### BEFORE THE FLORIDA HOUSING FINANCE CORPORATION

RE: RFA 2020-102, SAIL Financing for Smaller Developments for Persons with Special Needs

Notice of Protest by Miami Beach Housing Initiatives, Inc., Applicant for The Heron, Application No. 2020-483S

## **NOTICE OF PROTEST**

Pursuant to Section 120.57(3), Fla. Stat.; Rule 67-60.009(2), Fla. Admin. Code; and RFA 2020-102 at Section Six, Miami Beach Housing Initiatives, Inc. (MBHI), the Applicant for The Heron, Application No. 2020-483S, hereby gives notice of its intent to protest the proposed scoring, eligibility, and preference determinations contained on the RFA 2020-102 Board Approved Scoring Results, copy attached as Exhibit A. MBHI does not contest the proposed selection for funding of its own application for The Heron, as reflected on Exhibit B, Board Approved Preliminary Awards. Exhibits A and B were approved by the Florida Housing Finance Corporation Board of Directors on Thursday, June 11, 2020, and were posted on the Corporation's website at 4:28 p.m. on that date.

If no other notices of protest are received by the Corporation regarding RFA 2020-102, MBHI intends to withdraw this Notice of Protest.

FILED this <u>16th</u> day of June, 2020.

/s/ M. Christopher Bryant M. Christopher Bryant Florida Bar No. 434450 Oertel, Fernandez, Bryant & Atkinson, P.A. P.O. Box 1110 Tallahassee, Florida 32302-1110 Telephone: 850-521-0700 Telecopier: 850-521-0720 cbryant@ohfc.com Secondary Email: bpetty@ohfc.com and

Alexander L. Palenzuela Florida Bar No. 946095 General Counsel for Miami Beach Housing Initiatives, Inc. Law Office of Alexander L. Palenzuela, P.A. 1200 Brickell Avenue, Suite 1950 Miami, Florida 33131-3298 Telephone: (305) 333-0467 alp@alp-law.com

Attorneys for Miami Beach Housing Initiatives, Inc.

### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that the foregoing has been filed via electronic filing with the Agency Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, <u>CorporationClerk@floridahousing.org</u>, with copies to Hugh Brown, General Counsel, and Betty Zachem, Assistant General Counsel, Florida Housing Finance Corporation 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, <u>Hugh.brown@floridahousing.org</u>, Betty.zachem@floridahousing.org, this <u>16<sup>th</sup></u> day of June, 2020.

<u>/s/ M. Christopher Bryant</u> Attorney

# RFA 2020-102 - Board Approved Scoring Results

Florida Housing Finance Corporation FILED 06/16/2020 9:28 A.M.

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Appl Nu	Nai Devel	<u>ଓ</u>	Cour Nai Auth Prir Repres	Nai	Dev C Devel		SAIL F Am	ELI R Arr	Total Amou plu	Eligi Fun Tier	Tota	Qua Fini Assi Prefi	Per Const Fur	SAIL Re Jnit (ex	SAIL R6 % o Prefi	Flori Cre Prefi	Lottery

#### Eligible Application

2020-4835	IThe Heron	Miami- Dade	L Miguell Del Campillo	Housing Authority of the City of Miami Beach; Miami Beach Housing Initiatives, Inc.		RAI	2SN - 80%	20	3,999,980.00	389,200.00	4,389,180.00	Y	1	105	Y	Y	\$199,999.00	Ŷ	Y	2
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#### Ineligible Applications

2020-481S	IThe Marshall I	Miami- Dade	L Don D. MFK/REVA Development, Patterson LLC; Lynda V. Harris; Charl F. Sims		LLC; Lynda V. Harris; Charles	NC	MR 4	PSN - 80%	24	4,670,000.00	503,100.00	5,173,100.00	N	1	103	Υ	Y	\$194,583.33	Y	Y	3
2020-482S	Whispering Pines	Pinellas	-	Jack Humburg, Executive Director	Pinellas Affordable Living, Inc.; Boley Centers, Inc.	NC	G	PSN - 80%	20	4,424,118.00	291,300.00	4,715,418.00	N	1	108	Y	Y	\$221,205.90	Y	Y	1
2020-4845	Phoenix Crossing	Flagler	М	Sandra Shank	Abundant Life Ministries- Hope House, Inc; ALM-ABM PHOENIX CROSSINGS, LLC	NC	G	PSN - 80%	30	4,670,000.00	387,600.00	5,057,600.00	N	1	75	Ν	Y	\$155,666.67	Y	Y	4

On June 11, 2020, the Board of Directors of Florida Housing Finance Corporation approved the Review Committee's motion to adopt the scoring results above.

Any unsuccessful Applicant may file a notice of protest and a formal written protest in accordance with Section 120.57(3), Fla. Stat., Rule Chapter 28-110, F.A.C., and Rule 67-60.009, F.A.C. Failure to file a protest within the time prescribed in Section 120.57(3), Fla. Stat., shall constitute a waiver of proceedings under Chapter 120, Fla. Stat.

Total SAIL Funding	9,340,730
Total SAIL Allocated	4,389,180
Total SAIL Remaining	4,951,550

Application Number	Name of Development	County	County Size	Name of Authorized Principal Representative	Name of Developer	Dev Category Development Type	Demo	SAIL Request Amount	ELI Request Amount	Total Request Amount (SAIL plus ELI)	Eligible For Funding? Tier level	ta i	Qualifying Financial Assistance Preference	Per Unit Construction Funding Preference	SAIL Request Per Unit (exclusive of ELI)	SAIL Request as % of TDC Preference	Florida Job Creation Preference	Lottery Number
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#### Small or Medium County Application, with a preference for a Tier 1 Application

none

#### Large County Application, with a preference for a Tier 1 Application

					Housing Authority of																$\square$
				I Miguell Del	the City of Miami			PSN -													
2020-4835	The Heron	Miami-Dade	L L	Campillo	Beach; Miami Beach	NC	MR 4	80%	20	3,999,980	389,200	4,389,180	Y	1	105	Y	Y	\$199,999	Y	Y	2
				Campino	Housing Initiatives,			0070													1
					Inc.																1

#### Additional PSN Applications

none

On June 11, 2020, the Board of Directors of Florida Housing Finance Corporation approved the Review Committee's motion and staff recommendation to select the above Applications for funding and invite the Applicants to enter credit underwriting.

Any unsuccessful Applicant may file a notice of protest and a formal written protest in accordance with Section 120.57(3), Fla. Stat., Rule Chapter 28-110, F.A.C., and Rule 67-60.009, F.A.C. Failure to file a protest within the time prescribed in Section 120.57(3), Fla. Stat., shall constitute a waiver of proceedings under Chapter 120, Fla. Stat.