

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

1 Representative(s) Jennings offered the following:

2
3 **Substitute Amendment for Amendment (209829) (with directory**
4 **and title amendments)**

5 Remove everything after the enacting clause and insert:

6
7 Section 1. (1) The reenactment of existing law in this
8 act shall not be construed as a grant of additional authority to
9 or to supersede the authority of any entity pursuant to law.
10 Exceptions to law contained in any special act that are
11 reenacted pursuant to this act shall continue to apply.

12 (2) The reenactment of existing law in this act shall not
13 be construed to modify, amend, or alter any covenants,
14 contracts, or other obligations of any district with respect to
15 bonded indebtedness. Nothing pertaining to the reenactment of
16 existing law in this act shall be construed to affect the
17 ability of any district to levy and collect taxes, assessments,

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18 fees, or charges for the purpose of redeeming or servicing
19 bonded indebtedness of the district.

20 Section 2. Chapters 86-469, 89-433, and 95-457, Laws of
21 Florida, are amended, codified, reenacted, and repealed as
22 provided in this act.

23 Section 3. The charter for the Gainesville-Alachua County
24 Regional Airport Authority is re-created and reenacted to read:

25 Section 1. Short title.--This act may be cited as the
26 "Gainesville-Alachua County Regional Airport Authority Act."

27 Section 2. Definitions.--As used in this act, unless the
28 context otherwise requires, the term:

29 (1) "Airport" means any area of land or water as described
30 by City of Gainesville ordinance that is designed for the
31 landing and taking off of aircraft, whether or not facilities
32 are provided for the shelter, servicing, or repair of aircraft
33 or for receiving and discharging passengers or cargo, and all
34 appurtenant areas used or suitable for airport buildings or
35 other airport facilities, which may change from time to time by
36 ordinance amendment.

37 (2) "Airport facilities" means facilities used for the
38 transportation of people and cargo as described by City of
39 Gainesville ordinance, including, but not limited to, runways,
40 taxiways, taxi lanes, aprons, hangars, shops, terminals,
41 buildings, parking lots, roadways, and all other facilities
42 necessary or desirable for the landing, taking off, operating,
43 servicing, repairing, and parking of aircraft, and the unloading
44 and handling of passengers, mail, and express and freight cargo,
45 together with all necessary appurtenances and equipment and all
46 property rights, easements, and franchises relating thereto.

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47 (3) "Authority" means the Gainesville-Alachua County
48 Regional Airport Authority created herein.

49 (4) "Board of county commissioners" means the Board of
50 County Commissioners of the County of Alachua.

51 (5) "Bond" includes bonds, debentures, notes, certificates
52 of indebtedness, mortgage certificates, or other obligations or
53 evidences of indebtedness of any type or character.

54 (6) "City" means the City of Gainesville.

55 (7) "City Commission" means the City Commission of the
56 City of Gainesville.

57 (8) "County" means the County of Alachua.

58 (9) "Person" means any individual, firm, partnership,
59 corporation, company, association, joint stock association, or
60 body politic and includes any trustee, receiver, assignee, or
61 other similar representative thereof.

62 (10) "Revenue bonds" means obligations of the authority
63 which are payable from revenues derived from sources other than
64 ad valorem taxes on real or tangible personal property and which
65 do not pledge the property, credit, or general tax revenue of
66 the authority or the city.

67 (11) "Refunding bonds" means bonds issued to refinance
68 outstanding bonds of any type and the interest and redemption
69 premium thereon. Refunding bonds shall be issuable and payable
70 in the same manner as the refinanced bonds, except that no
71 approval by the electorate shall be required unless required by
72 the State Constitution.

73 Section 3. Creation; purpose.--

74 (1) The Gainesville-Alachua County Regional Airport
75 Authority is created, and the powers granted by this act are
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76 declared to be public and governmental functions, exercised for
77 public purposes, and are matters of public necessity. Lands and
78 other real and personal property, easements, and privileges
79 acquired and used by the authority are declared to have been
80 acquired for and used for public and governmental purposes and
81 as a matter of public necessity. The authority is a public body
82 corporate and is an independent special district.

83 (2) The authority shall have jurisdiction over the
84 operation and maintenance of, and improvements to, the airport
85 and airport facilities. The authority has jurisdiction, control,
86 supervision, and management over other airports in the county
87 except any airport owned, controlled, and operated by a private
88 person. Said jurisdiction, control, supervision, and management
89 are in the best interest of the county and each municipality.

90 Section 4. Membership of the authority.--

91 (1) The powers of the authority shall be vested in its
92 members in office from time to time. There shall be nine
93 members. No member shall receive any compensation for services
94 as a member. As a condition of eligibility for appointment and
95 to hold office, each member shall reside within the city or the
96 county. However, one member appointed by the Governor may reside
97 in a county contiguous to Alachua County. No person shall serve
98 as a member of the authority and, at the same time, hold any
99 publicly elected office in the State of Florida.

100 (2) Upon expiration of initial terms of office, subsequent
101 appointments shall be made as follows:

102 (a) The Governor shall replace by appointment any of the
103 three members appointed by him or her under chapter 95-457, Laws

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104 of Florida, on or prior to the date of expiration of the
105 preceding term.

106 (b) The board of county commissioners shall replace by
107 appointment the member appointed by it under chapter 95-457,
108 Laws of Florida, on or prior to the date of expiration of the
109 preceding term.

110 (c) The city commission shall replace by appointment any
111 of the remaining five members on or prior to the expiration of
112 the preceding term.

113 (3) If, upon expiration of a member's term of office, the
114 appointing entity fails to replace by appointment its member,
115 and the member is willing to continue to serve, the member with
116 the expired term shall continue to serve until a replacement
117 appointment is made.

118 (4) The term of any member initially appointed prior to
119 the effective date of this act shall expire on July 31 of the
120 year such member's term was scheduled to expire under chapter
121 95-457, Laws of Florida. No member shall serve more than two
122 successive terms.

123 (5) All members appointed subsequent to the effective date
124 of this act shall serve 3-year terms of office, beginning on
125 August 1 and expiring on July 31 of the appropriate year.

126 (6) Except as may be otherwise provided herein, vacancies
127 in office shall be filled for the balance of the term by the
128 appropriate appointing entity, in the same manner as set forth
129 in subsection (2). A vacant position shall remain vacant until a
130 successor has been appointed by the appropriate appointing
131 entity.

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132 (7) A member may be removed by the entity appointing such
133 member upon grounds constituting misfeasance, neglect of duty,
134 incompetence, or permanent inability to perform official duties.
135 Upon conviction of a felony, a member shall be automatically
136 removed. The unexcused failure to attend three consecutive
137 regular meetings of the authority shall be deemed neglect of
138 duty, without limiting the meaning of the term "neglect of
139 duty."

140 Section 5. Organization; meetings; notice; quorum.--A
141 chair, vice chair, and secretary-treasurer shall be chosen by
142 and from the authority membership. The chair, vice chair, and
143 secretary-treasurer shall each serve a term of office of 1 year,
144 and no member shall hold the same office for more than two
145 consecutive terms.

146 (1) The authority shall meet at the call of the chair, at
147 the request of three or more of its members, and at such other
148 times as may be prescribed by rule of the authority.

149 (2) The authority shall give notice of all meetings at
150 least 48 hours prior thereto, which shall be published in a
151 newspaper in general circulation in Alachua County, and shall
152 include agenda items whenever such items involve leasing of any
153 airport property. All meetings of the authority shall be so
154 noticed except emergency meetings, which shall only be called
155 when there is an immediate danger to the public health, safety,
156 or welfare, do not require at least 48 hours' prior public
157 notice, and reasonable notice under the circumstances shall be
158 provided in such cases.

159 (3) The presence of five members is required to constitute
160 a quorum, and the affirmative vote of a majority of the members

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161 present and eligible to vote, but no fewer than four of the
162 members present and eligible to vote, is required for any action
163 or recommendation by the authority.

164 Section 6. Restrictions.--

165 (1) No person who has transacted business with the
166 authority shall be eligible for appointment to the authority
167 until 3 years after the last transaction. No person who has
168 served on the authority shall be eligible to transact business
169 with the authority until 3 years after the person's last date of
170 service. Said transactions include transactions either for
171 oneself or as an employee of, agent for, or consultant to any
172 other person or legal entity. However, nothing in this paragraph
173 shall be construed as prohibiting an appointed member from
174 purchasing supplies or services from any fixed-base operators or
175 tenants at the airport or Airport Industrial Park, or for
176 renting individual aircraft hangars or tie-downs offered to the
177 general public and owned by the authority, provided that the
178 price and terms of the transaction are available to all members
179 of the public.

180 (2) No member, officer, agent, or employee of the
181 authority, either for himself or herself or as agent for anyone
182 else, or as a stockholder or owner in any other legal entity,
183 shall participate in or benefit directly or indirectly from any
184 sale, purchase, lease, franchise, contract, or other transaction
185 entered into by the authority or the city. The provisions of
186 this subsection shall be cumulative to any general laws of the
187 state that may from time to time be applicable to members,
188 officers, agents, or employees of the authority and that require
189 the disclosure of, or prohibit, conflicts of interest.

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190 (3) No member, as an individual, may represent the
191 authority, speak for the authority, or speak on behalf of the
192 authority without being directed through a formal action of the
193 authority to do so.

194 Section 7. Powers and duties.--

195 (1) The authority shall have jurisdiction over the
196 operation and maintenance of all airport and airport facilities
197 in the city or county, except any airport owned and operated by
198 a private person.

199 (2) The authority has the power to and may:

200 (a) Approve, file with the chief executive officer (CEO),
201 and pay any surety bond required of any member or of any
202 employee of the authority.

203 (b) Advertise for sealed bids when required by law;
204 however, the authority may reject all bids and readvertise or
205 select a single item from any bid as further provided in this
206 act.

207 (c) Adopt before October 1 an annual budget that has been
208 prepared by the CEO and which must include an estimate of all
209 revenues and anticipated expenditures for the following fiscal
210 year.

211 (d) Require in all bond documents that moneys derived from
212 such bonds be paid to or upon order of the authority.

213 (e) Have the authority's finances audited in the same
214 manner as other independent special districts are audited.

215 (f) Rely on the provisions of this act in exercising its
216 powers.

217 (g) Appoint or employ and constitute its own airport
218 guards or police officers, or to contract with the city, county,
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219 or agency of the state to provide law enforcement services and
220 protection through its duly sworn officers, and all such
221 officers shall have full power of arrest to prevent or abate the
222 commission of an offense against the ordinances of the city or
223 county, the laws of this state, or the laws of the United
224 States, when any such offense or threatened offense occurs upon
225 airport property on the airport.

226 (h) Construct and maintain terminal buildings, causeways,
227 roadways, bridges for approach to or connecting with the
228 airport, on airport property.

229 (i) Require the secretary-treasurer and other officers or
230 employees of the authority to execute an adequate surety bond,
231 conditioned upon the faithful performance of the duties of the
232 office or employment and in a penal sum fixed by the authority.

233 (j) Establish positions, duties, and a pay plan, and
234 employ, pay, provide benefits for, promote, discipline, and
235 terminate personnel and a CEO, in accordance with general law,
236 who shall be responsible for the day-to-day administration,
237 management, and operation of the airport in accordance with
238 policy established by the authority and perform other duties as
239 may be authorized by the authority.

240 (k) By policy or resolution, authorize the CEO to perform
241 any of the powers of the authority in whole or in part and with
242 whatever other limitations it may find appropriate, provided
243 that said authorization does not result in an invalid exercise
244 of delegated legislative authority as defined in general law.

245 (l) Employ or contract with technical and professional
246 experts necessary to assist the authority in carrying out or
247 exercising any powers granted by this act.

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248 (m) Reimburse for all travel expenses incurred while on
249 business for the authority, upon requisition, any member, its
250 attorneys, the CEO, and any employee of the authority traveling
251 under the direction of the CEO or the CEO's designee in
252 accordance with section 112.061, Florida Statutes.

253 (n) Create, appoint, and prescribe the duties of any
254 committee.

255 (o) Sue and be sued.

256 (p) Adopt, use, and alter a corporate seal.

257 (q) Publish advertisements.

258 (r) Waive advertisement when the authority determines an
259 emergency exists and supplies and materials must be immediately
260 acquired by the authority.

261 (s) Negotiate and enter into contracts, agreements,
262 exclusive or limited agreements, and cooperation agreements of
263 any kind necessary for the authority to fulfill the purposes of
264 this act.

265 (t) Include contract specifications maximizing the
266 employment of persons whose protected group has been
267 underutilized in the past.

268 (u) Provide for the manual execution of any instrument on
269 behalf of the authority by the signature of the chair or vice
270 chair, and attested to by the secretary or the assistant
271 secretary, or, if delegated by the members to do so, the CEO or
272 any other authority personnel to whom authority has been
273 delegated, or by the signer's facsimile signature in accordance
274 with the Uniform Facsimile Signature of Public Officials Act.

275 (v) Purchase and sell equipment, supplies, and services
276 required for its purposes.

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277 (w) Consent to the sale, lease, transfer, disposition of,
278 or granting a lesser interest in the airport. To let or lease
279 the airport and the airport facilities or any portion thereof
280 and to grant concessions upon such terms and conditions as it
281 shall deem proper.

282 (x) Dispose of tangible personal property in accordance
283 with chapter 274, Florida Statutes.

284 (y) Advertise, promote, and encourage the use and
285 expansion of facilities under its jurisdiction.

286 (z) The airport shall have jurisdiction over the operation
287 and maintenance of the airport and airport facilities. All
288 development activity must be in accordance with the City of
289 Gainesville's Comprehensive Plan and Land Development
290 Regulations, except as set forth below in this paragraph, and
291 with the Airport Master Zoning Plan to be adopted by the city
292 commission and updated from time to time by the city commission.
293 The airport may adopt its own development standards relating
294 only to heights and design of buildings, landscaping, parking,
295 sidewalks, lighting, and signage (excluding billboards and off-
296 premises signs). If the authority formally adopts such
297 development standards, they will apply in lieu of the comparable
298 specific standards in the city's land development regulations.

299 (aa) Acquire real property in fee simple or any lesser
300 interest or easement by purchase, gift, devise, lease, or other
301 means if the authority is able to agree with the owners of said
302 property on the terms of such acquisition. To acquire real
303 property in fee simple or any lesser interest or easement as it
304 may deem necessary for the property managing and operation of
305 the airport and airport facilities, by condemnation in the

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306 manner provided by the law under which municipalities are
307 authorized to acquire property for public purposes, with full
308 power to exercise the right of eminent domain for such purposes
309 being hereby granted to said authority as specified in and
310 including all the powers, rights, and privileges of chapters 73
311 and 74, Florida Statutes, or any succeeding legislation. For the
312 purposes of making surveys and examinations relative to any
313 condemnation proceedings, it shall be lawful to enter upon any
314 land, doing no unnecessary damage. The authority may take
315 possession of any such property to be acquired at any time after
316 the filing of the petition describing the same in condemnation
317 proceedings, as provided in chapters 73 and 74, Florida
318 Statutes. It shall not be precluded from abandoning the
319 condemnation of any such property in any case where possession
320 thereof has not been taken. To acquire or lease personal
321 property in the name of the authority.

322 (bb) Reimburse the owner of any structure for which the
323 authority may require removal, relocation, or reconstruction
324 located in, on, under, or across any private property, public
325 street, highway, or other public or private places for the
326 estimated or actual expense of the removal, relocation, or
327 reconstruction.

328 (cc) Supplement and coordinate in design and operation air
329 navigation facilities with those established and operated by the
330 federal and state governments.

331 (dd) Request the county or any municipality to convey to
332 the authority the fee simple title to any airport or other
333 property owned by the county or any municipality and needed for
334 airport purposes.

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335 (ee) Relinquish jurisdiction, control, supervision, and
336 management over the airport or part of the airport which is
337 under its jurisdiction but which is owned by a municipality,
338 county, or other governmental agency, upon determining that any
339 such airport or part of any such airport is no longer required
340 for airport purposes, provided that the consent and approval of
341 any municipality, county, or other governmental agency and any
342 revenue bondholders are first obtained and necessary
343 authorizations or approvals are received from federal agencies
344 regulating airports.

345 (ff) Expend revenues for the cost of investigating,
346 surveying, planning, acquiring, establishing, constructing,
347 enlarging, improving, equipping, and erecting airport facilities
348 by appropriation of revenues or wholly or partly from the
349 proceeds of bonds of the authority. The term "cost" includes
350 awards in condemnation proceedings, rentals where an acquisition
351 is by lease, and amounts paid to utility companies for
352 relocation of their wires, poles, and other facilities.

353 (gg) Incur expenses as provided in its annual budget and
354 any amended budget.

355 (hh) Assess against and collect from the owner or operator
356 of each airplane using any airport facility a landing fee or
357 service charge sufficient to cover the cost of the service
358 furnished to airplanes using any such facility, which cost may
359 include the liquidation of bonds or other indebtedness for
360 construction and improvement.

361 (ii) Accept federal, state, and any other public or
362 private moneys, grants, contributions, or loans for the
363 acquisition, construction, enlargement, improvement,

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364 maintenance, equipment, or operation of airport facilities, or
365 any other lawful purpose.

366 (jj) Fix, alter, charge, establish, and collect rates,
367 fees, rentals, and other charges for the services of the
368 authority at reasonable and uniform rates.

369 (kk) Apply for, hold, and periodically transfer alcoholic
370 beverage licenses as provided by this act.

371 (ll) Adopt and amend rules, regulations, and policies
372 reasonably necessary for the implementation of this act.

373 (mm) By resolution, fix and enforce civil penalties for
374 the violation of a rule, regulation, or policy adopted in
375 accordance with this act relating to the operation of general
376 aviation, air passenger service, or ground transportation
377 service.

378 (nn) Amend the budget after its adoption.

379 (oo) Receive, deposit, secure, and pay out moneys as
380 provided by this act.

381 (pp) Designate a depository or depositories which are
382 qualified as a public depository pursuant to section 280.04,
383 Florida Statutes, and thereafter establish and open an account
384 or accounts into which revenues collected are to be deposited
385 and from which expenditures may be made.

386 (qq) Establish and deposit into and expend moneys from a
387 surplus fund by using funds that may remain unexpended at the
388 end of the fiscal year and may be set aside in a separate fund
389 to be known as the Capital Improvement Fund and accumulated and
390 expended from year to year solely for the purpose of building
391 and constructing permanent improvements, replacements,

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392 alterations, buildings, and other structures, including runways,
393 taxi strips, and aprons.

394 (rr) By resolution, borrow money and issue bonds in the
395 manner and within the limitation, except as otherwise provided
396 in this act, prescribed by general law for the issuance and
397 authorization of bonds; however, any bonds issued by the
398 authority shall have a maturity date not exceeding 40 years from
399 the date of issuance, shall be self-liquidating or otherwise
400 payable from revenues of the authority, shall be payable
401 semiannually, and shall not be a lien against the general taxing
402 powers of the county or any municipality.

403 (ss) Enter into any agreements with any bank or trust
404 company as security for its bonds, and assign and pledge any or
405 all of its revenues. Such agreements may contain provisions
406 customary in such instruments or as authorized by the authority.

407 (tt) Secure the payment of bonds or any part thereof by
408 pledging all or any part of its revenues and provide for the
409 security of said bonds, without pledging any real property
410 rights to the airport or airport facilities, and the rights and
411 remedies of the bondholders.

412 (uu) Pending the preparation of definitive bonds, issue
413 certificates or temporary bonds to the purchaser of bonds.

414 (vv) Transact the business of the authority and exercise
415 all powers necessarily incidental to the exercise of the general
416 and special powers granted in this act and under any other law.

417 (ww) Do all acts and things necessary or convenient for
418 the promotion of its business and the general welfare of the
419 authority.

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420 Section 8. Budget.--The fiscal year for the authority
421 shall be October 1 through September 30 of each year. For each
422 fiscal year after the effective date of this act:

423 (1) Prior to preparation of the annual budget as provided
424 in subsection (2), the authority shall develop an annual
425 proposed budget consisting of the elements described in
426 subsection (2), which shall be presented for a public hearing
427 before the citizens of Alachua County. This public hearing shall
428 be noticed as a budget hearing.

429 (2) Following the public hearing conducted pursuant to
430 subsection (1), the authority shall prepare an annual budget,
431 consisting of an operating revenue/operating expense account,
432 capital outlay account, and capital project account for its
433 operations in the ensuing fiscal year. At the time the authority
434 prepares its annual budget, it shall adopt a resolution
435 determining and finding the estimated amounts to be expended by
436 the authority in the ensuing year in each account, exclusive of
437 any bonds or other indebtedness of the authority, used to
438 acquire, establish, construct, enlarge, operate, and maintain
439 the airport and airport facilities and other facilities related
440 thereto, or for any other corporate purpose of the authority.

441 (3) The authority may, at any time within a fiscal year,
442 adopt budget amendments.

443 (4) All anticipated revenues to be derived from the
444 operation of the airport and airport facilities shall be
445 included in the budget, provided that any amounts of money,
446 anticipated or actual, including funds in the authority's budget
447 for the preceding fiscal year which remain unencumbered and
448 unexpended from the revenue derived under the budget for the

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449 preceding fiscal year, may, by resolution of the authority, be
450 set aside in a separate fund, to be known and described as a
451 Renewal and Replacement Fund and accumulated in said fund from
452 year to year for the purpose purchasing real and tangible
453 personal property, and building and constructing permanent
454 improvements, replacements, alterations, buildings, and other
455 structures, including, but not limited to, runways, taxi strips,
456 and aprons. Such funds may be disbursed from time to time out of
457 the Renewal and Replacement Fund, upon proper resolution of the
458 authority, solely for the payment of the cost of purchasing real
459 and tangible personal property, and building and constructing
460 permanent improvements, replacements, alterations, buildings,
461 and other structures, including, but not limited to, runways,
462 taxi strips, and aprons.

463 (5) The authority shall adopt budget procedures to
464 establish the direct and indirect costs of operating and
465 maintaining the airport and airport facilities, as well as the
466 direct income derived therefrom. However, the budget of the
467 authority shall not include the maintenance and upkeep of
468 navigational aids as performed and funded directly by the
469 Federal Aviation Administration.

470 (6) The city, the county, and the county's other political
471 subdivisions may, by loan or grant, fund budget deficits of the
472 authority, and all may guarantee bonds issued by the authority.

473 Section 9. Relationship between the authority and the city
474 and county.--The authority shall have the power and
475 responsibility to operate the airport and airport facilities in
476 a manner consistent with applicable federal, state, county, and
477 city law. The city has no power to operate or maintain the

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478 airport and airport facilities. Applicable codes of the city
479 shall apply to the airport except to the extent that different
480 state or federal requirements are expressly applicable, and
481 except to the extent that the authority or the airport has been
482 made exempt from any requirement of the city by state or federal
483 law. All construction upon the airport shall be subject to
484 inspection by the city on behalf of the state and the city
485 inspectors may ensure compliance with applicable state
486 regulation for such construction in addition to applicable city
487 regulations.

488 Section 10. Title to airport land.--The city may convey
489 title to the land comprising the airport to the authority for no
490 monetary consideration. Nothing in this act shall be construed
491 to impair the obligations of any original agreements with the
492 Federal Government.

493 Section 11. Bonds.--

494 (1) The authority is empowered and authorized to issue
495 revenue or refund bonds. The purpose of the bonds shall be to
496 pay all or any part of the cost for acquisition and development
497 of property by the authority for the design and construction or
498 reconstruction of any authorized project, for equipment, or for
499 refunding of bonds for the same purpose.

500 (2) Bonds issued under this section shall be authorized by
501 resolution of the authority. Such bonds may be issued in one or
502 more series and shall bear such date or dates, be payable upon
503 demand or mature at such time or times, be in such denomination
504 or denominations, be in such form, registered or not, with or
505 without coupon, carry such conversion or registration
506 privileges, have such rank or priority, be executed in such

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507 manner, be payable in such medium of payment at such place or
508 places, and be subject to such terms of redemption, with or
509 without premium, be secured in such manner, and have such other
510 characteristics as may be provided by such resolution or
511 ordinance or trust indenture or mortgage issued pursuant
512 thereto. Such bonds shall bear interest at such rate or rates
513 allowed by section 215.84, Florida Statutes.

514 (3) The authority shall determine the terms and manner of
515 sale and distribution or other disposition of any and all bonds
516 it may issue and shall have any and all powers necessary or
517 convenient to such disposition.

518 (4) The authority may establish and administer such
519 sinking funds as it deems necessary or convenient for the
520 payment, purchase, or redemption of any outstanding bonded
521 indebtedness of the authority.

522 Section 12. Covenant of the state.--The state does pledge
523 to, and agree with, the Federal Government and any person, firm,
524 or corporation subscribing to or acquiring the bonds to be
525 issued by the authority for the construction, acquisition,
526 extension, improvement, or enlargement of projects, or any part
527 thereof, that the state will not limit or alter the rights
528 hereby vested in the authority until all bonds at any time
529 issued, together with the interest thereon, are fully paid and
530 discharged or until provision is made therefor. The state does
531 further pledge to, and agree with, the Federal Government that
532 in the event that the Federal Government shall construct or
533 contribute any funds for the construction, acquisition,
534 extension, improvement, or enlargement of said projects, or any
535 part thereof, the state will not alter or limit the rights and

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536 powers of the authority in any manner which would be
537 inconsistent with the continued maintenance and operation of the
538 projects, or any part thereof, or the improvement thereof, or
539 which would be inconsistent with the due performance of any
540 agreements between the authority and the Federal Government, and
541 the authority shall continue to have and may exercise all powers
542 herein granted, so long as the same may be necessary or
543 desirable for the carrying out of the purposes of this act and
544 the purposes of the Federal Government in the construction or
545 acquisition or improvement or enlargement of said projects or
546 any part thereof.

547 Section 13. Alcoholic beverage license.--

548 (1) Notwithstanding any other provision of law, upon
549 application to the Division of Alcoholic Beverages and Tobacco
550 of the Department of Business and Professional Regulation, the
551 division shall issue a beverage license as provided under
552 section 561.17, Florida Statutes, to the authority or other
553 governmental agency operating the Gainesville Regional Airport.

554 (a) Application shall be made with the division in the
555 name of the authority or other governmental agency operating
556 Gainesville Regional Airport and the license shall be issued in
557 the name of the applicant.

558 (b) The beverage license shall authorize the consumption
559 of alcoholic beverages only on a licensed premises located
560 within the Gainesville Regional Airport.

561 (c) The applicant shall pay to the division the applicable
562 license fee provided in section 565.02, Florida Statutes.

563 (2) Any alcoholic beverage license issued in accordance
564 with this section is the property of the authority or the

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565 governmental agency operating Gainesville Regional Airport,
566 subject to transfer as provided by this section. Such license
567 may be transferred from time to time to a lessee operating
568 within the Gainesville Regional Airport that meets all
569 applicable qualifications for licensure under the Beverage Law.

570 (a) The authority or governmental agency operating the
571 Gainesville Regional Airport and an authorized lessee shall make
572 application to the division for the transfer of the license to a
573 lessee, and the application shall be approved by the division if
574 the lessee meets the applicable licensing requirements of the
575 Beverage Law.

576 (b) Upon termination of a lease, the lessee shall
577 immediately notify the division to transfer the license back to
578 the authority or the governmental agency operating the
579 Gainesville Regional Airport. Upon failure of a lessee to notify
580 the division, the authority or the governmental agency operating
581 Gainesville Regional Airport shall immediately request the
582 division in writing to transfer the license back to the
583 authority or other governmental agency operating the Gainesville
584 Regional Airport. Thereafter, the beverage license may be
585 transferred to any lessee meeting qualification standards for
586 licensure under the Beverage Law.

587 (c) Upon termination of a lease for any reason or other
588 disqualification, the license shall automatically revert by
589 operation of law to the authority or governmental agency
590 operating the Gainesville Regional Airport.

591 (3) Each beverage license shall be for the term and
592 subject to the same privileges or renewal as provided in
593 sections 561.26 and 561.27, Florida Statutes. All provisions of
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594 the Beverage Law not inconsistent with this act shall apply to
595 the license.

596 (4) This section does not preclude other persons operating
597 on property of the authority from acquiring an alcoholic
598 beverage license for use on its premises pursuant to general
599 law.

600 Section 14. Purchasing and award of contracts.--Purchasing
601 and award of contracts shall be consistent with the authority's
602 purchasing policy and general law.

603 Section 15. Discrimination prohibited.--

604 (1) The authority and its lessees, including successors in
605 interest, shall not because of race, color, sex, religion,
606 national origin, age, or disability of any individual refuse to
607 hire, employ, bar, or discharge from employment such individual
608 or to otherwise discriminate against such individual with
609 respect to compensation, hire, tenure, terms, conditions, or
610 privileges of employment.

611 (2) No person on the grounds of race, color, sex,
612 religion, national origin, age, or disability shall be excluded
613 from the participation in, denied the benefits of, or otherwise
614 subjected to discrimination in the use of leased premises of the
615 authority.

616 (3) In furnishing services or materials, or in the
617 construction of any improvements, no person shall be excluded
618 from participation in, denied the benefits of, or otherwise
619 subjected to discrimination with respect thereto.

620 (4) This section does not supersede or preempt any state
621 or local laws prohibiting discrimination. The authority and its
622 officers, employees, and agents shall be subject to federal,
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623 state, and local laws prohibiting discrimination to the extent
624 provided by such laws.

625 Section 16. Litigation.--Nothing herein shall interfere
626 with any legal action filed by or against the city or
627 predecessor or predecessors of the authority. The authority may
628 become a party in any such action as provided by law. Nothing
629 herein shall impair the right of the city or the authority to
630 initiate, pursue, or defend litigation.

631 Section 17. Severability.--If any provision of this act or
632 the application thereof to any person or circumstance is held
633 invalid, the invalidity shall not affect other provisions or
634 applications of the act which can be given effect without the
635 invalid provisions or applications, and to this end the
636 provisions of this act are declared severable.

637 Section 4. Chapters 86-469, 89-433, and 95-457, Laws of
638 Florida, are repealed.

639 Section 5. This act does not supersede any state or
640 federal laws or any state or federal grant assurances.

641 Section 6. This act shall take effect upon becoming a law.

642
643

644 ===== T I T L E A M E N D M E N T =====

645 Remove line(s) the entire title and insert:

646 A bill to be entitled

647 An act relating to the Gainesville-Alachua County Regional
648 Airport Authority; codifying, reenacting, amending, and
649 repealing chapters 86-469, 89-433, and 95-457, Laws of
650 Florida, relating to the authority; providing a short
651 title; providing definitions; providing purpose of the

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652 authority; providing for membership, organization,
653 restrictions, and powers and duties of the authority;
654 requiring a budget; specifying relationship between the
655 authority and local governments; providing for conveyance
656 of land to the authority; authorizing issuance of bonds;
657 specifying covenant of the state; authorizing an alcoholic
658 beverage license; providing for purchasing and award of
659 contracts; prohibiting discrimination; authorizing the
660 right to sue and be sued; providing for severability;
661 prohibiting supersession of certain laws and grant
662 assurances; providing an effective date.