

By: Representatives Perkins, Whittington,  
Howell

To: Local and Private  
Legislation

HOUSE BILL NO. 1829

1 AN ACT TO AMEND CHAPTER 936, LOCAL AND PRIVATE LAWS OF 2002,  
2 TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF GREENWOOD,  
3 MISSISSIPPI, TO NEGOTIATE WITH PUBLIC OR PRIVATE ENTITIES FOR THE  
4 CONSTRUCTION OF CERTAIN RAIL PROPERTIES OR FACILITIES UNDER  
5 CERTAIN CIRCUMSTANCES; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Chapter 936, Local and Private Laws of 2002, is  
8 amended as follows:

9 Section 1. As used in this act:

10 (a) "City" means the City of Greenwood, Mississippi.

11 (b) "Railroad property and facilities" has the meaning  
12 ascribed to such term in Section 19-29-5.

13 Section 2. The governing authorities of the city are hereby  
14 authorized and empowered, in their discretion, to construct,  
15 acquire, maintain, operate and provide railroad properties and  
16 facilities within or without the corporate limits of the city and  
17 to acquire suitable land for the location of such railroad  
18 properties and facilities.

19 Section 3. (1) The governing authorities of the city are  
20 authorized and empowered to lease, rent, sell or exchange any or  
21 all railroad properties and facilities acquired under the  
22 provisions of this act to any person, firm, association or  
23 corporation for railroad or industrial purposes, under such terms  
24 and conditions as the governing authorities deem proper, and any  
25 such disposition may be made at public or private sale. In  
26 disposing of such railroad property and facilities under this act,  
27 any provisions of Section 21-17-1 regarding the disposition of  
28 municipal property shall not apply.

29           (2) The governing authorities of the city are authorized and  
30 empowered, in their discretion to sell, lease or rent to the  
31 Columbus & Greenville Railroad properties acquired under this act  
32 in exchange for railroad properties and facilities of the Columbus  
33 & Greenville Railroad located within the corporate limits of the  
34 city.

35           (3) The governing authorities of the city are authorized and  
36 empowered, in their discretion, to negotiate with public or  
37 private entities, including, but not limited to, the Columbus &  
38 Greenville Railway Company, Inc., or the Canadian National  
39 Railroad, for the construction of any rail properties or  
40 facilities authorized by this act when the governing authorities  
41 of the city find that, because of the nature of the project or any  
42 portion of the project, or because of special circumstances with  
43 respect to the project or any portion of the project, it would  
44 better serve the public interest or more effectively achieve the  
45 purposes of this act, to enter into such contracts by  
46 negotiations.

47           Section 4. The city may accept federal funds or funds from  
48 the Mississippi Department of Transportation to carry out the  
49 provisions of this act. All federal funds or funds from the  
50 Mississippi Department of Transportation received under the  
51 provisions of this act shall be expended for the purposes set  
52 forth in the funding agreement.

53           Section 5. For the purpose of providing funds to defray the  
54 expense of acquiring railroad properties and facilities and the  
55 expense of improving such property, the governing authorities of  
56 the city are authorized and empowered to issue general obligation  
57 bonds in an amount not to exceed an aggregate principal amount of  
58 Three Million Dollars (\$3,000,000.00).

59           Section 6. All bonds issued under the provisions of this act  
60 shall be issued and the proceeds managed in accordance with the  
61 provisions of Section 21-33-301 et seq.

62           Section 7. This act, without reference to any other statute  
63 not referred to herein, shall be deemed to be full and complete  
64 authority for the borrowing of money and the issuing of bonds as  
65 authorized by the governing authorities and shall be construed as  
66 an additional and alternate method therefor.

67           Section 8. Any bonds issued under the provisions of this act  
68 shall be validated in the manner provided by law.

69           Section 9. No member of the Legislature, elected official or  
70 appointed official, or any partner or associate of any member of  
71 the Legislature, elected official or appointed official shall  
72 derive any income from the issuance of any bonds under this act.

73           Section 10. This act shall take effect and be in force from  
74 and after its passage.

75           **SECTION 2.** This act shall take effect and be in force from  
76 and after its passage.