**RESOLUTION NO.**

**WHEREAS**, Austin Affordable PFC, Inc. (the "Issuer"), a public facility corporation, created by Austin Affordable Housing Corporation, has induced the issuance of Multi-family Housing Revenue Bonds (The Pointe at Ben White) Series 2014 (the "Bonds"), to be issued in one or more series of tax-exempt bonds in an aggregate principal amount not to exceed $25,000,000. The proceeds of the Bonds will be loaned to Ben White Development, LP (the "Borrower"), to finance a portion of the costs of land acquisition and construction of a 250-unit residential rental development to be known as The Pointe at Ben White (the "Project");

**WHEREAS**, Section 147(f) of the United States Internal Revenue Code of 1986, as amended (the "Code"), requires the Issuer to obtain the approval of the City of Austin as the local jurisdiction wherein the Project is situated before the Bonds can be issued;

**WHEREAS**, the City Council is informed that the requisite public hearing was held by the Issuer on March 5, 2014, at 6:00 p.m. at the offices of the Issuer, 1124 South IH-35, Austin, Texas 78704, regarding the issuance of the Bonds; **NOW, THEREFORE,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

Section 1. The City Council gives its approval for the Issuer to issue the Bonds, the proceeds of which will be loaned to the Borrower to finance the costs of land acquisition, construction, and equipping the Project located at 7000 East Ben White Boulevard, Austin, Texas 78741.

DRAFT

Section 2. The Mayor and City Clerk are authorized and directed to take any action and to execute and deliver any documents that are necessary or advisable to comply with the terms of this Resolution and the issuance of the Bonds.

Section 3. Nothing in this Resolution shall be construed to create any obligation whatsoever of the City with respect to the repayment of the Bonds. The Bonds shall never constitute an indebtedness or pledge of the City within the meaning of any constitutional or statutory provision, and the Bonds shall never be paid in whole or in part out of any funds raised or to be raised by taxation or any other revenues of the City.

Section 4. This Resolution is adopted solely for the purposes of approval under Section 147(f) of the Code and shall not be construed as a representation, warranty, or other understanding of any kind by the City in respect of the Bonds or the Project. In particular, but without limiting the foregoing, this Resolution does not constitute zoning approval, approval of any building permit, or any other approval required by the City in regard to the Project.

ADOPTED: _____, 2014 ATTEST: _____

Jannette S. Goodall
City Clerk