

1 HB491  
2 126895-2  
3 By Representative Millican (N & P)  
4 RFD: Local Legislation  
5 First Read: 12-APR-11

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the City of Winfield in Marion County;  
14 to authorize the city council to create a theater board; to  
15 provide for members and vacancies; to provide terms; to  
16 provide for the duties of the board; to provide for funding  
17 under certain conditions; and to ratify and confirm any  
18 expenditures made prior to the effective date of this act.  
19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. (a) The City Council of Winfield in  
21 Marion County may create a theater board to oversee the  
22 maintenance and operation of the Pastime Theater.

23 (b) The board shall be composed of seven members  
24 appointed by the city council. The members of the board shall  
25 elect a chair. In the event of any vacancy on the board, the  
26 city council shall appoint a person to fill the vacancy.

1 (c) The members of the board shall serve for  
2 three-year terms with the first terms being staggered by the  
3 council.

4 (d) The board shall have all of the following  
5 duties:

6 (1) Handle the day-to-day operation of the theater.

7 (2) Enter into contracts on behalf of the theater  
8 and schedule events on behalf of the theater.

9 (3)a. No later than September 1 of each year,  
10 prepare a detailed budget on an annual basis for review and  
11 approval by the city council.

12 b. Any expenditures in excess of the budget shall be  
13 presented to the city council for review and approval prior to  
14 the expenditure being made.

15 (4) Seek prior approval from the city council for  
16 any capital improvements, expenditures, or purchases in excess  
17 of seven thousand five hundred dollars (\$7,500).

18 (5) Seek prior consent and approval by the city  
19 council of any and all grant requests and applications.

20 (e) The city council shall place in its budget for  
21 the city a line-item for funding the theater, as funds are  
22 available, as well as amounts to cover the cost of insurance  
23 and facility utilities.

24 Section 2. Any expenditures made by the board or the  
25 city council on behalf of the Pastime Theater prior to the  
26 effective date of this act are ratified and confirmed.

1                   Section 3. This act shall become effective on the  
2 first day of the third month following its passage and  
3 approval by the Governor, or its otherwise becoming law.