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WHEREAS, the Austin Housing Finance Corporation (AHFC) was created by the City of Austin in accordance with Chapter 394, Local Government Code for the public purpose and function, among others, of providing a means to finance the cost of residential developments that will provide decent, safe, and sanitary housing at affordable prices for residents of the City of Austin; and

WHEREAS, Chapter 22, Texas Business Organization Code (Code), authorizes the creation and organization of nonprofit corporations which may act as duly constituted affiliates of a Texas housing finance corporation to aid and assist the housing finance corporation in the performance of one or more of its functions; and

WHEREAS, AHFC previously authorized the creation of a related, affiliated, non-profit corporation and instrumentality named AHFC Vi Collina Non-Profit Corporation (Nonprofit Corporation), and appointed its board of directors and president under Resolution 20200326-AHFC002 adopted on March 26, 2020; and

WHEREAS, the Nonprofit Corporation was duly formed on April 3, 2020; and

WHEREAS, the Nonprofit Corporation serves as managing member of Vi Collina, LLC, a limited liability company created under the laws of the State of Texas, which is constructing, and will operate, a development (Development) of 170 units of affordable multifamily rental housing located at 2401 E. Oltorf Street, Austin, Texas 78741 (known as Vi Collina Apartments); and

22 **WHEREAS**, as a condition to the closing of the bond and tax credit financing
23 relating to the Development, which occurred on June 18, 2020, the Nonprofit Corporation
24 was required to amend its Certificate of Formation after closing in order to confirm its
25 sole purposes are to act as managing member of the Nonprofit Corporation and as general
26 contractor for the construction of the Development; and

27 **WHEREAS**, AHFC has been presented with a form of Certificate of Amendment
28 which amends the original Certificate of Formation, and has determined to approve such
29 Certificate of Amendment; **NOW, THEREFORE**,

30 **BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE**
31 **AUSTIN HOUSING FINANCE CORPORATION:**

32 **Section 1.** The Board of Directors approves the Certificate of Amendment of the
33 Nonprofit Corporation in substantially the form attached as **Exhibit “A”** and authorizes
34 the incorporator of the Nonprofit Corporation to file such Certificate of Amendment with
35 the Secretary of State of the State of Texas in the manner provided by law.

36 **Section 2.** This Resolution takes effect immediately upon its passage and approval
37 by the Board of Directors.

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41 **ADOPTED:** _____, 2020

42 **ATTEST:** _____
43 Jannette S. Goodall
 Secretary