



HB 1387

2003

1 A bill to be entitled

2 An act relating to the Putnam County Development  
3 Authority; providing for codification of the authority's  
4 special acts; amending, codifying, and reenacting the  
5 authority's special acts; providing for membership of the  
6 authority; authorizing the County of Putnam and its  
7 incorporated municipalities to contract with the  
8 authority; prescribing the authority's powers and duties,  
9 including the power to issue and validate revenue  
10 anticipation certificates; repealing all prior special  
11 acts relating to the Putnam County Development Authority;  
12 providing an effective date.

13  
14 Be It Enacted by the Legislature of the State of Florida:

15  
16 Section 1. Pursuant to section 189.429, Florida Statutes,  
17 this act constitutes the codification of all special acts  
18 relating to the Putnam County Development Authority. It is the  
19 intent of the Legislature in enacting this law to provide a  
20 single, comprehensive special act charter for the Authority,  
21 including all current legislative authority granted to the  
22 Authority by its several legislative enactments and any  
23 additional authority granted by this act.

24 Section 2. Chapters 61-2727, 69-1522, 78-606, and 81-478,  
25 Laws of Florida, are amended, codified, reenacted, and repealed  
26 as herein provided.

27 Section 3. The charter for the Putnam County Development  
28 Authority is re-created and reenacted to read:

29 Section 1. Popular Name.--This act may be cited by the  
30 popular name "Putnam County Development Authority."



HB 1387

2003

31 Section 2. Definitions.--When used in this act, the  
32 following words and terms, unless a different meaning appears  
33 clearly from the context, shall have the following meanings:

34 (1) "Authority" means the Putnam County Development  
35 Authority created by this act.

36 (2) "Project" means and includes the acquisition of lands,  
37 properties, and improvements for development, expansion, and  
38 promotion of industry, commerce, agriculture, natural resources,  
39 recreation, transportation (including airports and river ports),  
40 and vocational training and the construction of buildings and  
41 plants for the purpose of selling, leasing, or renting such  
42 structures to private persons, firms, or corporations.

43 (3) "Cost of project" embraces the cost of construction,  
44 the cost of all lands, properties, easements, rights, and  
45 franchises acquired, the cost of machinery and equipment,  
46 financing charges, interest prior to and during construction,  
47 the cost of engineering, architectural and legal expense, and  
48 plans and specifications and other expenses necessary or  
49 incident to determining the feasibility or practicability of the  
50 project, administrative expenses, and such other expenses as may  
51 be necessary or incident to the financing herein authorized for  
52 the construction of any project and placing the same in  
53 operation.

54 Section 3. Authority; Creation and Purpose.--For the  
55 purpose of performing such acts as are necessary for the sound  
56 development of Putnam County, there is created a body corporate  
57 and politic to be known as the Putnam County Development  
58 Authority, which is deemed to be a public corporation by that  
59 name, which body may contract and be contracted with and sue and  
60 be sued in all courts of law and equity.



HB 1387

2003

61 Section 4. Membership; Appointment; Term of Office.--The  
62 Authority shall be composed of nine members and shall be  
63 selected as follows: three members of the board of county  
64 commissioners, three members of the City Commission of the City  
65 of Palatka, the Clerk of the Circuit Court of Putnam County, the  
66 Mayor of the Town of Interlachen, and the Mayor-commissioner of  
67 the City of Crescent City. The three members of the board of  
68 county commissioners shall be designated by and serve at the  
69 pleasure of the chair of the board of county commissioners, and  
70 the three members of the City Commission of the City of Palatka  
71 shall be designated by the mayor of the city.

72 Section 5. Officers.--The Authority shall elect from its  
73 membership at its organizational meeting, and annually  
74 thereafter, a chair, vice chair, secretary, treasurer, and any  
75 other officers deemed necessary.

76 Section 6. Quorum; Transaction of Business.--Any five  
77 members shall constitute a quorum for the transaction of the  
78 ordinary business of the Authority. However, any action with  
79 respect to any project of the Authority must be approved by not  
80 less than 5 affirmative votes. No business shall be transacted  
81 except at regularly called meetings and duly recorded in the  
82 minutes thereof.

83 Section 7. Compensation; Travel Expenses.--Members of the  
84 Authority shall serve without compensation but may be reimbursed  
85 for travel expenses incurred in the performance of their duties  
86 as members of the Authority.

87 Section 8. Authority of County and Cities to Contract.--  
88 Putnam County and all incorporated cities therein are expressly  
89 authorized to enter into contracts with the Authority as a  
90 public corporation.



HB 1387

2003

91        Section 9. Powers and Duties.--The Putnam County  
92 Development Authority shall have the following powers:

93        (1) To have a seal and alter the same at its pleasure.

94        (2) To acquire, hold, and dispose of personal property,  
95 including stock of other corporations, for its corporate  
96 purposes.

97        (3) To enter into contracts with the County of Putnam and  
98 all incorporated cities therein.

99        (4) It shall acquire from the county, and Putnam County  
100 shall transfer to the Authority, the lands given to the county  
101 by Loveland and Tanner, Inc., for an industrial park by  
102 agreement dated September 30, 1960, and recorded in the official  
103 records of Putnam County, book 62, pages 348, 349, and 350, item  
104 34,801, on December 19, 1960, and the Authority shall hold such  
105 lands for the purposes of this act and to administer same as  
106 provided in subsection (5).

107        (5) To acquire in its own name by purchase, gift, or  
108 otherwise, on such terms and conditions and in such manner as it  
109 may deem proper, real property or liens or easements therein or  
110 franchises necessary or convenient for its corporate purposes,  
111 and to use the same, and to lease or make contracts with respect  
112 to the use or disposition of same, in any manner the Authority  
113 deems to be its best advantage. If the Authority deems it  
114 expedient to construct any project, or use any project already  
115 constructed, on lands the title to which shall then be in the  
116 County of Putnam or any of one of its incorporated cities, the  
117 governing authorities of such county and cities are authorized,  
118 in their discretion, to convey title to such lands, including  
119 any improvements thereon, to the Authority.



HB 1387

2003

120       (6) To select and appoint agents and employees, including  
121 engineers, architects, builders, and attorneys, and to fix their  
122 compensation.

123       (7) To make contracts, and to execute all instruments  
124 necessary or convenient, including contracts for construction,  
125 lease, rental, and sale of projects or contracts with respect to  
126 the use of projects which it erects or acquires.

127       (8) To construct, erect, acquire, own, repair, remodel,  
128 maintain, extend, improve, equip, operate, and manage projects,  
129 self-liquidating or otherwise, located on property owned or  
130 leased by the Authority, and to pay the cost of any such  
131 projects from the proceeds of revenue-anticipation certificates  
132 of the Authority or from any grant from Putnam County or any of  
133 the incorporated cities therein, or from any grant from the  
134 state, or from any contribution or loan by persons, firms, or  
135 corporations, all of which the Authority is hereby authorized to  
136 receive, accept, and use.

137       (9) To borrow money for any of its corporate purposes and  
138 to execute notes, mortgages, deeds to secure debt, trust deeds,  
139 and such other instruments as may be necessary or convenient to  
140 evidence and secure such borrowing.

141       (10) To exercise any power granted by the laws of the  
142 state to public or private corporations, performing similar  
143 functions, which is not in conflict with the constitution and  
144 laws of Florida.

145       (11) To do all things necessary or convenient to carry out  
146 the powers expressly conferred by this act.

147       (12) To adopt, alter, or repeal its own bylaws, rules, and  
148 regulations governing the manner in which its business may be  
149 transacted and in which the power granted to it may be enjoyed,



HB 1387

2003

150 as the Authority may deem necessary or expedient in facilitating  
151 its business.

152 (13) To issue revenue-anticipation certificates for the  
153 purpose of paying all or any part of the cost of any project of  
154 the Authority. Such revenue-anticipation certificates shall be  
155 issued and validated under and in accordance with the applicable  
156 provisions of the laws of the state.

157 (14) To perform such powers and duties as may from time to  
158 time be authorized by the Legislature.

159 (15) To be deemed a "local agency" within the meaning of  
160 section 159.27(4), Florida Statutes, and possess all the powers  
161 of a local agency under part II of chapter 159, Florida  
162 Statutes; without limiting the generality of the foregoing,  
163 projects financed by the Authority under part II of chapter 159,  
164 Florida Statutes, need not be located on property owned or  
165 leased by the Authority, and bonds issued by it pursuant to part  
166 II of chapter 159, Florida Statutes, need not be validated under  
167 chapter 75, Florida Statutes.

168 Section 10. Creation of State and County Debts  
169 Prohibited.--The Authority shall not be empowered in any manner  
170 to create a debt against the state, the County of Putnam, or any  
171 of the incorporated cities therein.

172 Section 11. Audit.--The books and records of the Authority  
173 shall be audited at least annually, at the expense of the  
174 Authority, by a competent auditor. The Authority shall furnish  
175 copies of said audit to the Board of County Commissioners of  
176 Putnam County.

177 Section 12. Construction.--This act, being for the purpose  
178 of developing and promoting the public good and the welfare of  
179 Putnam County and the incorporated cities therein and their



HB 1387

2003

180 inhabitants, shall be liberally construed to effect the purposes  
181 thereof.

182 Section 13. Severability.--If any section, subsection,  
183 sentence, clause, or provision of this act is held invalid, the  
184 remainder of the act shall not be affected.

185 Section 4. Chapters 61-2727, 69-1522, 78-606, and 81-478,  
186 Laws of Florida, are repealed.

187 Section 5. This act shall take effect upon becoming a law.