




NEW YORK CITY  
HOUSING DEVELOPMENT  
CORPORATION

## MEMORANDUM

**To:** The Chairperson and Members

**From:** Eric Enderlin   
President

**Date:** November 20, 2018

**Re:** Resolution of Declaration of Intent  
McClellan Apartments  
1164 River Avenue (current address)  
Bronx, New York  
Block 2488, Lot 12,14

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Attached is a Resolution of Declaration of Intent (the "Resolution") for a proposed new construction project located in the Bronx, New York, which is currently under review by the Corporation. The developer will be a single purpose entity to be formed by affiliates of MADDD Equities and has requested that the Members adopt the Resolution on the project's behalf. Should HDC utilize tax-exempt bond proceeds to provide financing for the proposed project, it will be operated in accordance with the restrictions of the Internal Revenue Code.

As indicated in the attached project summary sheet, the developer intends to construct one building with 250 low-income rental units located in the Bronx.

The Resolution is an official intent of the Corporation for tax code purposes which can enable certain expenditures incurred as early as 60 days prior to the date of such Resolution to qualify for tax-exempt bond financing. However, the Corporation's agreement to issue bonds may only be expressed in the Corporation's bond purchase agreement, which requires further authorization by the Members.

A fact sheet with a brief description of the project is attached (see "Exhibit A").

**RESOLUTION OF DECLARATION OF INTENT  
OF THE NEW YORK CITY**

**HOUSING DEVELOPMENT CORPORATION**

**WHEREAS**, Article 12 of the Private Housing Finance law, constituting the New York City Housing Development Corporation Act (the "Act"), authorizes the New York City Housing Development Corporation (the "Corporation") to encourage the investment of private capital and provide dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations, or located in an area certified or designated as blighted; and

**WHEREAS**, the Corporation may be requested to provide all or part of the construction and/or permanent financing of a residential development located 1164 River Avenue in the Bronx (the "Project") as more fully described in Exhibit A. A portion of the Project is expected to provide dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations and/or provide housing accommodations in an area certified or designated as blighted; and

**WHEREAS**, the Corporation is desirous of assisting in the financing of such Project, to the extent permitted by law, if such assistance will either increase or assure the availability of dwelling accommodations for occupancy by persons and families for whom the ordinary operations of private enterprise cannot provide an adequate supply of safe, sanitary and affordable housing accommodations and/or provide housing accommodations in an area certified or designated as blighted.

**NOW THEREFORE**, the Corporation does hereby resolve as follows:

1. The Corporation may provide financing for the project and pursuant to that intention the staff of the Corporation is authorized to develop a program for financing of the Project to the extent permitted by law, and for such purpose may consult with the proposed mortgagor entity of the Project, and such others as may be deemed appropriate, subject in all events to the final approval of the terms of any financing by the Members of the Corporation.
2. The Corporation expects to finance the Project by the issuance of its obligations in an aggregate principal amount presently anticipated not to exceed \$60,000,000 all or a portion of which would be issued on a tax-exempt basis.
3. This resolution shall constitute official intent of the Corporation with respect to such Project for purpose of the Internal Revenue Code and otherwise.

This resolution shall be effective immediately.

**“Exhibit A”**

**MCCLELLAN APARTMENTS  
BRONX, NY**

**Project Location:** 1164 River Avenue (current address)  
Bronx, NY 10452  
Block: 2488 Lot: 12, 14

**HDC Program:** ELLA

**Project Description:** This project will consist of the new construction of 250 units in one 17 story building. Total project square footage is approximately 197,500 gross square feet.

**Expected Total Units:**

<u>Unit Size</u>	<u>No. of Units</u>
Studio	51
1 bedroom	124
2 bedroom	45
3 Bedroom	30
Total Units	250

**Expected Tax Abatement type:** 420c and ICAP

**Estimated Tax Exempt Bonds:** \$60,000,000

**Developer:** A single purpose entity to be controlled by the principals of MADD Equities (Francesca Madruga & Jorge Madruga).

**Architect:** Aufgang Architects

**General Contractor:** GDI Construction