

## RESOLUTION NO. 2026 – 079

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**A RESOLUTION AUTHORIZING THE MARIETTA THEATRE GROUP AS LESSEE OF THE PATRICIA C VAUGHN CULTURAL ARTS THEATER TO PURCHASE AND INSTALL SOUND AND LIGHTING EQUIPMENT, PAID FOR AND OWNED BY THE CITY, UP TO \$45,000, WITH COST OFFSET BY TICKET PROCEED; IMPOSING MANDATORY MAINTENANCE RESPONSIBILITIES OF LESSEE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

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**WHEREAS** the City of Powder Springs previously authorized the lease of the City's cultural arts center theater facility located at the Ford Center Campus for the purpose of producing theatrical or musical performances; and

**WHEREAS** to enhance the quality of productions and ensure the viability of the venue, it is necessary to upgrade the existing sound and lighting equipment; and

**WHEREAS** on behalf of the city, the lessee will purchase and install new, professional-grade sound and lighting equipment for the Theater for an amount not to exceed \$45,000 ("Equipment"); and

**WHEREAS** the City desires that all such Equipment be permanently registered to and owned by the City to increase the asset value of the Theater; and

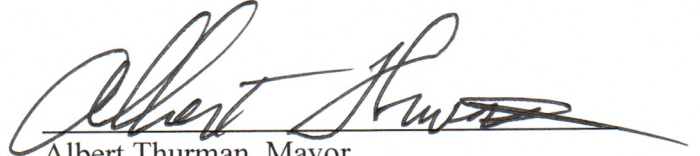
**WHEREAS** it is in the best interest of the City to allow the Lessee to manage the procurement and installation, subject to strict ownership, maintenance, and revenue-sharing requirements.

**NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the City of Powder Springs** that the Lessee is authorized to purchase and install theatrical sound and lighting equipment, subject to the following conditions: (1) the total purchase price, including installation and necessary rigging, may not exceed \$45,000; (2) Immediately upon purchase and installation, all Equipment shall become the property of the City, and the Lessee shall provide the City with an itemized inventory list, including manufacturer, model, serial numbers, and purchase price, within ten (10) days of installation; (3) The City shall tag all equipment for inventory tracking; (4) A City representative shall be onsite during installation and trained by Lessee on the use of the Equipment; (5) Lessee shall be responsible for the reasonable maintenance and security of the Equipment, and in the event of damage to the equipment beyond normal wear and tear, or damage to the facility structure during installation/use, the Lessee shall, at its own expense, repair or replace the damaged items to the satisfaction of the City; (6) To offset the initial cost of the \$45,000 investment made by City, the Lessee hereby agrees to a revenue-sharing structure whereby fifty percent of gross ticket proceeds from performances shall be paid to the City until the \$45,000 amount is fully reimbursed; (7) The equipment shall remain with the City, and 100% of the equipment value shall be recognized as City property.

[Signature page follows]

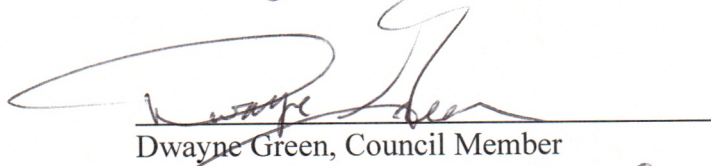
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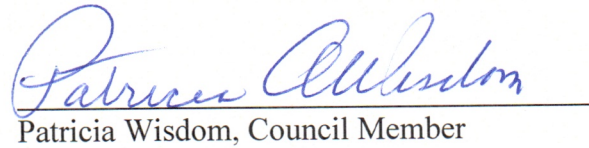
  
Albert Thurman, Mayor

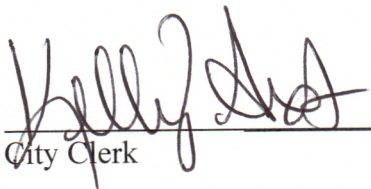
  
Raja Antone, Council Member

  
Doris Dawkins, Council Member

  
Dwayne Green, Council Member

  
Dwight McMutry, Council Member

  
Patricia Wisdom, Council Member

ATTEST:   
Kelly Axt, City Clerk