MINUTES
SOUTH DAKOTA HOUSING DEVELOPMENT AUTHORITY
BOARD OF COMMISSIONERS' MEETING
SDHDA CONFERENCE ROOM
September 13, 2012

Board Members Present:	Lloyd Schipper, Chairman Linda Barker, Vice-Chair Paul Symens, Commissioner David Pummel, Commissioner Kurt Pfeifle, Commissioner
Board Members Absent:	Brent Dykstra Bill Hansen
Staff Present:	Mark Lauseng, Executive Director Brent Adney, Director of Homeownership Programs Vona Johnson, Director of Rental Housing Management Lorraine Polak, Director of Rental Housing Development Paul Kostboth, Director of Single Family Development Amanda Weisgram, Director of Marketing and Research Sheila Ricketts, Marketing/Executive Assistant Joanne Heckenlaible, Housing Development Officer Peggy Severson, Housing Development Officer Lisa Larson, Single Family Development Assistant Mary Stewart, HERO State Coordinator
Guests Present:	Dixie Hieb, Davenport, Evans, Hurwitz & Smith, Counsel to SDHDA Hoby Abernathy, DDI Shireen Ranschau, Affordable Housing Solutions Beth Kathol, ABS Rebecca Carlson, Community Connections, Inc. Bronson Martin, Caine Mitter

I. CALL TO ORDER

The meeting was called to order at 10:01 A.M. and roll was called.

II. APPROVAL OF AGENDA

It was moved by Commissioner Pummel and seconded by Commissioner Symens that the Agenda be adopted as presented, but reserving the right to make changes during the meeting. The motion carried unanimously.

III. APPROVAL OF MINUTES

It was moved by Commissioner Symens and seconded by Commissioner Barker that the Minutes of the Board of Commissioners' Meeting dated April 25, 2012, be adopted as presented. The motion carried unanimously.

It was moved by Commissioner Barker and seconded by Commissioner Pfeifle that the Minutes of the Board of Commissioners' Meeting dated May 22, 2012, be adopted as presented. The motion carried unanimously.

It was moved by Commissioner Pummel and seconded by Commissioner Symens that the Minutes of the Board of Commissioners' Meeting dated July 26, 2012, be adopted as presented. The motion carried unanimously.

IV. TREASURER'S REPORT

Todd Hight, Director of Finance, presented the Treasurer's Report, Statement of Net Assets dated May 31, 2012; the Statement of Revenues, and Expenses, and Changes in Net Assets for the eleven months ending May 31, 2012; and the Comparison of Actual Expenses to Budget for the month of May 2012. It was moved by Commissioner Pummel and seconded by Commissioner Symens that the Treasurer's Report be accepted as presented. The motion carried unanimously.

V. EXECUTIVE DIRECTOR'S REPORT

Executive Director Lauseng reported on the HOME and Neighborhood Stabilization Program (NSP) Task Force that was held on August 30 to review applications. Executive Director Lauseng reported that SDHDA was awarded "Friend of Affordable Housing" from Sioux Empire Housing Partnership. Executive Director Lauseng also reported that Old Main Apartments in Canton, SD have one or more possible options to sell the property. Executive Director Lauseng reported that the 2012 Annual Conference will be held on November 13 and 14.

VI. Program Reports

The Fiscal Year 2012 Program Highlights Report were presented by the Directors and discussed with the Board.

VII. OLD BUSINESS

A. Resolution No. 12-09-68: Resolution to Commit Home Program Funds for Prairie View Townhomes

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, per Resolution 12-04-27, a Reservation in the amount of $683,000 was previously awarded to the following HOME Applicant;

WHEREAS, the Applicant has agreed to comply with all HOME requirements; and

WHEREAS, the required documentation has been received, with the exception of the match documentation;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a Commitment of HOME Funds, conditioned upon receipt of documentation of applicant's match contribution, for the following:

OWNER/APPLICANT	DEVELOPMENT NAME	GENERAL POOL HOME AMOUNT
Brookings Prairie View Apartments, L.L.C./G.A. Haan Development, L.L.C.	Prairie View Townhomes Brookings, SD	$683,000

Via roll call vote, the motion carried unanimously.

B. Resolution No. 12-09-69: Resolution to Commit HOME Program Funds for Sioux Falls Downtown Good Samaritan Housing

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, per Resolution 12-04-31, a Reservation in the amount of $595,344 was previously awarded to the following HOME Applicant;

WHEREAS, the environmental review has been completed;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a Commitment of HOME Funds, conditioned upon receipt of documentation of applicant's match contribution, for the following:

OWNER/APPLICANT	DEVELOPMENT NAME	GENERAL POOL HOME AMOUNT
Sioux Falls Good Samaritan Housing Limited Partnership/ The Evangelical Lutheran Good Samaritan Society	City Center Apartments Sioux Falls, SD	$595,344

Via roll call vote, the motion carried unanimously.

C. Resolution No. 12-09-70: Resolution to Modify Terms of FLEX-Rural Site Development Loan for Johnson Addition

After review and discussion, it was moved by Commissioner Symens and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, per Resolution No. 07-01-10, a commitment of a FLEX-Rural Site Development loan was previously provided to the following Owner/Applicant;

WHEREAS, due to the economic conditions and the downturn of the housing market in the recent past, lot and house sales have declined significantly;

WHEREAS, the loan was set to mature on June 30, 2012;

WHEREAS, the loan is currently in good-standing and all interest due is paid on a monthly basis;

WHEREAS, a 12-month extension to the term is requested for a new maturity date of June 30, 2013;

WHEREAS, the SDHDA Board of Commissioners determined that a Marketing Plan should be developed for the development and provided to SDHDA; and

NOW, THEREFORE, BE IT RESOLVED that the modification is hereby approved, conditioned upon receipt by SDHDA of a marketing plan acceptable to SDHDA, for:

OWNER/APPLICANT	DEVELOPMENT NAME
Johnson Addition, L.L.C.	Johnson Addition Arlington, SD

Via roll call vote, the motion carried unanimously.

D. Resolution No. 12-09-71: Resolution to Modify Terms of FLEX-Rural Site Development Loan for Deadwood Stage Run

After review and discussion, it was moved by Commissioner Symens and seconded by Commissioner Pfeifle that the above Resolution be adopted as follows:

WHEREAS, per Resolution No. 09-02-07, a commitment for a loan under the FLEX-Rural Site Development/Loan Guarantee Program (the "Program") was provided to NeighborWorks Dakota Home Resources for the Deadwood Stage Run development;

WHEREAS, per Resolution No. 12-04-15, the Program maximum affordable sales price limit was increased to $170,000; and

WHEREAS, the developer has requested modification of the original terms set pursuant to Resolution No. 09-02-07 to reflect the current maximum affordable sales price limit under the Program of $170,000;

NOW, THEREFORE, BE IT RESOLVED that the modification is hereby approved for:

OWNER/APPLICANT	DEVELOPMENT NAME
NeighborWorks Dakota Home Resources	Deadwood Stage Run Deadwood, SD

Via roll call vote, the motion carried unanimously.

VIII. NEW BUSINESS

A. Resolution No. 12-09-72: Resolution to Approve HOME Application for Commitment of Funds for Housing and Redevelopment Commission of the City of Aberdeen under the Security Deposit Assistance Program

After review and discussion, it was moved by Commissioner Pfeifle and seconded by Commissioner Pummel that the above Resolution be adopted as follows:

WHEREAS, a HOME Program application was received in accordance with the set-aside for the Security Deposit Assistance Program (SDAP) and has been reviewed and evaluated; and

WHEREAS, the required documentation has been reviewed, and the Applicant has agreed to comply with all HOME requirements;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a commitment of HOME funds from the SDAP for the following:

APPLICANT	SECURITY DEPOSIT ASSISTANCE PROGRAM AMOUNT
Housing and Redevelopment Commission of the City of Aberdeen	$25,000

Via roll call vote, the motion carried unanimously.

B. **Resolution No. 12-09-73: Resolution to Approve HOME Application for Commitment of Funds for Meade-Butte-Lawrence County Housing and Redevelopment Commission under the Security Deposit Assistance Program**

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, a HOME Program application was received in accordance with the set-aside for the Security Deposit Assistance Program (SDAP) and has been reviewed and evaluated; and

WHEREAS, the required documentation has been reviewed, and the Applicant has agreed to comply with all HOME requirements;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a commitment of HOME funds from the SDAP for the following:

APPLICANT	SECURITY DEPOSIT ASSISTANCE PROGRAM AMOUNT
Meade-Butte-Lawrence County Housing and Redevelopment Commission	$22,500

Via roll call vote, the motion carried unanimously.

C. **Resolution No. 12-09-74: Resolution to Reserve HOME Funds for BAHFH Home Builds**

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that based on information provided in the application, that a letter offering a Reservation of HOME funds be forwarded to the following Applicant:

OWNER/APPLICANT	DEVELOPMENT NAME	HOME GENERAL POOL AMOUNT
Brookings Area Habitat for Humanity	BAHFH Home Builds Brookings, SD	$79,900

Via roll call vote, the motion carried unanimously.

D. Resolution No. 12-09-75: Resolution to Reserve Home Funds for Black Hills New Home Development - Custer

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Pummel that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that based on information provided in the application, that a letter offering a Reservation of HOME funds be forwarded to the following Applicant:

OWNER/APPLICANT	DEVELOPMENT NAME	HOME GENERAL POOL AMOUNT
Black Hills Area Habitat For Humanity	Black Hills New Home Development - Custer Custer, SD	$107,402

Via roll call vote, the motion carried unanimously.

E. Resolution No. 12-09-76: Resolution to Reserve HOME Funds for Black Hills New Home Development – Rapid City

After review and discussion, it was moved by Commissioner Symens; and seconded by Commissioner Pfeifle that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that based on information provided in the application, that a letter offering a Reservation of HOME funds be forwarded to the following Applicant:

OWNER/APPLICANT	DEVELOPMENT NAME	HOME GENERAL POOL AMOUNT
Black Hills Area Habitat For Humanity Rapid City, SD	Black Hills New Home Development – Rapid City	$88,383

Via roll call vote, the motion carried unanimously.

F. **Resolution No. 12-09-77: Resolution to Approve HOME Program Waiver Request for Prairie Sky Apartments**

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, Community Connections Inc./Development for the Disabled, Inc. (Applicant) has submitted an application for HOME funds for Prairie Sky Apartments; and

WHEREAS, the Applicant has requested a waiver of the 2011-2012 HOME Plan requirements with regard to Project Cost Limits;

NOW, THEREFORE, BE IT RESOLVED that the waiver is hereby approved for Prairie Sky Apartments.

Via roll call vote, the motion carried unanimously.

G. **Resolution No. 12-09-78: Resolution to Approve HOME Program Waiver Request for Prairie Sky Apartments**

After review and discussion, it was moved by Commissioner Symens and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, Community Connections Inc./Development for the Disabled, Inc. (Applicant) has submitted an application for HOME funds for Prairie Sky Apartments; and

WHEREAS, the Applicant has requested a waiver of the 2011-2012 HOME Plan in regard to certain development standard that pertains to the required number of parking spaces;

NOW, THEREFORE, BE IT RESOLVED that the waiver is hereby approved for Prairie Sky Apartments.

Via roll call vote, the motion carried unanimously.

H. **Resolution No. 12-09-79: Resolution to Reserve HOME Funds for Prairie Sky Apartments**

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that based on information provided in the application, that a letter offering a Reservation of HOME funds be forwarded to the following Applicant:

OWNER/APPLICANT	DEVELOPMENT NAME	CHDO SET-ASIDE AMOUNT
Community Connections Inc./ Development for the Disabled, Inc.	Prairie Sky Apartments Winner, SD	$298,200

Via roll call vote, the motion carried unanimously.

I. **Resolution No. 12-09-80: Resolution to Conditionally Commit Neighborhood Stabilization Program (NSP1) Funds for Prairie Sky Apartments**

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the Neighborhood Stabilization Program Plan (NSP1); and

WHEREAS, based on information provided, the Applicant is eligible to receive NSP funds and has agreed to comply with all NSP requirements;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a Conditional Commitment of NSP funds to the following Applicant, conditioned upon receipt of additional required documentation and a favorable conclusion of the environmental review:

OWNER/APPLICANT	DEVELOPMENT NAME	NSP1 AMOUNT RESERVED
Community Connections Inc./ Development for the Disabled, Inc.	Prairie Sky Apartments Winner, SD	$589,915

Via roll call vote, the motion carried unanimously.

J. **Resolution No. 12-09-81: Resolution to Approve HOME Program Waiver Request for Woodland Place**

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Pummel that the above Resolution be adopted as follows:

WHEREAS, Ability Building Services, Inc./Development for the Disabled, Inc. (Applicant) has submitted an application for HOME funds for Woodland Place; and

WHEREAS, the Applicant has requested a waiver of the 2011-2012 HOME Plan regard to certain development standard that pertains to the required number of parking spaces;

NOW, THEREFORE, BE IT RESOLVED that the waiver is hereby approved for Woodland Place.

Via roll call vote, the motion carried unanimously.

K. Resolution No. 12-09-82: Resolution to Reserve HOME Funds for Woodland Place

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that based on information provided in the application, that a letter offering a Reservation of HOME funding be forwarded to the following Applicant:

OWNER/APPLICANT	DEVELOPMENT NAME	CHDO SET-ASIDE AMOUNT
Ability Building Services, Inc./ Development for the Disabled, Inc.	Woodland Place Yankton, SD	$134,300

Via roll call vote, the motion carried unanimously.

L. Resolution No. 12-09-83: Resolution to Conditionally Commit Neighborhood Stabilization Program (NSP1) Funds for Woodland Place

After review and discussion, it was moved by Commissioner Symens and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the Neighborhood Stabilization Program Plan (NSP); and

WHEREAS, based on information provided, the Applicant is eligible to receive NSP1 funds and has agreed to comply with all NSP1 requirements;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a Conditional Commitment of NSP1 funds to the following Applicant, conditioned upon receipt of additional required documentation and a favorable conclusion of the environmental review:

OWNER/APPLICANT	DEVELOPMENT NAME	NSP1 AMOUNT RESERVED
Ability Building Services Inc./	Woodland Place	$410,085

Development for the Disabled, Inc. Yankton, SD

Via roll call vote, the motion carried unanimously.

M. Resolution No. 12-09-84: Resolution to Conditionally Commit Neighborhood Stabilization Program (NSP3) Fund for 509 South 4th Avenue Project

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the Neighborhood Stabilization Program Plan (NSP3); and

WHEREAS, based on information provided, the Applicant is eligible to receive NSP3 funds and has agreed to comply with all NSP3 requirements;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to issue a Conditional Commitment of NSP3 funds to the following Applicant, conditioned upon receipt of additional required documentation and a favorable conclusion of the environmental review:

OWNER/APPLICANT	DEVELOPMENT NAME	NSP3 AMOUNT RESERVED
Southeastern Behavior Healthcare/ Lloyd Construction Company	509 South 4th Avenue Project – Sioux Falls Sioux Falls, SD	$466,554

Via roll call vote, the motion carried unanimously.

N. Resolution No. 12-09-85: Resolution to Deny HOME Funds for Spring Pointe Apartments

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the 2011-2012 HOME Program Allocation Plan;

NOW, THEREFORE, BE IT RESOLVED that the application for HOME funds be denied for:

OWNER/APPLICANT	DEVELOPMENT NAME
Sioux Falls Housing Corporation	Spring Pointe Apartments Sioux Falls, SD

Via roll call vote, the motion carried unanimously.

O. Resolution No. 12-09-86: Resolution to Deny Neighborhood Stabilization Program (NSP1) Funds for Dakota Agape

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Pfeifle that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the Neighborhood Stabilization Program (NSP1) Plan;

NOW, THEREFORE, BE IT RESOLVED, that the application for Neighborhood Stabilization Program (NSP1) funds be denied for:

OWNER/APPLICANT	DEVELOPMENT NAME
Dakota Enhancement, LLC	Dakota Agape Sioux Falls, SD

Via roll call vote, the motion carried unanimously.

M. Resolution No. 12-09-87: Resolution to Deny Neighborhood Stabilization Program (NSP1 and NSP3) Funds for Veterans Village Project

After review and discussion, it was moved by Commissioner Pfeifle and seconded by Commissioner Pummel that the above Resolution be adopted as follows:

WHEREAS, the following application has been reviewed and evaluated in accordance with the Neighborhood Stabilization Program Plans for both NSP1 and NSP3;

NOW, THEREFORE, BE IT RESOLVED, that the application for Neighborhood Stabilization Program funds be denied for:

OWNER/APPLICANT	DEVELOPMENT NAME
Weinberg Investments, Inc.	Veterans Village Project Rapid City, SD

Via roll call vote, the motion carried unanimously.

P. Resolution No. 12-09-88: Resolution Confirming the Authority if any Authorized Officer (Including the Director of Finance) to obtain Replacement Liquidity Agreements and Appoint Replacement Remarketing Agents for the Authority's Variable Rate Demand Bonds

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the South Dakota Housing Development Authority (the "Authority") has, from time to time, issued variable rate demand bonds to provide financing for its single family program, which bonds have a tender right supported by a liquidity agreement provided either by the Authority or by a commercial bank and which bonds are periodically remarketed by a broker-dealer acting as a remarketing agent; and

WHEREAS, from time to time, the Authority is required to replace expiring bank liquidity agreements or remarketing agents, or it is in the best interests of the Authority to replace existing liquidity agreements or remarketing agents;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. It is hereby confirmed that each of the Authorized Officers (which for this purpose shall include the Director of Finance) is authorized to enter into negotiations with financial institutions, broker-dealers or other entities to obtain replacement liquidity facilities or remarket Authority bonds and enter into and execute documents to effectuate the same, all as such person deems reasonable or appropriate to maintain the most cost effective financing for the Authority's single family programs.

Section 2. This Resolution shall take effect immediately.

Via roll call vote, the motion carried unanimously.

Q. **Resolution No. 12-09-89: Resolution Authorizing the Issuance of Mortgage Credit Certificates ("MCCs") and Authorizing the Executive Director to File One or More MCC Elections with the Internal Revenue Service to Determine the MCC Rates, Terms and Criteria to give Notice as Required by the Federal Tax Laws of the Implementation of the MCC Program and to Otherwise Implement the MCC Program.**

After review and discussion, it was moved by Commissioner Symens and seconded by Commissioner Pummel that the above Resolution be adopted as follows:

WHEREAS, the South Dakota Housing Development Authority (the "Authority") is authorized by the South Dakota Housing Development Authority Act, South Dakota Codified Laws, Chapter 11-11, as amended (the "Act") to issue its bonds and to make or purchase mortgage loans in order to finance single-family residential housing which will provide decent, safe and sanitary housing for persons and families of lower income in the State of South Dakota (the "State"); and

WHEREAS, the Authority is an authorized issuer of "qualified mortgage bonds" described in Section 143 of the Internal Revenue Code of 1986, as amended (the "Code"), and receives volume cap under Section 146 of the Code to issue such qualified mortgage bonds and other private activity bonds; and

WHEREAS, Section 25 of the Code and the regulations promulgated thereunder permit the Authority to exchange its authority to issue qualified mortgage bonds and other private activity bonds for which it has volume cap in order to issue mortgage credit certificates under a qualified mortgage credit certificate program; and

WHEREAS, an MCC provides housing assistance in the form of a nonrefundable, federal tax credit, the value of which is equal to a portion of the mortgage interest paid by a homeowner on a qualifying loan, and the holder of an MCC may apply this tax credit against on his or her federal income taxes in each year the MCC is effective; and

WHEREAS, the Authority desires to provide the widest range of alternatives to lower-income borrowers to enable them to finance the acquisition of single-family residences at the lowest effective cost to such borrowers; and

WHEREAS, the Authority desires to create and administer an MCC program (the "MCC Program") in the State; and

WHEREAS, in connection with such MCC Program, the Authority desires to elect not to issue private activity bonds which it could otherwise issue (including from any unused carryforward of private activity bond authority from prior calendar years);

NOW, THEREFORE, BE IT RESOLVED BY THE SOUTH DAKOTA HOUSING DEVELOPMENT AUTHORITY, as follows:

Section 1. The Authority approves and authorizes an MCC Program, and one or more elections, which would benefit qualified homebuyers and homeowners who incur mortgage loans for eligible purposes. The parameters and purposes of this MCC Program are hereby approved in substance, with such changes and modifications as the Executive Director, the staff and counsel to the Authority deem necessary and advisable, and are incorporated by reference as part of this Resolution.

Section 2. The Authority finds and determines that it is necessary to exchange its authority to issue up to $235,809,152 of private activity bonds for the authority to issue MCCs. The Authority directs the Executive Director to make one or more elections, pursuant to Section 25 of the Code, not to issue up to an aggregate of $235,809,152 of private activity bonds (the "nonissued bond amount") that the Authority is authorized and has volume cap available to issue (including any unused carryforward). The nonissued bond amount shall be allocated to the MCC Program. To effectuate the foregoing, the Executive Director is directed to file notice of such election or elections with the Internal Revenue Service, as required by the Code and the regulations.

Section 3. The Authority authorizes the Executive Director to establish one or more credit rates (based on the criteria he deems appropriate pursuant to the following sentence) for the mortgage loans described therein, determine the program expiration date, select the types of mortgage loans for which MCCs may be issued, approve the terms and conditions on which participating lenders make loans that are eligible for MCC financing, and make other determinations as appropriate, all in accordance with the terms and provisions of Section 25 of the Code and the regulations thereunder and this Resolution. The Executive Director and the staff are hereby directed to further define the MCC Program parameters as they deem necessary to maximize the availability of lower cost financing to lower income persons under the MCC Program, but in a manner consistent with and as a complement to the Authority's existing homeownership program.

Section 4. The MCC Program documents shall be in such form as the Executive Director and counsel to the Authority deem necessary, appropriate and advisable in accordance with this Resolution.

Section 5. The Executive Director shall give notice to the public of the establishment of each MCC program as required by Section 25 of the Code and the regulations thereunder prior to the issuance of any MCCs under the MCC Program.

Section 6. The Authority ratifies and approves the use of any unused private activity bond volume cap allocated to the Authority (including any amount carried forward for the previous calendar years) in connection with the issuance of MCCs.

Section 7. This Resolution shall become effective immediately.

Via roll call vote, the motion carried unanimously.

R. Resolution No. 12-09-90: Resolution Adopting Fiscal Year 2013 Budget

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Symens that the above Resolution be adopted as follows:

WHEREAS, the Board has reviewed the proposed Fiscal Year 2013 budget as presented;

NOW, THEREFORE, BE IT RESOLVED that the Budget for Fiscal Year 2013 is hereby adopted.

Via roll call vote, the motion carried unanimously.

S. Resolution No. 12-09-91: Election of Officers for Fiscal Year 2013

After review and discussion, it was moved by Commissioner Barker and seconded by Commissioner Pfeifle that the above Resolution be adopted as follows:

BE IT HEREBY RESOLVED that the officers of South Dakota Housing Development Authority Board of Commissioners for Fiscal Year 2013 are as follows:

Chairman – Lloyd Schipper
Vice-Chair – David Pummel
Secretary – Mark Lauseng (SDCL 11-11-12)
Treasurer – Brent Dykstra
Assistant Treasurer – Todd Hight

Motion for unanimous ballot was made by Commissioner Pfeifle and seconded by Symens. Via roll call vote, the motion carried unanimously.

T. Resolution No. 12-09-92: Resolution Approving Homeownership Education Resource Organization (HERO) Funding

After review and discussion, it was moved by Commissioner Pummel and seconded by Commissioner Barker that the above Resolution be adopted as follows:

WHEREAS, HERO is an affiliate created and supported by South Dakota Housing Development Authority (SDHDA) as an independent 501(c)(3) non-profit entity;

WHEREAS, the cost of providing homebuyer education and counseling services in South Dakota is projected to be $700,000 for the FY 2013;

WHEREAS, income generated by HERO will not be sufficient to cover such cost, and the continuation of HERO's homeowner education and counseling services is dependent upon financial support from SDHDA;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director be authorized to provide up to $522,000 of financial support to HERO to continue providing homebuyer education and counseling services.

Via roll call vote, the motion carried unanimously.

DATE OF NEXT MEETING AND ADJOURNMENT

The date of next the Board of Commissioners' Meeting has not been set. It was moved by Commissioner Barker and seconded by Commissioner Symens that the meeting be adjourned. The meeting was adjourned at 12:28 P.M.

Respectfully submitted,

Mark Lauseng
Secretary