

**RESOLUTION OF THE JOHNS CREEK CITY COUNCIL TO INITIATE AN INQUIRY AND INVESTIGATION INTO THE OFFICE OF THE MAYOR OF JOHNS CREEK**

**WHEREAS**, the City of Johns Creek, Georgia is a municipal corporation duly created by the General Assembly of the State of Georgia;

**WHEREAS**, the Mayor and each City Councilmember when sworn in took an oath of office to adhere to US Constitution, Georgia Constitution and the Johns Creek Charter and Ordinances;

**WHEREAS**, the creation, composition, number and election of the city council is defined in the Johns Creek City Charter, Subpart A, Article II, Section 2.10;

**WHEREAS**, the powers of the Office of the Mayor are defined in the Johns Creek City Charter, Subpart A, Article III, Section 3.22;

**WHEREAS**, under Section 3.22, 12( c), the mayor shall in his or her discretion appoint an executive aide to the mayor. The executive aide should report directly to the mayor. The duties and responsibilities of the executive aide shall, at all times, be as set forth by the mayor;

**WHEREAS**, Johns Creek City Charter, Subpart A, Article II, Section 2.15 lists Prohibitions of city council;

**WHEREAS**, the Mayor and City Council in the majority have the authority under Johns Creek City Charter, Subpart, A, Article III, Section 3.12 to make inquiries and investigations into the affairs of the city and the conduct of any department, office, or agency thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. Any person who fails or refused to obey a lawful order issued in the exercise of these powers by the council shall be punished as provided by ordinance;

**NOW THEREFORE, BE IT RESOLVED** the City Council of Johns Creek based on the information presented, determines there is sufficient cause to warrant an inquiry and investigation of the Office of Mayor to commence immediately. This investigation will include allegations of:

1. Misuse of city resources and assets in violation of the City Charter, Subchapter A, Article II, Section 2.15(a)(1) and/or ( c):
  - a. Influence city election, Johns Creek City Council Posts 2, 4, and/or 6
  - b. To support Fulton County GOP efforts
  - c. Extensive other personal use of phone and laptop internet activity by the Executive Aide to the Mayor;
2. Misuse of city resources for a “deal that is not public record” meeting held at Johns Creek City Hall on September 9, 2019 originally scheduled for September 8, 2019;

Allegations are derived from a records request made by a resident that included the following information:

1. Text messages from January 1 – October 25, 2019
2. Laptop Browser History from January 1 – October 25, 2019
3. iPhone Browser History from January 1 – October 25, 2019
4. Cell Phone Call Log from January 1 – October 25, 2019
5. Desk Phone Call Log from January 1 – October 25, 2019

**NOW BE IT RESOLVED**, the 9th day of December, 2019.

Approved,

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Michael E. Bodker, Mayor

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Lenny Zaprowski, Council Member Post 1

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Jay Lin, Council Member Post 2

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John Bradberry, Council Member Post 3

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Chris Coughlin, Council Member Post 4

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Stephanie Endres, Council Member Post 5

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Steve Broadbent, Council Member Post 6