

05/20/92  
APPROVED BY THE BOARD OF COUNTY  
COMMISSIONERS AT THEIR MEETING  
MAY 25 1992 *[Signature]*

RESOLUTION NO. 93-M-25

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A RESOLUTION PERTAINING TO ORANGE COUNTY PROCEDURES FOR PERFORMING MINISTERIAL DUTIES AND A DELEGATION OF AUTHORITY WITH REGARD TO THE COMMUNITY SERVICES AND HOUSING DIVISION'S CONSENT AGENDA; AUTHORIZING THE DIRECTOR OF COMMUNITY SERVICES AND HOUSING DIVISION AND THE MANAGER OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT TO APPROVE A DOCUMENT ENTITLED "ASSIGNMENT OF MORTGAGE", IN SUBSTANTIALLY THE FORM ATTACHED AS EXHIBIT "1" TO THIS RESOLUTION, TO ASSIGN TO THE ORANGE COUNTY HOUSING FINANCE AUTHORITY ORANGE COUNTY'S RIGHTS TO COLLECT ANY MONEY'S DUE UNDER ANY SECOND MORTGAGE ISSUED UNDER ORANGE COUNTY'S AFFORDABLE HOUSING DOWN PAYMENT ASSISTANCE PROGRAM ADMINISTERED BY HOUSING AND NEIGHBORHOOD DEVELOPMENT SERVICES OF CENTRAL FLORIDA, INC.; RATIFYING THE ABILITY OF THE COUNTY COMPTROLLER AS CLERK OF THE BOARD OF COUNTY COMMISSIONERS TO ATTEST TO THE SIGNATURE OF THE DIRECTOR OF COMMUNITY SERVICES AND HOUSING DIVISION AND THE MANAGER OF THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT ON ANY "ASSIGNMENT OF MORTGAGE" DOCUMENT DESCRIBED IN THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 107 of Article I of the Orange County Charter, the establishment and adoption of policy is the responsibility of the legislative branch of the Orange County Government;

WHEREAS, Article II of the Orange County Charter more particularly sets forth the duties and powers of the Orange County Board of County Commissioners (hereinafter the "Board") as the legislative branch of the Orange County Government;

WHEREAS, Section 207 of Article II of the Orange County Charter states that the duties of the Board include but are not limited to: (1) enacting ordinances; (2) enacting resolutions; (3) enacting administrative codes; (4) approving capital budgets; (5) considering conducting continuing studies in the operation of county programs and services; and (6) enacting of countywide ordinances;

1           WHEREAS, Section 302 of Article III of the Orange County  
2 Charter details the duties of the County Chairman, as head of  
3 the executive branch of the Orange County Government, which  
4 duties include, but are not limited to, the management and  
5 operation of all elements of county government under the  
6 jurisdiction of the Board, consistent with the policies,  
7 ordinances and resolutions enacted by the Board;

8           WHEREAS, Section 302(d)(4) of Article III of the Orange  
9 County Charter further specifies that the County Chairman  
10 shall be responsible for the execution of all contracts and  
11 legal documents.

12           WHEREAS, on February 16, 1993, the Board of County  
13 Commissioners approved execution of a contract with Housing  
14 and Neighborhood Development Services of Central Florida,  
15 Inc. ("H.A.N.D.S.") for administration of the County's  
16 Affordable Housing Downpayment Assistance Program;

17           WHEREAS, the agreement between the County and H.A.N.D.S.  
18 provides that the Orange County Housing Finance Authority  
19 shall administer the collection of any sums due to the County  
20 under the second mortgages issued under the Downpayment  
21 Assistance Program;

22           WHEREAS, the agreement between the County and H.A.N.D.S.  
23 and the agreement between the County and the Orange County  
24 Housing Finance Authority provide for the County to assign  
25 its rights to the Orange County Housing Finance Authority  
26 under any second mortgage issued under the Downpayment  
27 Assistant Program.

          NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF ORANGE COUNTY:

Section 1. The Board authorizes the Director of the  
Community Services and Housing Division and the Manager of  
the Department of Housing and Community Development to  
review, approve and execute a document entitled "Assignment  
of Mortgage" provided that such document is in substantially  
similar form to the "Assignment of Mortgage" attached as  
Exhibit "1" to this Resolution.

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Section 2. The Board further resolves that the County Comptroller as Clerk of the Board of County Commissioners or her designee shall have the authority to execute and attest to the signature of the Director of Community Services and Housing Division and the Manager of the Department of Housing and Community Development on the "Assignment of Mortgage" document referred to herein.

Section 3. Effective Date. This Resolution shall become effective upon adoption by the Board of County Commissioners.

ADOPTED THIS 25 DAY OF May, 1993.

ORANGE COUNTY, FLORIDA

BY: Bill Donegan  
for the County Chairman  
DATE: 5/24/93

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

BY: Raymond Stuyck  
Deputy Clerk

ASSIGNMENT OF MORTGAGE

Orange County, Florida, a political subdivision of the State of Florida, party of the first part, in consideration of the sum of Ten and no/100 Dollars (\$10.00), and other valuable considerations, received from or on behalf of ORANGE COUNTY HOUSING FINANCE AUTHORITY, a public agency created by Florida Legislation pursuant to Chapter 159, Part IV, party of the second part, at or before the ensealing and delivery of these presents, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, assign, transfer and set over unto the said party of the second part of a certain mortgage bearing date the \_\_\_\_\_ day of \_\_\_\_\_ 199\_\_ made by \_\_\_\_\_ in favor of Orange County and recorded in Official Records Book \_\_\_\_\_, page\_\_\_\_, \*public records of Orange County, Florida, upon the following described piece or parcel of land, situate and being in said County and State, to-wit:

\*(and/or Clerk's No. \_\_\_\_\_)

Together with the note or obligation described in said mortgage, the moneys due and to become due thereon, with interest from the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

TO HAVE AND TO HOLD the same unto said party of the second part, heirs, legal representatives, successors and assigns forever.

IN WITNESS WHEREOF, the party of the first part has caused these presents to be executed in its name, by its maker officers or agents duly authorized, on this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

ORANGE COUNTY, FLORIDA

By: \_\_\_\_\_  
County Chairman or Her Designee

ATTEST: MARTHA O. HAYNIE,  
COUNTY COMPTROLLER AS CLERK  
TO THE BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
By: Deputy Clerk

\_\_\_\_\_  
Witness Signature

\_\_\_\_\_  
Witness Title

STATE OF FLORIDA  
COUNTY OF ORANGE

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgements, personally appeared \_\_\_\_\_ well known to me to be the \_\_\_\_\_ of \_\_\_\_\_ named in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in him/her by said County. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

WITNESS my hand and official seal in the County and State last aforesaid this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public  
My Commission Expires: