

STATE OF GEORGIA

CITY OF HAMPTON

RESOLUTION NO. 20-23

A RESOLUTION TO DECLARE THE NEED FOR THE CREATION OF A DEVELOPMENT AUTHORITY TO FUNCTION IN THE CITY OF HAMPTON, GEORGIA, PURSUANT TO THE PROVISIONS OF THE DEVELOPMENT AUTHORITIES LAW; TO APPOINT A BOARD OF DIRECTORS FOR SAID DEVELOPMENT AUTHORITY; TO AUTHORIZE SAID DEVELOPMENT AUTHORITY TO EXERCISE THE POWERS CONTAINED IN THE DEVELOPMENT AUTHORITIES LAW; TO PROVIDE FOR NOTICE TO THE SECRETARY OF STATE OF THE STATE OF GEORGIA OF THE ADOPTION OF THIS RESOLUTION; TO REQUIRE AN INTERGOVERNMENTAL AGREEMENT; TO REPEAL CONFLICTING RESOLUTIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Mayor and Council of the City of Hampton, Georgia (the "Mayor and Council") is the governing authority of the City of Hampton, Georgia (the "City"), a municipal corporation created and existing under the laws of the State of Georgia, and is charged with the duties of levying taxes, contracting debts, and managing the affairs of the City; and

WHEREAS, it has been determined by the Mayor and Council that there exists an urgent need to develop and promote for the public good and general welfare trade, commerce, industry, and employment opportunities in the City; and

WHEREAS, Article IX, Section VI, Paragraph III of the Constitution of the State of Georgia, which permits the General Assembly of the State of Georgia to create development authorities for certain purposes, and an act of the General Assembly of the State of Georgia entitled the "Development Authorities Law," as amended, and codified as Chapter 62 of Title 36 of the Official Code of Georgia Annotated (the "Development Authorities Law"), which was enacted by the General Assembly of the State of Georgia pursuant to authority granted in said Article IX, Section VI, Paragraph III, authorize each county and each municipal corporation in the State of Georgia to activate a development authority within each such county and municipal corporation, said development authorities having been created upon the adoption and approval of the Development Authorities Law; and

WHEREAS, the Mayor and Council have determined that it is desirable and necessary that said Development Authority of the City of Hampton, Georgia be activated immediately in order to fulfill the present needs expressed herein; and

WHEREAS, the Mayor and Council shall require that the Board of Directors enter into an intergovernmental agreement ("IGA") with the Mayor and Council as to establish the relationship between the two boards.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council and it is hereby resolved by the authority of the same, that there be and there is hereby determined and declared to be a pressing, existing, and future need for a development authority (as more fully described and defined in the Development Authorities Law) to function in the City for the purpose of developing and promoting for the public good and general welfare trade, commerce, industry, and employment opportunities in the City, thereby promoting the general welfare of the citizenry.

BE IT FURTHER RESOLVED by the aforesaid authority, that there be and there is hereby activated in the City the public body corporate and politic known as the "Development Authority of the City of Hampton, Georgia," which was created upon the adoption and approval of the Development Authorities Law.

BE IT FURTHER RESOLVED by the aforesaid authority, that the Mayor and Council will appoint the first Board of Directors of the Development Authority of the City of Hampton, Georgia and a Resolution detailing those appointments shall follow naming those persons, each of whom will meet the qualifications as prescribed by law.

BE IT FURTHER RESOLVED by the aforesaid authority that commencing with the date of adoption of this resolution by the Mayor and Council each of said persons named as directors above shall serve in such capacity for the number of years set forth opposite their respective names unless they cease to be eligible prior to the expiration of such term and if at the end of any term of office of any director, or upon becoming ineligible, a successor thereto shall be elected by the Mayor and Council, and a director whose term of office shall have expired shall continue to hold office until his successor shall be so elected.

BE IT FURTHER RESOLVED by the aforesaid authority that the Mayor and Council and the Board of Directors of the Development Authority shall enter into an IGA to govern the relationship amongst the two boards.

BE IT FURTHER RESOLVED by the aforesaid authority, that the City Clerk shall furnish immediately to the Secretary of State of the State of Georgia a certified copy of this resolution in compliance with the mandate set forth in Section 4 of the Development Authorities Law.

BE IT FURTHER RESOLVED by the aforesaid authority, that any and all resolutions in conflict with this resolution be and the same are hereby repealed.

BE IT FURTHER RESOLVED by the aforesaid authority, that this resolution shall be effective immediately upon its adoption by the Mayor and Council, and from and after such adoption and approval the Development Authority of the City of Hampton, Georgia shall be deemed to be fully created and activated.

[signatures on following page]

SO RESOLVED AND EFFECTIVE, this 11th day of August 2020.

CITY OF HAMPTON, GEORGIA



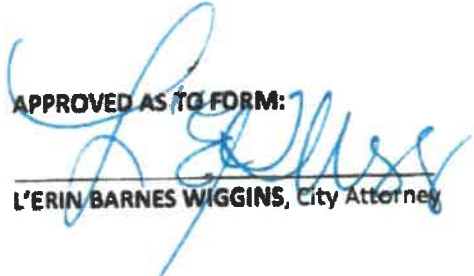
STEVE HUTCHISON, Mayor

ATTEST:



MELISSA BROOKS, City Clerk

APPROVED AS TO FORM:



L'ERIN BARNES WIGGINS, City Attorney

SO RESOLVED AND EFFECTIVE, this 11th day of August 2020.

CITY OF HAMPTON, GEORGIA



STEVE HUTCHISON, Mayor

ATTEST:



MELISSA BROOKS, City Clerk

APPROVED AS TO FORM:



L'ERIN BARNES WIGGINS, City Attorney