

RESOLUTION OF THE MAYOR AND COUNCIL FOR THE CITY OF JOHNS CREEK, GEORGIA CALLING A REFERENDUM TO BE HELD ON NOVEMBER 4, 2025, TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF JOHNS CREEK; AND FOR OTHER PURPOSES.

WHEREAS, the Mayor and Council for the City of Johns Creek (the “**Mayor and Council**”), the governing body of Johns Creek, Georgia (the “**City**”), a municipal corporation of the State of Georgia, deems it necessary and in the best interest of the citizens of the City to incur bonded debt in accordance with the provisions of Official Code of Georgia Annotated (“**O.C.G.A.**”) § 36-82-1, *et seq.*, for the purposes of funding the construction, installation, and equipping of a performing arts center and related facilities, and as further set out in the Notice of Election attached hereto as Exhibit A (the “**Notice**”), which is hereby authorized to be published and which is incorporated in this resolution; and

WHEREAS, the Mayor and Council desire to provide the voters of the City with the opportunity to vote pursuant to law in favor of or against the issuance of general obligation bonds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the City of Johns Creek in public meeting assembled, and it is hereby resolved by the authority of the same that:

1. A referendum to be held in the City on November 4, 2025 (the “**Referendum**”), is hereby authorized to be called, at which Referendum there shall be submitted to the qualified voters of the City for their determination the question of whether the City shall issue general obligation bonds (the “**Bonds**”) for the purposes of funding the construction, installation, and equipping of a performing arts center and related facilities, as shown in the Notice.
2. The Bonds shall be general obligation debt of the City. The principal amount of the Bonds to be issued shall not exceed \$40,000,000. The maximum rate or rates of interest on the Bonds shall not exceed six percent (6.0%) per annum and the maximum amount of principal to be paid in each year during the life of the Bonds shall be as shown in the Notice.
3. Due provisions shall be made at the holding of the Referendum so that those voting at the Referendum who favor the issuance of the Bonds may vote for the issuance thereof, and those voting at said Referendum who oppose the issuance of the Bonds may vote against the issuance thereof, and the question to be voted on in the Referendum shall appear on the ballots or ballot labels in precisely the form set forth in the Notice attached hereto as Exhibit A.
4. The City Clerk is hereby authorized and directed to deliver a certified copy of this resolution to the Fulton County Board of Elections and Registration, as Election Superintendent (the “**Election Superintendent**”).
5. The Election Superintendent is requested to issue the call for the Referendum to be held on November 4, 2025, not less than 30 days prior to the date of the Referendum. The Election Superintendent shall cause the date and purpose of the Referendum to be published once at least 30 days preceding the date of the Referendum and once each week beginning not less than 30 days preceding the date of the Referendum in the official legal organ of Fulton County and the Notice will be substantially in the form attached hereto and made a part hereof as Exhibit A.

6. The Referendum hereby authorized to be called shall be held in accordance with the provisions of O.C.G.A. § 36-82-1 *et seq.*, by the same persons, in the same manner, and under the same rules and regulations that elections for the Mayor and Council are held, and the managers of the Referendum shall make returns thereof to the Election Superintendent and the City, which, in the presence of and together with the several managers of the Referendum, shall consolidate said returns and declare the result of the Referendum.

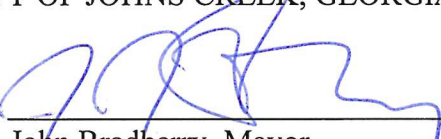
7. If the Bonds are authorized to be issued, the City shall adopt a bond resolution providing for the levy of a tax sufficient in an amount to pay the principal of the Bonds at their respective maturities and the interest thereon as the same becomes due as required by the Constitution of the State of Georgia.

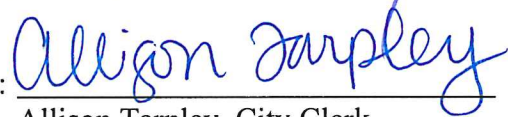
8. If general obligation debt is to be issued, the City reasonably expects that, prior to issuance of such debt, it will be necessary for funds of the City to be expended on the acquisition, construction, and equipping of the projects set forth in the Notice and wish such expenditures to be reimbursed from proceeds of the sale of such general obligation debt. Therefore, subject to approval of the voters of the City, the City hereby declares its official intent to have original expenditures on the projects to be reimbursed with proceeds from the sale of such debt in the maximum amount of \$40,000,000 (to the extent permitted by § 1.150-2 of the Treasury Regulations). Such reimbursement allocations shall be made not later than 18 months after the later of (i) the date the original expenditure is paid or (ii) the date the projects are placed in service or abandoned, but in no event more than three years after the original expenditure is paid.

9. The proper officers and agents of the City are hereby authorized to take any and all further actions as may be required in connection with the calling and holding of the Referendum all as herein provided. All resolutions or parts of resolutions, if any, in conflict herewith shall be and the same hereby are repealed.

ADOPTED, this June 26, 2025.

CITY OF JOHNS CREEK, GEORGIA

By: 
John Bradberry, Mayor

Attest: 
Allison Tarpley, City Clerk

APPROVED AS TO FORM:


City Attorney

Exhibit A

NOTICE OF BOND ELECTION
TO THE QUALIFIED VOTERS OF THE CITY OF JOHNS CREEK, GEORGIA

Pursuant to a resolution adopted by the Mayor and Council of the City of Johns Creek, Georgia (the “City”) on June 26, 2025, and a call for a referendum issued by the Fulton County Board of Elections and Registration, as Election Superintendent (the “Referendum”), notice is hereby given as follows:

1. On November 4, 2025, a special election will be held in the City to submit to the qualified voters of the City the following question:

GENERAL OBLIGATION BONDS

- () YES Shall the City of Johns Creek issue general obligation bonds in an aggregate principal amount not to exceed \$40,000,000 for the purpose of (i) funding the construction, installation, and equipping of a Performing Arts Center, and (ii)
- () NO paying the costs and expenses related to such bonded indebtedness?

2. All qualified voters desiring to vote in favor of the issuance of general obligation bonds shall vote “Yes” and all qualified voters opposed to levying the tax shall vote “No.” If more than one-half of the votes cast are in favor of issuance of the general obligation bonds by the City (the “Bonds”), then the City will be authorized to issue the Bonds as provided by law.

3. The Bonds shall be general obligation debt of the City. The principal amount of the Bonds to be issued shall not exceed \$40,000,000. The maximum rate or rates of interest on such debt shall not exceed six percent (6.0%) per annum. The maximum amount of principal to be paid in each year during the life of the debt shall be as follows:

<u>Year</u>	<u>Principal Amount</u> <u>Maturing</u>	<u>Year</u>	<u>Principal Amount</u> <u>Maturing</u>
Year 1	\$1,210,000	Year 11	\$1,970,000
Year 2	1,270,000	Year 12	2,070,000
Year 3	1,335,000	Year 13	2,175,000
Year 4	1,400,000	Year 14	2,280,000
Year 5	1,470,000	Year 15	2,395,000
Year 6	1,545,000	Year 16	2,515,000
Year 7	1,620,000	Year 17	2,640,000
Year 8	1,700,000	Year 18	2,775,000
Year 9	1,790,000	Year 19	2,910,000
Year 10	1,875,000	Year 20	3,055,000

The City may issue aggregate general obligation debt which is less than \$40,000,000 and reduce the principal amounts maturing which are shown above. The Bonds may be made subject

to redemption prior to maturity, to the extent permitted by law, upon terms and conditions to be determined by the City.

4. If the Bonds are authorized to be issued, the City shall adopt a bond resolution providing for the levy of a tax sufficient in an amount to pay the principal of the Bonds at their respective maturities and the interest thereon as the same becomes due as required by the Constitution of the State of Georgia.

5. To the extent available, the City may combine available funds with proceeds from the Bonds, and any other available funds, to pay the costs of the funding the construction, installation, and equipping of a Performing Arts Center and related facilities such as parking and sidewalks. Plans and specifications for these purposes have not been completed and bids have not yet been received but are expected to include an approximately 800-seat performance hall and a multi-purpose room that will in combination support both performances (for symphony, chorale, dance, theater, etc.) as well as meetings and gatherings for a true multi-purpose venue.

6. Reference is hereby made to Official Code of Georgia Annotated § 36-82-1(d), which provides in part that any brochures, listings, or other advertisements issued by the City or by any other person, firm, corporation, or association with the knowledge and consent of the Mayor and Council shall be deemed to be a statement of intention of the City concerning the use of bond funds.

7. In accordance with Official Code of Georgia Annotated § 36-82-2, the Referendum shall be held by the same persons, in the same manner, and under the same rules and regulations that elections for members of the Mayor and Council of the City are held. The returns shall be made to the officers calling or ordering the Referendum. Such officers, in the presence of and together with the several managers, who shall bring up the returns, shall consolidate the returns and declare the result.

8. The last day to register to vote in the Referendum is Monday, October 6, 2025, or as otherwise provided by law. Anyone desiring to register may do so by applying online at <https://georgia.gov/register-vote> or in person at the Fulton County Government Center located at 130 Peachtree Street SW, Suite 2186, Atlanta, GA 30303-3460, or by any other method authorized by the Georgia Election Code.

9. The Referendum will be held on Tuesday, November 4, 2025. The polls will be open from 7:00 a.m. until 7:00 p.m.

This _____, 2025.

(FORM)

Election Superintendent

To be published at least 30 days prior to and at least once per week
beginning at least 30 days prior to November 4, 2025.

CITY CLERK'S CERTIFICATE

The undersigned City Clerk for the City of Johns Creek, Georgia, keeper of the records and seal thereof, certifies that the foregoing is a true and correct copy of a resolution approved and adopted by majority vote of the Mayor and Council for the City of Johns Creek in a meeting assembled on June 26, 2025, the original of which resolution has been entered in the official records of the City under my supervision and is in my official possession, custody, and control.

I further certify that said meeting was held in conformity with the requirements of Title 50, Chapter 14 of the Official Code of Georgia Annotated.



Allison Tarpley
Allison Tarpley, City Clerk

STATE OF GEORGIA)
)
CITY OF FULTON)

ORDER

The Fulton County Board of Elections and Registration having been furnished with a certified copy of the resolution of the Mayor and Council of the City of Johns Creek adopted on June 26, 2025, requesting the undersigned to call an election on November 4, 2025, relative to approval of the issuance of general obligation debt described in said resolution, does hereby call said election on November 4, 2025, and orders and directs that the form of election notice contained in said resolution and required by law to be published in connection with the election be published as provided by law.

This _____, 2025.

Chairman, Fulton County
Board of Elections and Registration