ATTACHMENT 26A: CERTIFICATE REGARDING QUALIFICATION FOR PUBLIC HOUSING AUTHORITY SET-ASIDE WHEN PUBLIC HOUSING AUTHORITY IS SOLE GENERAL PARTNER OR SOLE MANAGING MEMBER OF OWNERSHIP ENTITY

Development Name: _____(the "Development")

Development Address: _____

Ownership Entity: _____(the "Development Owner")

Public Housing Authority: _____(the "PHA")

Under penalty of perjury, the undersigned, _____ , hereby certifies as follows:

1.   I am the Executive Director of the Public Housing Authority ("PHA") and, as such, I have direct knowledge of the matters contained in this Certificate and am duly authorized to provide the certifications and representations contained herein to the Tennessee Housing Development Agency ("THDA") in connection with the Initial Application (as defined below).

2.   This Certificate is provided with respect to the status of PHA as a qualified public housing authority, as defined in the Tennessee Housing Development Agency 2019-2020 Low-Income Housing Credit Qualified Allocation Plan (the "2019-2020 QAP") in connection with an Initial Application of even date herewith (the "Initial Application") submitted to THDA requesting an allocation of 2020 Low-Income Housing Credits ("Housing Credits") for the Development from the Public Housing Authority Set-Aside pursuant to the 2019-2020 QAP (the "PHA Set-Aside").

3.   I acknowledge that, under Tennessee Code Annotated, Section 13-23-133, it is a Class E felony for any person to knowingly make, utter or publish a false statement of substance for the purpose of influencing THDA to allow participation in any of its programs, including the Low-Income Housing Credit Program (the "Housing Credit Program"). I further acknowledge that the statements contained in this Certificate are statements of substance made for the purpose of influencing THDA to allow participation in the Housing Credit Program by awarding Low-Income Housing Credits to the Development as proposed in the Initial Application of which this Certificate is a part.

4.   I have been involved in the preparation of the Initial Application and intend to submit the Initial Application, including this Certificate, to THDA for the purpose of participating in the Housing Credit Program.

5.   I acknowledge and agree that the truthfulness and accuracy of the statements contained in this Certificate will be solely relied upon by THDA in determining whether the Development, as proposed in the Initial Application, is eligible for an award of Housing Credits from the PHA Set-Aside.

6.   All disclosures and statements contained in the Initial Application are true and correct.

7.   PHA is duly created and validly existing under the Housing Authorities Law, Tennessee Code Annotated Section 13-20-101 et seq. (the "Act").

8.   The Development proposed in the Initial Application is within the geographic area of the PHA's jurisdiction.

9.   Check the box that applies:
   ☐ PHA [owns all of the general partnership interests/is the sole managing member] of Development Owner.
   ☐ PHA will, prior to the reservation of Housing Credits, [own all of the general partnership interests/be the sole managing member] of the Development Owner; however, Development Owner has not yet been formed.

10.   PHA is not controlled by any for-profit entity.

11.   PHA is not affiliated with any for-profit entity, except Development Owner.

12. No staff members, officers or members of the board of directors of PHA will materially participate, directly or indirectly, in the Development as or through a for-profit entity, except through Development Owner.

13. PHA is authorized to and will materially participate (within the meaning of Section 469(h) of the Code) in the development and operation of the Development throughout the compliance period.

14. PHA will participate in the development and operation of the Development on a regular, substantial and continuous basis through the following activities (list all activities PHA will undertake in connection with the development and operation of the Development):

15. Check the box that applies and provide the required information:

    ☐ The existing partnership agreement of Development Owner and/or the existing operating agreement for the Development, true, correct, and complete copies of which are attached as **Exhibit A**, do not provide for other [general partners/managing members] of Development Owner.

    ☐ The proposed partnership agreement of Development Owner and/or the proposed operating agreement for the Development, true, correct, and complete forms of which are attached as **Exhibit A**, will not provide for other [general partners/managing members] of Development Owner.

THIS CERTIFICATE MUST BE EXECUTED BY THE SIGNATORY IN AN <u>INDIVIDUAL</u> CAPACITY
[Example John L. Doe].

Signature of Executive Director   Date

Type or Print Name