

By: Janek

S.B. No. 1887

Substitute the following for S.B. No. 1887:

By: Talton

C.S.S.B. No. 1887

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the board of directors and the powers and duties of the  
3 Westchase Area Management District.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 376.050, Local Government Code, is  
6 amended to read as follows:

7 Sec. 376.050. APPOINTMENT OF DIRECTORS; VACANCY. The  
8 mayor and members of the governing body of the municipality shall  
9 appoint directors from persons recommended by the board. A vacancy  
10 in the office of director because of the death, resignation, or  
11 removal of a director shall be filled by the remaining members of  
12 the board by appointing a qualified person for the unexpired term.  
13 The mayor and members of the governing body of the municipality  
14 shall consider for appointment ~~appoint~~ as directors ~~for the~~  
15 ~~positions indicated~~ persons representing the following interests:

16 (1) ~~[positions 1, 11, and 12 must represent]~~ owners of  
17 multifamily rental housing with a minimum of 200 rental units;

18 (2) lessees ~~[position 2 must be a lessee]~~ of office  
19 space of at least 30,000 square feet of rentable area;

20 (3) ~~[positions 9 and 10 must represent]~~ owners of  
21 office facilities with a minimum of 500 employees or taxable value  
22 in excess of \$10 million;

23 (4) ~~[positions 8, 13, and 14 must represent]~~ owners of  
24 multitenant office buildings;

1           (5) [~~position 15 must represent~~] owners of multitenant  
2 retail property or major retail tenants [~~of 20,000 square feet or~~  
3 ~~more~~];

4           (6) [~~position 16 must represent~~] owners of temporary  
5 lodging facilities with on-site food service;

6           (7) [~~position 17 must represent~~] owners of undeveloped  
7 property with a contiguous area of 5 acres or more; and

8           (8) [~~positions 3, 4, 5, 6, and 7 must represent the~~  
9 ~~district at large and~~] any other person qualified to serve on the  
10 board as provided by Section 375.063 to represent the district at  
11 large [~~may be appointed for those positions~~].

12           SECTION 2. Subchapter B, Chapter 376, Local Government  
13 Code, is amended by adding Section 376.066 to read as follows:

14           Sec. 376.066. CONFERENCE AND CONVOCATION CENTERS. The  
15 district may finance, acquire, lease as a lessor or lessee,  
16 construct, improve, operate, or maintain conference and  
17 convocation centers and supporting facilities. The district may  
18 enter into a long-term operating agreement with any person for the  
19 center or facility.

20           SECTION 3. (a) The legislature validates and confirms all  
21 governmental acts and proceedings of the Westchase Area Management  
22 District and the district's board of directors that occurred before  
23 the effective date of this Act.

24           (b) This section does not apply to any matter that on the  
25 effective date of this Act:

26           (1) is involved in litigation, if the litigation  
27 ultimately results in the matter being held invalid by a final

1 judgment of a court with jurisdiction; or

2 (2) has been held invalid by a court with  
3 jurisdiction.

4 SECTION 4. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect September 1, 2003.