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Where To Find Our Previous Pacific Current Issues

The San Francisco HUB has published Pacific Currents for over a decade. While we try to furnish our 4,000+ subscribers with a printed copy, sometimes we are only able to post the newsletter on our website due to insufficient printing funds. Look for our latest issue here:

http://www.hud.gov/local/ca/working/localpo/ mfhsgnews.cfm

REAC Physical Inspections Are You Ready?

This issue of Pacific Currents will be devoted to assisting owners and agents of Multifamily properties in preparing for upcoming REAC inspections. It will also provide tips for understanding the REAC physical inspection process and the most common REAC deficiencies. We'll provide information on how HUD staff will be working with owners and agents prior to their inspections in order to reduce the number of properties that receive REAC physical inspection scores under 60.

REAC recently provided guidance to assist owners of Multifamily properties in preparing for their upcoming REAC inspections. It is important to review and follow the guidance well ahead of the REAC inspection date and set aside time to prepare and pre-inspect your property as discussed in the guidance. REAC recommends that you conduct a complete (100%) inspection of your property including the site, all building exteriors, all building systems, all common areas and all units.

We developed the list of common deficiencies included in this newsletter after reviewing ten recent inspection reports of properties in our Hub. These frequently cited deficiencies should give you an idea of what the REAC inspectors are focused on and can help in conducting a pre-inspection of your property.

The San Francisco Hub has consolidated a list of important reminders and tips that we think are critical in understanding the REAC physical inspection process including the postponement requirements, appeals process, and the requirements for developing a Compliance, Disposition and Enforcement Plan as a consequence of a second under 60 REAC score. It is also important to note that commons areas such as community rooms, landscaping and fences greatly affect the REAC scoring.



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" Nothing is certain except death, taxes and REAC inspections. " ~ Unknown

" All you need is love and a great REAC score. " ~ Unknown

A Message From Tom Azumbrado Director, San Francisco Multifamily Hub

This edition of Pacific Currents focuses on the topic of how to thrive and not just survive when dealing with REAC inspections. REAC inspections are an important and valuable tool for HUD to determine the physical condition of HUD assisted and insured projects. At the same time, we recognize that the score is an indicator taken at a specific time, and sometimes the results give inaccurate assessment of the project's physical condition, just like one's blood pressure reading may not reflect the true health of an individual.

We hope some of the articles help you understand how to improve your REAC scores, so that you can deal with some of the big picture matters that are also demanding your attention.

One of our Hub's main goals is the preservation of our existing affordable housing portfolio. We are taking a proactive approach and encouraging owners to remain in the subsidized housing business. Examples include providing regular meetings with the industry to promote partnering, issuing Hub notices to encourage long term HAP contracts, and encouraging refinancing of the existing portfolio, in particular Section 202s, so that needed repairs and improvements can be made.

In addition, Multifamily Housing is taking incremental steps to increase HUD-insured loans in the market. It is anticipated that rental housing demand will increase in many areas due to fallout in the homeownership market. Multifamily has numerous initiatives in the pre-release phase, and hopes to have these available over the next 6 to 12 months.

This newsletter also highlights recent project completions of a Section 811 and a Section 202 project.

Tom Azumbrado Director, San Francisco Multifamily Hub (415) 489-6604 <u>thomas.w.azumbrado@hud.gov</u>



Tony Perez, from our Phoenix office, retired in early 2007 due to illness. He passed away this February. Beyond all the numerous contributions he made to HUD over the years, he was a Veteran, father and grandfather, in addition to his numerous other roles throughout his life. His positive presence remains in the many people and projects that he touched. Tony's death puts in perspective that the toils of the many micro tasks that we handle daily, are not what are most important in our lives or work.

Preparing for a REAC Inspection

The San Francisco Hub has an ongoing goal to preserve affordable housing. We have established procedures to assist owners in preparing for REAC inspections and we hope by doing so to improve the physical condition of our properties. Throughout this newsletter we have included guidance, reminders and tips for owners/agents in preparing for the REAC inspection. It is our hope that by strengthening our Hub's overall approach, owners will achieve REAC physical inspection scores of 80 and above. We hope that a proactive collaborative approach between Project Managers and owners, working together, will achieve an outcome of resolving any deficiencies before the inspection. This collaboration should reduce the number of Under 60 REAC scores and help owners avoid any second Under 60 scores, which can result in serious consequences to their property.

To further assist in the preparation for an inspection, Project Managers will be contacting owners to schedule a meeting or conference call prior to a scheduled REAC inspection. The primary purpose of these calls is to review common REAC deficiencies; discuss specific deficiencies the property has had in the past; raise awareness as to the seriousness of an Under 60 REAC score; and to remind the owner that the second inspection will likely be conducted by a different inspector and different random units will be selected.

In the unlikely chance that YOUR project receives an Under 60 REAC score, your Project Manager will contact you again after the score has been released to discuss the following:

> The current and previous REAC physical inspection reports (deficiencies). This will be an item by item discussion of all deficiencies noted in the current under 60 REAC physical inspection report (if applicable) and all past inspection reports;

> The property's action plan (such as a Comprehensive Needs Assessment) to cure all of the physical deficiencies, including those noted in the Under 60 inspection report;

> The Notices sent to the owner from the Los Angeles DEC of the Regulatory Agreement violations and/or Defaults of the Housing Assistance Payments Contract; and

> An explanation of the consequences of a 2nd Under 60 REAC score, i.e., the required Compliance, Disposition and Enforcement Plan and the options available to the Hub (foreclosure, abatement of Section 8 subsidy, prepayment, mortgage sale, restructuring by OAHP, transfer of physical assets, change of management, or a combination of the these).

A Management Agent's Perspective

One of the scariest things to hear in the property management world is this: "The REAC inspector is coming!"

The learned management agent has no doubt had the occasion to ponder questions when faced with a REAC score of below 60. These questions include:

- "How'd I get a 16.5 point deduction for a speck of paint on one lousy fire sprinkler head?" "Can't anyone see that this is a work of art, not graffiti?"
- "What crack on the switch plate?"
- "What exposed wires?"
- "What the heck is a scunsion???"

Agent concerns are valid: one inspector looks for one thing while another looks for something completely different; the rationale behind the point deductions seems unfathomable; the REAC appeals process can be quite tedious; however, agents have looked at the REAC process and concluded that conforming to REAC standards = decent, safe and sanitary housing. This is the sacred promise we make to all of our residents and, in our profession, nothing is more important.

(1) www.hud.gov/offices/reac/faqs/pass faqs.cfm This website is a treasure trove of information. The 31 page "Compilation Bulletin" (which was revised in January 2008) and the "User Guides and Documents" sections are particularly indispensable. Don't even try to commit this information to memory, but an agent, and the agent's maintenance team, must know where to look, must keep these documents handy, and must be guided by them regularly.

(2) Get the cooperation of your residents . When Management observes potential unit findings such as sofas blocking egress points, stove control knobs removed, and kitchen smoke detectors unhinged, notices should be sent to all residents requesting their cooperation. Residents should be encouraged to do their share to ensure a successful inspection.

(3) Network, talk to peers and get formal training. Preparation is the key. If an agent knows that hairline cracks on a switch plate are the REAC findings du jour, then the agent should prioritize accordingly.

Have a party after scoring 90 or above. Site teams appreciate the effort taken to show that the agent cares... and the fact that the REAC inspector won't be showing up for another 3 years!

Reminders & Tips on REAC Physical Inspections

The Hub has consolidated a list of important reminders and tips that we think are critical in understanding the REAC physical inspection process including postponement requirements, the appeals process and the requirements for developing a Compliance, Disposition and Enforcement Plan as a consequence of a second under 60 score.

1. REAC inspectors must notify the owner/agent not less than 15 days in advance to arrange a date and time to conduct a REAC inspection.

2. Owners must provide written notice to the residents at least 15 days in advance that the inspection will take place.

- 3. Timing of Inspections:
 - 90 points or higher inspected every three
 (3) years
 - 80 to 89 points inspected every two (2) years
 - 79 or less inspected annually

4. Requests to HUD to postpone a REAC Inspection must have a justifiable reason.

These include:

- Property prepaid the loan and there is no Section 8 HAP Contract or other rental assistance
- Property is scheduled to prepay within the next 90 days
- Property is undergoing major rehab
- Property is about to be rehabilitated with funding in place and has estimated starting and ending dates of rehab work
- Property is in process of refinancing, decoupling, in OAHP for mortgage restructuring, has submitted a Transfer of Physical Assets application, or has an assignment of the Section 8 HAP contract to a new owner in Process
- A REAC physical inspection is not due
- Other serious circumstances such as litigation
- Property is in foreclosure and/or subsidy has been abated, or the mortgage is scheduled for a HUD multifamily note sale

5. Requests to HUD that certain units and/or buildings be taken off-line before a REAC inspection will be considered if:

- certain dwelling units had recent extensive fire Damage

- minor rehabilitation work is ongoing
- there are police restricted areas
- there are other hazards or unforeseen circumstances

The owner must:

- contact the Project Manager, preferably prior to the inspection being scheduled
- provide the total # of buildings and/or units involved
- provide the reason for taking off line
- advise how long unit/building has been off-line
- advise when unit/building will be back on-line.

If HUD approves the request, the owner will be provided with a letter to present to the REAC inspector on the day of the inspection.

- 6. Exigent Health and Safety (EH&S):
 - If the owner receives a "ticket" from the REAC Inspector on the day of the inspection for Exigent Health and Safety (EH&S) hazards found during the inspection, the owner is reminded to correct all hazards and submit a certification to HUD/PBCA that the findings were corrected within 3 business days:
 - a. submit the certification on company letterhead
 - b. fill in all the spaces with the correct info
 - c. have the owner sign a completed certification
 - d. fax the certification and supporting docs to HUD/PBCA
 - e. keep a copy for your records
- 7. Appeals:

If an owner believes that the inspection was not conducted in accordance with REAC inspection protocol or feels that certain inspection data was recorded in error and if corrected will result in an improvement in the property's overall score there are two options available to appeal a REAC physical inspection score:

a. Technical Reviews:

Only objectively verifiable, material errors will be considered for a technical review. Material errors are those that exhibit specific characteristics and meet specific thresholds.

The three types of material errors are:

- Building Data Errors - inspection includes the wrong building or a building that is not owned by the property

- Unit Count Errors - total number of units considered in scoring is incorrect as reported at the time of the inspection

- Non-Existent Deficiency Error-inspection cites a deficiency that did not exist at the time of the inspection

An owner's request must included written materials, photographs and/or videos. Owners must submit the request including documentation to:

Attn: REAC PASS Technical Reviews 550 12th Street, S.W., Washington D.C. 20410

For complete information concerning the process visit the REAC website:

http://www.hud.gov/offices/reacproducts/pass/ pass_guidelines.cfm

Requests must be received by REAC within 30 days following REAC's release of the Report.

REAC will not consider disagreements over the severity of a defect, such as deficiencies rated Level 3 that the property owner thinks are Level 1 or deficiencies that were reported or corrected during or after the inspection.

b. Database Adjustment Reviews (DAR)

An owner may request a DAR if the results of the physical inspection are out of the ordinary or incorrect due to circumstances affecting the property which are not reflected or inappropriately reflected in the score. For example, items that are not owned by the property or conditions that are allowed by city/county/state codes. A list of circumstances can be obtained from the REAC website at:

http://www.hud.gov/offices/reac/products/pass/ pass_guideandrule.cfm

Circumstances that may be addressed as a database adjustment are:

- local conditions/exceptions such as code requirements & preexisting features

- ownership issues such as sidewalks, roads, fences, retaining walls and mailboxes owned and maintained by adjoining properties

- adverse conditions beyond the owner's control such as damages caused by natural disaster or a 3rd party. Owners must submit requests to:

HUD/PIH/REAC Attn: PASS Database Adjustments, 550 12th Street, S.W., Suite 100, Washington, D.C. 20410

Requests must be received by REAC within 45 days following REAC's release of the report.

REAC will not accept any database adjustment requests without appropriate documentation, such as a local code citation.

The following conditions do not qualify for a database adjustment: Deficiencies noted during the inspection that were corrected during or after the inspection, and deficiencies caused by residents do not qualify.

Turnaround time on appeals is 30 days. If you have not heard back from REAC on the status of your appeal, contact your Project Manager.

8. If an owner refuses the REAC inspection, the result is an automatic failure (0 points) and referral to the Departmental Enforcement Center (DEC) for enforcement action.

9. Remember common areas such as community rooms, landscaping and fences greatly affect the REAC scoring.

10. HUD will take the following steps if a project receives a 1st and/or 2nd Under 60 REAC physical inspection score:

Flag the principals & management agent in the Active Partners Participation System (APPS). - if you get two Under 60 scores, you get flagged twice in APPS.

Change the status of the project to Troubled Refer the project to the Departmental Enforcement Center for enforcement action.

11. Compliance, Disposition and Enforcement (CDE).

The current Headquarters protocol for projects that receive a 2nd Under 60 REAC physical inspection score requires that the Hub develop aCDE Plan. The acceptable actions in the protocol are:

- > Foreclosure
- > Prepayment
- > Abatement/termination of Section 8
- > Mortgage sale
- > Transfer of Physical Assets
- > Restructuring the mortgage with OAHP
- > Changing the management agent

Due to the limited options available, it is important for owners to avoid scoring less than 60 points. Owners should begin making preparations for correcting all physical deficiencies and seek funding sources to address the repairs/ replacements in advance of the inspection.

Guidance for Owners/Agents of Multifamily Properties

REAC has recently provided the following guidance to assist the Multifamily Property Owners and Management Agents in preparing for REAC inspections. It's important to review and follow this guidance well ahead of the REAC inspection date and set aside time to prepare and pre-inspect your property as discussed in the guidance. REAC recommends conducting a complete (100%) inspection of the property including the site, all building exteriors, all building systems, all common areas and all units.

Preparing for a REAC Inspection

Prior to the REAC inspection date the property should conduct a complete (100%) inspection of the property. It should include the site, all building exteriors, all building systems, all common areas, and all units. For clarification purposes: all areas within a building that are not residential units are considered common areas for the REAC inspection and you will need to provide access to each of these areas.

> - The "Pre-REAC" inspection can be completed using the 2.3 public version of the inspection software, which is available for download from the REAC website, <u>http://</u> <u>www.hud.gov/offices/reac/products/pass/</u> <u>software.cfm</u>, if you choose to complete the inspection electronically.

- If you prefer to complete it manually (on paper) there is a formatted inspection form available that allows you to inspect all the inspectable items, but it does not have the definitions readily available for each of the deficiencies. However, using this form allows you to enter the level and then check the accuracy of the findings after returning to the office or completing the inspection. The URL for this document is: <u>http://www.hud.gov/</u> <u>offices/reac/products/pass/materials.cfm</u>.

> While conducting the "Pre-REAC" inspection keep in mind that if an inspectable item exists on your property it must function as designed by the manufacturer.

> The REAC inspection is a hands-on inspection. Whether the property staff or contract inspector conducts the "Pre-REAC" they must physically test the function of all windows, doors, fixed lighting, stoves, etc. You will not be able to accurately determine if the inspectable item(s) functions properly without first checking the operation (i.e., if a door is designed to latch/lock, then the door should latch/lock). However, if whoever is conducting the "Pre-REAC" inspection fails to check the door for both these functions it would be recorded as a defect on the REAC inspection if that area/item were selected in the sample.

- In addition to the "Top 20 Deficiencies" which can be found at: <u>http://www.hud.gov/</u> <u>offices/reac/products/pass/materials.cfm</u>, special attention should be directed at any possible "Exigent Health & Safety" deficiencies that may be found. They are:

- Propane, natural, or methane gas leaks
- Exposed wires or open electrical panels
- Water leaks on or near electrical equipment
- Blocked or unusable emergency or fire exits
- Blocked fire escapes or ladders
- Missing or misaligned chimney for gas-fired water heater or HVAC unit
- Window security bars preventing exit
- Expired fire extinguishers
- Inoperative or missing smoke detectors

Property staff should adhere to the following when preparing for the REAC inspection:

Electrical

- All electrical boxes, electrical panel boxes, fuse boxes, disconnect boxes, timer boxes, etc., are subject to inspection by the REAC inspector regardless of the location. These boxes will be inspected even if behind locked doors for any electrical deficiency that exists.

- All electrical panels and fuse boxes must be made available for inspection whether located inside or outside and secured or unsecured.

- All other electrical boxes, disconnects, timers, etc., will not be opened by the REAC inspector and no deficiency cited if secured at the time of the inspection. A box is considered secured by REAC definition if it cannot be opened using only your hands. (No tools are allowed.)

Blocked Egress

- All individual living areas/rooms in a unit and all common area rooms must have two independent and unimpeded means of egress (escape) if so designed. The only exception is windows above the 3rd floor that do not serve as a means of access to a designed escape route. In cases where local code differs with this standard, either a letter from a local code official or a copy of the code should be provided/submitted within the guidelines of the TR/DBA process so that applicable lost points can be restored.

On the Day of the Inspection have the Following Information Available for the Inspector

- Certificates (if applicable) for: Boilers, Fire Alarm, Building Sprinkler System, Elevator, and Lead Based Paint Report and Resident Disclosure if the property has a building built prior to 1978.

- Area Measures: Parking Lots/Driveways/ Roads (square footage) and Walkways/Steps (square footage).

- Rent Roll: Should be current for the day of the inspection and must contain all occupied units, vacant units, and non-revenue units. If the purpose of any of these dwelling units changes to a non-dwelling use you will need to inform the inspector and it must be removed from the unit count (e.g., Office, Police Substation, etc.).

- Site Map: (if available) This enables the inspector to navigate the property in a more efficient manner.

Important Points to Remember

- When the inspector contacts you to schedule the inspection it must be a mutually agreeable time/date. (The inspection should take place during normal business hours of course.)

- If Mondays are bad due to less staff involvement over the weekends, schedule an alternative day.

- You should not schedule the maintenance/ service of any of the inspectable items the day of the inspection, i.e., elevators – "Out of Order" due to planned maintenance will be cited for a level 3 deficiency.

- If property staff or contractors have work in progress or have recently completed work that required the removal of panel covers exposing electrical wiring/connections, outlet/switch plate covers, etc., you will need to ensure that these items have been properly reinstalled.

- Carry a notepad and camera with you during the REAC inspection to document the various findings when appropriate. - The property staff is required to provide the inspector with access to all inspectable areas within the sample units and sample building common areas.

You are allowed to do the following during the inspection:

In a unit or common area you may install a light bulb to demonstrate that a fixture functions properly, if so, it is not a defect.

If a pilot is out on two or more burners you may light the pilot and test the burners. If they both function, a Level 1 deficiency is recorded in lieu of a Level 3.

If the exhaust fan in the bathroom has been unplugged you may plug the exhaust fan in and if it functions properly there is no deficiency recorded.

Supplemental Guidance

The "Compilation Bulletin" and Inspector Notices are clarifications of the definitions and take priority over the written definitions in the inspection 2.3 software. The "Inspector Business Rules" detail the protocol for conducting the REAC inspection. You will need to familiarize yourself with these documents:

Compilation Bulletin URL:

http://www.hud.gov/offices/reac/products/pass/ pass_bulletin.cfm

Inspector Notices URL:

http://www.hud.gov/offices/reac/products/pass/ pass_doc.cfm

Inspector Business Rules URL:

http://www.hud.gov/offices/reac/products/pass/ PDFs/i_a_business_rull.pdf

Current regulations require owners to submit all Data Base Adjustments (DBA) or Technical Review (TR) appeals directly to the Real Estate Assessment Center, not to their Hub/PC staff [Reference: 24 CFR 200,857(d) and (e)].

REAC's mailing address is: HUD/PIH/REAC, 550 12th Street S.W., Suite 100, Washington DC 20410.

Additional guidance concerning the CFR, DBA and TR requirements can be found at:

http://www.hud.gov/offices/reac/pdf/ uniform_stds.pdf

and

http://www.hud.gov/offices/reac/products/pass/ pass_guideandrule.cfm

Edenvale Supportive Housing, San Jose, CA

Project/Location:

5340 Monterey Highway San Jose, CA

Description:

14 - Revenue Units 1 - Manager's Unit

Project Size: 13,515 sq. ft.

Unit Types:

9-1 Bedroom - 596 sq. ft. 2-1 Bedroom - 623 sq. ft. 3-2 Bedroom - 826 sq. ft. 1-2 Bdrm Mgr Unit - 826 sq. ft.

Status:

Completed November 2007

Sponsor: Eden Housing, Inc. Hayward, CA

Architect: Hardison, Komatsu, Ivelich & Tucker Oakland, CA

Contractor: L&D Construction Co., Inc. San Jose, CA

Funding Source:

HUD Section 811 Capital Advance: \$1,882,000

CalHFA/MHP State Funding: \$1,619,315

City of San Jose HOME: \$971,248

County of Santa Clara CDBG: \$130,446

Housing Trust of Santa Clara: \$ 280,000



EQUAL HOUSING OPPORTUNITY



denvale Supportive Housing provides 14 units of affordable, accessible housing to very low income adults living with developmental disabilities. Residents pay just 30% of their incomes for rent and utilities.

Edenvale Supportive Housing will provide 14 independent living apartments in a single two-story elevator building. Each living unit will include a full kitchen and full bath, in addition to living/dining room area. All corridors and community spaces, as well as the elevator, are wheelchair accessible.

The site of Edenvale Supportive Housing, approximately 0.45 acres, is surrounded on three sides by an existing Eden Housingowned and managed family rental property of 145 living units.

The site also has frontage along Monterey Highway. Edenvale Supportive Housing has been designed to encourage social interaction with residents of the existing project, and the sharing of resources and programs; thereby promoting the mainstreaming of the special needs residents of Edenvale Supportive Housing into the greater community.

The project sponsor, Eden Housing, Inc., of Hayward, CA, has partnered with Housing Choices Coalition, another non-profit located in San Jose, to provide resident coordination services.



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Parker, Pam	Appraiser	Pamella.R.Parker	6667
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Fax Machine			6608
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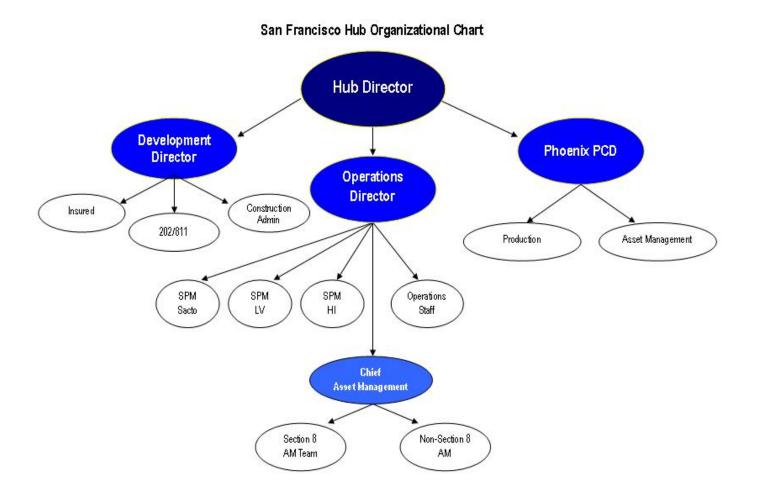
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Cachola, Mel	Project Manager	Mel.C.Cachola	6641
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Lai, Andy	Program Assistant	Andy.F.Lai	6643
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Loy, Marcus	Senior Project Manager	Marcus.A.Loy	6646
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Tedesco, John	Project Manager	John.S.Tedesco	6652
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Sacramento N	Iultifamily Office - 650 Capital Mall, Suite 4-200, S	acramento, CA 95814	
Employee	Title	Email - @hud.gov	(916) 498
Gage-Norman, Unetha	Supervisory Project Manager	Unetha.G.Norman	7390
Dongses, Jason	Const. Analyst (202/811 Virtual Team S.Francisco)	Jason.H.Dongses	7394
Herring, Milt	Sr. Project Manager	Milt.V.Herring	7391
Hovey, Bonita J.	Project Manager	Bonita.J.Hovey	7395
Raborn, Susan	Project Manager	Susan.A.Dorr	7398
Thompson, Robin	Project Manager	Robin.C.Thompson	7396
Wilson, Woody	Project Manager	Woody.H.Wilson	7397
Fax			5247
Fr	esno Field Office, 855 M Street, Suite 970, Fresno,	CA 93721	
Perales, Rhea	Project Manager (202/811 Virtual Team SF)	Rhea.A.Perales (559) 48	7 - 5033 x26
Fax (Sacramento Office) 5344			5344

Phoenix Program Center - One North Central Avenue, Suite 600, Phoenix, AZ 85004				
Employee	Title	Email - @hud.gov	(602) 379 -	
Thomas, Sally	Director	Sally.G.Thomas	7171	
	Production			
Smelnick, Stephanie	Supervisory Project Manager - Production	Stephanie.I.Smelnick	7154	
Cooley, Marilyn	Project Manager	Mandy.M.Cooley	7163	
Landry, Don I	Const. Analyst (202/811 Virtual Team SF)	Don.I.Landry	7143	
King, Sandy	Project Manager (Mortgage Credit)	Sandra.O.King	7152	
Nolasco, George G.	Construction Analyst - Production	George.G.Nolasco	7138	
Ortega, Rosie	Housing Rep (202/811 Virtual Team SF)	Rosie.G.Ortega	7145	
Tulle-Weber, Tisha	Multifamily Intern	Tisha.N.Tulle-Weber	7158	
	Asset Management			
Yazzie, Marilyn	Supervisory Project Manager - Asset Mgmt.	Marilyn.Yazzie	7136	
Ayze, Tracey M.	Program Assistant - Asset Management	Tracey.M.Ayze	7168	
Barnes, Monica	a Project Manager Monica.I.Barnes 66		6661	
Dehler, Kathleen	een Project Manager Kathy.Dehler		7162	
Llewellyn, Lavona	avona Team Leader - Asset Management Lavona.G.Llewellyn		7156	
Reilly, Jennifer	Project Manager Jennifer.H.Reilly		7161	
Serfling, Lynn (retiring June 6)	Project Manager	Lynn.M.Serfling	7159	
Fax (Phoneix Office)			4549	
Las Vegas Multifamily Office - 300 South Las Vegas Boulevard, Suite 2900, Las Vegas, NV 89101-5833				
Employee	Title	Email - @hud.gov	(702) 366-	
Castro, Frank	Supervisory Project Manager	Frank.J.Castro	2120	
Foster, Terry	Program Assistant	Terry.I.Foster	2125	
Ewing, Dave	Project Manager	David.F.Ewing	2121	
Payette-Zeh, Brenda L.	a L. Project Manager Brenda.L.Payettezeh 2		2124	
Cain, Mary	Project Manager Mary.E.Cain 2		2122	
Lund, Blair	Senior Project Manager	Blair.Lund	2123	
Fax (Las Vegas Office)			5832	
Honolulu Program Center - 500 Ala Moana Boulevard, Suite 3A, Honolulu, HI 96813-4918				
Employee	Title	Email - @hud.gov	(808) 522-	
Castro, Frank	Acting Supervisory Project Manager	Frank.J.Castro (702)	366-5832	
Yamate, Ray	Program Assistant	Ray.M.Yamate	8185 X236	
Correia, Kimberly	Program Assistant	Kimberly.Correia	8185 X241	
Gota, Ray	Senior Project Manager - Asset Mgmt	Raymond.H.Gota	8185 X244	
Dickson, Rod	Project Manager	Rod.K.Dickson	8185 X229	
Cox, Barbara	Project Manager	Barbara.W.Cox	8185 X231	
Horiuchi, Carole	Project Manager	Carole.O.Horiuchi	8185 X247	
Hickman, Dave	Project Manager	Roy.D.Hickman	8185 X232	
Fukunaga, Cheryl	Sr. Housing Rep	Cheryl.A.Fukunaga	8185 X243	
Fax (Honolulu Office)			8194	

Performance Based Contract Administrators - PBCA

PBCAs - We outsource key section 8 project servicing to these valued contractors. We are fortunate that over the last few years they have individually and collectively partnered with HUD and the industry to promote high quality work to enhance HUD's objectives.

Northern California	Arizona	Nevada	Hawaii
Project Managers may call:			
California Affordable	Paula Scott	Timothy H. Johnson	Mary I. Morton
Housing Initiatives, Inc.	Contract Administrator	Contract Administrator	Hawaii Compliant Manager
505 14 th St.,	1110 W. Washington St.,	Washoe Affordable Housing	Contract Management Svcs
Suite 940	Suite 310	1004 Forest St.	345 - 6th Street, Suite 200
Oakland, CA 94612-1468	Phoenix, AZ 85007	Reno, NV 89509	Bremerton, WA 98337
(510) 238-5300 Tel	(602) 771-1000 Tel	(775) 334-3199 Tel	(808) 591-6235 Tel
(510) 268-8545 Fax	(602) 771-1002Fax	(775) 334-3195 Fax	(808) 591-6507 Fax
PBCA@cahi-oakland.org	paulas@housingaz.com	tjohnson@renoha.org	mmorton@contractmgtm.org
General Inquiries and	General Inquiries and	General Inquiries and	General Inquiries and
Tenant Complaints	Tenant Complaints	Tenant Complaints	Tenant Complaints
1-800-982-5221	(602) 771-1000	1-888-202-9036	1-808-591-6235



Buena Vista Terrace, San Francisco, CA



Itizen's Housing Corporation renovated a vacant church in the Haight-Ashbury neighborhood of San Francisco into 40 units of affordable senior housing. The abandoned Third Church of Christ, The Scientist, was an historic and abandoned church that had been idle for many years. The project site is located directly across from Buena Vista Park and is just a few blocks away from nearby Golden Gate Park.

The site originally consisted of two adjacent lots totaling approximately one-third acre, and it contained a 1915 Romanesque Revival style church and a one-story reading room constructed in the 1950s. The church was a steel-framed structure, with an ornate, non-reinforced masonry exterior. The reading room was demolished to make way for driveway access to the parking area, as well as an outdoor patio and garden for the residents.

Sitting across from Buena Vista Park, the development has experienced a rebirth as both the valued affordable housing resource it now is, as well as the architectural gem it was when it was first built. As such, Buena Vista Terrace has once again become a significant asset to the Haight-Ashbury community.





Project/Location:

1250 Haight Street San Francisco, CA

Description: 39 Revenue Units 1 Manager's Unit

Project Size: 13,700 sq. ft.

Unit Size:

33 - Studio Units - 335 sq. ft. 6 - 1 Bdrm Units - 523 sq. ft. 1 - Manager's Unit - 512 sq. ft.

> Status: Completed August 2007

> > Sponsor:

Citizen's Housing Corporation, San Francisco, CA

> Architect: Hardison, Komatsu, Ivelitch and Tucker Architects, Oakland, CA

> > Contractor: Cahill Construction, San Francisco, CA

Funding Source: Section 202 Capital Advance: \$ 5,086,000

City and County of San Francisco: \$2,780,191

HOME: \$4,005,740

Citizen's Housing Corporation: \$12,580



Most Frequently Cited REAC Deficiencies

The below list was developed after reviewing ten recent inspection reports received at the Hub. These frequently cited deficiencies should give you an idea of what the inspectors are focused on, and can also help you in conducting a pre-inspection of your property. We also added a few deficiencies that are included in REAC's "Top 20 Deficiencies" list.

INTERIOR

Blocked Egress:

Emergency fire exits – blocked/unusable Windows – non breakaway security bars preventing egress

Health and Safety:

- Breaker switch & electrical covers missing/ damaged/exposed wires
- Outlets, switches & cover plates cracked/ missing/broken

Fire extinguishers - missing/damaged/ inoperable/expired inspection dates Smoke detectors - missing/inoperable Electrical systems - GFI missing/inoperable Call for aid pull cords - malfunctioning/tangled/ tied up Mold & mildew Sprinkler heads (interior) - painted/inoperable Infestation - insects/rodents Tripping hazards - cement uplifted/broken stairs

Unit Interiors and/or Common Areas:

- Doors missing/damaged surface/holes/ damaged hardware/locks/missing seals/ missing screens, storm & security door (missing dual-side key locks)
- Floor covering damaged/in need of replacement/trip hazards
- Walls dry rot/paint peeling/cracked/damaged/ stained/holes/in need of paint/spalling
- Ceilings water stains/mold/mildew/water damage/bulging/buckling/holes/in need of paint
- Appliances (refrigerator/stove/vent hoods) damaged/inoperable/inoperable parts
- Outlets, switches & electrical covers- missing/ damaged/exposed wires/broken cover plates Plumbing – leaking faucets, pipes
- Bathroom showers, tubs & lavatory sinks damaged/missing/caulking deteriorated/diverters inoperable/no drain stoppers/water handles inoperable
- Windows inoperable/not lockable/damaged/ missing screens/cracked & missing panes/ deteriorated caulking, weather stripping, seals & glazing compound/damaged & missing screens

Clothes dryer - not properly ventilated to outside from units or laundry rooms Improper storage of flammables

Building Systems:

HVAC – inoperable/missing covers Water heaters – damaged/inoperable/not

- properly strapped;
- Pressure valve discharge tube extends within 18 inches of floor
- Breaker switch & electrical covers no access to panel/missing/damaged/exposed wires

Electrical systems – GFI inoperable

Miscellaneous:

Trash chutes- no hardware/not securing

EXTERIOR

FHEO:

No accessibility to main floor entrance/common areas obstructed/missing accessibility routes – sidewalks/main entrance/common areas

Health and Safety:

Electrical hazards – exposed wires/open panels Walkways – trip hazards/raised sidewalks Stairs – broken/damaged/missing steps Decks – dry rot/tripping hazards/cracks

- Structural:
 - Walls dry rot/paint peeling/cracks Parking lots/driveways – pot holes/loose material/cracks
 - Roofs ponding/missing/damaged components from downspout & gutters
- **Miscellaneous:**
 - Fencing leaning/damaged/missing sections/ falling
 - Play areas & equipment damaged/broken equipment

Vegetation – overgrown/penetrating

Gutters & downspouts - missing/damaged

Storm water sewers—clogged with trash/leaves Sewer covers – damaged caps

- Elevator-misaligned with floor more than ¹/₄ inches/elevator not level
- Chimney misaligned vent stack on water heaters/furnaces
- Trash receptacles overflowing/inadequate size Auxiliary lighting – backup lighting works even when test light does not
- Domestic water leaking supply/hose bibs

Findings in common areas such as community rooms, or landscaping and fences greatly affect the REAC scoring

Twenty (20) Year HAP Contracts

The San Francisco Multifamily Hub has placed a high priority on halting the loss of project-based Section 8 subsidy. Over the last decade, our Hub has had significant losses and nationally the number of project-based units declined from 2 million to 1.4 million project-based Section 8 units.

We believe that promoting 20 year HAP contracts is the most effective way to preserve affordable housing. It gives owners protection and stability while reducing the number of optouts and "at risk" properties annually.

Recently, the Hub issued letters to owners and agents about this new local policy. Owners interested in obtaining a 20 year HAP contract should contact their local HUD office to discuss the process. To qualify for a 20 year HAP, contracts cannot be in their original term and owners must be in compliance with HUD physical, financial, and management requirements. HUD staff will be happy to provide additional information and respond to owner questions and concerns.

HUD New Model Leases

On May 19, 2008, Headquarters advised the **RHIP Listserv participants and HUD Model Leases** have now been assigned a HUD Form Number, OMB approval number, and OMB expiration date. The Model leases are available on HUDClips under form number HUD-90105-A and will soon be separated into four separate documents. Owners/ Agents must begin using the new HUD Model Leases for all new admissions immediately and for existing tenants beginning with the annual recertifications effective January 1, 2009, or later. Because forms that have OMB approval and OMB expiration dates cannot be modified, owners/agents who have lease modifications will need to develop lease addendums to incorporate the lease modifications. If owners/agents have already received HUD approval of their lease modifications, they do not have to resubmit their new lease addendums for approval prior to implementation.



Smoke-Free Policies

The Region's interpretation of the Handbook 4350.3 guidance is that a smoke-free policy may be adopted as part of an owner's House Rules or, under certain circumstances, in tenant lease addenda. In all cases, smokefree policies must comply with HUD Handbook requirements and must ensure that occupants retain the full use and enjoyment of their apartments.

Handbook 4350.3 states "There are no statutory or regulatory provisions governing smoking in assisted housing. HUD assisted properties are required to comply with applicable state or local laws, which would include any laws governing smoking in residential units. Owners are free to adopt reasonable rules that must be related to the safety and habitability of the building and the comfort of the tenants. Owners should make their own informed judgment as to the enforceability of house rules."

However, if the owner's House Rules conflict with HUD requirements, those rules must be modified. HUD does not approve changes to House Rules, however, if HUD becomes aware of House Rules that circumvent or conflict with HUD requirements, the rules must be modified to conform to those requirements.

If an owner wishes to adopt a smoke-free policy into their House Rules, such a policy will not be allowed unless it "grandfathers" in existing tenants, who would not be subject to the new smoke-free policies except those rules prohibiting smoking in common areas. Relatives and visitors of existing tenants will not be included in "grandfathering" provisions.

If an owner elects to include smoke-free language in a lease, HUD must provide prior approval of such language. HUD will approve smoke-free language in a lease only if a documented state or local law mandates the policy.

REAC Physical Inspection Training Materials can be found at:

http://www.hud.gov/offices/reac/products/pass/ materials.cfm

These materials include: Inspector helpful hints; top 20 deficiencies; and special training presentations; and a link to an Inspection Day Video.

Tax Rebates Excluded From Income

The Economic Stimulus payments (tax rebates) received by applicants applying for assisted housing and by tenants participating in HUD's rental assistance programs are excluded from income for the purposes of determining eligibility and rent. The Economic Stimulus Act of 2008 requires this exclusion and the payments are an income exclusion under 24 CFR 5.609(c)(17) of HUD's regulations.

Inspection Keys

Remember that owners must have keys to all units at the time of the REAC inspection. If the owner does not have a key and the inspector cannot access the unit, that unit will receive "0" points on the REAC inspection report.

Zero Income Residents

A review of information in TRACS has indicated that there are a significant number of residents receiving Section 8 rental subsidy who are reporting zero or nominal (less than \$100 per month) income.

One of the goals of the Rental Housing Integrity Improvement Program (RHIIP) is to identify and reduce errors in the administration of HUD's rental assistance program. In an effort to maximize the benefit of this resource, HUD expects each owner/ agent to implement procedures that confirm zero and nominal income residents on a quarterly basis. The San Francisco Multifamily Hub has developed procedures and tools for your use in this effort.

If you have zero or nominal income residents at your property, please contact your Performance Based Contract Administrator for a copy of these procedures.

We are very fortunate to have worked with many partners, internally and externally over the years, many who are now taking well deserved retirements. We thank them for all they have contributed over the years.

Comings and Goings

Welcome

Marilyn Yazzie, Asset Management, Phoenix Multifamily Susan Dorr Raborn, Shreveport HUD to Sacramento HUD Office

Retirements

Frank Aranzubia, San Francisco Multifamily Production Lee Bartok, San Francisco Multifamily Production Margaret Beane, Sacramento Multifamily Asset Management Nancy Greer, Program Assistant, Sacramento Multifamily Office Pat Goray, San Francisco Multifamily Operations Melvin Gunn, San Francisco Multifamily Production Erma Harris, San Francisco Multifamily Asset Management Clarita Mijares, San Francisco Multifamily Production Tony Perez, Supervisory Project Manager, Phoenix Multifamily Gus Ruiz, San Francisco Multifamily Asset Management Lynn Serfling, Project Manager, Phoenix Multifamily Frank Spillman, San Francisco Multifamily Production

Transfers

Shelley Batker, San Francisco Multifamily Asset Management to Minnesota HUD Wayne Harris, San Francisco Multifamily Production to Portland HUD Office Kevin Hutchinson, Appraiser, Phoenix Multifamily to Little Rock, Arkansas HUD Field Office Sharon Lane, San Francisco Asset Management to Albany, New York HUD Office Michael Otocki, San Francisco Multifamily Productions to Miami HUD Office

Transitions

Silvia Cuellar, Supervisory Project Manager, Multifamily Asset Management Matt Naish, Chief, Asset Management, San Francisco Stephanie Smelnick, Supervisory Project Manager, Production, Phoenix, AZ

Departures

Tracie Terry, Multifamily Student Intern, Phoenix Multifamily to Veterans Administration

Student Art in a Senior Housing Community

On Thursday, November 1, 2007, Bethany Center Senior Housing celebrated it's 40th anniversary of providing housing and supportive services to seniors in need. Bethany also collaborated with Academy of Art University. "NightCapp" was an indoor and outdoor festival hosted by Honorary Co-Hosts Mayor Gavin Newsom and Academy of Art University President Elisa Stephens. Six of the Academy's Fine Art MFA Sculpture students created works for Bethany Center. The work of Robert Abrams, Daniel J. Burt, David Duskin, Paul Harmon, Lucia Hye Yoon Joo, and David Whippen resulted in an infusion of modern sculpture through the interior gathering spaces at Bethany.

In addition, Bethany Center has a new logo which was created by the Academy's School of Graphic Design student Kyung Hwa Yun. Finally, Academy School of Photography students Sungjim Kim and 2006 MFA graduate Jeong Myeong Kim provided photos for Bethany Center publications which featured the diverse community of residents at Bethany Center. This exciting collaboration between the Academy and Bethany Center is a meaningful result of the Academy's core community-minded mission of creating opportunities for students to enrich the world beyond the boundaries of the classroom.

Results of Fair Housing Poster Contest

These four posters were among the 14 winning entries of the fair housing poster contest organized by Fair Housing of Marin County, a FHIPfunded agency. The contest celebrates Fair Housing Month in April, as observance of the anniversary of the signing of the Federal Fair Housing Act. Congratulations and job well done!



Jackie, Novato Youth Center, 8th Grade



Layla & Sabrina, San Domenico School



Sabrina & Berkeley, San Domenico School, 2nd Grade



Heidi & Christina, San Dominico School, 4th Grade

Development Corner

Section 202/811 Initial Closings

Bledsoe Lane Apartments, Section 811, 24 units, Las Vegas, NV Manteca Senior Housing II, Section 202, 40 units, Manteca, CA Casa Montego II, Section 202, 33 units, Walnut Creek, CA

Section 202/811 Final Closings

Mountain Vistas II, Section 202, 40 units, Redding, CA

FHA Insured Initial/Final Endorsements

Captain Cook, Section 223(f), 21 units, Captain Cook, HI Kewalo Apts., Section 223(a)(7), 38 units, Honolulu, HI Monsignor CT Shallow Senior Apts., Section 223(f), 80 units, Las Vegas, NV Evergreen Mountain View Health and Rehabilitation, Section 223(f), 144 beds, Carson City, NV Retreat at Santa Rita Springs, Section 231, 196 units, Tucson, AZ Broadway House Apts., Section 223(f), 80 units, Phoenix, AZ Crescent Ridge II, Section 221(d)(4), 80 units, Tucson, AZ Crescent Ridge I, Section 223(f), 192 units, Tucson, AZ La Mariposa Senior Villas, Section 542(b), 59 units, Yuma, AZ Summit Vista Apartments, Section 221(d)(4), 288 units, Tucson, AZ Mark Twain Convalescent Hospital, Section 223(f), 99 beds, San Andreas, CA Northridge Coop Homes, Section 221(d)(4), 300 units, San Francisco, CA Napa Creek Manor, Section 542(c), 84 units, Napa, CA Napa Park Apartments, Section 223(f), 140 units, Napa, CA San Luis Convalescent Hospital, Section 223(f), 71 beds, Newman, CA Franciscan Convalescent Hospital, Section 223(f), 68 beds, Merced, CA Evergreen Health & Rehabilitation, Section 223(f), 96 beds, Petaluma, cA El Estero Senior Apartments, Section 223(f), 26 units, Monterey, CA Ceatrice Polite Apartments, Section 221(d)(4), 91 units, San Francisco, CA

Service Coordinator Grants

The San Francisco Multifamily Hub was recently advised that funds for the Service Coordinator program are extremely limited. Consequently, there will be no 2008 NOFA for the Service Coordinator Program.

There are funds available for extensions of existing Service Coordinator grants. A new Notice # 08-02 has been issued which describes how the limited Service Coordinator resources are being utilized.

In the near future, Hub staff will be issuing letters to all grantees where the project's Section 8 contract is for 100% of the project's units. Since Section 8 is a much more stable source of funding, and service coordinator funds are so limited, we will be encouraging those properties to include service coordinator expenses in their next budget cycle. Those grantees who are only partially subsidized should continue to utilize service coordinator funds, unless they are financially able to incorporate this expense into their budget and it would not be a burden for their residents.

Owners who will be submitting a budget-based rent increase to include the Service Coordinator expense should included with their rent increase package a copy of the letter from HUD and also a Multifamily Housing Service Coordinator One-Year Budget, HUD-91186-A detailing the service coordinator expenses.



Issuances

Notice H-08-02, Fiscal Year 2007 Grant Extension Procedures for Service Coordinator and Congregate Housing Service Program Grantees.

Notice H 2007-06, Fiscal Year 2007 Annual Operating Cost Standards Section 202 Supportive Housing for the Elderly and Section 811 Supportive Housing for Persons with Disabilities Programs

Federal Register, October 1, 2007 – Final Fair Market Rents for Fiscal Year 2008 for the Housing Choice Voucher Program and Moderate Rehabilitation Single Room Occupancy Program; Notice

Federal Register, October 15, 2007 – Pet Ownership for the Elderly and Persons with Disabilities; Proposed Rule

Federal Register, October 25, 2007 – Notice of Certain Operating Cost Adjustment Factors for 2008

Federal Register, January 22, 2008 – Section 8 Housing Assistance Payments Program-Contract Rent Annual Adjustment Factors, Fiscal Year 2008

Federal Register, January 23, 2008 – Notice of Funding Availability for the Section 202 Demonstration Pre-Development Grant Program

Federal Register, February 1, 2008 – Final Fair Market Rents for the Housing Choice Voucher Program and Moderate Rehabilitation Single Room Occupancy Program for Fiscal Year 2008; Revised for Selected Areas

Federal Register, March 19, 2008 – Notice of HUD's Fiscal Year (FY) 2008 Notice of Funding Availability (NOFA) Policy Requirements and General Section to HUD's FY 2008 NOFAs for Discretionary Programs Notice.

Federal Register, February 25, 2008 – Continuation of Interest Reduction Payments after Refinancing Section 236 Projects

Federal Register, February 25, 2008 – Privacy Act of 1974; Notice of Matching Program Between the Department of Housing and Urban Development (HUD) and the department of Health and Human Services (HHS); Matching Tenant Data in Assisted Housing Programs

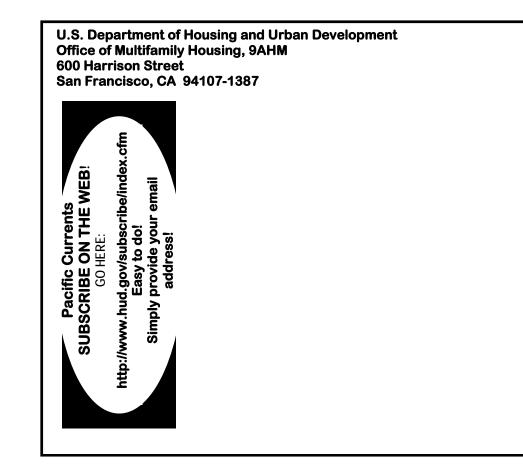
Federal Register, April 25, 2008, NOFA for FY 2007 Demonstration Program for Elderly Housing for Intergenerational families.

Enterprise Income Verification (EIV) System

Although EIV is not yet mandatory, HUD has been encouraging owners, management agents and others to obtain access to the system. EIV is a tool to be used to verify the employment and income of current participants at recertification.

The EIV system now contains Social Security (SS) and Supplemental Security Income (SSI) benefits data from the Social Security Administration (SSA) and monthly employer new hires (W-4), quarterly wage for federal and non-federal employees, and quarterly unemployment data from the department of Health and Human Services' (HHS') National Directory of New Hires (NDNH) and should be used as a verification of any and all of these sources. In cases where the tenant does not dispute the data in EIV, EIV will serve as third-party verification, thus eliminating the more timeconsuming, costly, and less accurate third party verification process. Independent third party verification will be used to complement EIV data under the following circumstances: (1) when the tenant disputes the EIV data; (2) when the tenant is unable to provide the owner/management agent with acceptable and current income documentation; (3) when there is incomplete EIV data for a tenant; and (4) when there is no EIV data for a tenant.





CALENDAR

July, 2008

8	Change 2 Update, NCHM, Oakland, CA <u>http://www.nchm.org</u>	17	San Francisco Multifamily Industry Meeting, USDHUD, 600 Harrison Street, 3rd Floor, SF - 10:00 a.m.
8 - 9	EIV Webased Training, <u>http://www.hud.gov/webcasts/</u> index.cfm	August,	2008
	Course Materials: <u>http://www.hud.gov/offices/hs8/mfh/</u> rhirp/eiv/eivtraining.cfm	12	Change 2 Updated, NCHM, Las Vegas, NV, http://www.nchm.org
9 - 11	Certified Occupancy Specialist, NCHM, Oakland, CA http://www.nchm.org	13 - 15	Certified Occupancy Specialist, NCHM, Las Vegas, NV, <u>http://www.nchm.org</u>
14 - 16	Fair Housing Certification (FHC), AHMA-NCHN, Sacramento, CA, <u>http://www.ahma-ncnh/education</u>	13 - 15	Tax Credit Specialist, NCHM, Sacramento, CA, http://www.nchm.org
25 - 27	MOR Specialist (MORs) San Francisco, CA, NCHM, www.nchm.org		