WHEREAS, City of Dallas (City) is authorized by the Texas Public Facility Corporation Act, Chapter 303 of the Texas Local Government Code, as amended (Act) to create a public facility corporation for the purposes established in the Act, including to provide for financing, acquisition, and construction of public facilities under the Act; and

WHEREAS, on June 24, 2020, City Council authorized the creation of the Dallas Public Facility Corporation (Corporation) to further the public purposes stated in the Corporation's articles of incorporation and bylaws pursuant to the Act by Resolution No. 20-1035, and the bylaws, as amended by Resolution No. 22-1194 (collectively, the governing documents); and

WHEREAS, on April 12, 2023, the City Council adopted the Dallas Housing Policy 2033 (DHP33) to replace the CHP by Resolution No. 23-0443, and the Dallas Housing Resource Catalog to include the approved programs from the CHP by Resolution No. 23-0444; and

WHEREAS, the Department of Housing and Neighborhood Revitalization continues operating its programs, previously authorized and adopted under the CHP, now as restated in the Dallas Housing Resource Catalog approved on April 12, 2023; and

WHEREAS, the Corporation, on behalf of the City, is empowered to finance the costs of public facilities that will provide decent, safe, and sanitary housing at affordable and market rents for residents of the City; and

WHEREAS, 1710 Morrell Avenue, LLC (Applicant), a Texas limited liability company, submitted an application requesting that the Corporation partner with Applicant or its affiliate for the development, construction, and operation of The Elms, a proposed 153-unit residential housing development to be located at 1710 Morrell Avenue (Project); and

WHEREAS, the Applicant proposes to develop new construction of 153 residential units including 20 studio units, 109 one-bedroom units and 24 two-bedroom units; and

WHEREAS, upon completion of the new construction, at least 61 of the 153 units will be available to rent to households earning less than 80% of AMI, and 15 of the 153 units will be available to rent to households earning less than 60% of AMI, and 76 of the 153 units will be leased at market rate rents subject to a lease agreement between the Corporation and Applicant; and

WHEREAS, pursuant to the Act, the Project will be exempt from all ad valorem taxes; and

WHEREAS, that but for the Corporation's participation the Project would not be economically feasible, and the Project furthers the goals of the CHP, as restated in the DHP33; and

WHEREAS, on April 25, 2023, the Corporation adopted a resolution declaring its intent to enter into a lease agreement with the Applicant or its affiliate and the authorization to negotiate and execute a term sheet with the Applicant; and

WHEREAS, pursuant to the Act and the governing documents, the City desires to authorize the Corporation's ownership of the Project to be located in an uncategorizable Market Value Analysis (MVA) market type and a lease agreement with the Applicant or its affiliate in order to provide mixed-income, workforce housing to the "missing middle" of the market: residents that earn above 60% AMI but would be cost burdened by market rents in the City. The rents for individuals and families earning below 80% AMI are included to provide deeper affordability at this property.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Council hereby authorizes the Corporation to acquire, develop, and own The Elms and enter into a 75-year lease agreement with the Applicant or its affiliate for the development of The Elms to be located at 1710 Morrell Avenue.

SECTION 2. That it is FURTHER RESOLVED that, pursuant to the Corporation's bylaws, the City of Dallas hereby confirms that the City Council has voted specifically to authorize the development to move forward.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provision of the charter of the City of Dallas, and it is accordingly so resolved.