

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2010 - 10

A RESOLUTION BY THE CLAYTON COUNTY BOARD OF COMMISSIONERS AUTHORIZING A REFUND OF PROPERTY TAXES TO NNN VILLA APARTMENTS, LLC FOR THE TAX YEAR 2009; THE CLAYTON COUNTY BOARD OF COMMISSIONERS AUTHORIZES A REFUND OF A R.E. TAX CREDIT TO NNN VILLA APARTMENTS, LLC FOR THE TAX YEAR 2009; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ALL DOCUMENTS NECESSARY AND OTHERWISE TO PERFORM ALL OTHER ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE 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 AUTHORIZE THE TAX COMMISSIONER TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, NNN Villa Apartments, LLC (NNN) inadvertently paid property taxes and a R.E. Tax Credit to Clayton County for the tax year 2009 in the amount of \$249,009.48; and

WHEREAS, pursuant to the settlement agreement, effective September 2009, NNN did not owe any taxes for the year 2009; and

WHEREAS, it has been determined that the taxes were not owed to Clayton County; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County and the County will best be served by refunding the taxes as provided herein.

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 refund property taxes and a R.E Tax Credit for the year 2009 in the amount of \$249,009.48 to NNN Villa

Apartments, LLC. The Board of Commissioners hereby authorizes the Chairman to perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Director of Finance to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required. The Board of Commissioners hereby authorizes the Tax Commissioner to perform all acts necessary to accomplish the intent of this Resolution.

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

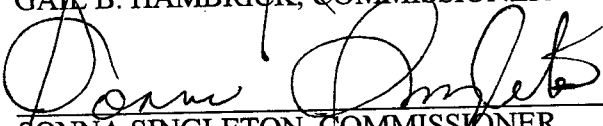
SO RESOLVED, this the 12<sup>th</sup> day of January, 2010.

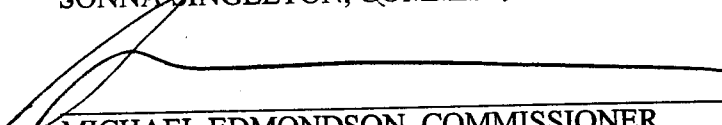
CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

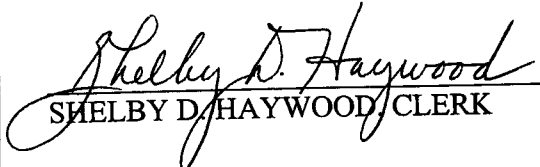
  
WOLE RALPH, VICE CHAIRMAN

  
GAIL B. HAMBRICK, COMMISSIONER

  
SONNA SINGLETON, COMMISSIONER

  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

  
SHELBY D. HAYWOOD, CLERK