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A bill to be entitled  
 An act relating to the West Palm Beach Downtown  
 Development Authority, Palm Beach County; codifying the  
 district's charter, chapters 67-2170, 77-664, 83-534, 84-  
 540, 90-460, and 93-381, Laws of Florida; providing  
 legislative intent; amending, codifying, and reenacting  
 all special acts relating to the West Palm Beach Downtown  
 Development Authority as a single act; repealing all prior  
 special acts related to the authority; providing an  
 effective date.

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

Section 1. Pursuant to section 189.429, Florida Statutes,  
this act constitutes the codification of all special acts  
relating to the West Palm Beach Downtown Development Authority,  
an independent special district. It is the intent of the  
Legislature in enacting this law to provide a single,  
comprehensive special act charter for the West Palm Beach  
Downtown Development Authority including all current legislative  
authority granted to the West Palm Beach Downtown Development  
Authority by its several legislative enactments and any  
additional authority granted by this act. It is further the  
intent of this act to preserve all authority of the West Palm  
Beach Downtown Development Authority.

Section 2. Chapters 67-2170, 77-664, 83-534, 84-540, 90-  
460, and 93-381, Laws of Florida, are amended, codified,  
reenacted, and repealed as herein provided.

Section 3. The charter for the West Palm Beach Downtown  
 Development Authority is re-created and reenacted to read:



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31 Section 1. Short title.--This Act shall be known and may  
 32 be cited as the "West Palm Beach Downtown Development Authority  
 33 Act."

34 Section 2. Definitions and rules of construction.--Unless  
 35 qualified in the text the following definitions and rules of  
 36 construction shall apply hereto:

37 (a) "Authority" means the West Palm Beach Downtown  
 38 Development Authority, hereby created, and any successor to its  
 39 functions, authority, rights, and obligations.

40 (b) "City" and "West Palm Beach" mean the City of West  
 41 Palm Beach, Florida.

42 (c) "City Commission" means the West Palm Beach City  
 43 Commission and any succeeding governing body of the City.

44 (d) "Downtown" and "Downtown area" mean the area herein  
 45 described and to which this Act primarily relates, including the  
 46 central business district and its environs.

47 (e) "Herein," hereby," "hereof," and similar compounds  
 48 refer to the entire act.

49 (f) "Including" shall be construed as merely introducing  
 50 illustrative examples and not as limiting in any way the  
 51 generality of the inclusive term.

52 (g) "Majority" without qualification means a majority of a  
 53 quorum.

54 (h) "State" means the State of Florida.

55 (i) "Mayor" means the Mayor of the City of West Palm  
 56 Beach.

57 Section 3. Downtown area description.--The Downtown area  
 58 includes all lands lying within boundaries described as:

59  
 60 A parcel of land lying within the limits of the City



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61 of West Palm Beach, Florida, being more particularly  
62 described as follows:  
63 BEGINNING at a point formed by the intersection of the  
64 centerline of the Intracoastal Waterway channel in  
65 Lake Worth and the Easterly extension of the  
66 centerline of Okeechobee Boulevard; thence from said  
67 POINT OF BEGINNING Westerly along said centerline of  
68 Okeechobee Boulevard to its intersection with the  
69 centerline of South Dixie Highway, as shown on  
70 PHILLIPS POINT ADDITION OF WEST PALM BEACH, as  
71 recorded in Plat Book 1, Page 52, Public Records of  
72 Palm Beach County, Florida; thence Northerly along  
73 the centerline of South Dixie Highway to its  
74 intersection with the centerline of Hibiscus Street,  
75 as shown on POTTER ADDITION to West Palm Beach, as  
76 recorded in Plat Book 2, Page 42, Public Records of  
77 Palm Beach County, Florida; thence Westerly along the  
78 centerline of Hibiscus Street to its intersection with  
79 the main line track of the Florida East Coast  
80 Railroad; thence Northerly along the centerline of  
81 the main line track of the Florida East Coast Railroad  
82 to its intersection with a 14 foot alley, lying North  
83 of and adjacent to Block 62, Plat of MODEL LAND  
84 COMPANY ADDITION, as recorded in Plat Book 1, Page  
85 106, Public Records of Palm Beach County, Florida;  
86 thence Westerly along said centerline of the 14 foot  
87 alley, to its intersection with the centerline of  
88 Georgia Avenue, as shown on HIGHLAND PARK LAND COMPANY  
89 ADDITION, as same as recorded in Plat Book 1, Page  
90 122, Public Records of Palm Beach County, Florida;



91 thence Southerly along the centerline of Georgia  
 92 Avenue to its intersection with the centerline of Iris  
 93 Street; thence Westerly along the centerline of Iris  
 94 Street, to a point 62.00 feet West of the West line of  
 95 Lot 9, Block 75, said HIGHLAND PARK LAND COMPANY  
 96 ADDITION; thence Southerly along the line parallel to  
 97 and 62.00 feet West of as measured at right angles to  
 98 the West line of said Lot 9, Block 75, to its  
 99 intersection with the centerline of an existing paved  
 100 road, lying East of the location of the existing  
 101 Connie Mack Ballfield, said existing paved road being  
 102 the Northerly extension of Lake Avenue; thence  
 103 Southerly along the centerline of said Lake Avenue, to  
 104 its intersection with the centerline of Jasmine  
 105 Street, as same as shown on said HIGHLAND PARK LAND  
 106 COMPANY ADDITION; thence Southerly along the  
 107 centerline of said Lake Avenue to its intersection  
 108 with the centerline of Okeechobee Boulevard, said  
 109 centerline also being the South line of Section 21,  
 110 Township 43 South, Range 43 East, Palm Beach County,  
 111 Florida; thence Westerly along said centerline of  
 112 Okeechobee Boulevard to its intersection with the  
 113 centerline of the Seaboard Coast Line Railroad main  
 114 line track; thence Northerly along the centerline of  
 115 said Seaboard Coast Line Railroad to its intersection  
 116 with the Easterly extension of the South line of a  
 117 commercial Tract "A", as shown on CLEARWATER PARK, as  
 118 recorded in Plat Book 33, Pages 120 and 121, Public  
 119 Records of Palm Beach County, Florida; thence from  
 120 said point of intersection, Southwesterly to a point



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121 formed by the intersection of the centerline of the  
122 existing Australian Avenue and the centerline of  
123 Okeechobee Boulevard; thence from said point of  
124 intersection, continue Northerly and Northwesterly  
125 along the centerline of Australian Avenue, as shown on  
126 the Plats of said CLEARWATER PARK and CLEARLAKE PARK,  
127 as same as recorded in Plat Book 30, Pages 149 and  
128 150, to its intersection with the centerline of First  
129 Street, as shown on said Plat of CLEARLAKE PARK;  
130 thence easterly along the centerline of said First  
131 Street, to its intersection with the centerline of the  
132 Seaboard Coast Line Railroad main line track; thence  
133 Northerly along the centerline of said Seaboard Coast  
134 Line Railroad main line track to its intersection with  
135 the centerline of the Florida East Coast spur track,  
136 as shown on the PLAT OF THE ORIGINAL TOWN SITE OF WEST  
137 PALM BEACH, recorded in Plat Book 1, Page 2, Public  
138 Records of Palm Beach County, Florida; thence  
139 Easterly along the centerline of said Florida East  
140 Coast Railroad spur track, to its intersection with  
141 the centerline of Rosemary Avenue; thence Northerly  
142 along the centerline of Rosemary Avenue, to its  
143 intersection with the centerline of Third Street;  
144 thence Easterly along the centerline of Third Street  
145 to its intersection with the centerline of the Florida  
146 East Coast main line track; thence Northerly along  
147 the centerline of the Florida East Coast Railroad main  
148 line track, to its intersection with the centerline of  
149 Seventh Street; thence Easterly along the centerline  
150 of Seventh Street to its intersection with the



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151 centerline of North Railroad Avenue, as shown on  
 152 BRELSFORD PARK, recorded in Plat Book 8, Page 21,  
 153 Public Records of Palm Beach County, Florida; thence  
 154 Northerly along the centerline of North Railroad  
 155 Avenue to a point formed by the Westerly extension of  
 156 the centerline of an alley, lying in Block 4, of said  
 157 PLAT OF BRELSFORD PARK; thence Easterly along the  
 158 centerline of said alley through Block 4, to a point  
 159 formed by the intersection of the centerline of the  
 160 North/South alley running through said Block 4 of said  
 161 Plat of BRELSFORD PARK; thence Northerly along the  
 162 centerline of said alleyway, to its intersection with  
 163 the centerline of Eighth Street; thence Easterly along  
 164 the centerline of Eighth Street, to its intersection  
 165 with the centerline of North Flagler Drive; thence  
 166 Northerly along the centerline of North Flagler Drive,  
 167 to its intersection with the Easterly extension of the  
 168 North line of Lot 21, Block 8, revised Plat of GROVER  
 169 CARLBERG ADDITION, as recorded in Plat Book 9, Page  
 170 16, Public Records of Palm Beach County, Florida;  
 171 thence Easterly along the line being the Easterly  
 172 extension of the North line of said Lot 21, to its  
 173 intersection with the centerline of the Intracoastal  
 174 Waterway channel in Lake Worth; thence Southerly  
 175 along the centerline of the Intracoastal Waterway  
 176 channel to the POINT OF BEGINNING.

177  
 178 The annual tax levy made by section 8 shall hereafter apply to  
 179 and extend to the entire area hereinabove described.

180 Section 4. Creation of the Authority, composition, and



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181 provisions relating to members.--There is hereby created a board  
 182 composed of seven members to be known officially as the "West  
 183 Palm Beach Downtown Development Authority." It is hereby  
 184 constituted a body corporate and an agency of the City; and  
 185 performance by the Authority of its duties and exercise of its  
 186 powers are hereby designated municipal functions and shall be so  
 187 construed.

188 (a) The Mayor shall appoint the members of the Authority  
 189 subject to the ratification of the City Commission by vote of  
 190 three-fifths of its entire voting membership. By vote of four-  
 191 fifths of its entire membership, after notice specifying the  
 192 charges and a hearing held not earlier than 10 days after  
 193 personal delivery of notice or mailing thereof by registered or  
 194 certified mail addressed to the member at his or her latest  
 195 known residence, the City Commission may remove a member of the  
 196 Authority for good cause, including willful neglect of duty,  
 197 incompetence or unfitness to perform his or her duty, or  
 198 conviction of an offense involving moral turpitude. A member so  
 199 removed shall be entitled to review by the circuit court of the  
 200 action taken.

201 (b) Of the initial members, one shall be appointed for a  
 202 term expiring July 1, 1968, two for terms expiring July 1, 1969,  
 203 two for terms expiring July 1, 1970, and two for terms expiring  
 204 July 1, 1993; and thereafter each member shall be appointed for  
 205 a term of 3 years beginning July 1.

206 (c) To qualify for appointment to the Authority, and to  
 207 remain qualified for service on it, a prospective member or a  
 208 member already appointed shall reside in or have his or her  
 209 principal place of business in the City, shall not be serving as  
 210 a City officer or employee, and shall be an owner of realty



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211 within the Downtown area, a lessee thereof required by the lease  
212 to pay taxes thereon, or a director, officer, or managing agent  
213 of an owner or of a lessee thereof so required to pay taxes  
214 thereon. The membership of the Authority shall be reasonably  
215 representative of property owner, residential, retail,  
216 professional, and financial interests in the District.

217 (d) Vacancy in office, which shall be filled within 10  
218 days after its occurrence for the remainder of the unexpired  
219 term, shall occur whenever a member is removed from office,  
220 becomes disqualified or otherwise unable to serve, resigns, or  
221 disappears without explanation for a period of 6 months. The  
222 Mayor shall fill any vacancy in office for the unexpired term,  
223 in accordance with subsection(a).

224 (e) Each member of the Authority shall serve without  
225 compensation for services rendered as a member but shall be  
226 reimbursed by the Authority for necessary and reasonable  
227 expenses actually incurred in the performance of duty. The  
228 Authority need not but may require that all its members or any  
229 or all of its officers or employees be required to post bond for  
230 faithful performance of duty, and the Authority shall pay  
231 bonding costs. No member of the Authority shall be personally  
232 liable for any action taken in attempting in good faith to  
233 perform his or her duty, or for a decision not to act, except in  
234 instances of fraud or willful neglect of duty.

235 Section 5. Authority bylaws and internal governance.--The  
236 Authority shall formulate and may amend its own rules of  
237 procedure and written bylaws not inconsistent herewith. A  
238 majority of its entire membership shall constitute a quorum for  
239 the transaction of business, but fewer than a quorum may adjourn  
240 from time to time and may compel the attendance of absent





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241 members. Except as otherwise provided herein or in the  
242 Authority bylaws or rules of procedure, all action shall be  
243 taken by vote of a majority of those present and voting, and  
244 each member present shall vote on each matter unless barred from  
245 voting as herein provided. The Authority shall select one of  
246 its members as Chair and another as Vice Chair and shall  
247 prescribe their duties, powers, and terms of serving. It shall  
248 hold regular meetings at least once a month and shall provide in  
249 its bylaws for holding special meetings. All meetings shall be  
250 open to the public.

251  
252 The bylaws may provide for the Mayor of the City, or his or her  
253 representative, to attend meetings of the Board as an ex officio  
254 member, but he or she shall not have any vote or power over the  
255 Board except that he or she shall be entitled to speak on any  
256 issue or question before the Board.

257 Section 6. Functions of the Authority.--The Authority  
258 shall perform the following functions:

259 (a) Prepare an analysis of the economic conditions and  
260 changes occurring in the Downtown area, including the effect  
261 thereon of such factors as metropolitan growth, traffic  
262 congestion, lack of adequate parking and other access  
263 facilities, and structural obsolescence and deterioration.

264 (b) Formulate long-range plans for improving the  
265 attractiveness and accessibility to the public of Downtown  
266 facilities, promoting efficient use thereof, remedying the  
267 deterioration of Downtown property values, and developing the  
268 Downtown area.

269 (c) Recommend to the Mayor and to Downtown businesspersons  
270 and residents the actions deemed most suitable for implementing



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271 the Downtown development plans, including removal, razing,  
 272 repair, renovation, reconstruction, remodeling, and improvement  
 273 of existing structures, addition of new structures and  
 274 facilities, relocation of any of those existing, and changes in  
 275 patterns of and facilities for getting thereto and therefrom.

276 (d) Participate actively in the implementation and  
 277 execution of Downtown development plans, including  
 278 establishment, acquisition, construction, ownership, financing,  
 279 leasing, licensing, operation, and management of public  
 280 facilities deemed feasible and beneficial in effecting  
 281 implementation, but this paragraph shall not give the Authority  
 282 any power or control over any City property unless and until  
 283 assigned to it by the City Commission under the provisions of  
 284 paragraph(e) of this section.

285 (e) Carry on all projects and undertakings authorized by  
 286 law and within the limits of the powers granted to it by law,  
 287 such additional public projects and undertakings related to the  
 288 Downtown area as the Mayor may assign to it with its consent.

289 Section 7. Powers of the Authority.--In the performance of  
 290 the functions vested in or assigned to the Authority, it is  
 291 hereby granted the following powers:

292 (a) To enter into contracts and agreements, and to sue and  
 293 be sued as a body corporate.

294 (b) To have and use a corporate seal.

295 (c) To acquire, own, convey or otherwise dispose of, lease  
 296 as lessor or lessee, construct, maintain, improve, enlarge,  
 297 raze, relocate, operate, and manage property and facilities of  
 298 whatever type, and to grant or acquire licenses, easements, and  
 299 options with respect thereto.

300 (d) To accept grants and donations of any type of



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301 property, labor, or other thing of value from any public or  
 302 private source.

303 (e) To receive the proceeds of the tax hereby imposed.

304 (f) To receive the revenues from any property or facility  
 305 owned, leased, licensed, or operated by it or under its control,  
 306 subject to the limitations imposed upon it by trusts or other  
 307 agreements validly entered into by it.

308 (g) To have exclusive control of all funds legally  
 309 available to it, subject to limitations imposed upon it by law  
 310 or by any agreement validly entered into by it.

311 (h) To cooperate and enter into agreements with any  
 312 governmental agency or other public body.

313 (i) To make or receive from the City or Palm Beach County  
 314 conveyances, leasehold interests, grants, contributions, loans,  
 315 and other rights and privileges.

316 (j) To request by resolution that the City exercise its  
 317 municipal power of eminent domain in specific instances for the  
 318 use and benefit of the Authority and, if the City complies with  
 319 the request and the property involved is acquired, the Authority  
 320 shall take over and assume control of such property on terms  
 321 mutually agreed upon between the City and the Authority, but the  
 322 Authority shall not thereafter be authorized to sell, lease, or  
 323 otherwise dispose of such property so acquired without the  
 324 formal consent of the City Commission.

325 (k) To issue and sell revenue certificates as hereinafter  
 326 provided, or in any other manner permitted by law and not  
 327 inconsistent with the provisions hereof, and to take all steps  
 328 deemed by it necessary or expedient for efficient preparation  
 329 and marketing of the certificates at public or private sale at  
 330 the best price obtainable, including the entry into binding



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331 agreements with corporate trustees, underwriters, and the  
 332 holders of the certificates, and the employment and payment, as  
 333 a necessary expense of issuance, for the services of consultants  
 334 on valuations, costs and feasibility of undertaking, revenues to  
 335 be anticipated and other financial matters, architecture,  
 336 engineering, legal matters, accounting matters, and any other  
 337 fields in which expert advice may be needed to effectuate  
 338 advantageous issuance and marketing.

339 (l) To fix, regulate, and collect rates and charges for  
 340 facilities and services furnished by it or under its control and  
 341 to pledge the revenue to the payment of revenue certificates  
 342 issued by it.

343 (m) To borrow money on its unsecured notes, for a period  
 344 not exceeding 9 months, in an aggregate amount for all  
 345 outstanding unsecured notes not exceeding 50 percent of the  
 346 proceeds received during the immediately prior fiscal year from  
 347 the tax hereby imposed, and at an annual rate of interest not  
 348 exceeding the rate being charged at the time of the loan by  
 349 banks in the City on unsecured short-term loans to local  
 350 businesses.

351 (n) To acquire by rental or otherwise and to equip and  
 352 maintain a principal office for the conduct of its business and  
 353 such branch offices as it may from time to time deem expedient.

354 (o) To employ and prescribe the duties, authority,  
 355 compensation, and reimbursement of expenses of the Director of  
 356 the Authority, who shall act as its chief executive officer, a  
 357 general counsel, who shall be an attorney with at least 5 years  
 358 of experience in active Florida practice and so engaged at the  
 359 time of appointment, and such other personnel as it may, after  
 360 consultation with the Director, deem necessary from time to



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361 time, provided that its personnel shall not be under civil  
362 service regulations, may be employed to serve at its pleasure,  
363 shall not in any event be contracted with for a term of  
364 employment longer than 5 years, shall not while employed by it  
365 serve as City officers or employees, and, with the exception of  
366 its Secretary, shall not while employed by it serve as a member  
367 of it.

368 (p) To exercise all powers incidental to the effective and  
369 expedient exercise of the foregoing powers to the extent not in  
370 conflict herewith or inconsistent herewith.

371 Section 8. Levy of ad valorem tax.--For the fiscal year of  
372 the Authority beginning within the calendar year 1967, and for  
373 each fiscal year thereafter, an ad valorem tax in addition to  
374 all other ad valorem taxes is hereby levied annually for the  
375 purpose of financing the operation of the Authority on all  
376 property in the Downtown area that is subject to ad valorem  
377 taxation for City operating expenses. The tax base shall be  
378 assessed valuation made annually by the property appraiser. The  
379 rate shall be 2 mills on each dollar of tax base in 1967 and  
380 each year thereafter, provided that, for each year after the  
381 first year of levy, the Authority may set a millage rate of less  
382 than 2 mills for the ensuing fiscal year. The tax collector  
383 shall collect the tax when and in the same manner in which he or  
384 she collects the City ad valorem taxes, with the same discounts  
385 for early payment, and shall pay the proceeds to the Authority.

386 Section 9. Authority records and fiscal management.--The  
387 fiscal year of the Authority shall coincide with that of the  
388 City.

389 (a) All funds of the Authority shall be received, held,  
390 and secured like other public funds by the appropriate fiscal



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391 officers of the DDA. The funds of the Authority shall be  
392 maintained under a separate account, shall be used for only the  
393 purposes herein authorized, and shall be disbursed only by  
394 direction of or with the approval of the Authority pursuant to  
395 requisitions signed by the Director or other designated chief  
396 fiscal officer of the Authority and countersigned in such  
397 instances and manner as the Authority bylaws may prescribe. The  
398 Authority may pay the City as an operating expense a reasonable  
399 amount for the services rendered by the City to it at its  
400 request.

401 (b) The Authority bylaws shall provide for maintenance of  
402 minutes and other official records of its proceedings and  
403 actions, for preparation and adoption of an annual budget for  
404 each ensuing fiscal year, for internal supervision and control  
405 of its accounts, which function the appropriate City fiscal  
406 officers may perform for it at its request, and for an external  
407 audit at least annually by an independent certified public  
408 accountant who has no personal interest, direct or indirect, in  
409 its fiscal affairs. The bylaws shall specify the means by which  
410 each of these functions is to be performed and, as to those  
411 functions assigned to Authority personnel, the manner and  
412 schedule of performance.

413 (c) No member or employee of the Authority shall  
414 participate by vote or otherwise on behalf of the Authority in  
415 any matter in which he or she has a direct financial interest or  
416 an indirect financial interest other than that of the benefits  
417 to be derived generally from the development of the Downtown  
418 area. Participation with knowledge of such interest shall  
419 constitute malfeasance and shall result, as regards a member, in  
420 automatic forfeiture of office or, as regards an employee, in



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421 prompt dismissal.

422 Section 10. Tax exemption of Authority property.--All  
423 income, property, and facilities of the Authority are hereby  
424 dedicated to the effectuation of essential municipal purposes,  
425 and their use is declared an essential municipal function; and  
426 they are granted the same exemptions from taxation as are  
427 afforded to income, property, and facilities of the City.

428 Section 11. Provisions governing issuance of  
429 certificates.--Issuance of revenue certificates by the Authority  
430 shall be governed by the following general provisions:

431 (a) Revenue certificates for purposes hereof are limited  
432 to obligations that are secured solely by pledge of revenues  
433 produced by the facility or facilities for the benefit of which  
434 the certificates are issued and the sale proceeds used, that do  
435 not constitute a general debt of the Authority, that are not  
436 secured directly or indirectly, in whole or in part, by pledge  
437 of taxing powers, and that do not constitute a lien or  
438 encumbrance, legal or equitable, on any real property of the  
439 Authority or on any of its personal property other than the  
440 revenues pledged to secure payment of the certificates.

441 (b) The faith and credit of the City shall not be pledged  
442 and the City shall not be obligated directly or indirectly to  
443 make any payments on or appropriate any funds for certificates  
444 issued by the Authority.

445 (c) The rate or rates of interest and the sale price of  
446 the certificates by the Authority shall be such that the net  
447 interest cost to it on the proceeds received from the sale shall  
448 not exceed an average annual rate of 6 percent, computed with  
449 relation to the absolute maturity of the certificates in  
450 accordance with standard tables of bond values and excluding



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451 from the computation the amount of any premium to be paid on  
452 redemption of the certificates prior to maturity.

453 (d) Before issuing any revenue certificates, the Authority  
454 shall as to each issue:

455 (1) Prepare or procure from a reputable source detailed  
456 estimates of the total cost of the undertaking for which the  
457 certificates are contemplated and of the annual revenues to be  
458 obtained therefrom and pledged as security for payment of the  
459 certificates.

460 (2) Determine that the anticipated net proceeds from their  
461 sale, together with any other funds available and intended for  
462 the purposes of the issue, will be sufficient to cover all costs  
463 of the undertaking and of preparing and marketing the issue or  
464 connected therewith.

465 (3) Determine that the annual revenues anticipated from  
466 the undertaking will be sufficient to pay the estimated annual  
467 cost of maintaining, repairing, operating, and replacing to any  
468 necessary extent not only the undertaking but also the punctual  
469 payment of the principal of and interest on the contemplated  
470 certificates.

471 (4) Shall specify these determinations in and include the  
472 supporting estimates as parts of the resolution providing for  
473 the issue.

474 (e) The Authority may, as to any issue of revenue  
475 certificates, engage the services of a corporate trustee for the  
476 issue and may treat any or all of the costs of carrying out the  
477 trust agreement as part of the operating costs of the  
478 undertaking for which the certificates are issued.

479 (f) The Authority shall from time to time establish such  
480 rentals, rates, and charges, or shall by legally binding





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481 agreement maintain such control thereof, as to meet punctually  
482 all payments on the certificates and also the costs of operation  
483 of the undertaking and its maintenance and repair, including  
484 reserves therefor and for depreciation, replacement, and any  
485 necessary extensions.

486 (g) Revenue certificates may be issued for the purposes of  
487 funding, refunding, or both.

488 (h) All revenue certificates issued pursuant hereto shall  
489 be negotiable instruments for all purposes.

490 Section 12. Transfer upon cessation of the Authority.--  
491 Should the Authority cease to exist or to operate for whatever  
492 reason, all its property of whatever kind shall forthwith become  
493 the property of the City, subject to the outstanding obligations  
494 of the Authority, and the City shall use this property to the  
495 maximum extent then practicable for effectuating the purposes  
496 hereof and shall succeed to and exercise all powers of the  
497 Authority insofar as such exercise is not in conflict with or  
498 inconsistent with the provisions of the City charter or other  
499 law applicable to the City.

500 Section 13. Act cumulative; no notice required.--Neither  
501 this Act nor anything herein contained shall be construed as a  
502 restriction or limitation upon any powers which the Authority  
503 might otherwise have under any laws of this State, but shall be  
504 construed as cumulative of such powers. The foregoing sections  
505 of this Act shall be deemed to provide a complete, additional,  
506 and alternative method for the doing of the things authorized  
507 thereby and shall be regarded as supplemental and additional to  
508 powers conferred by other laws, provided that the issuance of  
509 revenue certificates and revenue refunding certificates under  
510 the provisions of this Act need not comply with the requirements



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511 of any other law applicable to the issuance of certificates and  
 512 bonds, including, particularly, chapters 670-680 of Florida  
 513 Statutes 2002 (also known as Uniform Commercial Code, Title  
 514 XXXIX), as same may be amended. No proceedings, notice, or  
 515 approval shall be required for the organization of the  
 516 Authority or the issuance of any certificates or any instrument  
 517 as security therefor, except as provided herein or pursuant  
 518 hereto, any law to the contrary notwithstanding, provided that  
 519 nothing herein shall be construed to deprive the State and its  
 520 governmental subdivisions of their respective police powers over  
 521 any properties of the Authority.

522 Section 14. Establishment and Amendment of Charter.--The  
 523 West Palm Beach Downtown Development Authority was established  
 524 by special act of the Legislature. The Charter of the West Palm  
 525 Beach Downtown Development Authority may be amended by special  
 526 act of the Legislature.

527 Section 15. Liberal construction and severability.--The  
 528 provisions of this Act, being necessary for the welfare of the  
 529 City and its inhabitants, shall be liberally construed to  
 530 effectuate the purposes herein set forth and are severable.  
 531 Should any portion hereof be finally held invalid by a court of  
 532 competent jurisdiction, each other portion shall remain  
 533 effective to the maximum practicable extent.

534 Section 4. Neither this act nor anything herein contained  
 535 shall be construed as a restriction or limitation upon any  
 536 powers which the Authority might otherwise have under any laws  
 537 of this state, but shall be construed as cumulative of such  
 538 powers. The foregoing sections of this act shall be deemed to  
 539 provide a complete, additional, and alternative method for the  
 540 doing of the things authorized thereby and shall be regarded as



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541 supplemental and additional to powers conferred by other laws,  
 542 provided that the issuance of revenue certificates and revenue  
 543 refunding certificates under the provisions of this act need not  
 544 comply with the requirements of any other law applicable to the  
 545 issuance of certificates and bonds including, particularly,  
 546 chapters 670-680 of Florida Statutes 2002, (also known as Uniform  
 547 Commercial Code, Title XXXIX), as same may be amended. No  
 548 proceedings, notice, or approval shall be required for the  
 549 organization of the Authority or the issuance of any  
 550 certificates or any instrument as security therefor, except as  
 551 provided herein or pursuant hereto, any law to the contrary  
 552 notwithstanding, provided that nothing herein shall be construed  
 553 to deprive the state and its governmental subdivisions of their  
 554 respective police powers over any properties of the Authority.

555 Section 5. The provisions of this act, being necessary for  
 556 the welfare of the City and its inhabitants, shall be liberally  
 557 construed to effectuate the purposes herein set forth and are  
 558 severable. In the event of a conflict between the provisions of  
 559 this act and the provisions of any other act, the provisions of  
 560 this act shall control to the extent of such conflict. Should  
 561 any portion hereof be finally held invalid by a court of  
 562 competent jurisdiction, each other portion shall remain  
 563 effective to the maximum practicable extent.

564 Section 6. Chapters 67-2170, 77-664, 83-534, 84-540, 90-  
 565 460, and 93-381, Laws of Florida, are hereby repealed.

566 Section 7. This act shall take effect upon becoming a law.