

**STATE OF FLORIDA
FLORIDA HOUSING FINANCE CORPORATION**

HUMAN DEVELOPMENT CENTER, INC.

Petitioner,

vs.

Case No. 2020-046BP

RFA No. 2020-105

Application No. 2020-489G

FLORIDA HOUSING FINANCE
CORPORATION,

Respondent.

FINAL ORDER

This cause came before the Board of Directors of the Florida Housing Finance Corporation (the "Board") for consideration and final agency action on September 4, 2020. On August 11, 2020, Human Development Center, Inc. ("HDC") and Florida Housing Finance Corporation executed a Settlement Agreement, attached as Exhibit A. Based on the Settlement Agreement, HDC is eligible and selected for funding in RFA 2020-105.

The Settlement Agreement is adopted and incorporated by reference as though fully set forth in this Order.

IT IS HEREBY ORDERED that HDC is eligible and selected for funding in RFA 2020-105, subject to credit underwriting.

DONE AND ORDERED this 4th day of September, 2020.



FLORIDA HOUSING FINANCE
CORPORATION

By: 
Chair

Copies to:

Marisa Button, Director of Multifamily Programs
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Hugh R. Brown, General Counsel
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Chris McGuire, Assistant General Counsel
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Kimberly E. Church, Executive Director Human Development Center, Inc.
Kchurch@hdcinc.org

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE FLORIDA HOUSING FINANCE CORPORATION, 227 NORTH BRONOUGH STREET, SUITE 5000, TALLAHASSEE, FLORIDA 32301-1329, AND A SECOND COPY, ACCOMPANIED BY THE FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, 2000 DRAYTON DRIVE, TALLAHASSEE, FLORIDA 32399-0950, OR IN THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

**BEFORE THE STATE OF FLORIDA
FLORIDA HOUSING FINANCE CORPORATION**

HUMAN DEVELOPMENT CENTER, INC.

Petitioner,

Case No. 2020-046BP

RFA No. 2020-105

vs.

Application No. 2020-489G

FLORIDA HOUSING FINANCE
CORPORATION,

Respondent.

_____ /

CONSENT AGREEMENT

Petitioner, Human Development Center, Inc., (“HDC”) and Respondent, Florida Housing Finance Corporation (“Florida Housing”) hereby present the following Consent Agreement in accordance with Section 120.57(4), Florida Statutes.

1. On April 13, 2020, Florida Housing issued RFA 2020-105 Financing to Build Smaller Permanent Supportive Housing Properties for Persons with Developmental Disabilities (the “RFA”).

2. HDC submitted Application No. 2020-489G (the “Application”) in response to the RFA. HDC requested an allocation of \$498,050 in grant funding for its proposed six-unit housing development in Hillsborough County, Florida.

3. Florida Housing received seven applications in response to the RFA.

4. The designated Review Committee recommended that Florida Housing’s Board of Directors (the “Board”) award funding to five Applications and find two applications, including HDC’s Application, ineligible for funding. After funding all eligible Applications, there was \$869,750.00 in unallocated grant funds remaining.

5. Based on the Review Committee Scorer's notes the HDC Application was found ineligible for failure to provide the total number of Residents that will be living in the proposed Development as required in 5.h. of Exhibit A to the RFA.

6. HDC timely filed a Notice of Intent to Protest followed by a Formal Written Protest and Petition for Administrative Hearing (the "Petition") challenging the ineligibility determination.

7. In response to 5.h. of Exhibit A to the RFA, HDC answered "6 maximum" instead of stating how many total residents will be living in the proposed Development. However, in its narrative response required in Section Four A.2. of the RFA, HDC did state that the proposed development "will provide six bedrooms and three bathrooms for individuals with disabilities and comply with all RFA 2020-105 requirements where all individuals have their own room."

8. Florida Housing has reviewed the Board's preliminary RFA funding decision, the Application, and the Petition filed by HDC, and has determined that the HDC proposed Development meets the eligibility criteria in the RFA. Therefore, Petitioner's Application meets all requirements, is eligible, and should be selected for funding.

9. Because there is sufficient unallocated grant funding remaining to fully fund HDC, no other application in the RFA will have its funding negatively impacted if HDC is awarded funding.

10. The undersigned represent that they have the authority to execute this Consent Agreement on behalf of their respective clients.

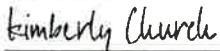
11. Upon issuance of a Final Order adopting the terms of this Consent Agreement and awarding funding to HDC under the terms of the RFA, HDC agrees to timely dismiss its Petition

with prejudice. The Parties waive all rights to appeal this Consent Agreement and the Final Order to be issued in this case. Each party shall bear its own costs and attorney's fees.

12. This Consent Agreement is subject to approval of Florida Housing's Board. If the Board does not approve this Consent Agreement, no Final Order will be issued, and this Consent Agreement shall be null and void as if it were never executed.

Executed this 11th day of August, 2020.

DocuSigned by:



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