

**RESOLUTION NO: \_\_\_\_\_**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF KILLEEN EXPRESSING NO OBJECTION TO THE APPLICATION OF AVANTI LEGACY WESTWOOD, LP TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR 2024 COMPETITIVE NINE-PERCENT HOUSING TAX CREDITS TO DEVELOP AFFORDABLE RENTAL HOUSING AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Madhouse Development LLC - Avanti Legacy Westwood, LP, and its affiliates (the “**Applicant**”) brought to the City of Killeen (the “**City**”) a proposal to develop an affordable rental housing community for seniors named Avanti Legacy Westwood (the “**Housing Community**”) to be located at 3001 Illinois Avenue, Killeen, Bell County, Texas 76543, (the “**Development Site**”).

WHEREAS, the Applicant has advised the City that it intends to submit an application to the Texas Department of Housing and Community Affairs (“**TDHCA**”) for an allocation of 2024 Competitive 9% Housing Tax Credits (“**HTC**”) for the construction and development of the Housing Community.

WHEREAS, in accordance with the rules that govern the HTC program, an application may qualify for points for a Resolution of No Objection and evidence of a commitment of development funding from the governing body of the city in which the proposed development site is located.

WHEREAS, the Applicant has requested from the City confirmation that the City does not object to Application from Avanti Legacy West Elm, LP for HTC to TDHCA and for a commitment of development funding that will benefit the Housing Community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, that:

1. The findings contained in the preamble of this Resolution are determined to be true and correct and are hereby adopted as a part of this Resolution.
2. The City, acting through its governing body, hereby confirms that it does not object to the proposed development of the Housing Community on the Development Site and to the submission of Avanti Legacy Westwood, LP to TDHCA for HTC.
3. That this formal action has been taken to put on record the opinion expressed by the City on the date set forth below.
4. The City, acting through its governing body, hereby approves a commitment to the Applicant of funding assistance in the amount of \$500.00 in the form of reduced development fees or contribution of other value for the benefit of the Housing Community, which contribution is conditioned on an award of HTC to the Applicant. The City will provide a letter to the Applicant describing the value and form of the contribution and any caveats to delivering the contribution.
5. The City, acting through its governing body, hereby authorizes, empowers, and directs Mayor Nash-King to execute this Resolution on behalf of the City and to certify this resolution to TDHCA.

DULY RESOLVED by the City Council of the City of Killeen, on this the 27<sup>th</sup> day of February 2024.

**APPROVED:**

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MAYOR, Debbie Nash-King

**APPROVED AS TO FORM:**

**ATTEST:**

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Holli Clements, City Attorney

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Laura Calcote, City Secretary