

CHAPTER 2010-274

House Bill No. 1635

An act relating to Panama City–Bay County Airport and Industrial District; amending chapter 2005-311, Laws of Florida; revising definitions; adding one member to the district governing board who will represent Walton County and be appointed by the Walton County Commission; providing the term for such member; adding two board members who will represent Panama City Beach and be appointed by the Panama City Beach City Council; providing terms for such members; providing for subsequent appointment procedures for such members; revising the quorum requirement; providing that indebtedness of the district for bonds issued shall not be considered a debt of a city or county; providing that issuance of revenue bonds by the district shall not obligate a city or county to levy any ad valorem taxes or to make any appropriations for their payment or for the operation and maintenance of the facilities of the district; providing an effective date.

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

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

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

(2) “City” means the City of Panama City and the City of Panama City Beach.

(3) “County” means the County of Bay and the County of Walton.

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

(2) Effective July 1, 2010, the board shall consist of seven persons, six of whom are citizens and residents of Bay County and one of whom is a citizen and resident of Walton County. Initially, seat 6 shall be appointed by the City Council of Panama City Beach for a term beginning on July 1, 2010. Initially, seat 7 shall be appointed by the Board of County Commissioners of Walton County for a term beginning on July 1, 2010. By July 31, 2010, the board shall hold a drawing to determine the initial terms for seats 6 and 7, one of which shall be for a 2-year term and one of which shall be for a 4-year term. Upon the expiration of the current term of seat 5, the City Council of Panama City Beach shall appoint a member for a 4-year term. Upon the expiration of the terms of the members, the Board of County Commissioners of Bay

County, the Board of County Commissioners of Walton County, the City Commission of Panama City, and the City Council of Panama City Beach shall each appoint successors for their members whose terms are expiring, each to hold office for a term of 4 years. The terms of seats 6 and 7 shall begin on July 1 and expire on June 30. Board members occupying seats 6 and 7 shall be limited to serving two terms on the board.

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

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

Section 5. Powers of the Board of Directors.—The Board of Directors shall have all of the power necessary and proper to carry out the purposes and intent of this act, including the power to sue and be sued, under the name of the “Panama City-Bay County Airport and Industrial District”; to contract and be contracted with; to adopt and use a common seal and to alter same; to acquire, purchase, hold, lease, mortgage, and convey such real and personal property as the board may deem proper or expedient to carry out the purposes of this act; to employ such persons and agents as the board may deem advisable and to fix the compensation thereof and to remove any appointees or employees, agents, or servants; to insure the improvements, fixtures, and equipment against loss by fire, windstorm, or other coverage in such amounts as may be determined reasonable and proper; and to borrow and issue evidence of indebtedness of the district to carry out the provisions of this act in the manner herein provided. The board shall also have the right and power:

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

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

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

Approved by the Governor May 26, 2010.

Filed in Office Secretary of State May 26, 2010.