

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2012 – 256

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO FORGIVE IMPROPERLY IMPOSED LIENS ON ALL COMPREHENSIVE REHABILITATION PROGRAM PROJECTS; TO FORGIVE ALL LIENS OLDER THAN FIVE YEARS ON ALL DOWN PAYMENT ASSISTANCE PROGRAM ACTIVITIES; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY NECESSARY DOCUMENTS AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE FINANCE DIRECTOR TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, in accordance with U.S. Department of Housing and Urban Development (“HUD”) regulations, Comprehensive Rehabilitation Program projects do not require liens to secure the financial transactions; and

WHEREAS, HUD regulations only require a five year lien for Down Payment Assistance Program activities; and

WHEREAS, Clayton County’s records indicate that liens imposed as part of these two programs have not been placed in accordance with HUD regulations; and

WHEREAS, these improperly placed liens have served as a potential impediment to households seeking certain loan modifications or conventional refinancing after the federal affordability requirements have been satisfied; and

WHEREAS, forgiveness of the liens associated with the aforementioned programs will enable low and moderate income participants to modify and/or refinance their mortgages thereby increasing the affordability of their homes; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County and the County will be best served by forgiving all improperly imposed liens for all Comprehensive Rehabilitation Program projects and by forgiving all liens older than five years

(originating on or before January 1, 2007) on all Down Payment Assistance Program activities for the stated reasons.

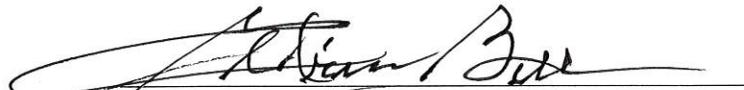
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS  
OF CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes the County to forgive all improperly imposed liens for all Comprehensive Rehabilitation Program projects and to forgive all liens older than five years (originating on or before January 1, 2007) on all Down Payment Assistance Program activities. The Board authorizes the Chairman to execute any necessary documents and otherwise to perform all acts necessary to accomplish the intent of this Resolution. The Board also authorizes the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

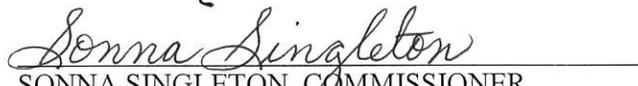
SO RESOLVED this, the 11<sup>th</sup> day of December, 2012.

CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

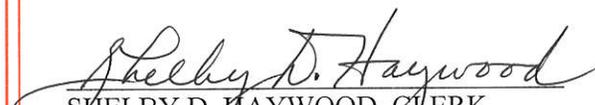
  
WOLE RALPH, VICE-CHAIRMAN

  
GAIL B. HAMBRICK, COMMISSIONER

  
SONNA SINGLETON, COMMISSIONER

  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

  
SHELBY D. HAYWOOD, CLERK