

1 A bill to be entitled
 2 An act relating to the Port of Palm Beach District,
 3 Palm Beach County; amending chapter 2017-199, Laws of
 4 Florida; deleting provisions requiring certain persons
 5 to execute and deliver a bond within a specified time
 6 period after assuming office; providing for the annual
 7 adjustment of the salary of commissioners; revising
 8 the term "port manager" to "port director"; conforming
 9 provisions to changes made by the act; providing an
 10 effective date.

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

13
 14 Section 1. Sections 6 and 7 of Article V, sections 1, 3,
 15 4, and 5 of Article VI, section 11 of Article VII, and Articles
 16 XII and XVII of section 3 of chapter 2017-199, Laws of Florida,
 17 are amended to read:

18 ARTICLE V. ELECTION OF BOARD OF COMMISSIONERS.—

19 Section 6. ~~Bond of commissioners. Within 30 days after~~
 20 ~~assuming the duties of the office of Commissioner of the Port of~~
 21 ~~Palm Beach District, each commissioner shall execute and deliver~~
 22 ~~to the Port of Palm Beach District a good and sufficient bond,~~
 23 ~~executed by himself or herself as principal and a surety company~~
 24 ~~licensed to do business in the state as surety, in the principal~~
 25 ~~sum of \$25,000 conditioned upon his or her faithful performance~~

26 | ~~as such Commissioner of the Port of Palm Beach District of the~~
 27 | ~~duties thereof. Each bond so given shall be approved by and~~
 28 | ~~filed with the board. The failure of any person who is elected~~
 29 | ~~or who is appointed as commissioner to give such bond within 30~~
 30 | ~~days after he or she has assumed such office shall create a~~
 31 | ~~vacancy in such office.~~

32 | Section 7. Vacancies in board.—Any vacancy occurring on
 33 | the board shall be filled by the other commissioners appointing
 34 | a person to hold such office for the unexpired term; however, if
 35 | there should be as many as two vacancies simultaneously, for any
 36 | cause whatsoever, said vacancies shall be filled by appointment
 37 | by the Governor and the commission members so appointed by the
 38 | Governor shall serve until the next general election is held
 39 | within the district, at which time said vacancies shall be
 40 | filled according to the election laws of the State of Florida,
 41 | and as provided in Article V and this article, with the term of
 42 | office of each commissioner so elected to be for the unexpired
 43 | term of the commission seat on the board that he or she is
 44 | filling, or for a full term of 2 or 4 years, as the case may be.

45 | ARTICLE VI. ORGANIZATION AND COMPENSATION OF BOARD OF
 46 | COMMISSIONERS.—

47 | Section 1. Organization of board.—In the month of January
 48 | following each general election, as soon as practicable, newly
 49 | elected ~~after the~~ Commissioners of the Port of Palm Beach
 50 | District shall be sworn in. After the newly elected

51 commissioners have been sworn in and seated, all the
52 commissioners present ~~elected and have qualified~~, they shall
53 ~~meet and~~ elect the officers of the district as hereinafter
54 provided.

55 Section 3. Salary of commissioners—The salary of each
56 commissioner, regardless of the office that he or she shall
57 hold, shall be \$9,500 per annum, which may be adjusted annually
58 by a majority vote of the commission payable in monthly
59 installments.

60 Section 4. ~~Secretary-treasurer bond. The secretary-~~
61 ~~treasurer of the Port of Palm Beach District shall execute and~~
62 ~~deliver to said district a good and sufficient bond, executed by~~
63 ~~himself or herself as principal with a surety company licensed~~
64 ~~to do business in the State of Florida as surety, in the~~
65 ~~principal sum of \$25,000, conditioned upon his or her faithful~~
66 ~~performance as secretary-treasurer of the Port of Palm Beach~~
67 ~~District and his or her duties thereof, with said bond to be in~~
68 ~~addition to the bond given by each of the commissioners as~~
69 ~~provided in section 6 of Article V. Said bond shall be approved~~
70 ~~by and filed with the board, and if the secretary-treasurer~~
71 ~~should fail to give such bond within 30 days after he or she has~~
72 ~~assumed the office of secretary-treasurer, said misfeasance~~
73 ~~shall create a vacancy in such office and a vacancy on the~~
74 ~~board.~~

75 ~~Section 5. Present officers to continue.—The organization~~

76 | of the present Board of Commissioners of the Port of Palm Beach
 77 | District shall continue, and the officers as selected by the
 78 | commission shall continue in office, as the officers of the
 79 | district, as provided hereinabove.

80 | ARTICLE VII. DEFINITIONS.—As used in this charter, the
 81 | following words and terms shall be taken to include the
 82 | following meanings, when the context shall require or permit:

83 | Section 11. "Port director manager" means the person
 84 | managing the operation of the port marine facilities as
 85 | designated by the board.

86 | ARTICLE XII. EMPLOYMENT OF ~~PORT MANAGER, EMPLOYEES, AND~~
 87 | ~~CONSULTANTS.~~—

88 | ~~Section 1. Port manager and employees. The board of~~
 89 | ~~commissioners shall have the authority to employ a port manager~~
 90 | ~~and to prescribe his or her duties and compensation; however,~~
 91 | ~~the manager of the Port of Palm Beach District shall not be a~~
 92 | ~~commissioner of the Port of Palm Beach District. The board of~~
 93 | ~~commissioners may employ or may authorize the manager to employ~~
 94 | ~~agents, clerks, and servants to administer any project under the~~
 95 | ~~rules, regulations, directions, and supervision of the port~~
 96 | ~~manager or the board and may exact of said manager, agent,~~
 97 | ~~clerk, or servant a good and sufficient bond with proper surety~~
 98 | ~~thereon to secure the faithful performance of his or her or~~
 99 | ~~their duties in an amount and in the form determined by the~~
 100 | ~~board.~~

101 ~~Section 2. Consultants.~~ The board shall have full power to
102 employ, or direct the port director to employ, ~~such~~ consultants
103 and professional persons as said board shall deem fit and
104 necessary and to prescribe the compensation to be paid to such
105 ~~said~~ consultants or professional persons. Any such contracts
106 shall be reduced to writing and shall be signed by the
107 consultant or professional person and by the board, with an
108 executed copy to be filed by the secretary-treasurer of the
109 board.

110 ARTICLE XVII. DISBURSEMENT OF FUNDS.—All funds of the
111 district shall be disbursed upon the order of said board signed
112 by any two officers thereof; however, the board may disburse
113 funds of the district into an impress account and, when
114 establishing said account, may authorize and designate the port
115 director ~~manager~~ or other employee of the district to disburse
116 funds from said particular impress account, upon such directions
117 as the board shall give, all in keeping with good business
118 practices. The port director ~~manager~~ or employee of the district
119 who has the authority to disburse funds of the district from any
120 account indicated hereinabove shall at all times be bonded with
121 a fidelity bond in at least an amount equal to the maximum
122 amount of funds that would be held in said account at any one
123 time and be subject to withdrawal by the director ~~manager~~ or
124 employee.

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