

1 A bill to be entitled

2 An act relating to the Port of Palm Beach District,
3 Palm Beach County; codifying, amending, reenacting,
4 and repealing special acts relating to the district;
5 providing severability and purpose; repealing chapters
6 74-570, 75-468, 81-459, 87-523, 90-462, 95-467, and
7 99-457, Laws of Florida; providing territorial
8 boundaries; providing jurisdiction; providing powers;
9 providing an effective date.

10
11 Be It Enacted by the Legislature of the State of Florida:

12
13 Section 1. Pursuant to s. 189.429, Florida Statutes, this
14 act constitutes the codification of all special acts and court
15 decrees relating to the Port of Palm Beach District. It is the
16 intent of the Legislature in enacting this act to provide a
17 single, comprehensive special act charter for the district,
18 including all current legislative authority granted to the
19 district by its several legislative enactments and any
20 additional authority granted by this act. It is further the
21 intent of the Legislature that this act preserve all district
22 authority in addition to any authority contained in chapter 298,
23 Florida Statutes.

24 Section 2. Chapters 74-570, 75-468, 81-459, 87-523, 90-
25 462, 95-467, and 99-457, Laws of Florida, are amended, codified,
26 reenacted, and repealed as herein provided.

27 Section 3. The Port of Palm Beach District, Palm Beach
 28 County, is re-created, and the charter for such district is re-
 29 created and reenacted to read:

30 ARTICLE I

31 PURPOSE

32 Section 1. Name.—The name of the district shall continue
 33 to be the "Port of Palm Beach District."

34 Section 2. Purposes.—The purposes of the changes as
 35 contained in this act are to provide an integrated charter of
 36 the powers and safeguards necessary for the desired promotion,
 37 development, and regulation of the facilities and services of
 38 the Port of Palm Beach and to provide for the liberal
 39 construction of this act so as to effectuate the purposes
 40 thereof for the welfare and convenience of the citizens and
 41 taxpayers of the Port of Palm Beach District and of the Port of
 42 Palm Beach District and the County of Palm Beach.

43 ARTICLE II

44 GENERAL PROVISIONS

45 No obligations or contracts of the Port of Palm Beach
 46 District, including revenue certificates heretofore issued, the
 47 issuance of tax anticipation notes, and any and all proceedings
 48 heretofore begun for any improvement, for the borrowing of
 49 money, or for the issuing of revenue certificates, shall be
 50 impaired or voided by this act and such debts, obligations,
 51 contracts, and revenue certificates shall pass to and shall be
 52 binding upon the Port of Palm Beach District. All such

53 proceedings heretofore begun for the construction of any
 54 improvements or for the borrowing of money and issuing of
 55 revenue certificates may be continued and completed and binding
 56 upon the Port of Palm Beach District, as said district shall
 57 continue to exist with provisions relating to jurisdiction,
 58 powers, and duties being supplemented, amended, and repealed by
 59 this act.

60 ARTICLE III

61 BOUNDARIES

62 The following shall continue to be the territory known as
 63 the "Port of Palm Beach District" and shall consist of so much
 64 of Palm Beach County as is described and embraced in the
 65 following boundaries:

66
 67 Beginning at the point of intersection of the Atlantic
 68 Ocean with the Township line between Townships T-41
 69 and 42 South; thence run West along said Township line
 70 and continue West to the Western Boundary of Palm
 71 Beach County, Florida; thence run South along the
 72 Western Boundary of said Palm Beach County to a point
 73 where the Township line between Townships 45 and 46
 74 South according to the United States Government
 75 Survey, if extended West, would intersect said West
 76 line of said Palm Beach County, thence run East to the
 77 Township Line between Townships 45 and 9G South, and
 78 continuing East along said Township line to its

79 intersection with the Range Line between Ranges R-41
 80 and 92 East; thence North along the Range Line between
 81 Ranges R-41 and 42 East to the point of intersection
 82 of said Range Line with the Township Line between
 83 Townships 43 and 44 South; thence run East along the
 84 Township Line between Townships 43 and 44 South; to
 85 the Atlantic Ocean; thence run North along the West
 86 Shore of the Atlantic Ocean to the point of beginning;
 87 all being in Palm Beach County, Florida.

88 ARTICLE IV

89 GOVERNING BODY

90 Section 1. Commissioners.—The governing body of the Port
 91 of Palm Beach District shall be known as and designated the
 92 "Port of Palm Beach District Board of Commissioners" and shall
 93 be composed of five members who shall be elected as provided for
 94 in Article V. The Port of Palm Beach District shall constitute a
 95 body politic and a body corporate and is deemed to be a
 96 political subdivision of the state within the meaning of
 97 sovereign immunity from taxation, with proprietary and
 98 regulatory authority in the same manner as counties and other
 99 political subdivisions of the state.

100 Section 2. Powers.—Said governing body shall have all
 101 powers of a body corporate, including, but not limited to, the
 102 power to sue and be sued as a corporation in said name in any
 103 court; to make contracts; to adopt and use a common seal and
 104 alter the same at its pleasure; to buy, hold, lease, sell,

105 exchange, and convey such real estate and personal property as
 106 the board may deem proper to carry out the purposes of this
 107 charter; to appoint and employ a chief engineer, a consulting
 108 engineer, an attorney or attorneys, an accountant or
 109 accountants, a traffic consultant or traffic consultants, and
 110 any and all such other consultants, agents, and employees as the
 111 board may deem necessary; and to borrow money and to issue
 112 negotiable promissory notes, bonds, revenue certificates, or
 113 other evidence of indebtedness therefor, in order to enable said
 114 governing body to carry out this charter.

115 Section 3. Quorum.—At any meeting of the board of
 116 commissioners, three commissioners shall constitute a quorum for
 117 the transaction of business, but in the event a quorum is not
 118 present, the commissioner or commissioners so present may
 119 adjourn the meeting to some future date.

120 ARTICLE V

121 ELECTION OF BOARD OF COMMISSIONERS

122 Section 1. Conduct of affairs.—The Port of Palm Beach
 123 District Board of Commissioners shall consist of five
 124 commissioners, each elected by districtwide vote of the
 125 qualified electors within the Port of Palm Beach District for a
 126 term of 4 years. Each candidate for commissioner shall file and
 127 qualify in one of five groups, designated 1, 2, 3, 4, and 5.

128 Section 2. Requirements of commissioners.—All members of
 129 the Port of Palm Beach District Board of Commissioners shall be
 130 duly qualified electors of Palm Beach County and citizens of the

131 United States of America, all of whom must reside within the
 132 limits of the Port of Palm Beach District. A change of legal
 133 residence of any commissioner beyond the limits of the Port of
 134 Palm Beach District shall create a vacancy in such office.

135 Section 3. Election laws.—All existing and future general
 136 laws of the state which regulate and control primaries and
 137 elections in connection with county offices are hereby adopted
 138 for and made applicable to the Port of Palm Beach District.

139 Section 4. Term of office.—At the general election to be
 140 held in 1976, commissioners elected for groups 1, 2, and 3 shall
 141 be elected for a term of 4 years. At said election in 1976,
 142 commissioners for groups 4 and 5 shall be elected for a term of
 143 2 years. Thereafter, each commissioner elected for all said five
 144 groups shall be elected for a term of 4 years.

145 Section 5. Bond of commissioners.—Within 30 days after
 146 assuming the duties of the office of Commissioner of the Port of
 147 Palm Beach District, the commissioner shall execute and deliver
 148 to the Port of Palm Beach District a good and sufficient bond,
 149 executed by himself or herself as principal and a surety company
 150 licensed to do business in the state as surety, in the principal
 151 sum of \$25,000 conditioned upon his or her faithful performance
 152 as such Commissioner of the Port of Palm Beach District of the
 153 duties thereof. Each bond so given shall be approved by and
 154 filed with the board of commissioners of said district. The
 155 failure of any person who is elected or who is appointed as

156 commissioner to give such bond within 30 days after he or she
 157 has assumed such office shall create a vacancy in such office.

158 Section 6. Vacancies on board.—Any vacancy occurring on
 159 the board of commissioners shall be filled by the other
 160 commissioners appointing a person to hold such office for the
 161 unexpired term; however, if there should be as many as two
 162 vacancies simultaneously, for any cause whatsoever, said
 163 vacancies shall be filled by appointment by the Governor and the
 164 commission members so appointed by the Governor shall serve
 165 until the next general election is held within the district, at
 166 which time said vacancies shall be filled according to the
 167 election laws as provided in section 3, with the term of office
 168 of each commissioner so elected to be for the unexpired term of
 169 the commission seat on the board that he or she is filling, or
 170 for a full term of 2 or 4 years, as the case may be.

171 ARTICLE VI

172 ORGANIZATION AND COMPENSATION OF BOARD OF COMMISSIONERS

173 Section 1. Organization of board.—As soon as practicable,
 174 after the Commissioners of the Port of Palm Beach District have
 175 been elected or appointed and have qualified, they shall meet
 176 and elect the officers of the district as provided in section 2.

177 Section 2. Officers.—The officers of the port district
 178 shall be chosen from the membership of the board of
 179 commissioners, and said commissioners shall elect a chairperson,
 180 a vice chairperson, and a secretary-treasurer. Said officers'
 181 terms shall be at the pleasure of a majority of the board.

208 As used in this charter, the following words and terms
 209 shall be taken to include the following meanings, when the
 210 context shall require or permit:

211 (1) "And" shall also mean "or" and the word "or" shall
 212 also mean "and," whenever the context shall so require.

213 (2) "Board of commissioners" or "board" or "commissioners"
 214 means the Port of Palm Beach District Board of Commissioners.

215 (3) (a) "Cost" as applied to improvements means the cost of
 216 constructing or acquiring improvements as defined or referred to
 217 in the definition of "project" and shall embrace the cost of all
 218 labor and materials, the cost of all machinery and equipment,
 219 financing charges including interest before, during, and 1 year
 220 after the construction of said improvements, and the cost of
 221 engineering, legal expenses, plans, specifications, and such
 222 other expenses as may be necessary or incident to such
 223 construction or acquisition.

224 (b) "Cost" as applied to a project acquired, constructed,
 225 extended, or enlarged shall include the purchase price of any
 226 project acquired; the cost of improvements; the cost of such
 227 construction and extension or enlargement; the cost of all
 228 lands, properties, rights, easements, and franchises acquired;
 229 the cost of all machinery and equipment; financing charges
 230 including interest before, during, and 1 year after the
 231 construction of said improvements; cost of investigations,
 232 audits, and engineering and legal services; and all other
 233 expenses necessary or incident to determining the feasibility or

234 practicability of such acquisition or construction,
235 administrative expense or expenses, and all such other necessary
236 expenses as may be necessary or incident to the financing herein
237 authorized and to the acquisition and construction of a project
238 and the placing of the same in operation. Any obligation or
239 expense lawfully incurred by the district or the board of
240 commissioners of said district before the issuance of revenue
241 bonds under this charter, including, but not limited to,
242 engineering studies, estimates of cost and of revenues, and such
243 other technical, financial, or legal services in connection with
244 the acquisition, construction, or feasibility of any project,
245 may be regarded as a part of the cost of such project.

246 (4) "Federal agency" means and includes the United States
247 of America and any department, agency, or instrumentality
248 thereof heretofore or hereafter created, designated, or
249 established by the United States of America.

250 (5) "Fiscal year" or any term referring to the 12-month
251 period of operation of the district means that period of time
252 beginning at 12:01 a.m. on October 1 of each and every calendar
253 year and expiring at 12:00 midnight on September 30 of each and
254 every calendar year.

255 (6) "Governing body" means the board of commissioners of
256 the district or any board, agency, or other body that shall
257 hereafter be empowered to exercise the general legislative and
258 governing powers in said district.

259 (7) "Outstanding obligations" means any outstanding
 260 revenue bonds or certificates or general obligation bonds of
 261 said district.

262 (8) "Port district" or "district" means the Port of Palm
 263 Beach District, a political subdivision and independent special
 264 district as defined by chapter 189, Florida Statutes.

265 (9) "Port facilities" means all structures, terminals,
 266 warehouses, docks, approaches, berths, slips, roadways,
 267 parkways, quaywalls, jetties, lifts, turning basins, machinery,
 268 fixtures, equipment, and all property whatsoever, real or
 269 personal, tangible or intangible, now or hereafter acquired or
 270 constructed by said district pursuant to law, or any facilities
 271 of any nature hereafter or at any time acquired or constructed
 272 pursuant to law by said district.

273 (10) "Port improvements" means additions, extensions, or
 274 improvements to the existing port facilities of the district of
 275 every type and kind now or hereafter authorized by law, or the
 276 acquisition or construction of any new port facilities of any
 277 type or kind now or hereafter authorized by law.

278 (11) "Port manager" means the person managing the
 279 operation of the Port Marine facilities as designated by the
 280 Port of Palm Beach District Board of Commissioners.

281 (12) "Project" means one or any combination of two or more
 282 of the following: harbor, port, shipping, and oceanographic
 283 facilities of all kinds, including, but not limited to, harbors,
 284 channels, turning basins, anchorage areas, jetties, breakwaters,

285 waterways, canals, locks, tidal basins, wharves, docks, piers,
286 slips, bulkheads, public landings, warehouses, terminals,
287 refrigerating and cold storage plants, railroads and motor
288 terminals for passengers or freight, rolling stock, car ferries,
289 boats, and conveyors and appliances of all kinds for the
290 handling of storage, inspection, and transportation of freight
291 and the handling of passenger traffic, administration buildings,
292 service buildings, tunnels, other than subaqueous highway
293 tunnels, and may include all property, real and personal,
294 structures, facilities, rights, easements, the franchises
295 relating to any such project deemed necessary or convenient for
296 the acquisition, construction, purchase, or operation thereof,
297 and any other project or facility defined or authorized pursuant
298 to chapter 315, Florida Statutes, or other general law.

299 (13) "Resolution" and "motion" shall be interchangeable,
300 and wherever an action is required by resolution, the same may
301 be made by motion, and if required by motion, the same may be
302 made by resolution.

303 (14) "Revenue bonds" means revenue bonds, certificates, or
304 other obligations payable from the gross or net revenues derived
305 from the port facilities of the district, as provided in the
306 resolution that authorized their issuance, and shall include
307 revenue bonds issued to finance port improvements, to refund
308 outstanding obligations, or for both of said purposes.

309 (15) "Terminal facilities" means all property owned or
 310 leased by the Port of Palm Beach District and is not restricted
 311 to the terminal facilities that are waterfront facilities.

312 ARTICLE VIII

313 GRANT OF POWERS TO BOARD OF COMMISSIONERS

314 Section 1. General powers.—The Port of Palm Beach
 315 District, by and through its board of commissioners, in addition
 316 to powers set forth elsewhere in this charter, shall have full
 317 and complete power and authority:

318 (1) GENERAL.—To act as the governing body for the
 319 development, operation, maintenance, management, and regulation
 320 of projects and facilities as herein defined located within the
 321 district, with full power to establish and determine such
 322 policies as may be deemed necessary in the opinion of the board
 323 of commissioners of said district for the operation and
 324 promotion of district projects.

325 (2) PROJECTS.—To construct, acquire, establish, improve,
 326 extend, enlarge, reconstruct, reequip, maintain, repair, and
 327 operate any project as herein defined. This charter does not
 328 authorize the construction of oil refineries, oil tank farms, or
 329 steel mills.

330 (3) ACQUISITION AND DISPOSITION OF PROPERTY.—To acquire by
 331 purchase, gift, devise, condemnation, lease, or otherwise, real
 332 or personal property, or any estate therein, or riparian rights,
 333 or easements therein, streets and roads, public parking lots or
 334 spaces, bridges and tunnel sites, public parks, playgrounds,

335 docks, seawalls, harbors, wharves, warehouses, and any other
 336 property, real, personal, or mixed, within the port district,
 337 and to sell at public or private sale, or lease to public or
 338 private entities, for public or private purposes, all or any
 339 portion of any property now or hereafter owned by the Port of
 340 Palm Beach District, including any such properties, port
 341 facilities, or projects, as extended, enlarged, or improved, on
 342 such terms and subject to such conditions as the board of
 343 commissioners shall determine to be in the best interest of the
 344 district.

345 (4) ACQUISITION OF HARBOR AND PORT FACILITIES.—To lay out,
 346 construct, condemn, purchase, own, acquire, add to, maintain,
 347 conduct, operate, build, equip, manage, replace, enlarge,
 348 improve, regulate, control, repair, and establish jetties,
 349 piers, quays, wharves, docks, warehouses, storehouses,
 350 breakwaters, bulkheads, public landings, slips, seawall, turning
 351 basins, harbors, ports, waterways, channels, moles, terminal
 352 facilities, canals, elevators, grain bins, cold storage plants,
 353 terminal icing plants, refrigerating plants, precooling plants,
 354 bunkers or oil tanks, pipelines, ferries, locks, tidal basins,
 355 tramways, cableways, railroads, anchorage areas, depots,
 356 conveyors, modern appliances for economic handling, storage, and
 357 transportation of freight and handling of passenger traffic, and
 358 all other harbor improvements and facilities that the board of
 359 commissioners may determine to be necessary for the port
 360 district, any project, or the operation of the port facilities

361 or in connection with the operation or improvement of the Port
362 of Palm Beach District; to perform all customary services,
363 including the handling, weighing, measuring, regulating,
364 controlling, inspecting, and reconditioning of all commodities
365 and cargo received or shipped through the facilities within the
366 port district under the jurisdiction of the Port of Palm Beach
367 District.

368 (5) ESTABLISHMENT OF TRADE ZONES.—To exercise complete and
369 exclusive control over the port and harbor facilities within the
370 port district and to apply to the proper public authorities of
371 the United States of America for the right to establish,
372 operate, and maintain foreign or domestic trade zones within or
373 without the boundaries of the port district and to operate and
374 maintain such foreign and domestic trade zones. Such foreign
375 trade zones shall comply with federal laws and regulations
376 applicable to trade zones and shall be located within the
377 corporate limits of Palm Beach County, and the trade zone, if
378 operating, shall maintain trade zone operations within the
379 boundaries of the port district. In the event a trade zone site
380 is established outside the boundaries of the port district, the
381 county government, or, if within an incorporated area, the local
382 municipal government, shall have approved the establishment of
383 the trade zone within its jurisdiction, and such trade zone site
384 shall be subject to such local government's applicable codes and
385 ordinances. In the event the Port of Palm Beach District Board
386 of Commissioners approves a grant of the right to operate any

387 portion of a foreign or domestic trade zone to a private owner-
388 operator, such grant shall be in writing and shall include the
389 obligation of the owner-operator to provide to and maintain with
390 the Port of Palm Beach District comprehensive general liability
391 insurance with minimum coverage amounts as determined by the
392 Port of Palm Beach District, and indemnity and hold harmless
393 agreements for any damages, claims, liabilities, losses, fines,
394 demands, and costs which may arise out of the owner-operator's
395 acts or omissions related to such foreign or domestic trade
396 zone.

397 (6) IMPROVEMENT OF WATER FACILITIES.—To improve all
398 navigable and nonnavigable waters situated within the port
399 district necessary to the operation, improvement, and
400 maintenance of the port and harbor facilities within the port
401 district; to apply for and obtain permission from the United
402 States of America to create, improve, regulate, and control all
403 water and natural or artificial waterways within the port
404 district necessary to the operation and maintenance of the
405 harbor and port facilities within said district; to construct
406 and maintain such inlets, slips, wharfs, piers, turning basins,
407 and channels; and to enact, adopt, and establish rules and
408 regulations for the complete and exclusive exercise of
409 jurisdiction and control over all of the waters and harbors
410 within the port district.

411 (7) ESTABLISHMENT OF RATES, TOLLS, AND CHARGES.—To fix and
412 determine uniform rates of wharfage, dockage, warehousing,

413 storage, port, and terminal charges upon all improvements and
414 harbor facilities located within the terminal facilities owned
415 or leased by the Port of Palm Beach District, and to fix and
416 determine the rates, tolls, and other charges for the use of
417 harbor improvements and harbor facilities located within the
418 port district insofar as it may be permissible for the port
419 district to do so under the State Constitution, federal law, and
420 the United States Constitution.

421 (8) ESTABLISHMENT AND CONTROL OF SCHEDULE OF CHARGES BY
422 STEVEDORING AND LONGSHOREMEN'S COMPANIES.-To provide a procedure
423 whereby the board of commissioners establishes rules and
424 regulations concerning the publication of a schedule of charges
425 made by all private stevedoring and longshoremen's companies
426 operating within the harbor and waterfront facilities or within
427 the terminal facilities in the port district; to provide
428 reasonable rules and regulations requiring stevedoring and
429 longshoremen's companies to publish charges made for services
430 furnished within the terminal facilities; and to provide rules
431 and regulations establishing a procedure whereby sufficient
432 notice shall be given to the board of commissioners of any
433 proposed changes in rates or charges made by stevedoring or
434 longshoremen's companies operating within the terminal
435 facilities for their services.

436 (9) FRANCHISES, LEASES, AND RIGHTS-OF-WAY.-To grant
437 franchises of all kinds for the use of port, terminal, and
438 harbor facilities or projects within the port district upon such

439 terms and conditions, and to grant leases and rights-of-way upon
 440 such terms and conditions, as the board of commissioners may by
 441 resolution determine.

442 (10) EXPENDITURE OF MONEYS.—To expend the money of the
 443 Port of Palm Beach District for any and all purposes as provided
 444 for in this charter and for any other lawful purpose.

445 (11) BORROWING OF MONEY.—To provide, by resolution adopted
 446 by a majority of the five members, for the borrowing of money
 447 and to issue notes for any purpose or purposes for which bonds
 448 or revenue certificates may be issued under this charter and to
 449 refund the same; to issue notes in anticipation of the receipt
 450 of the proceeds of the sale of any revenue certificates or
 451 bonds; to secure an advance of credit for any such purpose or
 452 purposes under a credit agreement or other agreement with any
 453 bank or trust company or any person, firm, or corporation within
 454 or without the state; and to secure any such borrowing, notes,
 455 or agreement by pledge of all or any part of the available
 456 income or revenues to be received by the district under this
 457 charter or by an agreement to exercise any of the powers
 458 conferred by this charter.

459 (12) TAXES AND ASSESSMENTS.—To raise annually by taxes and
 460 assessments in the port district such sums of money as the board
 461 of commissioners shall deem necessary for the purposes and needs
 462 of said district within the limitations as hereinafter provided.

463 (13) RAILROAD TRANSPORTATION FACILITIES.—To construct,
 464 purchase, sell, lease, maintain, operate, equip, replace,

465 enlarge, repair, condemn, own, and otherwise acquire, regulate,
466 and control a single or multiple track line or lines of railway,
467 and also yards, terminals, stations, warehouses, team, and other
468 tracks, switches, turnouts, and all buildings and appurtenances
469 deemed necessary and appropriate in connection therewith for the
470 receipt, transportation, housing, and delivery of passengers,
471 freight, mail, and express; to extend or connect with the lines
472 and facilities of any common carrier; to enter into such
473 contract, lease, or franchise with the Florida East Coast
474 Railway, and its respective successors and assigns, and any
475 other common carrier whatsoever as the board of commissioners
476 shall by resolution determine to be necessary for the
477 development and promotion of the shipping and transportation
478 facilities of said port district and the development and
479 promotion of the harbor, terminal facilities, and port
480 facilities within said port district; to acquire by grant,
481 purchase, gift, devise, condemnation, exchange, or in any other
482 manner all land, easements, and rights-of-way by resolution
483 deemed to be necessary by the district for such purpose; to
484 execute whatever documents and make such arrangements as may be
485 necessary in the opinion of the Interstate Commerce Commission
486 of the United States of America, so as to avoid submitting the
487 entire port district to the jurisdiction of said Interstate
488 Commerce Commission; and to perform and comply with all rules
489 and regulations promulgated by the Interstate Commerce
490 Commission or any other state or federal agency covering the

491 operation, maintenance, development, and ownership of the
 492 transportation facilities used in connection with the harbor and
 493 port facilities within the district.

494 (14) OPERATION OF RAILROAD TRANSPORTATION FACILITIES AS A
 495 SEPARATE DEPARTMENT.—To provide for the operation, maintenance,
 496 and regulation of railroad transportation facilities within the
 497 port district as a separate department of the port district,
 498 with the right to maintain separate records and accounting
 499 procedures for such department. The board of commissioners may
 500 by resolution authorize the creation of a separate department
 501 that shall have the authority, under the port district, to
 502 operate railroad transportation facilities within the district
 503 that are owned or leased by the district.

504 (15) REGULATION OF TRANSPORTATION.—To regulate the
 505 transportation of persons and property for hire over the
 506 streets, waterways, and property within the terminal facilities
 507 of the district and over property owned or leased by the
 508 district and to grant to any person, firm, or corporation
 509 franchises for the use of the streets, roads, or other property
 510 owned or leased by the district for the operation of any
 511 automobile, bus, ferry, water transportation system, public
 512 service or utility, taxicab, car for hire, "U-Drive-It" car, or
 513 other transportation facility, and any and all other business
 514 enterprises whatsoever, subject to the terms and restrictions of
 515 any resolution adopted by the Port of Palm Beach District Board
 516 of Commissioners in the manner provided therein.

517 (16) DEVELOPMENT OF PORT FACILITIES OR PROJECTS.—To guide,
 518 stimulate, and promote the coordinated, efficient, and
 519 beneficial development of facilities under the jurisdiction of
 520 the port district in accordance with present and future needs
 521 and requirements of the prosperity and welfare of the people
 522 served by the facilities of the port district, the Port of Palm
 523 Bench District Board of Commissioners shall have the power and
 524 authority to promote and encourage the development of business,
 525 agriculture, industry, commerce, and employment within the
 526 district; to establish, directly or indirectly, oceanographic
 527 facilities of all kinds, including, but not limited to, the
 528 encouragement of oceanographic research, development, commerce,
 529 and the encouragement of all businesses related to oceanographic
 530 purposes; to conduct a campaign of information, advertising, and
 531 publicity relating to the facilities under the jurisdiction of
 532 the district and to disseminate any and all such information; to
 533 encourage and cooperate (including the granting of port funds)
 534 with public and private organizations or groups in their efforts
 535 to publicize facilities under the jurisdiction of the port
 536 district; to plan and carry out programs designed to enlarge and
 537 improve trade within the state, with other states, and with
 538 foreign countries through the use and facilities under the
 539 jurisdiction of the district; and to advise, assist, and
 540 cooperate (including the granting of funds) with municipal,
 541 county, regional, and governmental planning and development
 542 agencies in preparing and putting into effect plans and programs

543 for economic development of areas which will benefit through or
 544 by the development of the facilities under the jurisdiction of
 545 the district or will encourage the development of the district
 546 and its facilities.

547 (17) APPOINTMENT OF HARBORMASTER AND OTHER NECESSARY
 548 PERSONS.—To appoint a harbormaster and all persons necessary to
 549 properly transact the shipping business in the Port of Palm
 550 Beach terminals and to fix their powers and duties and
 551 compensation. All such appointees shall serve at the pleasure of
 552 the Palm Beach District Board of Commissioners; provided,
 553 however, that in any event, their term of office shall terminate
 554 with the term of office of the board of commissioners so
 555 appointing them. This provision shall repeal chapter 313,
 556 Florida Statutes, insofar as said statute applies to the Port of
 557 Palm Beach District.

558 Section 2. Special powers.—The Port of Palm Beach District
 559 shall have the following specific powers in addition to the
 560 other powers hereinbefore or hereinafter conferred:

561 (1) PENSIONS, INSURANCE COVERAGE, AND STATE RETIREMENT.—To
 562 provide for life, hospitalization, medical, and surgical
 563 insurance, including disability insurance, for its employees,
 564 agents, and officers, not their immediate dependents, on a group
 565 insurance plan or plans approved by the board of commissioners;
 566 to pay all or such portions of the premium or premiums thereon
 567 as the board of commissioners, by resolution, may determine; and
 568 to assist each and every employee, agent, and officer to come

569 under the State of Florida Retirement System as provided by
570 Florida Statutes. The Commissioners of the Port of Palm Beach
571 District may participate in any insurance plan on the same basis
572 as any employee.

573 (2) TAX ANTICIPATION LOANS.—To borrow money from time to
574 time and to issue notes in anticipation of the taxes levied in
575 any year, not in excess of the amount of the tax levied in such
576 year by the board of commissioners, and to evidence the loan or
577 loans incurred in anticipation of the collection of taxes, the
578 board of commissioners is hereby authorized to issue negotiable
579 tax anticipation notes, with or without interest coupons, as
580 said board may determine, said note or notes to mature no later
581 than 1 year after the date thereof and to bear interest at a
582 rate not exceeding the legal limit as set by the state.

583 (3) ACQUISITION OF FACILITIES.—To acquire by purchase,
584 grant, gift, or lease or by the exercise of the right of eminent
585 domain and to hold and dispose of any property, real or
586 personal, tangible or intangible, or any right or interest in
587 any such property, for or in connection with any port facilities
588 or projects, whether or not subject to mortgage, lien, charge,
589 or other encumbrance. In exercising the power of eminent domain,
590 proceedings shall be instituted and conducted in the name of the
591 Port of Palm Beach District in exact accordance with the
592 procedure described by chapters 73 and 74, Florida Statutes.

593 (4) FILLING IN OF LANDS.—To add to or extend, or cause or
594 permit to be added to or extended, any existing land, including

595 submerged land, or islands, now or hereafter owned by the
596 district, bordering on or being in any waters within the
597 district, by the pumping of sand or earth from any land, under
598 or above water, or by any other means of construction, as a part
599 of or for the purpose of providing any project or facility, or
600 for the purpose of improving, creating, or extending any
601 property of the district, for the use of or disposal of the
602 district.

603 (5) CONSTRUCTION OF ISLANDS.—To construct, or cause or
604 permit to be constructed, any island or islands in any waters
605 within the district by the pumping of sand or earth from any
606 land above or under water or by any other means of construction
607 as a part of or for the purpose of providing any port project or
608 facility herein, including, but not limited to, the creation of
609 any recreational area to be maintained or supervised by the
610 district or to be turned over to any governing body, public or
611 private, as a public recreational area.

612 (6) ACCESS.—To construct or permit to be constructed any
613 bridge, tunnel, or causeway, or any combination thereof, to,
614 from, or between any project. If such be within the limits of
615 any municipality, the consent of the governing body of said
616 municipality must first be obtained.

617 (7) DREDGING.—To dredge or deepen harbors, channels, and
618 turning basins; to cooperate with the United States of America
619 or any agency thereof in the dredging or deepening of any
620 harbor, channel, or turning basin; to enter into contracts with

621 the United States of America or with any agency thereof
622 concerning any such dredging or deepening project; to pay such
623 amounts to the United States of America or any agency thereof,
624 as required by the terms of such contract, and in addition
625 thereto to likewise contract with any private person, firm, or
626 corporation in connection with any of the aforesaid dredging or
627 deepening; and to pay such amounts as shall be required by the
628 terms of any such contract entered into.

629 (8) EXTEND EXISTING PROJECT.—To fill in, extend, and
630 enlarge, or cause or permit to be filled in, extended, and
631 enlarged, any existing project; to demolish and remove any and
632 all structures thereon or constituting a part thereof; and
633 otherwise to prepare the same for sale or lease in order to
634 provide funds for financing projects under this charter.

635 (9) ACQUIRE EXISTING PROJECTS.—To acquire any existing
636 projects and to fill in, extend, enlarge, or improve the same,
637 or to cause or permit the same to be extended, enlarged, or
638 improved, for any public purpose or for sale or lease for the
639 purpose of providing funds for the acquisition by the port
640 district of any project or for the payment of bonds, notes, or
641 other obligations of the port district or in connection with any
642 project.

643 (10) SALE OR LEASE OF PROJECTS.—To sell at public or
644 private sale or lease for public or private purposes all or any
645 portion of any project now or hereafter owned by the port
646 district, including any such project as extended, enlarged, or

647 improved, and all or any portion of any property of the district
 648 created, extended, or enlarged under the authority of the
 649 district, deemed necessary, in the opinion of the board of
 650 commissioners of said district, on such terms and subject to
 651 such conditions as the board of commissioners shall determine to
 652 be in the best interests of the port district.

653 (11) CONTRACTS FOR PROJECTS OR FACILITIES.—To contract for
 654 the purchase by the port district of any port facilities or a
 655 port project, to be constructed, enlarged, extended, or improved
 656 by any public body, agency, or instrumentality or by any private
 657 person, firm, or corporation, and to provide for payment of the
 658 purchase price thereof in such manner as may be deemed by the
 659 governing body to be in the best interests of the port district,
 660 including, but without limitation, the sale or exchange of any
 661 property of the port district thereof or the issuance of bonds
 662 or other obligations of the port district.

663 (12) LOANS OR GRANTS.—To accept loans or grants of money,
 664 materials, or property at any time from the United States of
 665 America, the State of Florida, or any agency, instrumentality,
 666 or subdivision thereof, upon such terms and conditions as the
 667 United States of America, the State of Florida, or such agency,
 668 instrumentality, or subdivision thereof may impose.

669 (13) CONTROL.—To exercise jurisdiction, control, and
 670 supervision over any port project or port facilities now or
 671 hereafter acquired, owned, controlled, or constructed by the
 672 port district.

673 (14) RENTALS, RATES, AND FEES.—To operate and maintain,
 674 and to fix and collect rates, rentals, fees, and other charges,
 675 and to provide regulations and controls for any of the services
 676 and facilities provided by the port facilities or projects now
 677 or hereafter acquired, owned, or constructed by the port
 678 district, excluding state bar pilots.

679 (15) CONTRACT DEBTS.—To contract debts for the acquisition
 680 of any port facilities or port project, or for any other
 681 purposes of this charter, to borrow money, to make advances, and
 682 to issue bonds or other obligations to finance all or any part
 683 of such acquisition or acquisitions or construction or in the
 684 carrying out of any purposes of this charter.

685 (16) ADVANCES TO UNITED STATES OF AMERICA.—To make
 686 advances to the United States of America or any agency or
 687 instrumentality thereof in connection with any port project or
 688 port facilities, including, but not limited to, the dredging or
 689 deepening of any harbor, channel, or turning basin in connection
 690 with, or in order to serve, any port facility or any port
 691 project.

692 (17) SURVEY RIGHTS.—To enter on any lands, waters, or
 693 premises, within or without the port district, or within the
 694 corporate limits of any county, port district, port authority,
 695 or municipality, for the purpose of making surveys, soundings,
 696 and examinations with relation to any existing or proposed port
 697 facilities or port projects.

698 (18) CONTRACT WITH GOVERNMENTAL AGENCIES.—To contract with
 699 the United States of America or the State of Florida or any
 700 agency, instrumentality, or subdivision thereof, with any public
 701 body or political subdivision, or with any private person, firm,
 702 or corporation with reference to any one or more of the powers
 703 granted by this charter.

704 (19) CONTRACTS IN GENERAL.—To make and enter into all
 705 contracts and agreements and to do and perform all acts and
 706 deeds necessary and incidental to the performance of the duties
 707 of the board of commissioners and of the district, and of the
 708 exercise of its powers, as provided in this charter.

709 (20) JOINT ARRANGEMENTS.—To enter into joint arrangements
 710 with steamship lines, railroads, airlines, or other
 711 transportation lines, or any common carrier, if in the opinion
 712 of the board of commissioners it is advantageous for the
 713 district to do so.

714 (21) RATES AND CHARGES.—To fix the rates of wharfage,
 715 dockage, warehousing, storage, and port and terminal charges for
 716 the use of the port, port terminal, and harbor facilities
 717 located within said district and to fix and determine the rates,
 718 tolls, and other charges for the use of harbor facilities within
 719 said district over which the district has established
 720 jurisdiction insofar as it may do so under this charter, the
 721 State Constitution, federal law, and the United States
 722 Constitution.

723 (22) REGULATION OF WATER CRAFT.—To regulate the operation,
 724 docking, storing, and conduct of all water craft of any kind
 725 plying or using the waterways under the control of the district.

726 (23) PURPOSES.—To do all acts and things and to enter into
 727 all contracts and agreements necessary or convenient to carry
 728 out the purposes of this charter.

729 (24) PUBLICIZE, ADVERTISE, AND PROMOTE.—To publicize,
 730 advertise, and promote the activities and projects authorized by
 731 this charter, and to promote the projects of said district, in
 732 the manner set forth by resolution of the board of commissioners
 733 of said district; to make known to the users, potential users,
 734 and public in general the advantages, facilities, resources,
 735 products, attractions, and attributes of the activities and
 736 projects authorized by this charter; to further create a
 737 favorable climate of opinion concerning the activities and
 738 projects authorized and indicated by this charter; to cooperate,
 739 including the grant or expenditure of funds, to and with other
 740 agencies, both public and private, in accomplishing the purposes
 741 enumerated and indicated by this charter; and in furtherance
 742 thereof, to authorize reasonable expenditures by supporting
 743 voucher to be filed for audit for the purposes herein
 744 enumerated, including, but not limited to, meals, hospitality,
 745 and entertainment of persons in the interest of promoting and
 746 engendering good will towards the activities and projects herein
 747 authorized.

748 (25) OTHER APPROVAL UNNECESSARY.—Except as provided in
 749 this charter, the approval or consent of any other political
 750 subdivision or public body, agency, or instrumentality of the
 751 State of Florida, except the Board of Trustees of the Internal
 752 Improvement Trust Fund, shall not be required for the approval,
 753 grant, or exercise of any of the powers, both general and
 754 special, granted by this charter. The State of Florida hereby
 755 consents to the exercise of any and all powers granted by this
 756 charter without further authorization or approval thereof by any
 757 of its agencies or instrumentalities, except as may be required
 758 from the Board of Trustees of the Internal Improvement Trust
 759 Fund as to the use of any state lands lying under water and
 760 which are necessary for the accomplishment of the purposes of
 761 this charter. The district may consent to plan review and
 762 inspection by the City of Riviera Beach of port facilities
 763 specified by this charter and s. 315.03, Florida Statutes.
 764 Alternatively, the district may in its discretion use the
 765 procedures for review and inspections of port facilities
 766 specified by s. 553.791, Florida Statutes. If the district used
 767 section 553.791, Florida Statutes, no facility plan review or
 768 inspection fee shall be due to the city.

769 (26) ADVERTISING.—To advertise the Port of Palm Beach
 770 District and its facilities or projects therein in such manner
 771 as the board of commissioners deems advisable and to negotiate
 772 and contract with shipping companies and such other private
 773 firms, persons, and institutions as the board of commissioners

774 may deem necessary for the development of the Port of Palm Beach
 775 District and the extension of commerce through it. All expenses
 776 incurred in exercise of the powers conferred by this subsection
 777 shall be approved by the board of commissioners and shall be
 778 reimbursed or paid out of the operating fund of the district.

779 ARTICLE IX

780 GENERAL OBLIGATION BONDS

781 Section 1. Authorization to issue.—The Port of Palm Beach
 782 District, by and through its board of commissioners, shall have
 783 the power, and is hereby authorized, to issue general obligation
 784 bonds to finance the cost or part of the cost of the
 785 construction, acquisition, reconstruction, extension, repair, or
 786 improvement of any works, projects, properties, improvements, or
 787 other purposes, except for the payment of current expenses,
 788 which the district is authorized by this charter or any other
 789 law to construct, acquire, or undertake.

790 Section 2. Restrictions on issuance.—Said bonds may be in
 791 such form and denomination, and bear such rate of interest,
 792 authorized pursuant to s. 215.84, Florida Statutes, and becoming
 793 due at such time, but not exceeding 40 years from the date of
 794 issuance, and upon such conditions as may be determined by the
 795 board of commissioners of said district; further, the amount
 796 thereof shall not exceed, in the aggregate, 15 percent of the
 797 assessed valuation of the taxable property of the district, as
 798 certified by the tax assessor of Palm Beach County at the time
 799 of issue.

800 Section 3. Vote of qualified electors.—All general
801 obligation bonds issued by the district, except refunding bonds,
802 which excludes revenue bonds or certificates and time warrants,
803 shall be issued only after the same have been approved by the
804 qualified electors residing in said district as provided for in
805 the State Constitution.

806 Section 4. State law.—As far as practicable, and where not
807 inconsistent with this charter, the procedure provided in
808 chapter 100, Florida Statutes, shall govern.

809 Section 5. Advertisement.—In the event an election of the
810 qualified electors is to be held, the Port of Palm Beach
811 District Board of Commissioners shall by resolution order such
812 election to be held in the port district and shall give 30 days'
813 notice of said election by publication in a newspaper or
814 newspapers published in general circulation in said port
815 district once a week for 4 consecutive weeks during such period,
816 and no other advertisement shall be required; however, the board
817 of commissioners may, at their option, provide for additional
818 advertisements of said election.

819 Section 6. Use of Palm Beach County registration system.—
820 In determining the persons who are qualified registered electors
821 within the port district, the registration system of Palm Beach
822 County shall be used, and the supervisor of elections in and for
823 Palm Beach County shall conduct the necessary election on behalf
824 of the Port of Palm Beach District.

825 Section 7. Form and content of bonds.—All bonds issued
826 under this charter shall bear interest as provided hereinabove,
827 payable annually or semiannually, and both principal and
828 interest shall be payable at such place or places as the board
829 of commissioners of the district may determine. The form of such
830 bonds shall be fixed by resolution of the board of
831 commissioners, and said bonds shall be signed by the manual or
832 facsimile signature of the chairperson or vice chairperson, its
833 corporate seal to be affixed thereto, or reproduced or imprinted
834 thereon, attested by the manual or facsimile signature of the
835 secretary-treasurer of said district; however, one of said
836 officers shall manually apply his or her signature. Coupons
837 attached to said bonds shall be executed by the facsimile
838 signatures of said officers. The delivery at any subsequent date
839 of any bond and coupon so executed shall be valid, although
840 before the date of delivery the person or persons signing the
841 bonds or coupons shall cease to hold office.

842 Section 8. Registered or coupon bonds.—Bonds issued
843 hereunder may be either registered or coupon bonds. A coupon
844 bond may be registered as to principal to the holders' name on
845 the books of the secretary-treasurer of the board of
846 commissioners, with the registration being noted upon the bond,
847 after which no transfers shall be valid unless made on said
848 books of the district by the registered owner or by his or her
849 duly authorized agent or representative and similarly noted on
850 the bond. Bonds registered as to the principal may be discharged

851 from registration by being transferred to the bearer, after
852 which they shall be transferable by delivery, but may again be
853 registered as to principal as before. The registration of the
854 bonds as to principal shall not restrain the negotiability of
855 the coupons by delivery only.

856 Section 9. More than one improvement included.—In issuing
857 bonds under this charter, it shall be lawful for the board of
858 commissioners to include more than one improvement or purpose in
859 any bond issue.

860 Section 10. Advertising for bids.—All general obligation
861 bonds issued under this charter shall be advertised for sale on
862 sealed bids, which advertisement shall be published at least
863 once, not less than 14 days before the date fixed for the
864 reception of bids, in a newspaper of general circulation
865 published in the port district. The board of commissioners may
866 reject any and all bids. If the general obligation bonds are not
867 sold pursuant to such advertisements, they may be sold by the
868 board of commissioners at private sale within 60 days after the
869 date advertised for the reception of scaled bids, but no such
870 private sale shall be made at a price less than the most
871 favorable bid received at said public bidding. If not sold
872 within 60 days, general obligation bonds shall be readvertised
873 in the manner herein prescribed if the board of commissioners
874 deems it advisable to continue to attempt to sell said bonds. A
875 general obligation bond issued hereunder may not be sold for
876 less than 95 percent of the par value and accrued interest.

877 Section 11. Refunding bonds.—The board of commissioners
878 shall have the power to provide by resolution for the issuance
879 of refunding bonds to refund the principal and interest of an
880 existing bond indebtedness, for the payment of which the credit
881 of the Port of Palm Beach District is pledged, and such bonds
882 may be issued at or before maturity of the bonds to be refunded.
883 It is determined and declared as a matter of legislative intent
884 that no election to authorize the issuance of refunding bonds
885 shall be necessary except in cases where an election may be
886 required by the State Constitution. In all cases where it is not
887 necessary under the State Constitution to hold an election on
888 the issuance of such refunding bonds, such resolution shall take
889 effect immediately upon the adoption thereof. No other
890 proceedings or procedures of any character whatever shall be
891 required for the issuance of such bonds by the port district.

892 Section 12. Terms of refunding bonds.—The resolution of
893 the board of commissioners authorizing the issuance of the
894 refunding bonds may provide that the refunding bonds may be
895 issued in one or more series as the board of commissioners may
896 determine; may mature at such time as the board of commissioners
897 may determine, not to exceed 40 years after their respective
898 dates; may bear interest at such rates, not exceeding the
899 maximum rate of interest borne by the notes, bonds, or other
900 obligations refinanced thereby; may be in such denominations as
901 desired; may be in such form, either coupon or registered as
902 desired; may carry such registration and conversion privileges

903 as desired; may be executed in such manner and may be payable in
904 such medium of payment, at such place, as desired; may be
905 subject to such terms of redemption, with or without a premium;
906 may provide for the replacement of mutilated, destroyed, stolen,
907 or lost bonds; may be authenticated in such manner and upon
908 compliance with such conditions as desired; and may contain such
909 other terms and covenants as may be desired. Notwithstanding the
910 form or tenor thereof, and in the absence of an express recital
911 on the face thereof that the bond is not negotiable, all
912 refunding bonds shall at all times be, and shall be treated as,
913 negotiable instruments for all purposes.

914 Section 13. Validity of refunding bonds.—Refunding bonds
915 bearing the signatures of officers of the Port of Palm Beach
916 District in office on the date of the signing thereof shall be
917 valid and binding obligations of the port district for all
918 purposes, notwithstanding that before the delivery thereof, any
919 or all of the persons whose signatures appear thereon shall have
920 ceased to be officers of the port district. A resolution
921 authorizing refunding bonds may provide that any such refunding
922 bond shall be conclusively deemed to be valid and to have been
923 issued in conformity with this charter. The authority of the
924 Port of Palm Beach District to issue obligations under this
925 charter may be determined, and obligations to be issued under
926 this charter may be validated, all as provided by law.

927 Section 14. Sale or exchange of refunding bonds.—Refunding
928 bonds may be sold or exchanged as follows:

929 (1) In installments at different time or times, or an
930 entire issue or series may be sold or exchanged at one time. Any
931 issue or series of refunding bonds may be exchanged in part or
932 sold in part in installments at different times or at one time.
933 The refunding bonds may be sold or exchanged at any time on,
934 before, or after the maturity of any of the outstanding notes,
935 bonds, certificates, or other obligations to be refinanced
936 thereby.

937 (2) If the board of commissioners determines to exchange
938 any refunding bonds, such refunding bonds may be exchanged
939 privately for and in payment and discharge of any of the
940 outstanding notes, bonds, or other obligations of the Port of
941 Palm Beach District. The refunding bonds may be exchanged for a
942 like or greater principal amount of such notes, bonds, or other
943 obligations of the port district, except that the principal
944 amount of the refunding bonds may exceed the principal amount of
945 such outstanding notes, bonds, or other obligations to the
946 extent necessary or advisable, in the discretion of the board of
947 commissioners, to fund interest in arrears or about to become
948 due. The holder of such outstanding notes, bonds, or other
949 obligations need not pay accrued interest on the refunding bonds
950 to be delivered in exchange therefor if and to the extent that
951 interest is due or accrued and unpaid on such outstanding notes,
952 bonds, or other obligations to be surrendered.

953 (3) If the board of commissioners determines to sell any
954 refunding bonds, such refunding bonds shall be sold at not less

955 than 95 percent of the par at either private or public sale, in
956 such manner and upon such terms as the board of commissioners
957 shall deem best for the interest of the Port of Palm Beach
958 District.

959 Section 15. Expenses to be included in cost.—The cost of
960 any works, projects, properties, improvements, or other purposes
961 financed by the issuance of either general obligation bonds or
962 refunding bonds under this article shall include, but is not
963 limited to, construction costs, engineering, fiscal or financial
964 and legal expenses, surveys, plans and specifications, interest
965 during construction or acquisition and for 1 year thereafter,
966 initial reserve funds, discount, if any, on the sale or exchange
967 of bonds, acquisition of real or personal property, and such
968 other costs as are necessary and incidental to the construction
969 or acquisition of such works, projects, properties,
970 improvements, or other purposes and the financing thereof. The
971 district shall have the power to retain and enter into
972 agreements with engineers, fiscal agents, financial advisors,
973 attorneys, architects, or other consultants or advisors for the
974 planning, supervision, and financing of such works, projects,
975 properties, improvements, or other purposes upon such terms and
976 conditions as shall be deemed advisable to the board of
977 commissioners.

978 Section 16. Passage of resolutions.—Any resolution
979 required to be passed under this article may be adopted at a
980 regular or a special meeting, and at the same meeting in which

981 it is introduced, by a majority of all of the members of the
 982 board of commissioners then in office.

983 ARTICLE X

984 REVENUE BONDS OR CERTIFICATES

985 Section 1. How issued.—The Board of Commissioners of the
 986 Port of Palm Beach District shall have the full power to provide
 987 by resolution for the issuance or sale of revenue bonds or
 988 revenue certificates to provide money for any of the purposes
 989 for which the Port of Palm Beach District has the power and
 990 authority to expend the money, including the power to refund any
 991 and all previous issues of bonds, and for any other lawful
 992 purposes of the Port of Palm Beach District, and to provide that
 993 such revenue bonds or revenue certificates and interest thereon
 994 shall be payable as hereinafter provided.

995 Section 2. Refunding revenue bonds.—In addition to the
 996 revenue bonds provided for in section 1, said district shall
 997 also have power and is authorized to issue its revenue bonds for
 998 the purpose of refunding at any time any outstanding obligations
 999 of said district and shall further have power in the event such
 1000 outstanding obligations have not reached maturity or are not yet
 1001 subject to call for prior redemption to issue and sell its
 1002 revenue bonds to:

1003 (1) Refund such outstanding obligations at their maturity
 1004 or the first date upon which such outstanding obligations are
 1005 callable before the stated dates of maturity thereof and deposit
 1006 a sufficient amount of the proceeds of such revenue bonds

1007 irrevocably in escrow for the payment at maturity or redemption
 1008 on the first call date of such outstanding obligations of all
 1009 principal of or interest on such outstanding obligations; and
 1010 (2) To pay all expenses incurred in the issuance thereof.

1011
 1012 Pending the date upon which such outstanding obligations mature
 1013 or are first callable before maturity, the district may invest
 1014 the moneys so deposited in escrow for the payment of the
 1015 principal of and interest on said outstanding obligations only
 1016 in direct obligations of the United States of America maturing
 1017 not later than the date or dates upon which such moneys so
 1018 deposited in escrow shall be needed for the payment of maturing
 1019 principal or interest, or the redemption on the first call date,
 1020 of such outstanding obligations. Said revenue bonds issued to
 1021 refund such outstanding obligations may be issued in such
 1022 principal amount as shall be necessary, at the price received at
 1023 the sale of such revenue bonds, to pay the principal of and
 1024 interest, and redemption premiums, if any, on such outstanding
 1025 obligations to the date of maturity of such outstanding
 1026 obligations, or to the date on which such outstanding
 1027 obligations shall be callable before maturity, and to pay all
 1028 expenses incurred in the issuance thereof.

1029 Section 3. Payment provisions for revenue bonds.—The
 1030 revenue bonds issued pursuant to this charter shall be payable
 1031 from the revenues derived from the port facilities of the
 1032 district, and the full faith and credit of said district shall

1033 not be pledged for such revenue bonds. A holder of revenue bonds
 1034 does not have the right to require ad valorem taxes on real
 1035 estate to be levied for the payment of the principal of or
 1036 interest on such revenue bonds, and such revenue bonds are not
 1037 an indebtedness of said district within the meaning of any
 1038 constitutional charter or statutory limitation or for any
 1039 purpose. A referendum or election is not required for the
 1040 issuance of such revenue bonds unless such a referendum or
 1041 election is required by the State Constitution.

1042 Section 4. Partial pledging of revenues.—In providing for
 1043 the payment of revenue certificates or revenue bonds issued
 1044 pursuant to this charter, the board of commissioners may, by
 1045 resolution, limit the revenues pledged for the payment thereof
 1046 to a specific project or projects so that not all of the
 1047 revenues of the district at that time or in the future are
 1048 encumbered or, in the alternative, may specifically omit the
 1049 pledging of certain revenues or potential revenues.

1050 Section 5. Approval, interest, and term.—Such revenue
 1051 bonds or such revenue refunding bonds, as the case may be, may
 1052 be authorized to be issued under this charter to provide funds
 1053 for the purpose or purposes prescribed in this article, by
 1054 resolution or resolutions of the board of commissioners, and
 1055 shall take effect immediately upon adoption. It is further
 1056 provided that notice of intention to pass such resolution shall
 1057 be published once in a newspaper of general circulation within
 1058 the district at least 14 days before the meeting at which such

1059 resolution is adopted. Said revenue bonds shall bear interest at
1060 such rate or rates authorized pursuant to s. 215.84, Florida
1061 Statutes, payable semiannually, may be in one or more series,
1062 may bear such date or dates, may mature at such time or times
1063 not exceeding 40 years after their respective dates, may be
1064 payable in such medium of payment, at such place or places
1065 within or without the state, may carry such registration
1066 privileges, may lie subject to such terms of redemption, with or
1067 without premium, may be executed in such manner, may contain
1068 such terms, covenants, or conditions, and may be in such form,
1069 either coupon or registered, as such resolutions or subsequent
1070 resolutions may provide. Said revenue bonds may be sold, all at
1071 one time or in blocks from time to time, at public or private
1072 sale, or, if issued to refund outstanding obligations to be
1073 refunded thereby, in such manner as the governing body shall
1074 determine by resolution, at such price or prices, computed
1075 according to standard tables of bond values, as will yield to
1076 the purchasers or the holders of the outstanding obligations
1077 surrendered in exchange therefor income at a rate authorized
1078 pursuant to s. 215.84, Florida Statutes, per annum to the
1079 maturity dates of the revenue bonds so sold or exchanged on the
1080 money paid or the principal amount of outstanding obligations
1081 surrendered therefor to the district. Pending the preparation of
1082 the definitive revenue bonds, interim certificates or receipts
1083 or temporary revenue bonds in such form and with such provisions
1084 as the governing body may determine may be issued to the

1085 purchaser or purchasers of revenue bonds issued pursuant to this
 1086 charter. Said revenue bonds, and such interim certificates or
 1087 receipts or temporary revenue bonds, shall be and constitute
 1088 negotiable instruments within the meaning of and for all
 1089 purposes of the law merchant and the Uniform Commercial Code-
 1090 Investment Securities Law of the state. Revenue bonds issued
 1091 pursuant to this charter may also be delivered to the contractor
 1092 or contractors constructing any port improvements in the
 1093 district to be financed by the issuance of such revenue bonds in
 1094 payment for such construction.

1095 Section 6. Covenants in resolutions.-Any resolution
 1096 authorizing the issuance of revenue bonds under this charter may
 1097 contain covenants as to:

1098 (1) The purpose or purposes to which the proceeds of sale
 1099 of said revenue bonds may be applied and the securing, use, and
 1100 disposition thereof, including, if deemed desirable, the
 1101 appointment of a trustee or depositary for such funds.

1102 (2) The use and disposition of the gross revenues derived
 1103 from the port facilities, including the parts thereof heretofore
 1104 or hereafter constructed or acquired, and the creation and
 1105 maintenance of reserve funds, and including, if deemed
 1106 desirable, the appointment of a trustee or depositary for such
 1107 funds.

1108 (3) The pledging of all or any part of the gross revenues
 1109 derived from the port facilities, including any part thereof
 1110 heretofore or hereafter constructed or acquired, or derived from

1111 any sources, to the payment of the principal of and interest on
 1112 revenue bonds issued pursuant to this charter, and for such
 1113 reserve and other funds as may be deemed necessary or desirable.

1114 (4) The fixing, establishing, and collecting of such fees,
 1115 rates, rentals, or other charges for the use of the port
 1116 facilities of the district, including the parts thereof
 1117 heretofore or hereafter constructed or acquired, and the
 1118 revision of same from time to time, as will always provide
 1119 revenues at least sufficient to pay all of the principal of and
 1120 interest on such revenue bonds or any other obligations payable
 1121 from the revenues of such port facilities, including reserves
 1122 therefor, and the expenses of operation, maintenance, and repair
 1123 of such port facilities, to the full extent the same are not
 1124 paid from other legally available funds, or any other payments
 1125 required by the terms of the resolution or resolutions
 1126 authorizing the issuance of such revenue bonds.

1127 (5) Limitations or restrictions upon the issuance of
 1128 additional revenue bonds or other obligations payable from the
 1129 revenues of such port facilities and the rights and remedies of
 1130 the holders of such additional revenue bonds issued thereafter.

1131 (6) The appointment of a trustee or trustees to apply and
 1132 hold any revenues derived from such port facilities.

1133 (7) The appointment of a trustee or trustees to act for
 1134 and in behalf of bondholders, the manner and terms of such
 1135 appointment, and the powers of such trustee or trustees.

1136 (8) Budgets for the annual operation, maintenance, and
1137 repair of such port facilities, restrictions and limitations
1138 upon expenditures for such purposes, and the manner of adoption,
1139 modification, repeal, or amendment thereof.

1140 (9) The amounts of insurance to be maintained upon such
1141 port facilities, or any part thereof, and the use and
1142 disposition of the proceeds of any such insurance.

1143 (10) The keeping of books of account relating to such port
1144 facilities and the audit and inspection thereof.

1145 (11) Limitations and restrictions on the right of the
1146 district to sell, mortgage, dispose of, or otherwise encumber
1147 such port facilities or any part thereof.

1148 (12) Such other additional covenants as shall be deemed
1149 necessary and desirable by the governing body of the district
1150 for the security of the holders of revenue bonds issued pursuant
1151 to this charter.

1152
1153 All such covenants and agreements shall constitute valid and
1154 legally binding contracts between the district and the holders
1155 of any revenue bonds issued pursuant to this charter, and such
1156 resolutions, regardless of the time of issuance and subject to
1157 any limitations contained in such resolutions, shall be
1158 enforceable by any holder or holders of such revenue bonds
1159 acting either for himself or herself or themselves alone or
1160 acting in behalf of all other holders of such revenue bonds by
1161 appropriate proceedings in any court of competent jurisdiction.

1162 Section 7. Validity of revenue bonds and coupons.—Any
 1163 revenue bonds issued pursuant to this charter bearing the
 1164 signatures of any officer or officers in office on the date of
 1165 the signing thereof shall be valid and legally binding
 1166 obligations, notwithstanding that before the delivery thereof
 1167 and payment therefor any or all of the persons whose signatures
 1168 appear thereon, or on any coupons pertaining thereto, shall have
 1169 ceased to be officers of the district. The validity of said
 1170 revenue bonds, or any of the coupons appertaining thereto, shall
 1171 not be dependent on, nor affected by, the validity or regularity
 1172 of any proceedings relating to the construction or acquisition
 1173 of such port improvements for which said revenue bonds are
 1174 issued or the validity or regularity of any proceedings relating
 1175 to the establishment and collection of fees, rates, rentals, or
 1176 other charges for the use of the port facilities of said
 1177 district.

1178 Section 8. Lien of revenue bonds.—All revenue bonds issued
 1179 pursuant to this charter shall have a lien upon the revenues
 1180 derived from said port facilities to the extent and in the
 1181 manner provided in the resolution authorizing the issuance of
 1182 such revenue bonds, which lien shall be prior and paramount to
 1183 any other lien or obligation of any nature against said revenues
 1184 subsequently arising or subsequently incurred, except as may be
 1185 provided in the resolution or resolutions authorizing such
 1186 revenue bonds. The rank and priority of different issues of
 1187 revenue bonds issued pursuant to this charter shall be provided

1188 in the resolution or resolutions authorizing such revenue bonds;
 1189 however, nothing herein shall be construed to impair in any
 1190 manner any of the rights of the holders of any outstanding
 1191 obligations heretofore issued by the district and not
 1192 outstanding, and the rights of the holders of revenue bonds
 1193 pursuant to this charter shall be subject to any of the valid
 1194 and legal rights of the holders of such outstanding obligations.

1195 Section 9. Duty to fix and collect charges.—The governing
 1196 body of the district shall prescribe and collect fees, rates,
 1197 rentals, or other charges for the port facilities of said
 1198 district and shall revise such rates, fees, rentals, or other
 1199 charges from time to time whenever necessary, and it shall be
 1200 the mandatory duty of the district at all times to fix,
 1201 establish, and maintain such fees, rates, rentals, or other
 1202 charges as will produce sufficient revenues to pay when due the
 1203 principal of and interest on all revenue bonds or other
 1204 obligations for the payment of which such revenues are or shall
 1205 have been pledged or encumbered, including reserves therefor,
 1206 and to provide for any other funds that may be required pursuant
 1207 to the resolution authorizing the issuance of such revenue
 1208 bonds, and to provide for all expenses of operation and
 1209 maintenance of such port facilities, to the full extent that
 1210 such cost of operation and maintenance is not paid from other
 1211 legally available funds.

1212 Section 10. Default provisions.—The resolution authorizing
 1213 the issuance of such revenue bonds may provide that in the event

1214 of a default in the payment of the principal of or interest on
1215 the revenue bonds issued pursuant to this charter, or in the
1216 performance by the district of any duties imposed upon the
1217 district by this charter, or by any covenants or agreements
1218 theretofore entered into between the district and the holders of
1219 such revenue bonds, any holder or holders of such revenue bonds
1220 (unless the resolution authorizing the issuance of such revenue
1221 bonds shall limit the right of the appointment of a receiver to
1222 a specified number of the percentage of bondholders), acting for
1223 himself or herself or themselves alone, or also acting for all
1224 other holders of such revenue bonds, shall be entitled as of
1225 right to the appointment of a receiver of the port facilities,
1226 including all parts thereof heretofore or hereafter constructed
1227 or acquired, by any court of competent jurisdiction of the
1228 state. Jurisdiction shall be that prescribed by general law in
1229 any action or proceeding for the appointment of such receiver,
1230 and such receiver is authorized and empowered in the event of
1231 such default or defaults to take over, operate, manage, and
1232 control such port facilities and to collect the revenues derived
1233 from the use of such port facilities to the same extent and in
1234 the same manner as the district is authorized to do. Such
1235 receiver shall so operate, manage, and control such port
1236 facilities only under the supervision and direction of the
1237 appropriate circuit court, and such operation, management, and
1238 control shall be in the name of the district. Notwithstanding
1239 any provision of any other law to the contrary, such port

1240 facilities shall be deemed to be in the district's control and
 1241 management through such court and its duly appointed receiver
 1242 for the joint protection of the district and such bondholders.

1243 Section 11. Exemption of property and revenues from
 1244 taxation.—All property of and all revenues derived from such
 1245 port facilities, including such parts thereof heretofore or
 1246 hereafter constructed or acquired, shall be exempt from all
 1247 taxation by the state or by any county, municipality, or other
 1248 political subdivision thereof.

1249 Section 12. Power to contract.—The district shall have
 1250 power to contract with any person, any private or public
 1251 corporation, the state, or any agency, instrumentality, county,
 1252 municipality, or political subdivision thereof, or any agency,
 1253 instrumentality, or corporation of or created by the United
 1254 States of America, with respect to such port facilities or any
 1255 port improvements or any parts thereof and shall also have power
 1256 to accept and receive grants or loans from the same and in
 1257 connection with any such contract, grant, or loan. The district
 1258 may to stipulate and agree to such covenants, terms, and
 1259 conditions as the governing body of the district shall deem
 1260 appropriate.

1261 Section 13. Waiver of other control.—The fees, rates,
 1262 rentals, or other charges for the port facilities of said
 1263 district, when constructed, acquired, or improved as provided in
 1264 this charter, shall not be subject to supervision, regulation,

1265 or control of any bureau, board, commission, or other like
1266 instrumentality of the state.

1267 Section 14. Covenants of the state.—The state covenants
1268 with the holders of any revenue bonds issued pursuant to this
1269 charter and coupons appertaining thereto that it will not in any
1270 manner limit or alter the powers and obligations vested by this
1271 charter in the district to establish and collect, in the manner
1272 provided in this charter, fees, rates, rentals, or other charges
1273 for the port facilities of the district, and to revise the same
1274 from time to time whenever necessary, which will always be
1275 sufficient to comply with and fully perform the terms of all the
1276 covenants and agreements made by the district with the holders
1277 of such revenue bonds until all principal of and interest on
1278 said revenue bonds and all the costs and expenses in connection
1279 with any action or proceedings by and on behalf of the holders
1280 of such revenue bonds are fully paid and discharged, or adequate
1281 provisions made for the payment or discharge thereof.

1282 Section 15. Covenants of district.—The board of
1283 commissioners covenants and agrees with any holder or holders of
1284 said revenue certificates or revenue bonds that the governing
1285 body of said district will cause, to the best of its judgment,
1286 the facilities of the district to be made known to all potential
1287 shippers and users of said district by the active promotion or
1288 advertising of the facilities of the district so as to attempt
1289 to increase the potential revenues to be derived by the
1290 district.

1291 Section 16. Waiver of limitations in any other law.—Any
1292 and all port improvements authorized herein may be constructed,
1293 acquired, or improved and revenue bonds or certificates issued
1294 pursuant to this charter without regard to, or necessity for,
1295 compliance with the limitations or restrictions contained in any
1296 other law, general, special, or local. Further, the district is
1297 specifically authorized to use s. 553.791, Florida Statutes, for
1298 project or facility plan review and inspection and shall not be
1299 subject to any local government plan review or inspection fees.

1300 Section 17. Power to issue.—The district, by and through
1301 its board of commissioners, shall have the power and authority
1302 to issue revenue certificates and refunding revenue certificates
1303 to finance the cost or part of the cost of the construction,
1304 acquisition, reconstruction, extension, repair, or improvement
1305 of any works, projects, properties, improvements, or other
1306 purposes, including any lawful purpose, which the district is
1307 authorized by this charter or any other law to construct,
1308 acquire, or undertake.

1309 Section 18. Expenses to be included in cost.—The cost of
1310 any works, projects, properties, improvements, or other purposes
1311 financed by the issuance of either revenue certificates or
1312 refunding revenue certificates under this article shall include,
1313 but is not limited to, construction costs, engineering, fiscal
1314 or financial and legal expenses, surveys, plans, and
1315 specifications, interest during construction or acquisition and
1316 for 1 year thereafter, initial reserve funds, discount, if any,

1317 on the sale or exchange of certificates, acquisition of real or
 1318 personal property, and such other costs as are necessary and
 1319 incidental to the construction or acquisition of such works,
 1320 projects, properties, improvements, or other purposes and the
 1321 financing thereof. The district shall have the power to retain
 1322 and enter into agreements with engineers, fiscal agents,
 1323 financial advisors, attorneys, architects, or other consultants
 1324 or advisors for the planning, supervision, and financing of such
 1325 works, projects, properties, improvements, or other purposes
 1326 upon such terms and conditions as shall be deemed advisable to
 1327 the board of commissioners of said district.

1328 Section 19. Passage of resolutions.-Any resolution
 1329 required to be passed under this article may be adopted at a
 1330 regular or a special meeting, and at the same meeting in which
 1331 it is introduced, by a majority of all of the members of the
 1332 Port of Palm Beach District Board of Commissioners then in
 1333 office.

1334 ARTICLE XI

1335 AD VALOREM TAXES

1336 Annual levy.-The board is hereby authorized and empowered
 1337 to levy upon all the real and personal taxable property of said
 1338 district a special tax sufficient in amount to pay the interest
 1339 becoming due and payable annually upon any bonds issued or to be
 1340 issued, or money borrowed or to be borrowed, by the said
 1341 district, for which the full faith and credit of the district is
 1342 pledged, and also to create a sinking fund for the payment of

1343 principal thereof at maturity, and in addition, a special tax
1344 not exceeding 2 mills on the dollar of the assessed valuation of
1345 taxable property in the district to pay the costs of operation,
1346 maintenance, and other purposes of the district authorized and
1347 prescribed by this charter. Said levy shall be made each year
1348 not later than July 1 of each year by resolution of said board
1349 of a majority thereof duly entered at large upon its minutes.
1350 Certified copies of such resolution executed in the name of said
1351 board by its chairperson and secretary under its corporate seal
1352 shall be made and delivered to the Board of County Commissioners
1353 of Palm Beach County, and to the comptroller of the state, not
1354 later than July 15 of each and every year thereafter. It shall
1355 be the duty of the commissioners of Palm Beach County to order
1356 the assessor of said county to assess and the collector of said
1357 county to collect the amount of taxes so assessed by the board
1358 of commissioners of the district upon all the taxable real and
1359 personal property in the district at the rate of taxation
1360 adopted by the said board for the said year and included in said
1361 resolution, and said levy shall be included in the warrant of
1362 the tax assessor and attached to the assessment roll of taxes
1363 for said county each year. The tax collector shall collect such
1364 taxes so levied by said board in the same manner as other taxes
1365 are collected, except as otherwise provided in this charter, and
1366 shall pay the same to the treasurer of said board on or before
1367 the 1st and 15th of each month. The said tax assessor and the
1368 said tax collector shall be paid for such services by the board

1369 of commissioners of the district such commissions as shall be
 1370 prescribed by the laws of the state. It shall be the duty of
 1371 said comptroller to assess and levy upon all the railroad lines,
 1372 railroad property, telegraph lines, and telegraphs situated in
 1373 said district the amount of each such levy as in case of other
 1374 state and county taxes, and collect said taxes thereon in the
 1375 same manner as is required by law to assess and collect taxes
 1376 for state and county purposes, and to remit the same to the
 1377 treasurer of said board. All such taxes shall be held by said
 1378 treasurer for the credit of said board and paid out by him or
 1379 her as provided herein.

1380 ARTICLE XII

1381 EMPLOYMENT OF PORT MANAGER, EMPLOYEES, AND CONSULTANTS

1382 Section 1. Port manager and employees.—The board of
 1383 commissioners shall have the authority to employ a port manager
 1384 and to prescribe his or her duties and compensation; however,
 1385 the manager of the Port of Palm Beach District shall not be a
 1386 commissioner of the Port of Palm Beach District. The board of
 1387 commissioners may employ or may authorize the manager to employ
 1388 agents, clerks, and servants to administer any project under the
 1389 rules, regulations, directions, and supervision of the port
 1390 manager or the board of commissioners and may exact of said
 1391 manager, agent, clerk, and servant a good and sufficient bond
 1392 with proper surety thereon to secure the faithful performance of
 1393 his or her or their duties in an amount and in the form
 1394 determined by said board.

1395 Section 2. Consultants.—The board of commissioners shall
 1396 have full power to employ such consultants and professional
 1397 persons as said board shall deem fit and necessary and to
 1398 prescribe the compensation to be paid to said consultants or
 1399 professional persons. Any such contracts shall be reduced to
 1400 writing and shall be signed by the consultant or professional
 1401 person and by the board of commissioners, with an executed copy
 1402 to be filed by the secretary of the board.

1403 ARTICLE XIII

1404 PUBLICIZING OF PORT FACILITIES

1405 Section 1. General.—The board of commissioners is hereby
 1406 authorized and empowered to publicize, advertise, and promote
 1407 the activities, projects, and facilities referred to in this
 1408 charter, and said board is authorized to expend such amounts as
 1409 it deems necessary and advisable, not to exceed 10 percent of
 1410 the sum collected by the district from all sources, including
 1411 its operation, but specifically excluding any taxes that are
 1412 levied and collected, all in the preceding fiscal year of the
 1413 district for the publicizing of the port facilities and the
 1414 promotion thereof.

1415 Section 2. Payment of vouchers.—All obligations, expenses,
 1416 and costs incurred under this article shall be paid when
 1417 vouchers thereof, approved by the board of commissioners, are
 1418 exhibited.

1419 ARTICLE XIV

1420 BONDS; LEGAL INVESTMENTS

1421 General obligation and refunding bonds and revenue and
 1422 revenue refunding bonds issued by the port district under this
 1423 charter are hereby made securities in which all public officers
 1424 and public bodies of the state and its political subdivisions
 1425 and all insurance companies, trust companies, banking
 1426 associations, investment companies, executors, administrators,
 1427 trustees, and other fiduciaries may properly and legally invest
 1428 funds, including capital in their control or belonging to them.
 1429 Such bonds are hereby made securities that may properly and
 1430 legally be deposited with and received by any state or port
 1431 district officer or any agency or political subdivision of the
 1432 state for any purpose for which the deposit of bonds or
 1433 obligations of the port district is now or may hereafter be
 1434 authorized by law.

1435 ARTICLE XV

1436 AUDIT

1437 At least once each year, the Port of Palm Beach District
 1438 Board of Commissioners shall employ a certified public
 1439 accountant for the purpose of auditing the books of said Port of
 1440 Palm Beach District and pay him or her a reasonable compensation
 1441 therefor. Such audit shall be made public by publication in the
 1442 community. An audit by the state auditor should also be
 1443 performed at least once every 2 years. At least once each year,
 1444 the board of commissioners shall name a committee of three
 1445 representative businesspersons of said district for the purpose
 1446 of auditing the books of said board. Such committee shall have

1447 the power to audit or to employ a competent accountant or
 1448 auditor to audit the books, accounts, and records of said board
 1449 of commissioners and of the secretary-treasurer thereof. No
 1450 person acting on such committee within the last preceding 12
 1451 months shall be appointed to such committee. The compensation of
 1452 such committee shall not exceed that of the commissioners under
 1453 this charter. Such compensation of the committee shall, together
 1454 with a reasonable compensation for a competent auditor or
 1455 accountant, be paid by the board of commissioners as other bills
 1456 are paid by said board.

1457 ARTICLE XVI

1458 INVESTMENT OF PORT FUNDS

1459 The board is hereby authorized and empowered to invest the
 1460 moneys belonging to the Port of Palm Beach District in direct
 1461 obligations of the United States of America, certificates of
 1462 deposits of state and national banks, general obligations of
 1463 states, general obligations of counties, municipalities, or
 1464 other public purpose districts of the state, bonds and
 1465 securities not subject to limitation, obligations of agencies
 1466 created by act of the United States Congress and authorized
 1467 thereby to issue securities or evidences of indebtedness,
 1468 regardless of guaranty of repayment by the United States
 1469 Government, public housing authority obligations, and in direct
 1470 ownership or in leasehold improvements, of land and buildings
 1471 used by the Port of Palm Beach District in the transaction of
 1472 its business, for such periods of time as the board shall deem

1473 to be in the best interests of the district and in keeping with
 1474 good business practices. The board is hereby authorized and
 1475 empowered when necessary to protect the interest of said board
 1476 and said funds of the district, to sell and dispose of any of
 1477 the securities and authorized investments in which said funds
 1478 may be invested, and reinvest the proceeds thereof from time to
 1479 time in conformity with this charter as said board shall deem
 1480 expedient. The secretary-treasurer of the board of commissioners
 1481 shall act as the custodian of all funds belonging to said board
 1482 and to said district.

1483 ARTICLE XVII

1484 DISBURSEMENT OF FUNDS

1485 All funds of the district shall be disbursed upon the order
 1486 of said board signed by any two officers thereof; however, the
 1487 board may disburse funds of the district into an impress account
 1488 and, when establishing said account, may authorize and designate
 1489 the port manager or other employee of the district to disburse
 1490 funds from said particular impress account, upon such directions
 1491 as the board of commissioners shall give, all in keeping with
 1492 good business practices. The port manager or employee of the
 1493 district who has the authority to disburse funds of the district
 1494 from any account indicated hereinabove shall at all times be
 1495 bonded with a fidelity bond in at least an amount equal to the
 1496 maximum amount of funds that would be held in said account at
 1497 any one time and be subject to withdrawal by the manager or
 1498 employee.

ARTICLE XVIII

DEPOSITORIES

The board of commissioners shall be empowered and authorized to select as depositories, in which the funds of said board and said district shall be deposited, any bank or trust company authorized under the laws of the United States or under the laws of the state, upon such terms and conditions as said board may deem just and reasonable, and upon such terms as to security as the board shall deem proper.

ARTICLE XIX

ACTION BY RESOLUTION

All action required or authorized to be taken under this charter by the board of commissioners may be by resolution, which resolution may be adopted at the meeting of the board of commissioners at which such resolution is introduced and shall take effect immediately upon such adoption. Except as otherwise provided in this charter, no resolution under this charter need be published or posted, nor shall any such resolution require for its passage more than a majority of all the members of the board of commissioners then in office.

ARTICLE XX

PUBLIC PURPOSES

It is hereby determined and declared that each and all of the powers conferred by this charter and the exercise thereof are proper public and proprietary purposes.

ARTICLE XXI

ADDITIONAL AND ALTERNATIVE METHOD

This charter shall be deemed to provide an additional and alternative method for the doing of the things authorized hereby, shall be regarded as supplemental and additional to the powers conferred by any other law, and shall not be regarded as in derogation of any powers now existing, nor a limitation thereof. General obligation and refunding bonds and revenue and revenue refunding bonds may be issued and any other action may be taken hereunder notwithstanding that any other law may provide for the issuance of such bonds for like purposes or the taking of like action and without regard to the requirements, restrictions, or procedural provisions contained in any other law.

ARTICLE XXII

LIBERAL CONSTRUCTION

This charter, being necessary for the welfare of the inhabitants of the state, shall be liberally construed to effect the purposes thereof.

ARTICLE XXIII

SEVERABILITY

The provisions of this charter are severable, and it is the intention to confer the whole or any part of the powers provided herein. If any of the provisions of this charter shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall have no effect to impair any of the remaining provisions.

HB 1229

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1551 Section 4. Chapters 74-570, 75-468, 81-459, 87-523, 90-
1552 462, 95-467, and 99-457, Laws of Florida, are repealed.
1553 Section 5. This act shall take effect upon becoming a law.