLVED:

This Resolution is adopted solely for the purposes of approval under Section 147(f) of the Code and may not be construed as a representation, warranty, or other understanding of any kind by the City in respect of the Bonds or the Development.

In particular, but without limiting the foregoing, this Resolution does not constitute zoning approval, approval of any building permit, or any other approval required by the City in regard to the Development.

ADOPTED: _________________, 2024 **ATTEST:** ________________________

Myrna Rios
City Clerk