

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 09-48

**A RESOLUTION IN SUPPORT OF THE RED BANK AFFORDABLE HOUSING CORP'S
APPLICATION FOR CHOICE SUBSIDY**

Ms. Lee offered the following resolution and moved its adoption:

WHEREAS, the Borough of Red Bank (the "Borough") desires to approve the development of thirty-six (36) units of housing, as outlined in Exhibit A, as part of the Cedar Crossing Project (the "Project"), to be funded under the New Jersey Housing and Mortgage Finance Agency's (the "Agency") Choices in Home Ownership Incentives Created for Everyone ("CHOICE") Program; and

WHEREAS, the Borough recognizes that an affordable housing grant from the Agency, for an amount not to exceed the maximum amount allowed in accordance with the CHOICE Program requirements (the "Subsidy"), is for the purpose of subsidizing the construction of home ownership projects; and

WHEREAS, the Subsidy will, when applicable, benefit home buyers of the affordable units that will be restricted by the Agency using Uniform Housing Affordability Controls (UHAC) type restrictions, with funds to be repaid solely to the Agency at the first unrestricted sale; and

WHEREAS, the Subsidy will, when applicable, benefit home buyers of the market units that will be restricted by the Agency using the CHOICE Program and Subsidy restrictions, with funds to be repaid solely to the Agency at the first sale; and

WHEREAS, the Borough recognizes the Red Bank Affordable Housing Corporation (the "Developer") as the developer/sponsor for the Project; and

BE IT THEREFORE RESOLVED that the Borough does hereby support the Developer's application for such grants from the Agency and acknowledges that, to the extent the Subsidy payments are made by the Agency to the Borough, with the Borough thereafter making payments from the Subsidy funds so received for the benefit of the Project and on behalf of the Developer, the processing and expenditure of funds shall be in accordance with the terms of the CHOICE Program and the Subsidy.

BE IT FURTHER RESOLVED that the Borough does hereby commit to this Project the property on which the Project will be built, designated as Block 75.03, Lots 50.01, 69 and Block No. 75.01, Lots 83, 84 and 85 within the Borough, in accordance with the terms of its Development Agreement with the Developer, dated July 31, 2008.

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk are authorized by the Borough to implement this Resolution and that they or their successors in said titles are authorized to sign any documents necessary in connection therewith.

Seconded by Ms. Horgan and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	(x)	()	()	()
Mr. Zipprich	(x)	()	()	()
Mr. DuPont	()	()	(x)	()
Ms. Horgan	(x)	()	()	()
Ms. Lee	(x)	()	()	()
Mr. Murphy	(x)	()	()	()

Dated: January 26, 2009

EXHIBIT A

Unit Type	Homeowner	Total
Low Income*	18	
Moderate Income*	18	
Middle Income**	0	
Emerging Market Unit		
Unsubsidized/Unrestricted Market	0	
Total	36	

*These units will be designated as affordable units and will carry UHAC type income and resale restrictions.

**These units will be designated as middle-income units and will carry income and resale restrictions.