RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
THE STATE HOUSING INITIATIVES PARTNERSHIP
PROGRAM (SHIP) AND THE ORANGE COUNTY SHIP LOCAL
HOUSING ASSISTANCE PLAN (LHAP) FOR STATE FISCAL
YEAR 2002/2003

Resolution No. 2002-M-08

WHEREAS, the Florida Legislature adopted the William E. Sadowski Affordable Housing Act providing Orange County a dedicated source of funds for Florida’s affordable housing programs; and

WHEREAS, Sections 420.907 through 420.9079 of the William E. Sadowski Affordable Housing Act creates the State Housing Initiatives Partnership Program, hereinafter sometimes referred to as the “SHIP Program”, for the purpose of providing funds to local governments as an incentive for the creation and preservation of affordable housing; and

WHEREAS, in order to receive funds under the SHIP Program, Section 420.9072(2)(a)(1), Florida Statutes, requires the County to adopt a local housing assistance plan and submit to the Florida Housing Finance Corporation by May 2nd of each year a Local Housing Assistance Plan detailing the strategies to be accomplished in the upcoming state fiscal year; and

WHEREAS, on April 17, 2001, the Board of County Commissioners adopted Resolution No. 2001-M-12, amending a local housing assistance plan covering the use of SHIP program proceeds for State fiscal years 1998-99, 1999-00 and 2000-01; and

WHEREAS, on April 17, 2001, the Board of County Commissioners adopted Resolution No. 2001-M-12, adopting a local housing assistance plan covering the use of SHIP program proceeds for State fiscal year 2001-2002; and

WHEREAS, the County intends to increase the area maximum sales price for new and existing homes under the SHIP Program; decrease the amount of SHIP funds utilized under the Neighborhood Revitalization Strategy and establish a maximum sales price under such strategy; increase the level of funding provided for SHIP Program administration costs; delete a strategy for fiscal years 1999-00, 2000-01 and 2001-02 and otherwise provide the manner in which SHIP strategies and funding will be utilized during State Fiscal Year 2002-2003 or such other appropriate period, as may be extended by the State.
WHEREAS, Orange County is submitting the SHIP Fiscal Year 2002-2003 Local Housing Assistance Plan to the Florida Housing Finance Corporation in order to acquire funding for affordable housing.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Orange County hereby amends the adopted local housing assistance plan for State fiscal year 1999-00, 2000-01 and 2001-02 and hereby adopts the SHIP Local Housing Assistance Plan for State Fiscal Year 2002-2003, all as described in Exhibit A to this Resolution.

Section 2. Under the 1999-00, 2000-01 and 2001-02 local housing assistance plan, the sales price of new homes is established at $126,000 and $111,000 for existing homes. The level of SHIP funds utilized under the Neighborhood Revitalization Impact Fee Subsidy used by developers as an incentive for building single family homes priced at $115,000 or less in targeted areas is decreased from 75% to 50%. In accordance with Florida Administrative Code Section 420.9075(6) Orange County finds that 5% of the Local Housing Distribution is insufficient to pay for administrative costs of the SHIP Program. A maximum of 10% of the annual Local Housing Distribution shall be available for administrative costs of the SHIP Program. In addition, up to 5% of program income may be used for administrative costs.

Section 3. The Acquisition/Rehabilitation Single Family Home strategy contained in the SHIP Local Housing Assistance Program for Fiscal Years 1999-00, 2000-01 and 2001-02 are hereby deleted.

Section 4. The County hereby approves the certification regarding the use of SHIP funds attached hereto as Exhibit B.

Section 5. This resolution shall take effect immediately upon its adoption.

ADOPTED THIS 16 DAY OF April, 2002.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: Richard T. Crotty
Orange County Chairman

ATTEST: Martha O. Haynie, County Comptroller
As Clerk to the Board of County Commissioners

By: Deputy Clerk

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CERTIFICATION TO
FLORIDA HOUSING FINANCE CORPORATION

Local Government: Orange County

(1) The local government will advertise the availability of SHIP funds pursuant to Florida Statutes.

(2) All Ship funds will be expended in a manner, which will insure that there will be no discrimination on the basis of race, creed, religion, color, age, sex, familial or marital status, handicap, or national origin.

(3) A process for selection of recipients for funds has been developed.

(4) The eligible municipality or county has developed a qualification system for applications for awards.

(5) Recipients of funds will be required to contractually commit to program guidelines.

(6) The Florida Housing Finance Corporation will be notified promptly if the local government (or interlocal entity) will be unable to comply with the provisions of the plan.

(7) The local Housing Assistance Plan shall provide for the expenditure of SHIP funds within twenty-four (24) months following the end of the State fiscal year in which they are received.

(8) The plan conforms to the Local Government Comprehensive Plan, or that an amendment to the Local Government Comprehensive Plan will be initiated at the next available opportunity to insure compliance with the local Housing Assistance Plan.

(9) Amendments to the approved Local Housing Assistance Plan shall be provided to the Corporation within twenty-one (21) days after adoption.

(10) That a trust fund shall be established with a qualified depository for all SHIP funds, as well as moneys generated from activities such as interest earned on loans.

(11) Amounts on deposit in the Local Housing Trust fund shall be invested as permitted by law.

(12) The Local Housing Assistance Trust Fund shall be separately stated as a special revenue fund in the local governments audited financial statements, copies of the audits will be forwarded to the Corporation as soon as available.
(13) An interlocal entity shall have its local housing assistance trust fund separately audited for each state fiscal year, and the audit forwarded to the Corporation as soon as possible.

(14) SHIP funds will not be pledged for debt service on bonds or as rent subsidies.

(15) Developers receiving assistance from both SHIP and the Low Income Housing Tax Credit (LIHTC) Program shall comply with the income, affordability and other LIHTC requirements. Similarly, any units receiving assistance from other federal programs shall comply with all Federal and SHIP program requirements.

(16) Loans shall be provided for periods not exceeding thirty (30) years, except for deferred payment loans or loans that extend beyond thirty (30) years which continue to service eligible persons.

(17) Rental units constructed or rehabilitated with Ship funds shall be monitored at least annually for fifteen (15) years for compliance with tenant income requirements and affordability requirements.

Witness

Chief Elected Official

Witness

Type Name and Title

Date

OR

ATTEST

(Seal)