S T A T E O F N E W Y O R K

3152

2011-2012 Regular Sessions

I N A S S E M B L Y

January 24, 2011

Introduced by M. of A. CALHOUN -- read once and referred 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:

Section 1. Subdivision 1 of section 1199-dd of the public authorities law, as added by chapter 709 of the laws of 1987, is amended to read as follows:

1. A public corporation, to be known as the "Orange county water authority" is hereby created for the public purposes and charged with the duties and having the powers provided in this title. The authority shall be a body corporate and politic constituting a public benefit corporation and shall be a "public district" for purposes of section eighty-nine-l of the public service law, the objects of which in the judgment of the legislature cannot be attained under general laws. It shall consist of [five] SEVEN members, who shall be residents of the county and be appointed by the county executive. All members so appointed shall be subject to confirmation by the county legislature. The first members appointed by the county executive shall be appointed for the following terms of office: two for a term ending on December thirty-first of the second year following the year in which this title shall have become law; [and] three for a term ending on December thirty-first of the third year following the year in which this title shall have become law; ONE FOR A TERM ENDING ON DECEMBER THIRTY-FIRST, TWO THOUSAND THIRTEEN; AND ONE FOR A TERM ENDING ON DECEMBER THIRTY-FIRST, TWO THOUSAND FOURTEEN. Subsequent appointments of members shall be made for a term of two years ending in each case on December thirty-first of the last year of such term. All members shall continue to hold office until their successors are appointed and qualify. Vacancies shall be filled in the manner provided for original appointment. Vacancies,

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

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occurring otherwise than by expiration of term of office, shall be filled by appointment for the unexpired terms. Members may be removed from office for the same reasons and in the same manner as may be provided by law for the removal of officers of the county. The members of the authority shall receive no compensation for their services, but shall be reimbursed for all their actual and necessary expenses incurred in connection with the carrying out of the purposes of this title. The powers of the authority shall be vested in and be exercised by the governing body at a meeting duly called and held where a quorum of [three] FOUR members are present. No action shall be taken except pursuant to the favorable vote of at least [three] FOUR members. The governing body may delegate to one or more of its members, officers, agents or employees such powers and duties as it may deem proper.

S 2. This act shall take effect immediately.