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I N S E N A T E

May 20, 2010

Introduced by Sens. LARKIN, BONACIC, MORAHAN -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to increasing the membership of the Orange county water authority

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 1 of section 1199-dd of the public authorities
2 law, as added by chapter 709 of the laws of 1987, is amended to read as
3 follows:
4 1. A public corporation, to be known as the "Orange county water
5 authority" is hereby created for the public purposes and charged with
6 the duties and having the powers provided in this title. The authority
7 shall be a body corporate and politic constituting a public benefit
8 corporation and shall be a "public district" for purposes of section
9 eighty-nine-1 of the public service law, the objects of which in the
10 judgment of the legislature cannot be attained under general laws. It
11 shall consist of [five] SEVEN members, who shall be residents of the
12 county and be appointed by the county executive. All members so
13 appointed shall be subject to confirmation by the county legislature.
14 The first members appointed by the county executive shall be appointed
15 for the following terms of office: two for a term ending on December
16 thirty-first of the second year following the year in which this title
17 shall have become law; [and] three for a term ending on December thir-
18 ty-first of the third year following the year in which this title shall
19 have become law; ONE FOR A TERM ENDING ON DECEMBER THIRTY-FIRST, TWO
20 THOUSAND TWELVE; AND ONE FOR A TERM ENDING ON DECEMBER THIRTY-FIRST, TWO
21 THOUSAND THIRTEEN. Subsequent appointments of members shall be made for
22 a term of two years ending in each case on December thirty-first of the
23 last year of such term. All members shall continue to hold office until
24 their successors are appointed and qualify. Vacancies shall be filled
25 in the manner provided for original appointment. Vacancies, occurring
26 otherwise than by expiration of term of office, shall be filled by
27 appointment for the unexpired terms. Members may be removed from office

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

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1 for the same reasons and in the same manner as may be provided by law
2 for the removal of officers of the county. The members of the authority
3 shall receive no compensation for their services, but shall be reim-
4 bursed for all their actual and necessary expenses incurred in
5 connection with the carrying out of the purposes of this title. The
6 powers of the authority shall be vested in and be exercised by the
7 governing body at a meeting duly called and held where a quorum of
8 [three] FOUR members are present. No action shall be taken except pursu-
9 ant to the favorable vote of at least [three] FOUR members. The govern-
10 ing body may delegate to one or more of its members, officers, agents or
11 employees such powers and duties as it may deem proper.
12 S 2. This act shall take effect immediately.