Amy Harvey

From: Jeanette Coffin
Sent: Friday, September 15, 2023 2:31 PM
To: celiebrichardson@aol.com
Cc: Adam Searing; Amy Ryan; Camille Berry; Jeanne Brown; Jess Anderson; Karen Stegman; Michael Parker; Pam Hemminger; Paris Miller-Foushee; Tai Huynh; Amy Harvey; Ann Anderson; Carolyn Worsley; CHRIS BLUE; James Baker; Loryn Clark; Mary Jane Nirdlinger; Ross Tompkins; Sabrina Oliver; Shay Stevens
Subject: FW: Vote no on 15-501 commercial sprawl
Attachments: 2523_230904095333_001.pdf; 2525_230904095755_001.pdf

Thank you for your correspondence with the Town of Chapel Hill. The Mayor and Town Council are interested in what you have to say. By way of this email, I am forwarding your message to the Mayor and each of the Council Members, as well as to the appropriate staff person who may be able to assist in providing additional information or otherwise addressing your concerns.

Again, thank you for your message.

Sincerely,

Jeanette Coffin

Jeanette Coffin
Office Assistant
Town of Chapel Hill Manager's Office
405 Martin Luther King Jr. Blvd.
Chapel Hill, NC 27514
(o) 919-968-2743 | (f) 919-969-2063

-----Original Message-----
From: celiebrichardson@aol.com <celiebrichardson@aol.com>
Sent: Friday, September 15, 2023 7:33 AM
To: Town Council <mayorandcouncil@townofchapelhill.org>
Subject: Vote no on 15-501 commercial sprawl

External email: Don't click links or attachments from unknown senders. To check or report click the Phish Alert Button

Please vote against the proposal to extend water and sewer down 15-501 to the Chatham County line. This will make that corridor into something that resembles Durham-CH Boulevard east of I-40 or Capital Boulevard. You have already approved the Obey/South Creek environmental disaster-in-the-making. Let that be enough.

A good question is how are these developers getting the money to build all these apartment buildings and "live-work-play" developments. Answer, through federally subsidized loans, i.e., with tax money of working people and interest rates so low as to be free money from the taxpayers. These businesses are not going concerns. The story of financing for all these new apartment buildings is appalling. See the attached articles, one from the Nation magazine and one from the Wall Street Journal. When those two publications tell the same story, it bears listening to.

Thank-you,
Celie and Phil Richardson
925 Lystra Lane
Chapel Hill, NC 27517

INVESTORS EAT FIRST

EILEEN MARKEY

How private equity and Freddie Mac launched a feeding frenzy in America's housing market.

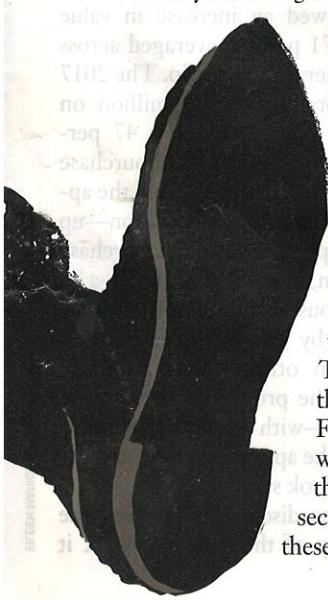
MR. JULIUS BENNETT, 86, STATELY IN A LONG COAT AND FEDORA, walked dutifully into a courtroom on the third floor of the Bronx County Housing Court. He and a knot of stubborn neighbors had repeated this ritual several times in a snail-like series of hearings, attempting to use the court to compel their landlord to make repairs. Their case file was thick with notices of housing code violations and affidavits attesting to everything from roach and rodent infestations to buckling floors, busted plumbing, and lead paint in their apartments. Now tenants in two buildings—which house scores of families a few blocks north of Yankee Stadium—were on a rent strike, refusing to pay another dollar until conditions improved.

Their lawyer, Mark Taylor, of Bronx Legal Services, argued that the judge should impose damages and find the landlord in contempt for failing to make court-ordered repairs. An attorney for the city's housing department testified via Zoom that the landlord's intransigence was putting tenants at risk. The landlord's lawyer argued that he was doing his best, that the tenants were making mountains out of molehills. In this scuff-marked room, the state—hemmed in by statutes and the municipal code—attempts to sort out the failures of New York's housing market.

But for Bennett and his neighbors at 1230 Woodycrest Avenue, the fight extends far beyond a single negligent landlord. They are defending their homes as places to live rather than vehicles for speculation. Their landlord is Emerald Equity Group, a private equity fund—or, it turns out, Harbor Group International, an entity begot and assigned by Emerald—the latest in a long line of slumlords extracting profit from misery. In recent years, the shape and manner of these landlords has changed, and not just in New York and other big cities. The latest slumlord business model is to accrue mountains of debt on multifamily housing, betting that ever-increasing sales prices will allow the owners to flip the buildings before the debt catches up to them. The arrangement depends on owners spending next to nothing on maintenance, leaving tenants living in substandard and often dangerous conditions. This is, perhaps, the logic of for-profit housing. But the reality is that these practices are enabled by the public in the form of the Federal Home Loan Mortgage Corporation, or Freddie Mac, which the federal government relies on to expand—not destroy—the supply of affordable housing by purchasing mortgages on the secondary market. Because Freddie Mac continues to purchase these lopsided mortgages, lenders who might otherwise question such low operating expenses or high loan values continue to lend, collecting fees and interest. While reforms undertaken after the 2008 financial crisis mean that Freddie Mac is exposed to far less risk than it once was, Freddie and its sibling, Fannie Mae, continue to play an outsize role in the secondary market. A spokesman for Freddie Mac said the government-sponsored enterprise (GSE) plays an essential role creating liquidity in the affordable housing market. Since 2016, just through its Small Balance Loan Program, Freddie has financed 550,000 units, of which 95 percent are affordable to families earning at or below the area median income. Freddie's investments are consistently valued as high-quality by rating agencies, and its Multifamily Seller/Servicer Guide articulates strict underwriting standards.

But thanks to stagnating housing sales, high heating oil costs, and rising insurance premiums, this game of hot potato may be coming to an end. Which would leave tenants—and local governments—holding the potato.

The story of Emerald Equity and the Bronx buildings it has bought and sold



Eileen Markey edited Without Compromise, *an anthology of the work of muckraker Wayne Barrett. She's writing a history of the Bronx during the 1970s and '80s.*

The reporting for this story was supported by a grant from the Economic Hardship Reporting Project.

ILLUSTRATION BY **JOSH GOSFIELD**

in recent years is instructive. In 2016, Emerald purchased 34 buildings from Jerome Associates, a firm that had amassed its portfolio during the 1990s. Emerald paid $140 million for the buildings, many of which had once been on the city's delinquent tax rolls and were rescued from 1970s-era abandonment by public intervention (and taxpayer-subsidized renovation). Emerald's shopping spree was financed in part by Harbor, which describes itself as "a leading global real estate investment and management firm, with $20 billion in real estate investment properties." Harbor's portfolio includes 58,000 multifamily units all over the country. Apparently, these 100-year-old brick walk-ups in hardscrabble Bronx neighborhoods looked so profitable that the company—which bought the CBS Building in midtown Manhattan in October 2021 with $558 million in financing, and whose investments range from retail space in London to condos in Florida—couldn't resist.

"The numbers just don't work. These guys would have to be really cutting upkeep."

—John Reilly, former executive director of Fordham Bedford Housing Corporation

Among the properties that Emerald bought in 2016 was 311 East 193rd Street. Its sale price of $2.3 million was $2 million over the $305,000 the city's tax office estimated as the 11-unit building's market value. Emerald paid $3.7 million for 2650 Marion Avenue, a few blocks away, a building the city estimated might fetch $744,000. And next door at 2654 Marion, it paid $3.9 million for a building the city estimated was worth $718,000. Emerald bought Bennett's building and five others on nearby blocks in a separate transaction in 2017. The city's market estimate is supposed to indicate "what a reasonable buyer would pay," explained Martha Stark, a former commissioner of the NYC Department of Finance. The assessed value—which determines a building's property tax—is even lower. Though the market value set by the Department of Finance often lags below the sale price, Stark said, the yawning gap between those estimates and the size of the mortgages Emerald took out—and Freddie Mac purchased—suggests overleveraging.

"Isn't that what led to some of the banking uproar in the past?" Stark noted. "It's almost impossible for them to both repay the mortgage and provide the best housing in it. And that should be concerning to all levels of government." The buildings in the Bronx carried hundreds of code violations and were also rent-regulated, limiting what the new owners could charge. Emerald's 2016 purchase was large enough to warrant coverage in New York's robust real estate trade press, which heralded it as "another sign that the long-neglected borough is gaining popularity among investors."

Brownout in the Bronx: The ceiling in Vianca's bathroom at 2654 Marion, where a toilet upstairs has been leaking since she arrived in 2021.

EILEEN MARKEY

"The Bronx portfolio features many of Emerald's very first acquisitions and serves as a testimony to the soundness of its repositioning philosophy," the company boasted on its now-defunct website.

It is actually testimony to a house-of-cards real estate market in which inflated sales prices doom tenants to apartments whose profitability is made possible only by severely skimping on maintenance—creating conditions that ultimately fall to local government to remedy. That's already happened in the Emerald buildings. In the past three years, New York City's Department of Housing Preservation and Development has made tens of thousands of dollars in emergency repairs and extermination interventions at buildings in the company's portfolio, sending work crews to fix immediately hazardous conditions, including installing self-closing doors and testing for lead.

"The numbers just don't work. These guys would have to be really cutting upkeep," said John Reilly, who retired in August as the executive director of Fordham Bedford Housing Corporation, a nonprofit that maintains thousands of units of affordable housing. "Fordham Bedford has buildings with no mortgages, and it's still very tight to make ends meet." Comparing Emerald's Bronx mortgages with the amount of rent each building produces, Reilly added, "it's a mystery to me that they can keep up with this for much longer."

Barely 18 months after acquiring the Bronx portfolio, Emerald took out a $129 million second mortgage on the 34 Bronx properties. The building at 311 East 193rd Street, which Emerald had bought in March 2016 for $2.3 million with a $1.7 million loan, was refinanced in August 2017 for $2.1 million. A block away, 2650 Marion, purchased for $3.7 million with a $2.8 million loan, was refinanced for $4.2 million, while 2654 Marion, purchased for $3.9 million, was now refinanced for $4.4 million. The refinancing of Emerald's 34 buildings was the largest deal ever struck by Sabal Capital Partners, one of the small number of mortgage originators that work closely with Freddie Mac, creating mortgages that Freddie then purchases and turns into investment offerings. The Sabal loans passed muster as safe investments for Freddie Mac because they were at loan-to-value ratios below 80 percent.

But that's because between the 2016 purchase and the 2017 refinance, an appraisal showed an increase in value of 71 percent averaged across Emerald's portfolio. The 2017 appraisal of $3.4 million on 311 East 193rd was 47 percent above the 2016 purchase price. At 2654 Marion, the appraisal was $7.2 million—up 86 percent from the purchase price. At 2650 Marion, it was $7.1 million—a 90 percent increase. (Housing values in the rest of the Bronx increased by just 13 percent during a similar period.) In other words, Emerald both overpayed for the properties at purchase and then refinanced—with Freddie's help—at amounts well below the appraised value, making the precarious loans look safe.

"That's part of the disconnect between the financial sustainability of the loan and what it

Money from misery: 2654 Marion (top) and 1230 Woodycrest were sold and resold for tidy profits while the owners spent next to nothing on maintenance or repairs.

GOOGLE

actually means for tenants," said Jacob Udell, director of research at the University Neighborhood Housing Program (UNHP), a Bronx think tank and nonprofit affordable-housing developer. "There's no way that, in the year-plus between Emerald's acquisition and the Sabal refinance, the 'value' of the building would have gone up more than 90 percent—but no one seems to care about what that figure means in practice for tenants as long as the underwriting ratios pencil out."

Freddie Mac and Fannie Mae have played an increasing role in the multifamily lending market since the financial crisis of 2008. Before then, they accounted for about 30 percent of that market. In the years immediately after, their share climbed to 75 percent, then began to decline. But in 2022, Freddie and Fannie still held almost 40 percent of outstanding multifamily mortgage debt, purchasing $142 billion worth of multifamily mortgages.

In the wake of the financial crisis, Freddie Mac was put under conservatorship by the Federal Housing Finance Agency and, to safeguard against the sort of reckless behavior that had contributed to the crisis, a cap was placed on the volume of lending it could engage in. But lending for certain categories of affordable housing—specifically for projects that might otherwise have a hard time borrowing—was, until recently, exempt from the cap. One of these exemptions was the Small Balance Loan Program, which allowed Freddie Mac to securitize the debt on the properties owned by Emerald Equities—and over 10,000 others.

"Freddie's willingness to buy these inflated mortgages signals to lenders to keep writing them. Freddie's purchases carry a quasi-public imprimatur," said Udell. "The debt-leveraged and predatory landlord model simply couldn't exist without the types of mortgages that Freddie and Fannie are the largest providers of."

Udell is a coauthor—along with Richard Hedra, an assistant professor at the New School, and the research staff of LISC (the Local Initiatives Support Corporation)—of "Gambling With Homes, or Investing in Communities," a 2022 report arguing that Freddie Mac should be reined in. According to analysis cited in the report, high-dollar refinance loans translate directly into worse living conditions for tenants.

When Sabal underwrote the $129 million refinance of Emerald's properties in 2017, a press release from the firm touted the underwriting process. But if the underwriters examined each property, as they claimed they did, they overlooked the mold at 2605 Morris Avenue, the lead paint a few miles away at 741 Hunts Point Avenue, and myriad other hazardous conditions across the portfolio. Days after Sabal made the record-breaking mortgage deal, Freddie Mac purchased it. These mortgages—a spider's web of debt on 34 buildings comprising 851 apartments—were swiftly bundled into commercial mortgage-backed securities and offered to investors. One such offering, titled CMBS SB-43 2017, included the Windmere Apartments in Littleton, Colo.; Meridian Village in Oklahoma City; and the Gundry Apartments in Paramount, Calif., in addition to some of the Emerald buildings. All told, there were 111 properties in 26 states. Other Emerald buildings ended up in a different CMBS bundle, SB-47, alongside properties in locations ranging from Reynoldsburg, Ohio, to El Segundo, Calif.

Emerald sold investors on a plan of "repositioning"—investor-speak for raising rents and attracting higher-income tenants. When Emerald bought the Bronx portfolio in 2016, thousands of New York City apartments were exiting rent regulation every year. That would soon change. The Housing Stability and Tenant Protection Act, passed in 2019 after Democrats broke a generations-long Republican stranglehold on the state Senate, reordered the city's rental market, making it far more difficult to remove apartments from rent regulation and restricting the fees landlords could charge for building-wide renovations. Investors would still need to be paid, but only according to what existing rents could cover.

> **"The debt-leveraged landlord model couldn't exist without the loans Freddie Mac and Fannie Mae provide."**
>
> —Jacob Udell, director of research at the University Neighborhood Housing Program

In April 2018, eight months after the Freddie Mac refinance (and a year and a half before the tenant protections went into effect), Emerald sold half its Bronx portfolio. Fourteen buildings went to the real estate investor Ben Soleimani for $65 million—a tidy $22 million over Emerald's 2016 purchase price. By then, 311 East 193rd Street was worth $2.6

million, and 2654 Marion—mold, lead paint, and all—was supposedly worth $5.6 million. As with the 2017 refinance loans from Sabal, the loans looked relatively conservative because the sales prices were far below the appraised values. Soleimani then loaded additional debt onto the buildings. In the ensuing years, Freddie Mac would purchase refinanced mortgages on Soleimani's portfolio again and again.

The neighborhood, which I know well—I shifted stones in a community garden there in the mid-1990s, hung out in a friend's apartment there in the early aughts, and still walk through it on my way to work—improved in no appreciable way over the two years those buildings gained 17 percent and 40 percent, respectively, in price. The area is still a struggling-to-get-by kind of place. This isn't that part of the Bronx where luxury towers and bespoke cocktail lounges have recently sprouted. This is the part of the Bronx where bodegas sell loosies and the corners are covered in memorial murals to young men who've been shot.

The buildings here haven't gotten any nicer to live in either—but they've become far more profitable for landlords. That's because they aren't really buildings anymore; they are debt vehicles. And while, at the low end, debt can create a lifetime drag—think grandparents still paying off their student loans and formerly incarcerated people paying restitution fees for decades—at the high end, debt is opportunity. The real estate debt that Freddie Mac is enabling Emerald, Soleimani, and thousands of other landlords around the country to accrue is a form of profit.

Their day in court: Julius Bennett (left) and his fellow tenants from 1230 Woodycrest Avenue outside the Bronx County Housing Court in April.

That's because Freddie's loans permit the borrower to cash out—with very few strings attached. The loan money can be used to buy a yacht just as easily as a new boiler, or to acquire additional buildings instead of window guards. Freddie Mac's regulations do require that if biennial property inspections reveal significant issues, those need to be remedied before a cash-out. But many problems slip below Freddie's catastrophic threshold.

"There's no way that the 'value' of the building would have gone up 90 percent" after Emerald's acquisition.

—Jacob Udell, UNHP

That's a recipe for deferred maintenance—which is something, in fact, that Freddie Mac keeps tabs on. By June 2022, several of Emerald's buildings and those it had sold to Soleimani had been flagged. In the investor information portal that Freddie Mac maintains for its commercial-mortgage-backed securities, it is plain as day: The owner of 311 East 193rd Street allotted $7,575 annually to maintenance and zero to capital expenses in a building worth $3.4 million—on which it was paying $9,500 in debt service. At 301 East 193rd, it was $7,313 in maintenance and zero in capital repairs in a century-old building valued at $4.5 million—with $13,199 in debt service.

Bronx real estate is permanently linked in the public imagination with the landlord arson waves of the 1970s. Nowadays, landlords don't need to actually burn their buildings to get their cash. With Freddie's help, they can simply refinance them into the ground, taking out loans that carry minimal restrictions on how they are used and spending next to nothing on maintenance.

This isn't the first time Freddie Mac has played a ruinous role in the Bronx. The agency was the subject of a major Bronx organizing campaign in the late 1980s. At that time, the Northwest Bronx Community and Clergy Coalition called attention to giant Freddie-backed mortgages—unsupportable by the rent rolls—which, like Emerald's mortgages, drove landlord neglect, tenant misery, and eventual foreclosure. In 1991, the US General Accounting Office found that Freddie Mac had underwritten loans at inflated values in 27 of the 35 Bronx buildings it financed. The lender was forced to tighten underwriting standards and eventually sold several of the troubled properties to nonprofit housing groups. That earlier critique is eerily similar to today's complaints. Once again, it's those closest to the ground who are sounding the alarm.

Last fall, housing advocates all over the country took advantage of a public comment period on an arcane proposed rule change at the Federal Housing Finance Agency—Freddie Mac's parent—to press for stricter lending standards. "Specifically, we are seeking policy reforms that will prevent the GSEs [meaning Freddie Mac and Fannie Mae] from financing loans that contribute to displacement and substandard living conditions for low-income tenants and tenants of color," wrote Kevin Stein, the chief of legal strategy for the California Reinvestment Coalition, in a letter signed by 35 housing groups. They urged the FHFA to stem displacement and avoid locking in substandard living conditions by requiring Freddie Mac's loans to be underwritten only up to levels supported by the rent rolls and realistic expenses—and that any loans taken out on buildings include mandates to fix poor conditions. A spokesperson for Freddie pointed to its Multifamily Seller/Servicer Guide, which already requires that loans be underwritten at current rent levels and that before Freddie completes a deal, a property condition report must be filed disclosing—as well as setting aside funds and

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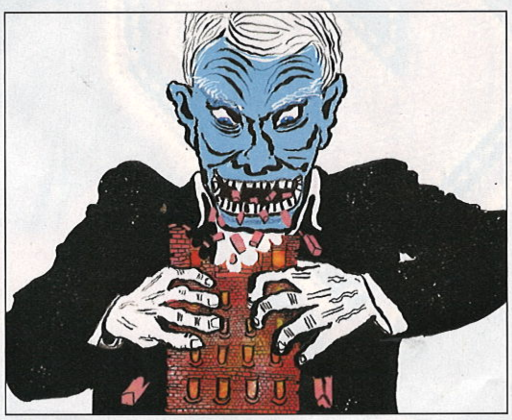
stating specific plans for fixing—"suspected structural, mechanical, electrical or other material physical deficiencies or Mold." Freddie is also required to check public records for housing code violations or pending litigation.

On one 90-degree day last summer, after I shifted from parsing financial records to speaking to tenants, I visited 2654 Marion Avenue. At one apartment, when Vianca, the tenant, opened the door a crack, I could immediately feel the stifling heat inside. She didn't have air-conditioning and was keeping the fan in a back bedroom where her three kids were watching TV. The apartment smelled powerfully of bleach. That's because dark brown liquid seeps from her upstairs neighbors' bathroom every time they flush the toilet and runs down the white tile wall of Vianca's spotless bathroom. "Every day, every day," Vianca says, she washes the wall and floor with bleach, but a faint shadow of the brown line is stained into the tile.

She's complained to the super, whom she sees around the building once in a while. But he hadn't been back in two months. The fact that her landlord, Ben Soleimani, allotted no money to pay building staff (according to records he filed with Freddie Mac the month before) might have something to do with the super's scarcity. In the June 2022 update to investors in CMBS SB-47 2018—which includes 2654 Marion—Soleimani disclosed that he'd spent $13,097 on maintenance for the building that year. Next door at 2650 Marion, he'd spent just $9,577 on maintenance and repairs. According to city property records, three months later, in September 2022, he took out an extra $960,000 loan on 2650 Marion, and once again Freddie Mac sprung for the refinance, despite what was by then a well-established pattern of neglect.



Vianca arrived at 2654 Marion in February 2021, after spending a year of the pandemic in the city shelter system when the apartment she was living in with several relatives got too crowded. Her rent is more than $1,100. Vianca works at a warehouse packing vegetables into Styrofoam and plastic wrap for sale in grocery stores. At $15 an hour, with variable hours, she usually brings home about $480 a week. "It takes three weeks' work to pay the rent," she says in Spanish, holding up her pinkie, ring, and middle fingers. A growing number of tenants in New York are in the same boat, even with the 2019 protections.

Vianca keeps all her important papers in one manila envelope: the kids' Social Security cards, the shelter intake form, the rent agreement, and her son's high school enrollment—along with a photocopy of the $1,187 money order she paid to Soleimani in June 2022. That month, Soleimani paid $19,827.26 in debt service, which is to say that investors made $19,827.26 on 2654 Marion that month. Vianca had to factor the price of bleach into her calculations for how to stretch the $450 she had left after paying rent. It's a help, she says, that her boys get fed at school.

At 311 East 193rd, an extended Nuyorican family has been there forever—40 years, anyway. Juan remembers as a little kid waking up in the middle of the night to smoke and sirens, the glow of orange as the South Bronx burned. His family moved to this place up above Fordham Road when he was 10 or so, running from the fires. A lanky, sinewy guy, Juan looks like a cyclist—shaven head, age ambiguous but for his era-tagging memories.

While at the low end, debt can create a lifetime drag on a borrower's prospects, at the high end, debt is an opportunity for profits.

"The building is in OK shape because we maintain it," he says with diffident pride as he puts his key in the lock. If they didn't, it would be run into the ground by now, he adds. A licensed carpenter, Juan makes repairs in all the apartments, much better than the super's janky work. A neighbor mops the stairs and lobby every day.

In January 2022, Soleimani tried to sell this portfolio. With no takers, in April he signed a continuation order with his creditors, and in June he borrowed an additional $15 million from New York Community Bank. Then, in September, he refinanced his mortgages with Arbor Realty, another of Freddie Mac's servicers, borrowing an additional $3.6 million across seven buildings, including $1.2 million on Vianca's building.

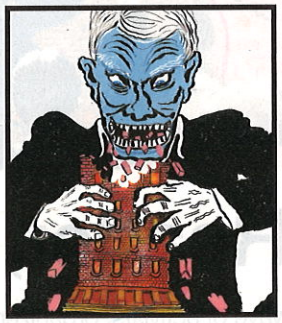
Soleimani did pay the building's water bill between November 2021 and November 2022, a note affixed to his tax bill announces—which is more than he did at 311 East 193rd, 2654 Marion, 2606 Marion, 301 East 193rd, or 349 East 193rd Street. In March 2021, the city's Department of Housing Preservation and Development sued Soleimani for failing to provide heat to tenants. Con Edison also sued Soleimani several times to get paid. On September 16, 2021, Ann Marie Lewis's bathroom ceiling collapsed onto her. A resident of 301 East 193rd Street who pays $2,760 in monthly rent, Lewis had been complaining about mold and a worsening leak in the ceiling for ages. Six months after the collapse, the landlord still hadn't fixed it or the building's plumbing. Finally, in March 2022, Lewis sued. Soleimani's lawyer's argued in court papers that Lewis knew the risk she was taking living in her apartment. Soleimani spent just $7,313 in maintenance and repairs in Lewis's building—and $0 for a super.

A notice of preliminary conference on Lewis's case was issued on August 29—just a few days before Freddie purchased the $3.6 million refinance that Soleimani had secured. But during the pandemic and after, Soleimani made his mortgage payments on time. So did Emerald for its Bronx portfolio. Freddie Mac keeps close tabs on the financial fitness of the investments it offers. Month by month, it released lists of properties that made use of pandemic forbearance. The Emerald and Soleimani portfolios—save one building in Hunts Point—were never on that

(continued on page 33)

(continued from page 23)
list. As tenants say, rent eats first. For the owners of these hundreds of homes, however, investors eat first; the boiler, the roof, the plumbing, the paint—those all take a back seat.

LISC argues that local and state governments as well as the feds can prioritize responsibly owned and financially sustainable buildings for low-income tenants in a variety of ways, from expanding code enforcement to establishing acquisition funds that buy up distressed housing and place it under nonprofit control; discouraging speculation through taxes that penalize flipping properties; and requiring Freddie Mac to make sure that new debt is used to repair buildings.



Tenant activists all over the country have been pushing the Biden administration to take action on the housing crisis. After months of negotiation and pressure, in January the White House released a blueprint for a Renters' Bill of Rights. Among the items in it that housing advocates are optimistic about is a commitment by the Federal Housing Finance Agency to study the possibility of adopting tenant protections at properties with GSE-backed mortgages.

Since then, People's Action, a community organizing network with member groups in 40 states, has met with FHFA director Sandra Thompson and pressed the agency to examine Freddie Mac's role in speculation and tenant displacement. "We saw the director have a light bulb moment—that for some actors in the secondary market, their business plan is predicated on tenant displacement," said Tara Raghuveer, the campaign's director. "You'd think that lenders in that business would think about tenants as the end user. It's shocking, but they don't." Raghuveer added that she's optimistic about Thompson. Later this month, the FHFA will issue a formal call for ideas on tenant protections. People's Action is preparing a submission. It plans to spend the summer visiting tenants in 30,000 apartments across the country financed with Freddie Mac funds, to collect stories about their conditions. "We want to make real tenant protections a requirement on every Freddie dollar."

In the Bronx, Julius Bennett and his neighbors were back to court in March and again in April. A judge ordered their landlord to pay $270,000 in penalties for failing to make the repairs—a rare occurrence. Ann Marie Lewis is still waiting. **N**

(continued from page 27)
It was a "both-sides-ing" of white supremacy, a chilling message that, sometimes, neo-Nazis are heroes.

Meta, Facebook's parent company, later simplified matters by removing the Azov Regiment from its list of dangerous organizations.

Others, too, said the quiet part out loud. "Finally, it is worth noting that the 'neo-Nazi Azov regiment' has never been implicated in any actual extremist acts—with the sole exception of credible reports of human rights violations, including torture of detainees, by Azov fighters in the Donbas in 2015–2016," wrote *The Bulwark*.

They may have tortured people, but nobody's perfect.

PRIME TIME

BY SEPTEMBER 2022, AS THE CAMPAIGN to transform Azov into paladins of democracy purred along, America rolled out the red carpet.

Azov's US tour was initially reported by researcher Moss Robeson. The group made stops in Washington, D.C., and in New Jersey, where its soldiers—including a founder of the original battalion—met with Senators Rick Scott and Todd Young and Representatives Pete Sessions, Dan Crenshaw, Adam Schiff, and Michael Waltz, among others.

Then came Stanford University, which welcomed Azov even though seven months earlier its own program for tracking extremism had published an exhaustive study detailing Azov's Nazi ties. The event was attended by Michael McFaul, a former US ambassador to Russia and an adherent of the "Azov has been denazified" myth, who stood in front of a projection of its *Wolfsangel* insignia.

It sometimes seems that we're witnessing an experiment in America's willingness to ignore what's in front of our own eyes. In February, an employee of the federal government's US Helsinki Commission giddily tweeted out photos of himself posing with the Azov *Wolfsangel* and wearing a patch with a picture of a Ukrainian Nazi collaborator; the employee continued defending the tweets, even as he eventually deleted them. It's hard to imagine this being tolerated with other Holocaust perpetrators (see the media storms surrounding similar collaborators).

Or take Azov's press officer, Dmytro Kozatsky, who was paraded around Congress, MSNBC, *Vogue*, and a Manhattan film festival. As Robeson reported, Kozatsky's Twitter account was a Whitman's Sampler of white supremacy, including the "1488" neo-Nazi code, Waffen-SS insignia, a swastika, and myriad "likes" for images such as a *Totenkopf*, Adolf Hitler, Nazi murderer Amon Goeth, the KKK, and graffiti reading "Death to Kikes."

THE CHOICE

AS AZOV'S DEFENDERS IN WASHINGTON LOVE TO POINT OUT, THE BRIGADE and its offshoots are merely a tiny fraction of Ukraine's armed forces. Why focus on them? they intone. That's what Putin does!

The saddest thing about this logic—aside from stating that a battle-hardened neo-Nazi formation in an unstable, war-torn country isn't a big deal—is that it's true.

Azov is a small fraction of those fighting to save Ukraine. For every feat attributed to Azov units, there were many more accomplished by others. Even the legendary siege of Mariupol last year that made Azov famous involved Ukrainian marines who suffered and held out just as bravely. We could have honored them. Instead, we went out of our way to glorify Azov.

Nobody forced us to. It's been a choice, and considering that Googling Azov's name yields hit after hit about white supremacy, it's a conscious, informed one.

Putin isn't the only one obsessed with Azov. We can't get enough of them. They're our neo-Nazis. **N**

...trust complaint against
...line retail giant. A3

...or U.S. stock indexes
...with the S&P 500, Dow
...sdaq gaining 0.9%, 1.2%
...6%, respectively. B11

...on said it is closing
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...meat-processing giant
...a $417 million loss for the
...months ended July 1. B1

...pbell Soup agreed to
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...osa yogurt, in a deal
...at about $2.7 billion. B1

...finance chief Zach
...n stepped down after
...an four years in the role,
...he worked behind the
...o translate Elon Musk's
...ns into reality. B1

...mount Global said it
...o sell book publisher Si-
...chuster to KKR for $1.62
...cash and would use
...s in part to cut debt. B3

...ics sued rival Panini
...ed fraud and injected
...ms of wrongdoing
...gal feud dividing the
...card industry. B3

World-Wide

...y facing three crim-
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Wall Street Journal
8-8-2023

CHAIDEER MAHYUDDIN/AGENCE F...

THE 'OW' IN MEOW: On the eve of today's International Cat Day, a stray cat gets checked out in Banda Aceh, Indonesia. This year the day's organizers are encouraging owners to play with their cats five minutes a day.

Apartment Landlords Face Peril As Their Debt Costs Skyrocket

By Konrad Putzier
And Will Parker

Apartment buildings, long considered a real-estate haven, are emerging as the next major trouble spot in the beleaguered commercial-property world.

Investors bid up the prices of multifamily buildings for years, attracted by steadily rising rents and the prospect of outsize returns. Many took on too much debt, expecting they could raise rents fast enough to pay it down.

Unlike office buildings and malls, which have been hit hard by remote work and e-commerce, rental apartments have low vacancy rates. The apartment sector's main problem isn't a lack of demand—rents have soared since 2020—it is interest rates.

The sudden surge in debt costs last year now threatens to wipe out many multifamily owners across the country. Apartment-building values fell 14% for the year ended in June after rising 25% the previous year, according to data company CoStar. That drop is about the same as the fall in office values.

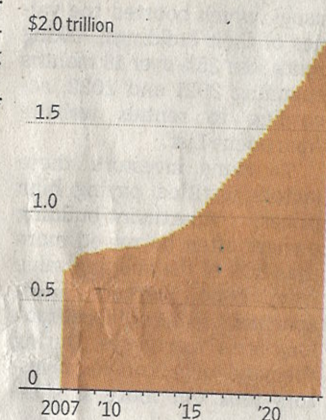
Mortgage delinquencies in the multifamily category are low but increasing. Borrowing costs have doubled, rent growth is slowing and building expenses are rising. Data provider Trepp earlier this year identified one type of rental-apartment debt as accounting for a large share of the commercial mortgages at risk of default.

Apartment landlords face a "hydrogen-bomb scenario," said Peter Sotoloff, a veteran real-estate finance executive, a former founding member of Blackstone's property debt business and former managing partner at Mack Real Estate Credit Strategies.

Outstanding multifamily mortgages more than doubled

Please turn to page A2

Outstanding multifamily mortgages, quarterly



Source: Mortgage Bankers Association

...energy prices and production cuts, but boosted its dividend by more than half—highlighting the kingdom's dependence on oil revenues.

Saudi Arabian Oil Co., known as Aramco, said Monday that its net profit fell to 112.81 billion Saudi riyals, about $30.08 billion, for the quarter ending June 30, from $48.44 billion in the same period last year when it benefited from soaring oil prices after Russia invaded Ukraine.

The second-quarter profit, which came slightly above the $29.8 billion expected by 15 analysts in an Aramco-provided poll, is the third-largest percentage drop in income for the company since it went public in December 2019. The previous large falls in quarterly profits came in 2020 when oil prices slumped amid the Covid-19 pandemic. Aramco is one of the most valuable companies globally, with a market cap of about $2 trillion, briefly capturing the top spot from Apple last year.

Oil prices were trading at lower levels earlier this year amid fears that a slowing global economy would crimp demand and due to a gusher

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INSIDE

The World's Factory Floor

Director William Friedkin with actress Linda Blair in 'The Exorcist,' pictured in 1973. He died Monday in Los Angeles.

—Associated Press

Apartment Sector Is Hit By Rates

Continued from Page One

over the past decade to about $2 trillion, according to the Mortgage Bankers Association. That is nearly twice the amount of office debt, according to Trepp. The data provider adds that $980.7 billion in multifamily debt is set to come due between 2023 and 2027.

"Everyone is focused on office," Sotoloff said. The risk of apartment defaults, he said, "is a really big issue that is not getting the attention it deserves."

Multifamily-building owners in Los Angeles, Houston and San Francisco have defaulted on loans against thousands of apartments. Blackstone, the world's largest alternative-asset manager, is in special servicing on mortgages related to 11 Manhattan apartment buildings, according to a person familiar with the matter A spokeswoman for Blackstone said the buildings have unique issues and are "not representative of the strength we're seeing in our broader rental-housing portfolio."

Apartment buildings have a reputation as a lower-risk commercial real-estate investment. They have performed relatively well even at times of recession, including during the 2008-2009 financial crisis when the housing market crashed. People always need a place to live, and during times of crisis former homeowners would flood into the rental market.

Inflation also allowed landlords to raise rents higher than usual, which boosted the values of their buildings. Asking rents rose 25% over 18 months spanning 2021 and 2022, according to rentals website Apartment List.

To many investors, these factors justified paying high prices. Apartment-building owners often borrowed more than 80% of the building value from bond markets. Most apartment loans are fixed-rate, long-term mortgages. During the pandemic, however, investors took out more shorter-term, floating-rate loans.

Many of these investors raised rents aggressively, betting that they could sell the buildings or refinance their debt at much higher valuations once their buildings generated higher rental income.

But few anticipated that interest rates could rise so quickly, pushing down building values and forcing landlords to refinance at much higher rates. Regional banks, a crucial source of funding, are lending far less today, making it harder to refinance mortgages. Rent growth has slowed sharply in many U.S. cities, while inflation and growing insurance premiums have raised the cost of running buildings.

A new crop of private real-estate firms, funded mostly by floating-rate debt and small-investor cash, have become bigger competitors in the multifamily market. Some paid higher prices based on rosy expectations of steep rent increases for years to come. Now, they are having trouble making the numbers work.

Los Angeles-based Tides Equities has acquired more than $6.5 billion in rental property since 2016, mostly lower- and middle-income apartment buildings in Southwestern cities. In 2021, at a property in a Dallas suburb, the company expected to push up rents 44% over the course of three years, ratings-agency reports show. In June, Tides told investors the strategy wasn't going as planned. Renters were "becoming too tight on cash," the company said in a letter. Some properties were no longer earning enough money to cover debt payments, and investors would likely need to put in more money to save buildings from default, the letter said.

In an interview, Tides's co-founders Sean Kia and Ryan Andrade said they were working with lenders on ways to avoid default at properties that faced difficulties.

Houston-based Nitya Capital, owner of about $3 billion of multifamily buildings, notified investors in March that it was slashing profit expectations because of steeper interest rates.

"We are essentially paying the higher mortgage costs instead of making cash distributions," Nitya Chief Executive Swapnil Agarwal wrote in an investor letter.

Apartment mortgage rate vs. 10-year Treasury yield

Source: Cushman & Wakefield

Apartment landlords still have reasons for optimism. Fannie Mae and Freddie Mac offer a reliable source of government-backed lending even as banks retreat. Most analysts expect housing shortages, and high rents, to persist. If interest rates come down, property prices could bounce back quickly. Multifamily owners with fixed-rate mortgages are better positioned to ride out any near-term turbulence.

Still, other threats are mounting. The unusually high number of new apartment buildings opening this year and next, especially on the higher end of the rental market, poses a supply concern.

Further, apartment-building values are more vulnerable to higher rates than their com[mercial] counterparts becaus[e] they are closely tied to th[e] price of 10-year Treasu[ry] notes, which plunged as ra[tes] rose, said Chad Littell, CoSt[ar] national director of capi[tal] markets analytics.

Even some veteran re[al-es]tate investors that weath[ered] past storms look vulner[able.] Veritas Investments, on[e of] San Francisco's largest l[and]lords, and partners defau[lted] on debt backing 95 r[ental] buildings during the past y[ear.] It stands to lose more t[han] one-third of its San Franci[sco] portfolio as a result.

"The multifamily real-est[ate] sector is facing many of t[he] same financial challenges [that] have been reported on f[or] other asset classes includi[ng] office, retail and hotel-hospita[l]ity" the company said earlie[r] this year.

Heat Has Upended

Working in the heat

Those whose work is af-

Amy Harvey

From: Jeanette Coffin
Sent: Monday, September 18, 2023 11:39 AM
To: Nilay Patel
Cc: Adam Searing; Amy Ryan; Camille Berry; Jeanne Brown; Jess Anderson; Karen Stegman; Michael Parker; Pam Hemminger; Paris Miller-Foushee; Tai Huynh; Amy Harvey; Ann Anderson; Carolyn Worsley; CHRIS BLUE; James Baker; Loryn Clark; Mary Jane Nirdlinger; Ross Tompkins; Sabrina Oliver; Shay Stevens
Subject: RE: Regarding feedback for extending waterline and sewer to chatham county line

Thank you for your correspondence with the Town of Chapel Hill. The Mayor and Town Council are interested in what you have to say. By way of this email, I am forwarding your message to the Mayor and each of the Council Members, as well as to the appropriate staff person who may be able to assist in providing additional information or otherwise addressing your concerns.

Again, thank you for your message.

Sincerely,

Jeanette Coffin

Jeanette Coffin
Office Assistant
Town of Chapel Hill Manager's Office
405 Martin Luther King Jr. Blvd.
Chapel Hill, NC 27514
(o) 919-968-2743 | (f) 919-969-2063

From: Nilay Patel <nilaycpatel@gmail.com>
Sent: Saturday, September 16, 2023 4:33 PM
To: Town Council <mayorandcouncil@townofchapelhill.org>
Subject: Regarding feedback for extending waterline and sewer to chatham county line

To the Board,

My name is Nilay Patel and I am a resident at 1012 shagbark court, which is in the South Grove development. While many people will complain about growth and traffic; I believe this is long overdue. Given the size of chapel hill and the growth of the US 15 501 corridor, it only makes sense to develop this part of chapel hill. It will help grow your tax base, which can be used to add fire stations and expand the police force. Please email me at this address for any questions or concerns.

Nilay Patel DO
Former Commander US Navy