

RESOLUTION NO. 2026-31

A RESOLUTION OF THE COMMON COUNCIL OF THE
CITY OF COLUMBIA CITY APPROVING MATTERS RELATED
TO FINANCING BY COLUMBIA CITY BUILDING CORPORATION

WHEREAS, the Common Council ("Council") of the City of Columbia City, Indiana ("City") has determined to construct an outdoor amphitheater, together with all necessary appurtenances, related improvements and equipment ("Project") to be located in the City;

WHEREAS, the City has entered into a lease agreement, dated as of July 14, 2026, with the Columbia City Building Corporation ("Corporation") for the construction of the Project by the Corporation and leasing of the Project to the City ("Lease");

WHEREAS, the is expected to adopt a resolution approving the issuance and sale of its Lease Rental Revenue Bonds of 2026 (Ad Valorem Property Tax Back-Up) in an aggregate principal amount not to exceed \$8,000,000 ("Bonds") to finance the construction of the Project, and a copy of the resolution is incorporated herein by reference;

WHEREAS, the City intends to sell the existing City Hall (112 S. Chauncey St.) and Municipal Services Facility (316 S. Towerview Dr.) each within the City (collectively, "Interim Tracts") to the Corporation during construction of the Project and has received and reviewed required appraisals for the Interim Tracts, and will sell the Interim Tracts to the Corporation for no less than the average of two appraisals on each;

WHEREAS, the City will sell certain real property located at 600 N. Whitley Street in the City to the Corporation for construction of the Project ("Project Tract").

WHEREAS, the City and the Corporation have obtained all necessary approvals required by law for the issuance of the Bonds and the execution of the hereinafter defined Lease; and

WHEREAS, a substantially final form of Continuing Disclosure Undertaking Certificate was presented to the Council for approval;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF COLUMBIA CITY, INDIANA, THAT:

Section 1. The plans, specifications and construction bids and/or contracts to determine the guaranteed maximum price for construction of the Project ("GMP Contract") have been received and are hereby approved, subject to receiving funds from the Corporation's Bonds,

and the GMP Contract is hereby assigned to the Corporation. The Corporation will use Bond proceeds and certain funds on hand to construct the Project.

Section 2. The Council hereby approves the sale of the Bonds by the Corporation in accordance with the terms of the resolution of the Corporation expected to be adopted on September 23, 2026, approving the sale of the Bonds. The City agrees to cooperate with the Corporation and to assist it in fulfilling the requirements of all agencies of the federal, state, and City governments.

Section 3. The Mayor and the Clerk-Treasurer are hereby authorized to execute a deed for and convey the Interim Tracts and the Project Tract to the Corporation at a price not less than the average of the two appraisals and the proceeds from the sale shall be used for the Project.

Section 4. Upon the redemption or retirement of the Bonds issued by the Corporation, the City will accept from the Corporation title to the Project, free and clear of any and all liens and encumbrances thereon.

Section 5. The Council hereby approves the form of Continuing Disclosure Undertaking Certificate attached hereto and incorporated herein and authorizes the Mayor and the Controller to execute such certificate.

Section 6. The Council hereby ratifies the actions of the Corporation deeming the Preliminary Official Statement relating to the Bonds as nearly final and hereby ratifies and approves the execution of the Preliminary Official Statement by the Mayor and the Clerk-Treasurer.

Section 7. The Mayor and the Clerk-Treasurer are authorized to endorse their approval on the final Official Statement on behalf of the City with such changes as they shall approve, such approval to be conclusively evidenced by their signature on the final Official Statement. The Mayor and Clerk-Treasurer are hereby authorized on behalf of the City to approve and execute any and all certificates and documents necessary in connection with the issuance of the Bonds of the Corporation.

Section 8. The Articles of Incorporation and By-laws of the Corporation presented to and now before the Council, are hereby ratified and approved.

Section 9. The following have been appointed to serve as directors of the Corporation: Greg Hockemeyer, Karen Koday and Steffanie Powers and said directors are hereby ratified and approved.

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Greg Hockemeyer

Karen Koday

Steffanie Powers

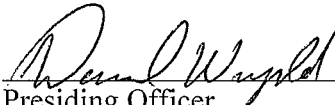
Witness my hand and seal this 1st day of March, 2014.

Notary Public

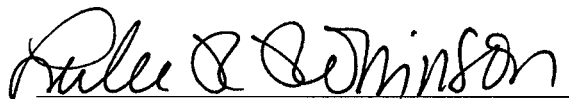
My Comm. Expires 12/31/15

ALL OF WHICH IS RESOLVED by the Common Council of the City of Columbia City, Indiana, this 22nd day of September, 2026.

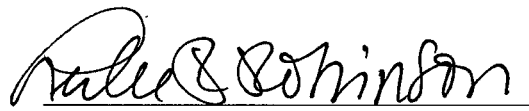
COMMON COUNCIL OF THE CITY OF
COLUMBIA CITY, INDIANA


Presiding Officer

Attest:


Clerk-Treasurer

Presented by me to the Mayor of the City of Columbia City, Indiana on the 22nd day of September, 2026, at 06 : 15 a.m./p.m.


Clerk-Treasurer

Presented to and approved by me, the Mayor of the City of Columbia City, Indiana and signed on this 22nd day of September, 2026, at 06 : 15 a.m./p.m.


Mayor