

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.

**FRANKLIN COUNTY INDUSTRIAL BUILDING AUTHORITY.**

Proposed Amendment to the Constitution.

*Ratified  
Nov 6 1962*

No. 225 (House Resolution No. 531-1024).

**A Resolution.**

Proposing an amendment to the Constitution so as to create the Franklin 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 political in Franklin County to be known as the 'Franklin County Industrial Building Authority', which shall be an instrumentality of Franklin County and a public corporation and which in this amendment is hereafter referred to as the 'Authority'; Created.

"B. The Authority shall consist of seven members. The Mayors of Canon, Carnesville, Franklin Springs, Lavonia and Royston by their offices shall be members of the Authority. In addition the Board of Commissioners of Finance and Revenue of Franklin County shall appoint two members who shall serve for a term of five years and Members, etc.

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.

Property.

"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 Franklin County.

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

Powers.

"(1) To receive and administer gifts, grants and donations and to administer trusts;

"(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 a 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 Franklin County so as to relieve insofar as possible unemployment within its boundaries and to that end to acquire

imits of Franklin 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 furnishings, 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 and 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 revenues 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

**Compensation.**

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

**Bonds.**

"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. L. 1937, p. 761) as amended, Georgia Code Annotated Supp. Chapter 87-8, 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 Franklin County to pay any such bonds or the interest thereon nor to enforce payment thereof against any property of Franklin County.

**Same.**

"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 for that purpose may become necessary. Bonds so placed in escrow shall, when sold and delivered, have such standing with the bonds of the same issue as may be provided in the authorizing proceedings.

**Same.**

"I. No bonds except refunding bonds shall be issued hereunder unless the Authority shall have found and declared that:

"1. The undertaking for which the bonds are to be issued will increase employment in Franklin County.

"2. The lessee or purchaser of the building or buildings involved will not by virtue of establishing operations in said county, reduce the number of employees employed by said lessee or purchaser elsewhere in the State of Georgia.

"J. No moneys derived by the Authority from any source other than gifts and contributions from private individuals, firms or corporations shall at any time be used for entertainment, or other promotional expenses.

"K. Should said Authority for any reason be dissolved, title to all property of every kind and nature, real and personal, held by the Authority at the time of such dissolution shall revert to Franklin County subject to any mortgages, liens, leases or other encumbrances outstanding against or in respect to said property at that time.

"L. This amendment is adopted for the purpose of promoting and expanding for the public good and welfare industry and trade within Franklin County and reducing unemployment to the greatest extent possible, and this amendment and any law enacted with reference to the Authority shall be liberally construed for the accomplishment of these purposes.

"M. This amendment shall be effective immediately upon proclamation of its ratification by the Governor and the first members of the Authority shall be appointed within thirty (30) days after such proclamation.

"N. The General Assembly may by law further define and prescribe the powers and duties of the Authority and the exercise thereof, and may enlarge and restrict the same, and may likewise further regulate the management and conduct of the Authority. The Authority shall be an instrumentality of Franklin County and the scope of its operations shall be limited to the territory embraced

within said county. The General Assembly shall not extend the jurisdiction of the Authority nor the scope of its operations beyond such limits."

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 Franklin Industrial Building Authority.

"Against ratification of amendment to the Constitution so as to create the Franklin 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 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.

FRANKLIN COUNTY INDUSTRIAL BUILDING  
AUTHORITY — LOCAL CONSTITUTIONAL  
AMENDMENT CONTINUED.

No. 44 (House Bill No. 362).

AN ACT

To continue in force and effect as a part of the Constitution of the State of Georgia that constitutional amendment creating the Franklin County Industrial Building Authority (Res. Act No. 225; H.R. 531-1024; Ga. L. 1962, p. 1103); 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 Franklin County Industrial Building Authority (Res. Act No. 225; H.R. 531-1024; Ga. L. 1962, p. 1103) 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.

NOTICE OF INTENTION TO INTRODUCE LOCAL  
LEGISLATION

Notice is given that there will be introduced at the regular 1987 session of the General Assembly of Georgia a bill to continue in force and effect as a part of the Constitution of the State of