

Commissioner \_\_\_\_\_ introduced the following resolution, a copy of which had been distributed to each Commissioner and the title of which appeared on the agenda:

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA, APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (LAKE NORMAN CHARTER SCHOOL), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$27,000,000**

**WHEREAS**, Lake Norman Charter School, Inc. (the “School”) has requested that the Public Finance Authority, a public authority existing under the laws of the State of Wisconsin (the “Authority”), issue its Educational Facilities Revenue Bonds (Lake Norman Charter School), in one or more series (the “Bonds”), in an aggregate principal amount not to exceed \$27,000,000 for the following purposes:

- (A) finance and refinance the acquisition, construction and equipping of certain elementary school facilities on the elementary school campus (the “Project”);
- (B) fund a debt service reserve fund for the Bonds; and
- (C) pay certain expenses incurred in connection with the authorization and issuance of the Bonds.

**WHEREAS**, the Project will be owned by LNCHARTER, LLC (the “Borrower”) and leased to and operated by the School.

**WHEREAS**, pursuant to Section 147(f) of the Code, prior to their issuance, the Bonds are required to be approved by the “applicable elected representative” of a governmental unit having jurisdiction over the area in which the Project is located, after a public hearing held following reasonable public notice;

**WHEREAS**, the Board of Commissioners (the “Board”) of the County of Mecklenburg, North Carolina (the “County”) is the “applicable elected representative” of the County for the Project located within the County;

**WHEREAS**, the Borrower has requested that the Board approve the Authority’s issuance of the Bonds and the refinancing and financing of the Project located within the County in order to satisfy the requirements of Section 147(f) of the Code; and

**WHEREAS**, the Board, following notice duly given in the form attached hereto as Exhibit A (the “TEFRA Notice”), held a public hearing today regarding the Authority’s issuance of the Bonds and the financing of the Project and now desires to approve the Authority’s issuance of the Bonds and the financing of the Project in accordance with the Code;

**BE IT RESOLVED** by the Board as follows:

**Section 1.** Pursuant to and in satisfaction of the requirements of Section 147(f) of the Code, the Board hereby approves (a) the Authority’s issuance of the 2024 Bonds in an aggregate principal amount not to exceed \$27,000,000 and (b) the financing and refinancing of the Project located in the County.

**Section 2.** The County has no responsibility for the payment of the principal of or interest on the Bonds or for any costs incurred by the Borrower or the School with respect to the Bonds or the

Project.

**Section 3.** This resolution is effective immediately on its passage.

On motion of Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, the foregoing resolution entitled **“RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA, APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (LAKE NORMAN CHARTER SCHOOL), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$27,000,000”** was duly adopted by the following vote:

AYES:

NAYS:

STATE OF NORTH CAROLINA            )  
  )  
COUNTY OF MECKLENBURG            )            ss:

I, *Kristine Smith*, Clerk to the Board of Commissioners of the County of Mecklenburg, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true copy of so much of the proceedings of the Board of Commissioners of the County of Mecklenburg, North Carolina at a regular meeting held on August 7, 2024, as it relates to the adoption of a resolution entitled “**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA, APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (LAKE NORMAN CHARTER SCHOOL), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$27,000,000,**” and the holding of a public hearing related thereto, and that said proceedings will be recorded in the minutes of the Board of Commissioners of the County of Mecklenburg, North Carolina.

**WITNESS** my hand and the seal of the County of Mecklenburg, North Carolina, this the \_\_\_ day of August, 2024.

\_\_\_\_\_  
Kristine Smith  
Clerk to the Board of Commissioners  
County of Mecklenburg, North Carolina

(SEAL)

Exhibit A

NOTICE OF PUBLIC HEARING  
FOR THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA  
WITH RESPECT TO EDUCATIONAL FACILITIES REVENUE BONDS  
(LAKE NORMAN CHARTER SCHOOL)  
TO BE ISSUED BY THE PUBLIC FINANCE AUTHORITY  
IN AN AMOUNT NOT TO EXCEED  
\$27,000,000

**NOTICE IS HEREBY GIVEN** that on August 7, 2024, a public hearing, as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), will be held by the Board of Commissioners of the County of Mecklenburg, North Carolina (the “Board”) with respect to the proposed issuance by the Public Finance Authority (the “Authority”), a commission organized under and pursuant to the provisions of Sections 66.0301, 66.0303 and 66.0304 of the Wisconsin Statutes, as amended, of its Educational Facilities Revenue Bonds (Lake Norman Charter School), in one or more series (the “Bonds”), in an amount not to exceed \$27,000,000, the interest on which will be excludible from gross income for federal income tax purposes. The hearing will commence at 6:30 p.m., or as soon thereafter as the matter can be heard, and will be held in the Commissioners’ Meeting Room, 600 East 4<sup>th</sup> Street, Charlotte, NC 28202

The Bonds are expected to be issued pursuant to 66.0304 of the Wisconsin Statutes, as amended, and the proceeds from the sale of the Bonds will be loaned to the “Borrower” identified below and used to (1) finance and refinance the acquisition, construction and equipping of certain elementary school facilities (the “Project”), (2) fund a debt service reserve fund for the Bonds, and (3) pay certain expenses incurred in connection with the authorization and issuance of the Bonds..

The Project is located on land comprised of approximately 19 acres located at 8716 McIlwaine Road, Huntersville, North Carolina. The Project will be owned by LNCHARTER, LLC (the “Borrower”) and leased to and operated by Lake Norman Charter School, Inc.. The approximate cost of the Project is \$27,000,000 and the maximum aggregate principal amount of tax-exempt Bonds proposed to be issued by the Authority in connection with the Project is \$27,000,000.

The Bonds will be special limited obligations of the Authority payable only from the loan repayments to be made by the Borrower to the Authority, and certain accounts established by the bond agreement.

The public hearing will provide an opportunity for all interested persons to express their views, both orally and in writing, on the proposed issuance of the Bonds and the financing and refinancing of the Project. Any person interested in the issuance of the Bonds may appear and be heard or submit written comments. Any person wishing to submit written comments regarding the proposed issuance of the Bonds, the financing and refinancing of the Project or any matter related thereto should do so within 7 days after the date of publication of this notice by mailing said written comments to the Board of Commissioners, c/o the Clerk to the Board of Commissioners of Mecklenburg County, North Carolina, 600 East Fourth Street, 11<sup>th</sup> floor, Charlotte, North Carolina 28202. This notice is given pursuant to the provisions of Section 147(f) of the Code and Section 66.0304(11)(a) of the Wisconsin Statutes and Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Authority. Additional information concerning the Project may be obtained from Brandon K. Lewisohn, Esq., 620 South Tryon Street, Suite 800, Charlotte, North Carolina 28202; Phone (704) 372-9000; Email Address: brandonlewisohn@parkerpoe.com. The Board of Commissioners does not discriminate upon the basis of

any individual's disability status. This non-discrimination policy involves every aspect of the Board of Commissioners' functions, including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting and/or needing this information in an alternative format because of a disability as provided for in the Americans with Disabilities Act should contact the Clerk to the Board of Commissioners by phone at (980) 314-2912, or by fax at (704) 336-5887, or by e-mail at [Kristine.Smith@mecklenburgcountync.gov](mailto:Kristine.Smith@mecklenburgcountync.gov).

/s/ Kristine Smith

Clerk to the Board of Commissioners of Mecklenburg  
County, North Carolina