

HB 1635

2010

1                   A bill to be entitled  
2           An act relating to Panama City-Bay County Airport and  
3           Industrial District; amending chapter 2005-311, Laws of  
4           Florida; revising definitions; adding one member to the  
5           district governing board who will represent Walton County  
6           and be appointed by the Walton County Commission;  
7           providing the term for such member; adding two board  
8           members who will represent Panama City Beach and be  
9           appointed by the Panama City Beach City Council; providing  
10          terms for such members; providing for subsequent  
11          appointment procedures for such members; revising the  
12          quorum requirement; providing that indebtedness of the  
13          district for bonds issued shall not be considered a debt  
14          of a city or county; providing that issuance of revenue  
15          bonds by the district shall not obligate a city or county  
16          to levy any ad valorem taxes or to make any appropriations  
17          for their payment or for the operation and maintenance of  
18          the facilities of the district; providing an effective  
19          date.

20  
21   Be It Enacted by the Legislature of the State of Florida:

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23          Section 1. Subsections (2) and (3) of section 2, present  
24          subsections (2) and (3) of section 3, subsection (4) of section  
25          5, and section 9 of section 3 of chapter 2005-311, Laws of  
26          Florida, are amended, and a new subsection (2) is added to  
27          section 3 of that section, to read:

28 Section 2. Definitions.—As used in this act, the following  
 29 words and terms shall have the following meanings:

30 (2) "City" means the City of Panama City and the City of  
 31 Panama City Beach.

32 (3) "County" means the County of Bay and the County of  
 33 Walton.

34 Section 3. Governing board.—The Board of Directors, a body  
 35 corporate and politic, shall be the governing board of the  
 36 Panama City-Bay County Airport and Industrial District.

37 (2) Effective July 1, 2010, the board shall consist of  
 38 seven persons, six of whom are citizens and residents of Bay  
 39 County and one of whom is a citizen and resident of Walton  
 40 County. Initially, seat 6 shall be appointed by the City Council  
 41 of Panama City Beach for a term beginning on July 1, 2010.  
 42 Initially, seat 7 shall be appointed by the Board of County  
 43 Commissioners of Walton County for a term beginning on July 1,  
 44 2010. By July 31, 2010, the board shall hold a drawing to  
 45 determine the initial terms for seats 6 and 7, one of which  
 46 shall be for a 2-year term and one of which shall be for a 4-  
 47 year term. Upon the expiration of the current term of seat 5,  
 48 the City Council of Panama City Beach shall appoint a member for  
 49 a 4-year term. Upon the expiration of the terms of the members,  
 50 the Board of County Commissioners of Bay County, the Board of  
 51 County Commissioners of Walton County, the City Commission of  
 52 Panama City, and the City Council of Panama City Beach shall  
 53 each appoint successors for their members whose terms are  
 54 expiring, each to hold office for a term of 4 years. The terms  
 55 of seats 6 and 7 shall begin on July 1 and expire on June 30.

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56 Board members occupying seats 6 and 7 shall be limited to  
57 servng two terms on the board.

58 (3)-(2) Four ~~Three~~ members of the board shall constitute a  
59 quorum. The vote of four ~~three~~ members shall be necessary for  
60 any action taken by the board involving the incurring of any  
61 indebtedness or expenditures of district funds or moneys.

62 (4)-(3) The members of the board shall not receive  
63 compensation for their services, but shall be reimbursed for  
64 travel and per diem as public officials pursuant to chapter 112,  
65 Florida Statutes; however, members of the board must submit a  
66 signed statement requesting the allowable expenses within 6  
67 months after the date of incurring such expenses.

68 Section 5. Powers of the Board of Directors.—The Board of  
69 Directors shall have all of the power necessary and proper to  
70 carry out the purposes and intent of this act, including the  
71 power to sue and be sued, under the name of the "Panama City-Bay  
72 County Airport and Industrial District"; to contract and be  
73 contracted with; to adopt and use a common seal and to alter  
74 same; to acquire, purchase, hold, lease, mortgage, and convey  
75 such real and personal property as the board may deem proper or  
76 expedient to carry out the purposes of this act; to employ such  
77 persons and agents as the board may deem advisable and to fix  
78 the compensation thereof and to remove any appointees or  
79 employees, agents, or servants; to insure the improvements,  
80 fixtures, and equipment against loss by fire, windstorm, or  
81 other coverage in such amounts as may be determined reasonable  
82 and proper; and to borrow and issue evidence of indebtedness of  
83 the district to carry out the provisions of this act in the

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84 manner herein provided. The board shall also have the right and  
85 power:

86 (4) To borrow money, incur indebtedness, and issue such  
87 bonds for and on behalf of the airport district as the board may  
88 from time to time determine; but in no case shall the  
89 indebtedness of the district for bonds issued be considered a  
90 debt of Panama City, Panama City Beach, Bay County, or Walton  
91 ~~the city or the~~ County.

92 Section 9. Revenue bonds.—Revenue bonds of the district  
93 may be issued under the provisions of this act and shall be  
94 payable from the revenues derived from the operation of any  
95 facility or combination of facilities of the district under the  
96 supervision, operation, and control of the district and from any  
97 other funds legally available therefor, except ad valorem taxes  
98 of the district. The issuance of such revenue bonds shall not  
99 directly, indirectly, or contingently obligate the state, the  
100 district, Panama City, Panama City Beach, Bay County, or Walton  
101 ~~the city, or the~~ County to levy any ad valorem taxes or to make  
102 any appropriations for their payment or for the operation and  
103 maintenance of the facilities of the district.

104 Section 2. This act shall take effect upon becoming a law.