CONCURRENT RESOLUTIONS OF THE BOARDS OF EDUCATION FOR COBB COUNTY AND THE CITY OF MARIETTA SCHOOL SYSTEM TO PROVIDE FOR THE CALLING OF AN ELECTION TO DETERMINE THE REIMPOSITION OR NONIMPOSITION OF A ONE PERCENT SALES AND USE TAX WITHIN COBB COUNTY FOR EDUCATIONAL PURPOSES:

WHEREAS, the Board of Education of Cobb County (the “Cobb County Board of Education”) is charged with the duties of contracting debts and managing the affairs of the Cobb County School District, which embraces all the territory within Cobb County, Georgia (the “County”), with the exception of all territory lying within the City of Marietta School System; and

WHEREAS, the City of Marietta (the “City”) constitutes an independent school district (the “Marietta City Schools”) which is operated for and on behalf of the City by the Board of Education of the City of Marietta; and

WHEREAS, the Board of Education of the City of Marietta is charged with the duty of managing the affairs of Marietta City Schools, which embraces the territory within Cobb County, Georgia (the “County”), contained within the limits of the City; and

WHEREAS, Article VIII, Section VI, Paragraph IV of the Constitution of the State of Georgia and the Official Code of Georgia Sections 48-8-140 et seq. authorize the imposition within each school district of each county and each independent school district located within such county in the State of Georgia of a 1 percent (1%) sales and use tax (the “SPLOST”) to be used by school districts for educational purposes conditioned upon approval by a majority of the qualified voters within the boundaries of the local taxing jurisdiction voting in an election held therein; and

WHEREAS, the SPLOST for educational purposes is currently being imposed in the County and is proposed to expire on December 31, 2018; and

WHEREAS, Georgia law requires the Board of Education of each county school district and the Board of Education of each independent school district within such county to adopt concurrent resolutions with respect to the imposition, levy and collection of any one percent (1%) sales and use tax conditioned upon approval by a majority of the qualified voters residing within the limits of the local taxing jurisdiction voting in a referendum thereon; and

WHEREAS, the Cobb County Board of Education and the Board of Education of the City of Marietta have determined that the most feasible means of funding certain expenditures for educational purposes within the Cobb County School District and Marietta City Schools is by reimposing, levying and collecting a special one percent (1%) sales and use tax within Cobb County as authorized by law; and
WHEREAS, the net proceeds of the SPLOST shall be distributed between the Cobb County School District and the Marietta City Schools on the basis of the latest FTE count prior to the referendum on imposing the tax; and

WHEREAS, the Cobb County Board of Education has determined that it is in the best interests of the citizens of the Cobb County School District that the proceeds of the SPLOST, if authorized, be used to pay or to be applied toward the cost of the projects set forth herein, and the payment of expenses incidental to accomplishing the projects set forth herein; and

WHEREAS, the Board of Education of the City of Marietta has determined that it is in the best interests of the citizens of Marietta City Schools that the proceeds of the SPLOST, if authorized, be used to pay or to be applied toward the cost of the projects set forth herein, and the payment of expenses incidental to accomplishing the projects; and

WHEREAS, each of the projects set forth herein is a project authorized by law to be financed through the imposition of a SPLOST; and

WHEREAS, pursuant to the provisions of the Constitution and laws of the State of Georgia, and pursuant to this resolution, it is necessary to submit to the qualified voters of the County the question of whether or not the one percent (1%) sales and use tax for educational purposes shall be reimposed.

NOW, THEREFORE, BE IT RESOLVED by the Cobb County Board of Education, and Board of Education of the City of Marietta, and it is hereby resolved by authority of the same, as follows:

Section 1. **Authorization of Sales and Use Tax.** There shall be reimposed, levied and collected in Cobb County, Georgia, a one percent (1%) sales and use tax for educational purposes, subject to approval by a majority of the qualified voters residing within the limits of Cobb County voting on the referendum therein, as authorized by Article VIII, Section VI, Paragraph IV of the Constitution of the State of Georgia, and by Article 3, Part 2 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, as amended (collectively, the “Act”), such tax to be imposed on all sales and uses (the “Sales Tax”) in Cobb County for a period of twenty quarters (60 months), commencing on January 1, 2019, upon the expiration of the current Sales Tax, and said election to be held on March 21, 2017. Such tax shall raise the maximum amount of net proceeds of $859,508,000.00. Pursuant to the Act, the net proceeds of the Sales Tax shall be distributed between the Cobb County School District and Marietta City Schools according to the ratio that student enrollment in the Cobb County School District and Marietta City Schools bears to the total student enrollment in both school systems, based on the latest FTE count prior to the March 21, 2017 referendum imposing the Sales Tax. The Sales Tax shall be expended for the following educational purposes:

For the Cobb County School District:

(A) The following capital outlay projects at a total maximum cost of $797,022,000.00:
(i) Acquiring and preparing land for the construction of new or replacement schools and the expansion of existing schools.

(ii) Constructing and equipping four (4) new or replacement schools, specifically:

Eastvalley Elementary
Harmony Leland Elementary
King Springs Elementary
Smyrna Area New Middle

(iii) Constructing, modifying, enhancing and equipping classrooms or instructional units system-wide (as additional classrooms to existing schools or as all or part of new schools as Cobb County School District needs dictate), and making additions to and/or renovating, modifying and equipping existing schools and facilities, specifically including but not limited to the following:

Campbell High
Central Office Instructional Support Center
Dickerson Middle
Dodgen Middle
Hillgrove High
Lassiter High
Lovinggood Middle
North Cobb High
Osborne High
Pebblebrook High
South Cobb High
Sprayberry High
Walton High
Wheeler High

(iv) Upgrading buildings and facilities and making infrastructure improvements (for example, roofing, plumbing, electrical, lighting, wiring, painting, water piping, HVAC, ADA renovations, energy management systems, repaving, safety and security, etc.), specifically including but not limited to the following:

440 Glover Street – Administrative
514 Glover Street – Central Office
538 Glover Street – Maint. Office
560 Glover Street – Maintenance
566 South Cobb Dr. – Public Safety
590 Commerce Park Dr. – HR
4885 Argo Rd – S. Central Maint.
Acworth Elementary
Addison Elementary
Adult Education Center
Allatoona High
Argyle Elementary

Austell Elementary
Awtrey Middle
Baker Elementary
Baker Road Bus Shop
Barber Middle
Bells Ferry Elementary
Belmont Hills Elementary
Big Shanty Elementary
Birney Elementary
Blackwell Elementary
Brown Elementary
Brumby Elementary
Bryant Elementary
Bullard Elementary
Campbell High
Campbell Middle
Chalker Elementary
Cheatham Hill Elementary
Clarkdale Elementary
Clay Elementary
Compton Elementary
Cooper Middle
Daniell Middle
Davis Elementary
Dickerson Middle
Dodgen Middle
Dowell Elementary
Due West Elementary
Durham Middle
East Cobb Middle
East Side Elementary
Eastvalley Elementary
Fair Oaks Elementary
Floyd Middle
Ford Elementary
Frey Elementary
Garrett Middle
Garrison Mill Elementary
Green Acres Elementary
Griffin Middle
Harmony Leland Elementary
Harrison High
Hawthorne Center – Admin.
Hayes Elementary
Hendricks Elementary
Hightower Trail Middle
Hillgrove High
Hollydale Elementary
Keheley Elementary
Kell High
Kemp Elementary
Kennesaw Elementary
Kennesaw Mountain High
Kennesaw Warehouse – Admin.
Kincaid Elementary
King Springs Elementary
LaBelle Elementary
Lassiter High
Lewis Elementary
Lindley – 7th and 8th Grade
Lindley 6th Grade Academy
Lost Mountain Middle
Lovinggood Middle
Mableton Elementary
Mabry Middle
Mars Hill Road Bus Shop
McCall Primary
McCleskey Middle
McClure Middle
McEachern High
Milford Elementary
Mount Bethel Elementary
Mountain View Elementary
Murdock Elementary
Nicholson Elementary
Nickajack Elementary
North Cobb High
Norton Park Elementary
Oakwood - Special
Osborne High
Palmer Middle
Pebblebrook High
Pickett's Mill Elementary
Pine Mountain Middle
Pitner Elementary
Pitts Transportation Center
Pope High
Powder Springs Elementary
Powers Ferry Elementary
Riverside Intermediate
Riverside Primary
Rocky Mount Elementary
Rose Garden - Special
Russell Elementary
Sanders Elementary
Sanders Road Bus Shop
Sedalia Park Elementary
Shallowford Falls Elementary
Simpson Middle
Sky View (H.A.V.E.N. Academy)
Smitha Middle
Smyrna Elementary
Sope Creek Elementary
South Cobb High
Sprayberry High
Still Elementary
Tapp Middle
Teasley Elementary
Timber Ridge Elementary
Tritt Elementary
(v) Making system-wide technology improvements, including but not limited to: acquisition and installation of instructional technology, security, safety and support, and information systems hardware, and associated software and accessories, and infrastructure at all schools and selected other administrative, support and educational facilities; and

(vi) Replacing, purchasing, upgrading or supplementing capital equipment including but not limited to, desks, chairs, tables, school buses, support vehicles, books, hardware/software, security and safety equipment, tractors and laboratory equipment.

For the Marietta City Schools:

(B) The following capital outlay projects at a total maximum cost of $62,486,000.00:

(i) Acquiring and preparing land for the construction of new or replacement schools and the expansion of existing schools;

(ii) Constructing and equipping two (2) new or replacement schools, specifically:

   College and Career Academy
   Replacement Elementary School

(iii) Making system-wide technology improvements, including, but not limited to, acquisition and installation of instructional technology and information systems, hardware, software, servers, systems, security and surveillance systems, hardware and associated software and accessories, and infrastructure at all schools and selected other facilities as needed;

(iv) Replacing, purchasing, upgrading or supplementing capital equipment including, but not limited to, desks, chairs, copiers, printers, food service equipment, tables, system-wide support vehicles to include school buses, support vehicles, and supporting equipment, security equipment, instructional materials, instructional instruments, and laboratory equipment;

(v) Modifying, reconfiguring, equipping, upgrading, expanding, making infrastructure improvements, acquiring, demolishing, and replacing land, including any site preparation, if necessary, for new and existing buildings, and facilities (including buildings and facilities to be
constructed pursuant to this resolution, once completed)—e.g., roofing, plumbing, drainage, water lines, electrical, wiring, flooring, lighting, energy management systems, railings, painting, water piping, boilers, HVAC, ADA renovations, infrastructure improvements, repaving, resurfacing, fencing, school system safety and security, windows and doors, gates and other site access controls, physical education facilities, classroom additions, and program-driven modifications, as needed, including but not limited to the following:

A. L. Burruss Elementary
Dunleith Elementary
Hickory Hills Elementary
Lockheed Elementary
Marietta Center for Advanced Academics
Marietta High
Marietta Middle
Marietta Sixth Grade Academy
Park Street Elementary
Sawyer Road Elementary
West Side Elementary
Northcutt Stadium
250 & 250B Howard St. - Dept. of Special Services
250 & 250B Howard St. - Central Office
145 Dodd Street Facility
461 Allgood Road Facility
350 Lemon Street Facility
353-B Lemon Street Facility
368 Wright Street Facility
377 Henry Drive Facility

Section 2. Call for Election. The Cobb County School District and the Marietta City Schools hereby call, and request that the Board of Elections and Registration of Cobb County call an election to be held in all the voting precincts in Cobb County on the 21st day of March, 2017, for the purposes of submitting to the qualified voters of Cobb County the question set forth in Section 3 below.

Section 3. Form of Ballot. The ballots to be used in such election should have written or printed thereon substantially the following language or such other language as may be required by law:

( ) YES Shall the special 1 percent sales and use tax for educational purposes currently imposed in Cobb County be reimposed on January 1, 2019, upon the expiration of the current sales and use tax, for not longer than 20 consecutive calendar quarters, to raise not more than $859,508,000.00 to be used for the following educational purposes:

( ) NO
For the Cobb County School District:

(1) For renovations, modifications and additions to new and existing schools and other facilities, construction and equipping of new schools, construction and equipping of new classrooms, upgrading buildings and facilities, infrastructure improvements, acquisition and preparation of land, and acquisition of equipment, safety and security and technology systems at a total maximum cost of $797,022,000.00 for the Cobb County School District as described in the Notice of Election.

For the City of Marietta Schools:

(1) For renovations, modifications and additions to new and existing schools and other facilities, construction and equipping of new schools, upgrading buildings and facilities, infrastructure improvements, acquisition and preparation of land, acquisition of equipment, and security and technology systems and systemwide support vehicles, at a total maximum cost of $62,486,000.00 for the City of Marietta Schools, as described in the Notice of Election.

Section 4. Manner of Election. In accordance with O.C.G.A. § 21-2-540, the date of such election shall be, and the election is hereby set for March 21, 2017. The polls of each election district of the County shall open at 7 a.m. and close at 7 p.m. The election shall be held in accordance with the election laws of the State of Georgia and the returns of said election shall be made to the Cobb County Board of Education and to the Board of Elections and Registration for the County, who shall, in the presence of and together with the several managers of the polls, bring up the returns, consolidate the returns and declare the results of the election in the manner required by law.

Section 5. Publication of Notice of Election. The Cobb County Board of Elections shall be, and is hereby, authorized and instructed to publish notice of said election as required by law in the newspaper in which sheriff’s advertisements of the County are published, once a week for Five (5) weeks immediately preceding the date of the election, i.e., March 21, 2017, and the notice of election shall be in substantially the form attached hereto as Exhibit A, and, by this reference thereto, made a part hereof.

Section 6. Notice to Board of Elections and Registration. The Secretary of the Cobb County Board of Education and the Secretary of the Board of Education of the City of Marietta are hereby authorized and directed to deliver a copy of this resolution to the Chairman of the Board of Elections and Registration of Cobb County with a request that the Chairman of the Cobb County Board of Elections and Registration order the call of this election.

Section 7. Further Authority. The proper officers and agents of the Cobb County School District and the Marietta School System are hereby authorized to take any and all further actions as may be required in connection with the imposition of such sales and use tax, the acquisition, constructing, and equipping of the projects as described herein.
Section 8. **General Repeal.** Any and all Resolutions or parts thereof in conflict herewith are hereby repealed.

Section 9. **Effective Date.** These Concurrent Resolutions shall take effect immediately upon adoption.

[SIGNATURES ON FOLLOWING PAGES]
COBB COUNTY BOARD OF EDUCATION

By:__________________________________
      Susan Thayer, Chair

Attest:

_____________________________________
      Secretary

THIS _____ DAY OF OCTOBER, 2016.
BOARD OF EDUCATION
OF THE CITY OF MARIETTA

By: _______________________________________

    Jason Waters, Chair

Attest:

_____________________________________

Secretary

THIS _____ DAY OF OCTOBER, 2016.
NOTICE IS HEREBY GIVEN that on March 21, 2017, an election will be held in all of the election districts of Cobb County, at which time there will be submitted to the qualified voters of Cobb County for their determination the question of whether or not a special one percent (1%) sales and use tax shall be reimposed on all sales and uses in Cobb County beginning January 1, 2019, upon the expiration of the current sales and use tax, and continuing for a period of time not to exceed 20 calendar quarters to raise not more than $859,508,000.00 to be expended for the following educational purposes:

For the Cobb County School District:

(A) The following capital outlay projects at a total maximum cost of $797,022,000.00:

   (i) Acquiring and preparing land for the construction of new or replacement schools and the expansion of existing schools.

   (ii) Constructing and equipping four (4) new or replacement schools, specifically:

         Eastvalley Elementary
         Harmony Leland Elementary
         King Springs Elementary
         Smyrna Area New Middle

   (iii) Constructing, modifying, enhancing and equipping classrooms or instructional units system-wide (as additional classrooms to existing schools or as all or part of new schools as Cobb County School District needs dictate), and making additions to and/or renovating, modifying and equipping existing schools and facilities, specifically including but not limited to the following:

         Campbell High
         Central Office Instructional Support Center
         Dickerson Middle
         Dodgen Middle
         Hillgrove High
         Lassiter High
         Lovinggood Middle
         North Cobb High
         Osborne High
         Pebblebrook High
(iv) Upgrading buildings and facilities and making infrastructure improvements (for example, roofing, plumbing, electrical, lighting, wiring, painting, water piping, HVAC, ADA renovations, energy management systems, repaving, safety and security, etc.), specifically including but not limited to the following:

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Awtrey Middle
Baker Elementary
Baker Road Bus Shop
Barber Middle
Bells Ferry Elementary
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Big Shanty Elementary
Birney Elementary
Blackwell Elementary
Brown Elementary
Brumby Elementary
Bryant Elementary
Bullard Elementary
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Campbell Middle
Chalker Elementary
Cheatham Hill Elementary
Clarkdale Elementary
Clay Elementary
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Cooper Middle
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Lovinggood Middle
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McClure Middle
McEachern High
Milford Elementary
Mount Bethel Elementary
Mountain View Elementary
Murdock Elementary
Nicholson Elementary
Nickajack Elementary
North Cobb High
Norton Park Elementary
Oakwood - Special
Osborne High
Palmer Middle
Pebblebrook High
Pickett's Mill Elementary
Pine Mountain Middle
Pitner Elementary
Pitts Transportation Center
Pope High
Powder Springs Elementary
Powers Ferry Elementary
Riverside Intermediate
Riverside Primary
Rocky Mount Elementary
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Sprayberry High
Still Elementary
Tapp Middle
Teasley Elementary
Timber Ridge Elementary
Tritt Elementary
Varner Elementary
Vaughan Elementary
Walton High
Wheeler High

(v) Making system-wide technology improvements, including but not limited to:
acquisition and installation of instructional technology, security, safety and support, and information systems hardware, and associated software and accessories, and infrastructure at all schools and selected other administrative, support and educational facilities; and

(vi) Replacing, purchasing, upgrading or supplementing capital equipment including but not limited to, desks, chairs, tables, school buses, support vehicles, books, hardware/software, security and safety equipment, tractors, and laboratory equipment.

For the Marietta City Schools:

(B) The following capital outlay projects at a total maximum cost of $62,486,000.00:
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(ii) Constructing and equipping two (2) new or replacement schools, specifically:

College and Career Academy
Replacement Elementary School

(iii) Making system-wide technology improvements, including, but not limited to, acquisition and installation of instructional technology and information systems, hardware, software, servers, systems, security and surveillance systems, hardware and associated software and accessories, and infrastructure at all schools and selected other facilities as needed;

(iv) Replacing, purchasing, upgrading or supplementing capital equipment including, but not limited to, desks, chairs, copiers, printers, food service equipment, tables, system-wide support vehicles to include school buses, support vehicles, and supporting equipment, security equipment, instructional materials, instructional instruments, and laboratory equipment;

(v) Modifying, reconfiguring, equipping, upgrading, expanding, making infrastructure improvements, acquiring, demolishing, and replacing land, including any site preparation, if necessary, for new and existing buildings, and facilities (including buildings and facilities to be constructed pursuant to this resolution, once completed)—e.g., roofing, plumbing, drainage, water lines, electrical, wiring, flooring, lighting, energy management systems, railings, painting, water piping, boilers, HVAC, ADA renovations, infrastructure improvements, repaving, resurfacing, fencing, school system safety and security, windows and doors, gates and other site access controls, physical education facilities, classroom additions, and program-driven modifications, as needed, including but not limited to the following:

A. L. Burruss Elementary
Dunleith Elementary
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Marietta Center for Advanced Academics
Marietta High
Marietta Middle
Marietta Sixth Grade Academy
Park Street Elementary
Sawyer Road Elementary
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Northcutt Stadium  
250 & 250B Howard St. - Dept. of Special Services  
250 & 250B Howard St. - Central Office  
145 Dodd Street Facility  
461 Allgood Road Facility  
350 Lemon Street Facility  
353-B Lemon Street Facility  
368 Wright Street Facility  
377 Henry Drive Facility  

The ballots to be used in such election should have written or printed thereon substantially the following language or such other language as may be required by law:

( ) YES Shall the special 1 percent sales and use tax for educational purposes currently imposed in Cobb County be reimposed on January 1, 2019, upon the expiration of the current sales and use tax, for not longer than 20 consecutive calendar quarters, to raise not more than $859,508,000.00 to be used for the following educational purposes:

For the Cobb County School District:

(1) For renovations, modifications and additions to new and existing schools and other facilities, construction and equipping of new schools, construction and equipping of new classrooms, upgrading buildings and facilities, infrastructure improvements, acquisition and preparation of land, and acquisition of equipment, safety and security and technology systems at a total maximum cost of $797,022,000.00 for the Cobb County School District as described in the Notice of Election.

For the City of Marietta Schools:

(1) For renovations, modifications and additions to new and existing schools and other facilities, construction and equipping of new schools, upgrading buildings and facilities, infrastructure improvements, acquisition and preparation of land, acquisition of equipment, and security and technology systems and systemwide support vehicles, at a total maximum cost of $62,486,000.00 for the City of Marietta Schools, as described in the Notice of Election.

Pursuant to O.C.G.A. § 20-2-491, the Cobb County School District and Marietta City Schools will continue to ensure that performance audits or performance reviews on capital outlay projects funded by local sales tax are performed by an independent auditor, consultant or other provider to ensure proceeds are expended efficiently and economically.

The several places for holding said election shall be at the regular and established voting precincts of all of the election districts of Cobb County, and the polls will be open from 7 a.m.
until 7 p.m. on the date fixed for the election.

Pursuant to O.C.G.A. § 21-2-224 (b), the registration deadline for taking applications from persons desiring to register to vote in this election will be the close of business on the fifth Monday prior to the date of the Special Election, or if such Monday is a legal holiday, by the close of business the following business day.

All residents of Cobb County qualified to vote at such election shall be determined in all respects in accordance with the election laws of the State of Georgia.

This notice is given by the Cobb County Board of Registration and Elections, as election superintendent under O.C.G.A. 21-2-540(d) and 21-2-2(35), pursuant to concurrent resolutions of the Board of Education of Cobb County and the Board of Education of the City of Marietta Schools.

COBB COUNTY BOARD OF REGISTRATION AND ELECTIONS

BOARD OF EDUCATION OF COBB COUNTY

BOARD OF EDUCATION OF THE CITY OF MARIETTA SCHOOLS

This ____ day of ________________, 2016.