

A bill to be entitled

An act relating to the Tampa-Hillsborough County Expressway Authority; amending s. 348.51, F.S.; redefining the term "city" to include any incorporated municipality within Hillsborough County; amending s. 348.52, F.S.; revising the membership of the governing body of the authority; providing for certain members of the authority to be appointed by the governing body of specified municipalities; providing for the Board of County Commissioners of Hillsborough County to appoint additional members to the authority; authorizing the appointing governing body to remove its appointee from the authority by a super majority vote; providing for staggered terms of office for the initial terms of members appointed under the act; providing an effective date.

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

Section 1. Subsections (4) and (7) of section 348.51, Florida Statutes, are amended to read:

348.51 Definitions.--The following terms whenever used or referred to in this part shall have the following meanings, except in those instances where the context clearly indicates otherwise:

(4) "City" means an incorporated municipality within the County of Hillsborough ~~the City of Tampa~~.

(7) "Expressway system" or "system" means, generally, a modern highway system of roads, bridges, causeways, and tunnels

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29 in the metropolitan area of a the city, or within any area of
 30 the county, with access limited or unlimited as the authority
 31 may determine, and such buildings and structures and
 32 appurtenances and facilities related thereto, including all
 33 approaches, streets, roads, bridges, and avenues of access for
 34 such system.

35 Section 2. Section 348.52, Florida Statutes, is amended to
 36 read:

37 348.52 Tampa-Hillsborough County Expressway Authority.--

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

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

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

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

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

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

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

54 ~~(a) Four of the members shall be appointed by the Governor~~
 55 ~~subject to confirmation by the Senate at the next regular~~
 56 ~~session of the Legislature. Refusal or failure of the Senate to~~

57 ~~confirm an appointment shall create a vacancy.~~

58 (3)1. Each such member's term of office shall be for 4
 59 years or until his or her successor shall have been appointed
 60 and qualified. However, for the purpose of providing staggered
 61 terms, of the initial appointments the first term of the
 62 appointee of the City of Plant City and the first term of one of
 63 the appointees of Hillsborough County shall be for 2 years.

64 (4)2. Vacancies occurring in the governing body for any
 65 such members prior to the expiration of the affected term shall
 66 be filled for the unexpired term in the same manner as the
 67 original appointment.

68 (5)3. The Governor shall have the authority to remove from
 69 office any such member of the governing body in the manner and
 70 for cause defined by the laws of this state. The appointing
 71 governing body may recall any member appointed by it and may
 72 remove the appointee from the governing body of the authority by
 73 a super majority vote of the appointing governing body.

74 (6)4. Each such member, before entering upon his or her
 75 official duties, shall take and subscribe to an oath before some
 76 official authorized by law to administer oaths that he or she
 77 will honestly, faithfully, and impartially perform the duties
 78 devolving upon him or her in office as a member of the governing
 79 body of the authority and that he or she will not neglect any
 80 duties imposed upon him or her by this part.

81 ~~(b) One member shall be the mayor, or the mayor's~~
 82 ~~designate, who shall be the chair of the city council of the~~
 83 ~~city in Hillsborough County having the largest population,~~
 84 ~~according to the latest decennial census, who shall serve as a~~

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85 ~~member ex officio.~~

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

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

92 (7)~~(3)~~ The authority shall designate one of its members as
93 chair. The members of the authority shall not be entitled to
94 compensation but shall be entitled to receive their travel and
95 other necessary expenses as provided in s. 112.061. A majority
96 of the members of the authority shall constitute a quorum, and
97 resolutions enacted or adopted by a vote of a majority of the
98 members present and voting at any meeting shall become effective
99 without publication or posting or any further action of the
100 authority.

101 (8)~~(4)~~ The authority may employ a secretary and executive
102 director, its own counsel and legal staff, and such legal,
103 financial, and other professional consultants, technical
104 experts, engineers, and employees, permanent or temporary, as it
105 may require and may determine the qualifications and fix the
106 compensation of such persons, firms, or corporations. The
107 authority may contract with the Division of Bond Finance of the
108 State Board of Administration for any financial services
109 authorized herein.

110 (9)~~(5)~~ The authority may delegate to one or more of its
111 officers or employees such of its powers as it shall deem
112 necessary to carry out the purposes of this part, subject always

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113 | to the supervision and control of the authority. Members of the
114 | authority may be removed from their office by the Governor for
115 | misconduct, malfeasance, misfeasance, and nonfeasance in office.

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