

5437

2011-2012 Regular Sessions

I N S E N A T E

May 20, 2011

Introduced by Sen. LARKIN -- 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 THIRTEEN; AND ONE FOR A TERM ENDING ON DECEMBER THIRTY-FIRST,
21 TWO THOUSAND FOURTEEN. Subsequent appointments of members shall be made
22 for a term of two years ending in each case on December thirty-first of
23 the last year of such term. All members shall continue to hold office
24 until their successors are appointed and qualify. Vacancies shall be

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

LBD02802-01-1

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