

ENROLLED
HB 1635

2010 Legislature

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:

22
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:

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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 servicing 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.