



BYLAWS OF THE WINDER-BARROW INDUSTRIAL BUILDING AUTHORITY

ARTICLE I - THE AUTHORITY

Section 1. Name of the Authority. The name of this public body shall be the "WINDER-BARROW INDUSTRIAL BUILDING AUTHORITY."

Section 2. Seal of the Authority. The seal of the Authority shall be in the form of a circle and shall bear the name of the Authority and the year of its organization with the word "SEAL" in the center.

Section 3. Principal Office. The principal office of the Authority shall be: 30 N. Broad Street, Winder, GA 30680

Section 4. Purpose. The purpose of the Authority is to develop and promote trade, tourism, commerce, industry, and employment opportunities for the public good and the general welfare of Barrow County, and the state through the creation and development of advanced manufacturing facilities, corporate headquarters, technology centers, for research, development, testing, manufacture, and distribution of a broad range of medical, biological, industrial, agricultural, consumer goods, and/or for other purposes.

Section 5. Enabling Legislation. The Authority shall have and be vested with such powers as necessary to accomplish its purposes and may exercise all powers granted by the Enabling Legislation of 1962. The Enabling Legislation has been since amended in 1964 and 1987. The Winder Barrow Industrial Building Authority was created by local constitutional amendment Res. Act No. 206; H.R. 451-918; Ga. L. 1962, p. 1027, as amended by Res. Act No. 11; H.R. 48-51; Ga. L. 1964, Ex. Sess., p. 376.

Section 6. Directors and Terms. The property, business, and affairs of the Authority shall be managed by (5) Directors: The Chairman of the Barrow County Board of Commissioners, the Mayor of the City of Winder, the Chairman of the Barrow County Chamber of Commerce, one appointee from the Barrow County Board of Commissioners, and one appointee from the City of Winder. The appointees shall serve 4-year terms. The remaining members shall continue to serve as long as they hold their respective official positions. Each director shall continue to serve until his/her successor is appointed by the respective governing authority.

ARTICLE II - OFFICERS

Section 1. Officers. The officers of the Authority shall be a chairman, a vice-chairman, a secretary, and a treasurer. Alternatively, the authority may appoint a secretary-treasurer. The secretary, treasurer, and secretary-treasurer may be appointed and do not have to be a director of the authority.

Section 2. Election and Tenure. At the first organization meeting of each fiscal year, the Authority shall elect a chairman, vice-chairman, secretary, treasurer, or a secretary- treasurer.

Section 3. Resignation and Removal. Any officer may resign at any time by giving written notice to the chairman or the secretary and such resignation shall take effect on the date of receipt or at the time specified in the notice. Any officer may be removed at any time by the affirmative vote of four (4) members of the Board at any regular or special meeting of the Authority.

Section 4. Vacancies. A vacancy in any office shall be filled for the unexpired term by another director, with an affirmative majority vote of the Authority.

ARTICLE III - DUTIES OF OFFICERS

Section 1. Chairman. The Chairman shall be the principal officer of the Authority, preside at all meetings of the Board, and perform all duties incident to the office and as provided in these bylaws and as directed by the Board. The Chairman shall, except as otherwise authorized by the Board, sign all documents authorized by the Board and shall at each meeting submit such information and recommendation as he or she considers appropriate concerning the business, affairs, and policies of the Authority.

Section 2. Vice-Chairman. The Vice-Chairman shall perform such duties as may be directed or assigned by the Board or the Chairman and in the absence, death, resignation, or incapacity of the Chairman, shall perform such duties as are imposed on the Chairman until such time as the Chairman returns or a new Chairman is selected.

Section 3. Secretary. The Secretary shall keep the records of the Authority and provide for the recording of all the minutes and proceedings of the Authority and perform all other duties incident to the office, including custody of the seal. The secretary shall attest and affix the seal to all contracts and documents authorized to be executed by the Board. The Secretary may be appointed and does not have to be a director of the authority.

Section 4. Treasurer. The Treasurer is responsible for the development and presentation of an annual budget for the Authority's approval. The Treasurer will also provide quarterly updates on cost performance, ensuring all expenditures are within the adopted budgetary limits. Accounting systems will be integrated within the Barrow County Finance Department, adhering to sound accounting principles, to streamline financial operations and ensure consistency with county-wide financial management practices. As such, the Authority's finances will be subject to the same rigorous annual audit that Barrow County undergoes, conducted by an independent auditing firm to maintain transparency and accountability. All Authority expenditures exceeding \$500 require the approval or signature of the Chairman of the Authority. The treasurer may be appointed and does not have to be a director of the authority.

Section 5. Secretary-Treasurer. The Authority may appoint a Secretary-Treasurer, who does not have to be a member of the Board. The Secretary-Treasurer shall perform all duties of the Secretary and Treasurer described in Article III Section 3, and Section 4.

ARTICLE IV - EMPLOYEE/STAFFING

Section 1. Staffing Authority. The Winder-Barrow Industrial Building Authority has the right to hire staff as needed to fulfill its objectives and operations.

Section 2. Memorandum of Understanding. Should the Winder-Barrow Industrial Building Authority exercise its hiring prerogatives, an agreement in the form of a Memorandum of Understanding (MOU) may be established with the Barrow County Board of Commissioners. This MOU, when activated, will delineate the roles and responsibilities associated with the employment of an Economic Development Director by the Authority. Furthermore, it will provide a comprehensive framework for support, encompassing critical operational areas such as

allocation of office space, management of daily operations, procurement processes, budgetary planning, and other relevant operational facets as specified within the MOU. This arrangement is designed to ensure a cohesive and effective operational structure for the Authority.

Section 3. Reporting Structure. The Economic Development Director of the Winder-Barrow Industrial Building Authority reports directly to the Chairman of the Authority.

Section 4. Compensation Incentives. Any additional compensation incentives, such as bonuses, provided to the Economic Development Director shall not be derived from public funds.

ARTICLE V - MEETINGS

Section 1. Regular Meetings. The Authority shall adopt a meeting schedule that requires regular meetings to be held at least quarterly. The Authority may adopt a meeting schedule that meets more frequently than quarterly.

Section 2. Special Called Meetings. Special called meetings may be held upon the call of the Chairperson or any three Directors at such time between 7 a.m. and 6:00 p.m. on a business day of the week as specified in the notice at the place where regular meetings of the Authority are held. Notice to the local media and public, must be in writing, i.e., email, US mail, express mail, delivered and posted a minimum of 24 hours prior to the time of the meeting.

Section 3. Quorum. A majority of Directors, at a meeting duly assembled, shall constitute a quorum for the transaction of business. However, no action may be authorized or taken without an affirmative vote of three (3) Directors.

Section 4. Resignation and Removal. Any member may resign at any time by giving written notice to the Chairperson, or the Secretary, and complying with any applicable provisions in the activating resolutions creating the Authority. The Board may by the affirmative vote of four (4) Directors recommend the removal of any Member to the governmental body that appointed such Director to the Authority.

Section 5. Vacancies. Vacancies on the Board of Directors shall be filled as provided in the activating resolutions creating the Authority.

Section 6. Agendas. Agendas for all regular meetings of the Authority shall be made available for each Director at least 72 hours in advance of the meeting, specifying in sufficient detail the matters to be discussed and transacted at such meeting.

Section 7. Teleconferencing. Whenever it is impracticable for Board members to convene a meeting, it may be conducted by teleconference, or videoconferencing in accordance with applicable State Law.

ARTICLE VI - COMMITTEES

Section 1. Committees. From time to time the Chairman of the Board of Directors may appoint one or more committees to carry out a specific purpose. A committee may exist beyond the end of the fiscal year in which it was created.

ARTICLE VII - VISION AND OBJECTIVES

Section 1. Vision. The Board of Directors shall formulate the vision of the Authority which shall serve as the foundation for its policy formation, decision-making, and oversight. The vision shall present an image of what the Authority should and could become at its very best. The mission shall frame the values, philosophies, and benefits of the Authority. The Board of Directors shall periodically evaluate the vision of the Authority and modify it from time to time as appropriate to ensure its continued validity.

Section 2. Strategic Plan and Objectives. The Economic Development Director shall develop a strategic plan and promulgate a set of high-level, multi-year objectives to determine how the Authority will promote its vision and mission in light of changing market conditions, opportunities, and other circumstances. The Board of Directors shall routinely evaluate the strategic plan and objectives, and modify them from time to time as necessary to ensure that they reflect current and anticipated market conditions, opportunities, and other circumstances.

Section 3. Annual Program of Work. At the first meeting of each fiscal year, the Economic Development Director shall develop and propose, and the Board of Directors shall evaluate and approve, an annual program of work for the Authority. The annual program of work shall implement the strategic plan and objectives of the Authority by translating them into specific actionable tasks, or deliverables for the upcoming year.

ARTICLE VIII - FISCAL YEAR

Section 1. Time. The Authority's fiscal year shall begin on the first day of July and end on the last day of June of each year.

Section 2. Annual Audit. The finances of the Authority shall be audited annually. The Authority will be classified as "dependent" with the Georgia Department of Community Affairs, allowing the Authority's finances to be included as a component unit of Barrow County's annual financial audit.

ARTICLE IX - MISCELLANEOUS

Section 1. Depositories. The Authority may from time to time provide by resolution or resolutions for the establishment of depositories for funds of the Authority.

Section 2. Conflicts of Interest. The Authority shall comply in all respects with the provisions of O.C.G.A. 36-62-5 in all matters considered by the Authority.

Section 3. Order of Business. Regular meetings of the Authority shall be conducted in the following order of business.

- I. Call to Order and Determination of Quorum
- II. Approval of the Agenda
- III. Presentations
- IV. Review and Approval of prior meeting minutes
- V. Treasurer Report
- VI. Report of the Chairman
- VII. Economic Development Director Report
- VIII. Committee Reports
- IX. Old Business
- X. New Business
- XI. Public Comment
- XII. Executive Session
- XIII. Adjournment

All resolutions shall be in writing and shall be available during the proceedings of the Authority.

Section 4. Manner of Voting. The voting on all questions coming before the Authority shall be a voice vote or roll call vote, and the yeas and nays shall be entered upon the minutes of such meeting in accordance with State law.

Section 5. Open Meetings Open Records. The Authority shall comply with applicable State statutes in the conduct of its meetings and accessibility of its records.

Section 6. Amendments. The Bylaws of the Authority may be amended at any regular, or special meeting, of the Authority by the affirmative vote of three (3) members.

These BYLAWS are approved and adopted by the Authority on the

_____,

day of _____, 2024, in a meeting duly assembled with _____ Directors present and voting in favor of such action.

Chairman

Attested by:

Secretary

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State of Georgia



OFFICE OF SECRETARY OF STATE

I, David B. Paythress, Secretary of State of the State of Georgia, do hereby certify that the six pages of photographed matter hereto attached contain a true and correct copy of an Act approved by the Governor on Constitutional Amendment numbered Resolution Act Number 206 H.R. No. 451-918, and entitled: "A Resolution Proposing an amendment to the Constitution so as to create the Barrow County Industrial Building Authority; and for other purposes"; all as the same appear of file and record in the Department of Archives and History, a division of the Office of the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed

my official seal, at the City of Atlanta, this

_____ day of _____, 19____, our Lord

19____

and the

SECRETARY OF STATE

ENROLLMENT

Jan 28 1962

The Committee of the House on Auditing, Enrolling, Engrossing and Journals has examined the within and finds the same properly enrolled.

Black of ...

Chairman

Geo. L. Smith
Speaker of the House

Alvin Williams
Clerk of the House

Charles W. Boyd
President of the Senate

George C. ...
Secretary of the Senate

... Secretary, Economic Department

H. R. No. 451-918 Act No.

General Assembly



A RESOLUTION

Proposing an amendment to the Constitution so as to create the Barrow County Industrial Building Authority; and for other purposes.

IN HOUSE

Read 1st time Jan. 26, 1962
Read 2nd time Jan. 27, 1962
Read 3rd time Jan. 31, 1962

And Adopted

Ayes 16 2

Nays 0

Alvin Williams
Clerk of the House

IN SENATE

Read 1st time Feb. 1, 1962
Read 2nd time Feb. 2, 1962
Read 3rd time Feb. 6, 1962

And Adopted

Ayes 39

Nays 0

A RESOLUTION

Proposing an amendment to the Constitution so as to create the Barrow County Industrial Building Authority; to provide for powers, authority, funds, purposes and procedure connected therewith; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1

Article V, Section IX of the Constitution is hereby amended by adding at the end thereof a new paragraph which shall read as follows:

"A. There is hereby created a body corporate and politic in Barrow County, to be known as the Barrow County Industrial Building Authority, which shall be an instrumentality of Barrow County and a public corporation and which in this amendment is hereafter referred to as the 'Authority';

"B. The Authority shall consist of five members. The President of the Winder-Barrow Chamber of Commerce, the Mayor of the City of Winder, and the Chairman of the Barrow County Board of Commissioners of Roads and Revenues shall be ex-officio members of the Authority. In addition, the Board of Commissioners of Roads and Revenues of Barrow County shall appoint two members who shall serve for a term of five years and who shall be eligible for reappointment. Vacancies shall be filled for the unexpired term by the said Board of County Commissioners. A majority of the members shall constitute a quorum and a majority may act for the Authority in any matter. No vacancy shall impair the power of the Authority to act.

"C. The property, obligations and the interest on the obligations of the Authority shall have the same immunity from taxation as the property, obligations and interest on the obligations of Barrow County.

"D. The powers of the Authority shall include but not be limited to the power:

"(1). To receive and hold moneys, and to expend the same for the purposes of the Authority.

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"(2). To borrow money, to issue notes, bonds and revenue certificates, to execute trust agreements or indentures and to sell, convey, mortgage, pledge and assign any and all of its funds, property and income as security therefor;

"(3). To contract with political subdivisions of the State of Georgia and with private persons and corporations and to sue and be sued in its corporate name;

"(4). To have and exercise usual powers of private corporation except such as are inconsistent with this amendment including the power to appoint and hire officers, agents and employees and to provide their compensation and duties, which officers and agents may or may not be members of the Authority, and the power to adopt and amend a corporate seal and by-laws and regulations for the conduct and management of the Authority;

"(5). To encourage and promote the expansion and development of industrial and commercial facilities in Barrow County so as to relieve insofar as possible unemployment within its boundaries, and to that end to acquire by purchase or gift any building or structure within the limits of Barrow County, suitable for and intended for use as a factory, mill, shop, processing plant, assembly plant, or fabricating plant, including all necessary and appurtenant lands and appurtenances thereto, and all necessary or useful furnishing, machinery and equipment. Such acquisition may be through the acquisition of land and the construction thereon of a building, including the demolition of existing structures, or through the acquisition of an existing building and the remodeling, renovating, reconstructing, furnishing and equipping of such building;

"(6). No building acquired hereunder shall be operated by the Authority but shall be leased or sold to one or more persons, firms or corporations. If sold, the purchase price may be paid at one time or in installments falling due in not more than thirty (30) years from the date of transfer of possession. The lessee or purchaser shall be required to pay all costs of operating and maintaining the building or buildings and to pay rentals or installments sufficient, together with other resources which may be pledged for the purpose, to retire all bonds, both principal and interest, and to pay all other expenses which the Authority may have incurred in connection with the undertaking;

"(7). To accumulate its funds from year to year and to invest accumulated funds in any manner that public funds of the State of Georgia or any of its political subdivisions may be invested;

"(8). To designate officers to sign and act for the Authority generally or in any specific matter;

"(9). To do any and all acts and things necessary or convenient to accomplish the purpose and powers of the Authority as herein stated.

"E. The Authority shall not be authorized to create in any manner any debt, liability or obligation against the State of Georgia or Barrow County;

"F. The members of the Authority shall receive no compensation for their services to the Authority;

"G. In order to finance any undertaking within the scope of its power or to refund any bonds then outstanding, the Authority is hereby authorized to issue bonds bearing rate or rates of interest and maturing at the years and amounts determined by the Authority and the procedure of validation, issuance and delivery shall be in all respects in accordance with the Revenue Bond Law (Ga. Laws 1937, p. 761), as amended, Ga. Code Ann. Supp. Chapter 87-B, as if said obligations had been originally authorized to be issued thereunder; provided, however, that any property, real or personal, of the Authority may be pledged, mortgaged, conveyed, assigned, hypothecated or otherwise encumbered as security for any lawful debt of the Authority. The Authority may execute any trust agreement or indenture not in conflict with the provisions of this amendment to provide security for any bonds issued as provided herein, and such trust agreement or indenture may provide for foreclosure or forced sale of any property of the Authority upon default on such bonds either in payment of principal or interest or under any term or condition under which such bonds are issued. Nothing herein contained shall be construed to create a right to compel any exercise of the taxing power of Barrow County to pay any such bonds or the interest thereon nor to enforce payment thereof against any property of Barrow County;

"H. The Authority may authorize additional bonds for extensions and permanent improvements to any industrial building acquired hereunder, to be placed in escrow and to be negotiated from time to time as proceeds

SECTION 2

When the above proposed amendment to the Constitution shall have been agreed to by two-thirds of the members elected to each of the two branches of the General Assembly, and the same has been entered on their journals with the "Ayes" and "Nays" taken thereon, such proposed amendment shall be published and submitted as provided in Article XIII, Section I, Paragraph I of the Constitution of Georgia of 1945, as amended.

The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"For ratification of amendment to the Constitution so as to create the Barrow County Industrial Building Authority.

"Against ratification of amendment to the Constitution so as to create the Barrow County Industrial Building Authority."

All persons desiring to vote in favor of adopting the proposed amendment shall vote for ratification of the amendment, and all persons desiring to vote against the adoption of the proposed amendment shall vote against ratification.

If a majority of the electors qualified to vote for members of the General Assembly voting thereon in Barrow County shall vote for ratification thereof, this amendment shall become a part of the Constitution of this State. The returns of the election shall be made in like manner as returns for election for members of the General Assembly, and it shall be the duty of the Secretary of State to ascertain and certify the result to the Governor, who shall, if such amendment be ratified, issue his proclamation thereon.

State of Georgia

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OFFICE OF SECRETARY OF STATE

I, David B. Poythress, Secretary of State of the State of Georgia, do hereby certify that the four pages of photographed matter hereto attached contain a true and correct copy of an Act approved by the Governor on Constitutional Amendment numbered Ex. Resolution Act Number 11 (H.R. No. 48-51) and entitled: "A Resolution Proposing an amendment to the Constitution so as to change the name of the Barrow County Industrial Building Authority; and for other purposes"; all as the same appear of file and record in the Department of Archives and History, a division of the Office of the Secretary of State.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of my office at the Capitol in the City of Atlanta, this 8th day of May in the year of our Lord One Thousand Nine Hundred and Eight; and of the Independence of the United States of America the Two Hundred and Fourth.



David B. Poythress
SECRETARY OF STATE

ENROLLMENT

H. R. No. 48-51 Act No. *S. H. 11*

General Assembly



A RESOLUTION

Proposing an amendment to the Constitution so as to change the name of the Barrow County Industrial Building Authority; and for other purposes.

June 22 1964
Committee of the House on Auditing, Engrossing and Journals has examined within and finds the same properly

Rank of House
Chairman

W. H. Smith
Speaker of the House

Alan W. Stewart
Clerk of the House

Peter Zacks Beer
President of the Senate

W. H. Stewart
Secretary of the Senate

W. H. Stewart
Secretary, Executive Department

day of *June* 1964

G. C. 1107

IN HOUSE

Read 1st time *May 26, 1964*
Read 2nd time *May 27, 1964*
Read 3rd time *May 29, 1964*
And Adopted
Ayes 144 Nays 0

Alan W. Stewart
Clerk of the House

IN SENATE

Read 1st time *June 1, 1964*
Read 2nd time *June 2, 1964*
Read 3rd time *June 16, 1964*
And Adopted
Ayes 39 Nays 0

W. H. Stewart
Secretary of the Senate

A RESOLUTION

Proposing an amendment to the Constitution so as to change the name of the Barrow County Industrial Building Authority; to provide for a different method of appointment of certain members of said Authority; to authorize Barrow County to levy a tax not to exceed one mill to support said Authority; to repeal Senate Resolution No. 180 adopted at the 1964 session of the General Assembly; to provide for the submission of this amendment for ratification or rejection; and for other purposes

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1

Senate Resolution No. 180, adopted at the 1964 session of the General Assembly and found in Georgia Laws 1964, at page 1047, proposing an amendment to the Constitution so as to authorize Barrow County to levy a tax not to exceed one mill for the purpose of encouraging and promoting the expansion and development of commercial industrial facilities in Barrow County, is hereby repealed in its entirety

SECTION 2

Article 5, Section 10 of the Constitution, as amended by an amendment ratified at the November, 1962 General Election and found in Georgia Laws 1962, at page 1027, creating the Barrow County Industrial Building Authority, is hereby amended by striking Section 1, Paragraph A of said amendment in its entirety and substituting in lieu thereof a new Paragraph A to read as follows.

"A. There is hereby created a body corporate and politic in Barrow County, to be known as the Winder-Barrow Industrial Building Authority, which shall be an instrumentality of Barrow County and the City of Winder and a public corporation, and which in this amendment is hereafter referred to as the 'Authority'."

Said amendment is further amended by striking Section 1, Paragraph in its entirety and substituting in lieu thereof a new Paragraph B to read as follows:

"B. The Authority shall consist of five members: The President of the Winder-Barrow Chamber of Commerce, the Mayor of the City of Winder, and the Chairman of the Barrow County Board of Commissioners of Roads and Revenues shall be members of the Authority. In addition, the Board of Commissioners of Roads and Revenues of Barrow County shall appoint one member who shall serve for a term of five years and who shall be eligible for reappointment. The Mayor and Council of the City of Winder shall also appoint one member who shall serve for a term of five years and who shall be eligible for re-appointment. Vacancies shall be filled for the unexpired term by the said Board of County Commissioners. A majority of the members shall constitute a quorum and a majority may act for the Authority in any matter. No vacancy shall impair the power of the Authority to act."

Said amendment is further amended by adding at the end of Section 1, Paragraph G, the following:

"Provided, however, the governing authority of Barrow County is hereby authorized to levy a tax not to exceed one (1) mill on all the taxable property located in said County for the purpose of encouraging and promoting the expansion and development of industrial and commercial facilities in Barrow County, and is hereby authorized to remit to the Authority all or part of the proceeds of the tax levied to be used by the Authority only for the purpose of applying such funds to indebtedness incurred by the Authority, which shall include payment of funds towards the retirement of any revenue bonds or certificates issued by the Authority."

SECTION 1

When the above proposed amendment to the Constitution shall have been agreed to by two-thirds of the members elected to each of the two branches of the General Assembly, and the same has been entered on their journals with the "Ayes" and "Nays" taken thereon, such proposed amendment shall be published and submitted as provided in Article XIII, Section 1, Paragraph 1 of the Constitution of Georgia of 1945, as amended.

The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"For ratification of amendment to the Constitution changing the name of the Barrow County Industrial Building Authority to the Winder-Barrow Industrial Building Authority and changing the method of appointment of certain members of the Authority and authorizing Barrow County to levy a one mill tax to support the Authority.

"Against ratification of amendment to the Constitution changing the name of the Barrow County Industrial Building Authority to the Winder-Barrow Industrial Building Authority and changing the method of appointment of certain members of the Authority and authorizing Barrow County to levy a one mill tax to support the Authority."

All persons desiring to vote in favor of adopting the proposed amendment shall vote for ratification of the amendment, and all persons desiring to vote against the adoption of the proposed amendment shall vote against ratification.

If such amendment shall be ratified as provided in said Paragraph of the Constitution it shall become a part of the Constitution of this State. The returns of the election shall be made in like manner as returns for elections for members of the General Assembly, and it shall be the duty of the Secretary of State to ascertain the result and certify the result to the Governor, who shall issue his proclamation thereon.

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ENROLLMENT

Feb. 13 1987

The Committee of the House on Journals has examined the within and finds the same properly enrolled.

Ralph J. Callahan
Chairman

Thomas Murphy
Speaker of the House

Stuart Almond
Clerk of the House

Jim Smith
President of the Senate

Hamilton M. Whortley Jr.
Secretary of the Senate

Received Tom Lewis
Secretary, Executive Department

This 13th day of February 1987

Approved
Jim Smith
Governor

This 17th day of February 1987

H. B. No. 396 Act No. 16

General Assembly



AN ACT

To continue in force and effect as a part of the Constitution of the State of Georgia that constitutional amendment creating the Barrow County Industrial Building Authority; to provide the authority for this Act; and for other purposes.

IN HOUSE

Read 1st time 1-29-87

Read 2nd time 1-30-87

Read 3rd time 2-3-87

And Passed Nays 0

Ayes 110

Stuart Almond
Clerk of the House

IN SENATE

Read 1st time 2-3-87

Read 2nd time

Read 3rd time

And Passed 2-7-87

Ayes 44

Nays 0

Hamilton M. Whortley Jr.
Secretary of the Senate
Rep. Mobley of the 64th

By:

AN ACT

To continue in force and effect as a part of the Constitution of the State of Georgia that constitutional amendment creating the Barrow County Industrial Building Authority (Res. Act No. 206; H.R. 451-918; Ga. L. 1962, p. 1027, as amended by Res. Act No. 11; H.R. 48-51; Ga. L. 1964, Ex. Sess., p. 376); to provide the authority for this Act; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

Section 1. That constitutional amendment creating the Barrow County Industrial Building Authority (Res. Act No. 206; H.R. 451-918; Ga. L. 1962, p. 1027, as amended by Res. Act No. 11; H.R. 48-51; Ga. L. 1964, Ex. Sess., p. 376) shall not be repealed or deleted on July 1, 1987, as a part of the Constitution of the State of Georgia but is specifically continued in force and effect on and after that date as a part of the Constitution of the State of Georgia.

Section 2. This Act is passed pursuant to Article XI, Section I, Paragraph IV of the Constitution of the State of Georgia which authorizes the continuation of certain amendments to the Constitution.

Section 3. All laws and parts of laws in conflict with this Act are repealed.

All persons desiring to vote in favor of adopting the proposed amendment shall vote for ratification of the amendment, and all persons desiring to vote against the adoption of the proposed amendment shall vote against ratification.

If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this State. The returns of the election shall be made in like manner as returns for elections for members of the General Assembly, and it shall be the duty of the Secretary of State to ascertain the result and certify the result to the Governor, who shall issue his proclamation thereon.

WINDER-BARROW INDUSTRIAL BUILDING
AUTHORITY.

Proposed Amendment to the Constitution.

No. 11 (House Resolution No. 48-51).

A Resolution.

Proposing an amendment to the Constitution so as to change the name of the Barrow County Industrial Building Authority; to provide for a different method of appointment of certain members of said Authority; to authorize Barrow County to levy a tax not to exceed one mill to support said Authority; to repeal Senate Resolution No. 180 adopted at the 1964 session of the General Assembly; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Be it resolved by the General Assembly of Georgia:

Section 1. Senate Resolution No. 180, adopted at the 1964 session of the General Assembly and found in Georgia Laws 1964, at page 1047, proposing an amendment to the Constitution so as to authorize Barrow County to levy a tax not to exceed one mill for the purpose of en-

1964
amendment
repealed.

couraging and promoting the expansion and development of commercial industrial facilities in Barrow County, is hereby repealed in its entirety.

Section 2. Article 5, Section 10 of the Constitution, as amended by an amendment ratified at the November, 1962 General Election and found in Georgia Laws 1962, at page 1027, creating the Barrow County Industrial Building Authority, is hereby amended by striking Section 1, Paragraph A of said amendment in its entirety and substituting in lieu thereof a new Paragraph A to read as follows:

"A. There is hereby created a body corporate and politic in Barrow County, to be known as the Winder-Barrow Industrial Building Authority, which shall be an instrumentality of Barrow County and the City of Winder and a public corporation, and which in this amendment is hereafter referred to as the 'Authority'."

Said amendment is further amended by striking Section 1, Paragraph B, in its entirety and substituting in lieu thereof a new Paragraph B to read as follows:

"B. The Authority shall consist of five members. The President of the Winder-Barrow Chamber of Commerce, the Mayor of the City of Winder, and the Chairman of the Barrow County Board of Commissioners of Roads and Revenues shall be members of the Authority. In addition, the Board of Commissioners of Roads and Revenues of Barrow County shall appoint one member who shall serve for a term of five years and who shall be eligible for reappointment. The Mayor and Council of the City of Winder shall also appoint one member who shall serve for a term of five years and who shall be eligible for re-appointment. Vacancies shall be filled for the unexpired term by the said Board of County Commissioners. A majority of the members shall constitute a quorum and a majority may act for the Authority in any matter. No vacancy shall impair the power of the Authority to act."

Said amendment is further amended by adding at the end of Section 1, Paragraph G, the following:

Tax by
Barrow
County.

"Provided, however, the governing authority of Barrow County is hereby authorized to levy a tax not to exceed one (1) mill on all the taxable property located in said County for the purpose of encouraging and promoting the expansion and development of industrial and commercial facilities in Barrow County, and is hereby authorized to remit to the Authority all or part of the proceeds of the tax levied to be used by the Authority only for the purpose of applying such funds to indebtedness incurred by the Authority, which shall include payment of funds towards the retirement of any revenue bonds or certificates issued by the Authority."

Section 3. When the above proposed amendment to the Constitution shall have been agreed to by two-thirds of the members elected to each of the two branches of the General Assembly, and the same has been entered on their journals with the "Ayes" and "Nays" taken thereon, such proposed amendment shall be published and submitted as provided in Article XIII, Section I, Paragraph I, of the Constitution of Georgia of 1945, as amended.

The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"For ratification of amendment to the Constitution changing the name of the Barrow County Industrial Building Authority to the Winder-Barrow Industrial Building Authority and changing the method of appointment of certain members of the Authority and authorizing Barrow County to levy a one mill tax to support the Authority.

"Against ratification of amendment to the Constitution changing the name of the Barrow County Industrial Building Authority to the Winder-Barrow Industrial Building Authority and changing the method of appointment of certain members of the Authority and authorizing Barrow County to levy a one mill tax to support the Authority."

All persons desiring to vote in favor of adopting the proposed amendment shall vote for ratification of the

amendment, and all persons desiring to vote against the adoption of the proposed amendment shall vote against ratification.

If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this State. The returns of the election shall be made in like manner as returns for elections for members of the General Assembly and it shall be the duty of the Secretary of State to ascertain the result and certify the result to the Governor, who shall issue his proclamation thereon.

ROCKDALE COUNTY—CONYERS WATER AUTHORITY.

Proposed Amendment to the Constitution.

No. 12 (House Resolution No. 49-59).

A Resolution.

To amend a Resolution proposing an amendment to Article VII, Section VI, Paragraph I of the Constitution (Resolution Act No. 90, Ga. L. 1962, p. 768), which authorizes the General Assembly to create the Rockdale County-Conyers Water Authority, so as to recreate the Rockdale County-Conyers Water Authority and to broaden the scope of the powers which the General Assembly may confer upon said Rockdale County-Conyers Water Authority; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Be it resolved by the General Assembly of Georgia:

Section 1. A Resolution proposing an amendment to Article VII, Section VI, Paragraph I of the Constitution (Resolution Act No. 90, Ga. L. 1962, p. 768), which authorizes the General Assembly to create the Rockdale County-Conyers Water Authority, is hereby amended by