

RESOLUTION NO. 2013-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING AMENDMENTS TO THE LOAN AGREEMENT AND REGULATORY AGREEMENT FOR THE RIDGE APARTMENTS TO ALLOW TWO UNRESTRICTED EMPLOYEE UNITS, CONTINGENT ON CALIFORNIA TAX CREDIT ALLOCATION COMMITTEE APPROVAL, AND AUTHORIZING THE CITY MANAGER TO COMPLETE THE NECESSARY AMENDMENTS TO LOAN DOCUMENTS TO EFFECTUATE THE CHANGE

WHEREAS, the City of Elk Grove (the "City") provided a loan in the amount of \$9.7 million to Ridge Elk Grove, L.P. (the "Owner") in April 2011 for the construction of the Ridge Apartments; and

WHEREAS, as a part of the \$9.7 million loan, the City and the Owner executed loan documents including a Loan Agreement and Regulatory Agreement; and

WHEREAS, the loan documents specify that the Ridge Apartments is to contain 204 units, 203 of which are income-restricted to households earning at or below 60% of the area median income; and

WHEREAS, the Owner now proposes that the Ridge Apartments contain 202 units restricted to households earning at or below 60% of area median income, with the remaining two unrestricted units to be used as non-revenue units occupied by persons employed in the management or maintenance of the Ridge Apartments; and

WHEREAS, Section 71 of the Loan Agreement and Section 43 of the Regulatory Agreement allow for amendments and modifications when in writing and executed by the City and the Owner.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby approves the amendments to the Loan Agreement and Regulatory Agreement for the Ridge Apartments so as to allow two unrestricted employee units, contingent on California Tax Credit Allocation Committee approval, and authorizes the City Manager to complete the necessary amendments to loan documents to effectuate the change.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of January 2013.



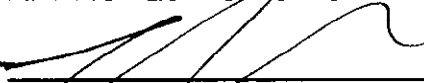
GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2013-12**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)


I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 23, 2013 by the following vote:

AYES : COUNCILMEMBERS: *Davis, Detrick, Cooper, Hume*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*


**Jason Lindgren, City Clerk
City of Elk Grove, California**