

By: Hinojosa, Zaffirini

S.B. No. 835

A BILL TO BE ENTITLED

AN ACT

relating to powers of the Port of Corpus Christi Authority of Nueces County, Texas, pertaining to land in and adjacent to Naval Station Ingleside.

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

SECTION 1. Chapter 397, Acts of the 68th Legislature, Regular Session, 1983, is amended by amending Section 1 and adding Sections 1A and 4B to read as follows:

Sec. 1. DEFINITIONS. In this Act:

(1) "Adjacent property" means the approximately 433 acres that the authority owns in San Patricio County that is bounded on the east by the western boundary of Naval Station Ingleside, on the north by Farm-to-Market Road 1069, on the west by the city limits of the City of Ingleside on the Bay, and on the south by the city limits of the City of Ingleside on the Bay and the north shoreline of Corpus Christi Bay. The term does not include property that the authority purchased from this state under Article 8225, Revised Statutes, or that was granted to the authority by this state under any general or special Act.

(2) "Authority" means the Port of Corpus Christi Authority of Nueces County, Texas.

(3) "Naval property" means:

(A) the approximately 576.615 acres of land and submerged land in San Patricio and Nueces Counties, improvements,

1 and personal property, if any, that revert to the authority when  
2 Naval Station Ingleside closes, other than property that the  
3 authority purchased from this state under Article 8225, Revised  
4 Statutes, or that was granted to the authority by this state under  
5 any general or special Act; and

6 (B) the adjacent property.

7 (4) "Port commission" means the governing body of the  
8 authority.

9 Sec. 1A. COMPOSITION OF PORT COMMISSION. The port  
10 commission [~~of the Port of Corpus Christi Authority of Nueces~~  
11 ~~County, Texas,~~] is composed of seven members.

12 Sec. 4B. USE AND DISPOSITION OF NAVAL PROPERTY. (a) The  
13 authority may use the naval property in ways that replace and  
14 enhance the economic benefits generated by Naval Station Ingleside  
15 through diversified activities, including uses to foster:

16 (1) the creation and retention of new jobs;

17 (2) economic development;

18 (3) industry;

19 (4) commerce;

20 (5) manufacturing;

21 (6) housing;

22 (7) recreation; and

23 (8) the installation of infrastructure on the naval  
24 property.

25 (b) The authority may contract with another person for  
26 assistance in accomplishing the purposes of this section by  
27 competitive bidding or negotiated contract as the port commission

1 considers appropriate, desirable, and in the best interests of the  
2 authority.

3 (c) The port commission may declare any portion of the naval  
4 property not needed for a navigation-related project surplus  
5 property and may sell or lease the surplus property on terms the  
6 port commission considers advisable to carry out the purposes of  
7 this Act.

8 (d) Notwithstanding any other law, and subject to the terms  
9 of this subsection, the authority may sell or lease property  
10 declared surplus under this section with or without public bidding.  
11 Naval property declared surplus under this section may not be sold  
12 in a private sale for less than its fair market value. The  
13 authority shall obtain an appraisal of the surplus property, and  
14 the appraisal is conclusive evidence of the surplus property's fair  
15 market value.

16 (e) This section is cumulative of and in addition to other  
17 law applicable to or affecting the authority. This section does not  
18 limit the power of the authority to use other law not in conflict  
19 with this Act to the extent necessary or convenient to carry out a  
20 power expressly or impliedly granted by this section.

21 SECTION 2. This Act takes effect immediately if it receives  
22 a vote of two-thirds of all the members elected to each house, as  
23 provided by Section 39, Article III, Texas Constitution. If this  
24 Act does not receive the vote necessary for immediate effect, this  
25 Act takes effect September 1, 2009.