

By: Senator(s) Jordan

To: Local and Private

SENATE BILL NO. 3195

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 Sections 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.