

By Senator Crist

12-455-07

1   A bill to be entitled

2           An act relating to the Tampa-Hillsborough

3           County Expressway Authority; amending s.

4           348.51, F.S.; redefining the term "city" to

5           include any incorporated municipality within

6           Hillsborough County; amending s. 348.52, F.S.;

7           revising the membership of the governing body

8           of the authority; providing for certain members

9           of the authority to be appointed by the

10          governing body of specified municipalities;

11          providing for the Board of County Commissioners

12          of Hillsborough County to appoint additional

13          members to the authority; authorizing the

14          appointing governing body to remove its

15          appointee from the authority by a super

16          majority vote; providing for staggered terms of

17          office for the initial terms of members

18          appointed under the act; providing an effective

19          date.

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

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23           Section 1. Subsections (4) and (7) of section 348.51,

24   Florida Statutes, are amended to read:

25           348.51 Definitions.--The following terms whenever used

26   or referred to in this part shall have the following meanings,

27   except in those instances where the context clearly indicates

28   otherwise:

29           (4) "City" means an incorporated municipality within

30   the County of Hillsborough ~~the City of Tampa~~.

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1           (7) "Expressway system" or "system" means, generally,  
2 a modern highway system of roads, bridges, causeways, and  
3 tunnels in the metropolitan area of ~~a the~~ city, or within any  
4 area of the county, with access limited or unlimited as the  
5 authority may determine, and such buildings and structures and  
6 appurtenances and facilities related thereto, including all  
7 approaches, streets, roads, bridges, and avenues of access for  
8 such system.

9           Section 2. Section 348.52, Florida Statutes, is  
10 amended to read:

11           348.52 Tampa-Hillsborough County Expressway  
12 Authority.--

13           (1) There is ~~hereby~~ created and established a body  
14 politic and corporate, an agency of the state, to be known as  
15 the "Tampa-Hillsborough County Expressway Authority."

16           (2) The governing body of the authority shall consist  
17 of a board of seven members.

18           (a) One member shall be appointed by the governing  
19 body of the City of Tampa.

20           (b) One member shall be appointed by the governing  
21 body of the City of Temple Terrace.

22           (c) One member shall be appointed by the governing  
23 body of the City of Plant City.

24           (d) Three members shall be appointed by the Board of  
25 County Commissioners of Hillsborough County.

26           (e) One member shall be the district secretary of the  
27 Department of Transportation serving in the district that  
28 contains Hillsborough County, who shall serve ex officio.

29           ~~(a) Four of the members shall be appointed by the~~  
30 ~~Governor subject to confirmation by the Senate at the next~~  
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1 ~~regular session of the Legislature. Refusal or failure of the~~  
2 ~~Senate to confirm an appointment shall create a vacancy.~~

3       ~~(3)1-~~ Each such member's term of office shall be for 4  
4 years or until his or her successor shall have been appointed  
5 and qualified. However, for the purpose of providing staggered  
6 terms, of the initial appointments the first term of the  
7 appointee of the City of Plant City and the first term of one  
8 of the appointees of Hillsborough County shall be for 2 years.

9       ~~(4)2-~~ Vacancies occurring in the governing body for  
10 any such members prior to the expiration of the affected term  
11 shall be filled for the unexpired term in the same manner as  
12 the original appointment.

13       ~~(5)3-~~ The Governor shall have the authority to remove  
14 from office any such member of the governing body in the  
15 manner and for cause defined by the laws of this state. The  
16 appointing governing body may recall any member appointed by  
17 it and may remove the appointee from the governing body of the  
18 authority by a super majority vote of the appointing governing  
19 body.

20       ~~(6)4-~~ Each such member, before entering upon his or  
21 her official duties, shall take and subscribe to an oath  
22 before some official authorized by law to administer oaths  
23 that he or she will honestly, faithfully, and impartially  
24 perform the duties devolving upon him or her in office as a  
25 member of the governing body of the authority and that he or  
26 she will not neglect any duties imposed upon him or her by  
27 this part.

28       ~~(b) One member shall be the mayor, or the mayor's~~  
29 ~~designate, who shall be the chair of the city council of the~~  
30 ~~city in Hillsborough County having the largest population,~~  
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1 ~~according to the latest decennial census, who shall serve as a~~  
2 ~~member ex officio.~~

3 ~~(c) One member shall be a member of the Board of~~  
4 ~~County Commissioners of Hillsborough County, selected by such~~  
5 ~~board, who shall serve as a member ex officio.~~

6 ~~(d) One member shall be the district secretary of the~~  
7 ~~Department of Transportation serving in the district that~~  
8 ~~contains Hillsborough County, who shall serve ex officio.~~

9 (7)(3) The authority shall designate one of its  
10 members as chair. The members of the authority shall not be  
11 entitled to compensation but shall be entitled to receive  
12 their travel and other necessary expenses as provided in s.  
13 112.061. A majority of the members of the authority shall  
14 constitute a quorum, and resolutions enacted or adopted by a  
15 vote of a majority of the members present and voting at any  
16 meeting shall become effective without publication or posting  
17 or any further action of the authority.

18 (8)(4) The authority may employ a secretary and  
19 executive director, its own counsel and legal staff, and such  
20 legal, financial, and other professional consultants,  
21 technical experts, engineers, and employees, permanent or  
22 temporary, as it may require and may determine the  
23 qualifications and fix the compensation of such persons,  
24 firms, or corporations. The authority may contract with the  
25 Division of Bond Finance of the State Board of Administration  
26 for any financial services authorized herein.

27 (9)(5) The authority may delegate to one or more of  
28 its officers or employees such of its powers as it shall deem  
29 necessary to carry out the purposes of this part, subject  
30 always to the supervision and control of the authority.

31 Members of the authority may be removed from their office by

1 the Governor for misconduct, malfeasance, misfeasance, and  
2 nonfeasance in office.

3 Section 3. This act shall take effect July 1, 2007.

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SENATE SUMMARY

7 Revises the Tampa-Hillsborough County Expressway  
8 Authority Law. Redefines the term "city" to include the  
9 incorporated municipalities within Hillsborough County.  
10 Provides for the governing body of the City of Tampa, the  
11 City of Temple Terrace, and the City of Plant City to  
12 each appoint a member to the authority. Provides for the  
13 Board of County Commissioners of Hillsborough County to  
14 appoint additional members. Provides for the appointing  
15 governing body to remove its appointee from the authority  
16 by a super majority vote.

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