

**STATE OF GEORGIA
COUNTY OF HENRY
CITY OF STOCKBRIDGE**

RESOLUTION NO. - B13-564

A RESOLUTION AUTHORIZING THE CITY OF STOCKBRIDGE (“CITY”) TO REQUEST THAT ITS LEGISLATIVE DELEGATION INTRODUCE LOCAL LEGISLATION IN THE GENERAL ASSEMBLY GRANTING THE CITY THE POWER TO CREATE A COMMUNITY IMPROVEMENT DISTRICT WITHIN THE INCORPORATED AREA OF THE CITY; AUTHORIZING THE LEGISLATURE TO ADVERTISE A NOTICE OF INTENT TO INTRODUCE LOCAL LEGISLATION; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS RESOLUTION; AUTHORIZING THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY AS NECESSARY; PROVIDING FOR SEVERABILITY; REPEALING INCONSISTENT RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City; and

WHEREAS, Article IX, Section VII, Paragraph I *et seq.* of the 1983 Constitution of the State of Georgia provides that the General Assembly may provide by law for the creation of community improvement districts within counties and municipalities in Georgia; and

WHEREAS, Article IX, Section VII, Paragraph I of the 1983 Georgia Constitution further provides that the General Assembly may “provide for the creation of one or more community improvement districts” by any municipality; and

WHEREAS, the purpose of community improvement districts is to provide for any one or more of the government services or facilities listed in Article IX, Section VII, Paragraph II of the 1983 Georgia Constitution, by providing a funding source for said services or facilities within a discrete community improvement district; and

WHEREAS, the Mayor and City Council specifically find that the creation of one or more community improvement district within the City by the City Council would promote the welfare and economic development of the City of Stockbridge, and promote the welfare of the citizens of the City of Stockbridge and the businesses operated within the City, as well as create jobs for City residents; and

WHEREAS, O.C.G.A. § 28-1-14 sets forth the requirement that no local bill shall become law unless notice of the intention to introduce such bill shall have been properly advertised, and sets forth the procedure for such advertisement; and

WHEREAS, to the extent that O.C.G.A. § 28-1-14 requires the publication of a notice of intent to introduce local legislation, the City finds that a notice similar to the notice attached hereto and incorporated herein as Exhibit "A" is acceptable and will adequately inform the public of the proposed local legislation; and

WHEREAS, the City finds that pursuant to the above-referenced provisions of the Georgia Constitution, assistance from the State of Georgia Office of Legislative Counsel, the local legislative delegation, and the General Assembly will be required in order to enact legislation allowing the City to create one or more community improvement district, therefore, the City wishes to request that said organizations take all measures which are reasonably necessary to facilitate the enactment of local legislation allowing the City to create one or more community improvement district; and

WHEREAS, the City wishes to request that the local legislative delegation make the local legislation relating to community improvement districts within the City a legislative priority; and

WHEREAS, the City wishes to formally request that the Georgia General Assembly enact local legislation allowing the City to create one or more community improvement district within the municipal boundaries of the City.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES AS FOLLOWS;

Section 1. **Approval** - The Mayor and City Council of the City of Stockbridge hereby approve and authorize the City to formally request that the Georgia General Assembly enact local legislation allowing the City to create one or more community improvement district within the municipal boundaries of the City of Stockbridge.

Section 2. **Approval of Execution** - The Mayor is hereby authorized to sign all documents and to perform all other acts necessary to effectuate this Resolution on behalf of the City of Stockbridge. The City Clerk is authorized to execute, attest to, and seal any document which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

Section 3. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 4. **Repeal of Conflicting Provisions** - All City resolutions inconsistent with this Resolution are hereby repealed.

Section 5. **Effective Date** - This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO RESOLVED, this the 9th day of December, 2013.

CITY OF STOCKBRIDGE, GEORGIA

Mark A. Alarcon
MARK A. ALARCON, MAYOR

ATTEST:

Rhonda A. Blackmon
RHONDA A. BLACKMON, CITY CLERK

APPROVED AS TO FORM:

William J. Linkous, III
WILLIAM J. LINKOUS, III, CITY ATTORNEY 6898.00001/904656v1