

S. 6934

A. 9234

S E N A T E - A S S E M B L Y

April 2, 2014

IN SENATE -- Introduced by Sen. MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Corporations, Authorities and Commissions

IN ASSEMBLY -- Introduced by M. of A. McDONALD -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to the membership of the Saratoga 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-ddd of the public authorities
2 law, as amended by chapter 184 of the laws of 1995, is amended to read
3 as follows:
4 1. A public corporation known as the "Saratoga county water authority"
5 is hereby created for the public purposes and charged with the duties
6 and having the powers provided in this title. The authority shall be a
7 corporate governmental agency constituting a public benefit corporation
8 and shall be a "public district" for the purposes of section eighty-
9 nine-1 of the public service law. The authority shall be governed by a
10 board consisting of seven members, who shall be residents of the county
11 and be appointed by the chairman of the board of supervisors and
12 confirmed by the board of supervisors. At least four members shall be
13 elected officials. The first members appointed shall be appointed for
14 the following terms: four for a term ending on December thirty-first,
15 nineteen hundred ninety-six; three for a term ending on December thir-
16 ty-first, nineteen hundred ninety-seven. Subsequent appointment of
17 members shall be made in the same manner, except that at least [one
18 member] *THREE MEMBERS* shall be [a resident] *RESIDENTS* of [each munici-
19 pality] *MUNICIPALITIES* with which the authority has service or distrib-
20 ution contracts, *WHICH MEMBERS MAY BE ONE OR MORE OF THE AFOREMENTIONED*
21 *ELECTED OFFICIALS*, and for terms of two years ending in each case on
22 December thirty-first of the last year of such term. All members shall
23 continue to hold office until their successors are appointed and have
24 qualified. Vacancies shall be filled in the manner provided for

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

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1 original appointment. Vacancies occurring otherwise than by expiration
2 of terms of office, shall be filled by appointment for the unexpired
3 terms. Members may be removed from office for the same reasons and in
4 the same manner as may be provided by law for the removal of officers of
5 the county. In addition, members may be removed from office by the board
6 of supervisors for inefficiency, neglect of duty or misconduct in
7 office, after the board of supervisors has given such member a copy of
8 the charges against him and opportunity to be heard in person or by
9 counsel in his defense, upon not less than ten days notice. If a member
10 fails to attend three consecutive regular meetings of the authority,
11 unless such absence is for good cause and is excused by the chairperson
12 of the authority or other presiding officer, or in the case of the
13 chairperson of the authority, by the chairperson of the board of super-
14 visors, the office may be deemed vacant for the purposes of the nomi-
15 nation and appointment of a successor. The members of the authority
16 shall receive no salary from the authority. Members and officers shall
17 be entitled to reimbursement of their actual and necessary expenses
18 including travel expenses, incurred in the discharge of their duties.
19 S 2. This act shall take effect immediately.