



General Assembly

January Session, 2001

Raised Bill No. 1276

LCO No. 4139

Referred to Committee on Program Review and Investigations

Introduced by:
(PRI)

***AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE
LEGISLATIVE PROGRAM REVIEW AND INVESTIGATIONS
COMMITTEE CONCERNING BRADLEY INTERNATIONAL AIRPORT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 15-101k of the general statutes is repealed and the
2 following is substituted in lieu thereof:

3 It is found and determined that the acquisition and construction of a
4 modern and improved Bradley International Airport, including, but
5 not limited to renovation and expansion of passenger terminal
6 facilities, improvements to sewer and water delivery systems,
7 installation of enplaning and deplaning devices, construction of new
8 auto parking structures, improvements to the runway and taxiway
9 system, expansion of the aircraft apron area adjacent to the passenger
10 terminal and construction, renovation and expansion of any self-
11 sustaining special facilities appurtenant thereto, including facilities for
12 the provision of cargo, aircraft maintenance, hotel, and other aviation-
13 related functions, are an important inducement for industrial and
14 commercial enterprises to remain or locate in this state and therefore
15 for the benefit of the people of the state, and for the increase of their

16 commerce, welfare and prosperity, the necessity in the public interest
17 of providing such improved facilities is hereby declared as a matter of
18 legislative determination. Further, it is found and determined that
19 Bradley International Airport requires a business focus and an
20 entrepreneurial approach to its management and development that
21 infuses a competitive approach and promotes economic development
22 and growth as well as efficiency, effectiveness, safety and convenience.
23 To achieve such objectives, the General Assembly determines that
24 Bradley International Airport, operating as an enterprise fund, shall be
25 organized in a manner that incorporates such entrepreneurial
26 approach and shall be exempt from such regulatory policies and
27 procedures as hinder its ability to respond quickly, act competitively
28 and seize opportunities for growth.

29 Sec. 2. (NEW) (a) There is established a board of directors to oversee
30 the operations of Bradley International Airport. The board shall be
31 comprised of seven members. Such members shall be prominent and
32 experienced leaders from business and industry central to the growth
33 of the state and the airport's regional service area. No member may
34 have a financial interest in the airport or its concessions.

35 (b) All members of the board of directors shall be appointed by the
36 governor and approved by the General Assembly for four-year
37 staggered terms. On October 1, 2001, the Governor shall appoint three
38 members who shall serve until July 1, 2005, two members who shall
39 serve until July 1, 2004, and two members who shall serve until July 1,
40 2003. Thereafter, members shall serve four-year terms. The
41 Commissioners of Transportation and Economic and Community
42 Development shall be ex-officio voting members.

43 (c) Each member of the board of directors shall be eligible for
44 reappointment. A member who misses three consecutive meetings
45 shall be deemed to have resigned and the Governor shall immediately
46 appoint a new member to fill such vacancy.

47 (d) The administrative functions of the board of directors shall be

48 performed at the headquarters of the Department of Transportation
49 and the costs thereof may be reimbursed from the Enterprise Fund.

50 Sec. 3. (NEW) (a) The Bradley International Airport board of
51 directors shall develop a vision and mission statement that promotes
52 economic development as well as efficiency, effectiveness, safety and
53 convenience. The purpose of these statements shall be to set a direction
54 for Bradley International Airport that establishes it as a competitive
55 and thriving enterprise that drives the economic development of the
56 region.

57 (b) The board of directors shall establish goals and objectives that
58 foster economic development and growth and shall ensure that
59 Bradley International Airport, operating as an enterprise fund, be
60 organized in a fashion that incorporates the entrepreneurial approach
61 as set forth in section 15-101k of the general statutes, as amended by
62 this act.

63 (c) The board of directors shall evaluate capital projects by assessing
64 the risk factors versus the returns on the investment of such projects.

65 Sec. 4. The Commissioner of Transportation shall be the chief
66 administrative officer of Bradley International Airport, reporting
67 directly to the Bradley International Airport board of directors until
68 January 1, 2003. The board shall develop a job description for a Bradley
69 International Airport chief executive officer not later than January 1,
70 2003. The qualifications may include, but are not limited to, experience
71 in airport administration, finance and budgeting, planning and
72 business development. The board shall develop job descriptions for
73 directors of such other divisions as the board may establish. The
74 authorized employee positions filled by the board shall not be
75 considered classified service positions and such employees shall serve
76 at the will of the board.

77 Sec. 5. (NEW) Bradley International Airport shall be reorganized to
78 add a business development approach. It shall establish a business

79 development division in its organizational structure. The division shall
80 be headed by a director of business development with knowledge,
81 background and skills in economic development and business
82 expansion. The business development division shall be responsible for
83 nonairside operations including: (1) Retail and concessions; (2) on and
84 off-airport economic development; (3) airline and lease agreements; (4)
85 marketing and public affairs; (5) community affairs; and (6) customer
86 relations.

87 Sec. 6. (NEW) The Bradley International Airport shall have the
88 following powers and duties:

89 (1) Adopt a mission and vision statement for Bradley International
90 Airport;

91 (2) Approve the operating and capital budget for Bradley
92 International Airport and monitor the airport's indebtedness;

93 (3) Approve all airport policies and procedures;

94 (4) Employ staff and consultants as necessary to oversee and
95 manage Bradley International Airport;

96 (5) Establish goals and objectives for the airport and for key
97 management staff and track performance;

98 (6) Establish and implement by June 1, 2002, an organizational
99 structure for Bradley International Airport that, at a minimum,
100 includes divisions for operations, finance, business development and
101 planning and project development, each of which shall be headed by a
102 director;

103 (7) Direct the development and implementation of Bradley
104 International Airport's master, layout, strategic, business, marketing
105 and customer service plans;

106 (8) Approve all airport contracts and use agreements whose value

107 exceeds one hundred thousand dollars;

108 (9) Direct commercial development for the airport;

109 (10) Direct the economic development focus including seeking out
110 and promoting grant and loan incentives for businesses to locate or
111 expand within the Bradley International Airport service area;

112 (11) Direct efforts to maximize revenue productions; and

113 (12) Periodically review all policies and procedures that impact
114 Bradley International Airport operations and where constraints are
115 identified that hamper the airport's ability to act quickly or prevent
116 growth opportunities, the board shall seek an exemption to
117 compliance.

118 Sec. 7. Section 15-101l of the general statutes is repealed and the
119 following is substituted in lieu thereof:

120 (a) The [State Bond Commission] Bradley International Airport
121 board of directors may authorize the issuance of bonds of the state in
122 one or more series and in principal amounts necessary to carry out the
123 purposes of sections 15-101k to 15-101p, inclusive, as amended by this
124 act. [, but not in excess of the aggregate amount of two hundred
125 ninety-four million dollars, provided any special obligation bonds
126 issued to finance self-sustaining special facilities payable solely from
127 revenues derived from such special facilities and not payable from
128 gross operating revenues pledged to secure bonds issued pursuant to
129 an indenture of trust dated as of October 1, 1982, as amended from
130 time to time, shall not be included in calculating said maximum
131 aggregate amount of bonds.]

132 (b) Bonds issued pursuant to subsection (a) of this section shall be
133 special obligations of the state and shall not be payable from nor
134 charged upon any funds other than the revenues pledged to the
135 payment thereof, nor shall the state or any political subdivision thereof
136 be subject to any liability thereon except to the extent of such pledged

137 revenues. The issuance of bonds under the provisions of sections 15-
138 101k to 15-101p, inclusive, as amended by this act, shall not directly or
139 indirectly or contingently obligate the state or any political subdivision
140 thereof to levy or to pledge any form of taxation whatever therefor or
141 to make any appropriation for their payment. The bonds shall not
142 constitute a charge, lien or encumbrance, legal or equitable, upon any
143 property of the state or of any political subdivision thereof, except the
144 property mortgaged or otherwise encumbered under the provisions
145 and for the purposes of sections 15-101k to 15-101p, inclusive, as
146 amended by this act. The substance of such limitation shall be plainly
147 stated on the face of each bond. Bonds issued pursuant to sections 15-
148 101k to 15-101p, inclusive, as amended by this act, shall not be subject
149 to any statutory limitation on the indebtedness of the state and such
150 bonds, when issued, shall not be included in computing the aggregate
151 indebtedness of the state in respect to and to the extent of any such
152 limitation.

153 (c) The bonds referred to in subsection (a) of this section may be
154 executed and delivered at such time or times, shall be dated, shall bear
155 interest at such rate or rates, including variable rates to be determined
156 in such manner as set forth in the proceedings authorizing the issuance
157 of the bonds, provide for payment of interest on such dates, whether
158 before or at maturity, shall mature at such time or times not exceeding
159 forty years from their date, have such rank or priority, be payable in
160 such medium of payment, be issued in coupon, registered or book
161 entry form, carry such registration and transfer privileges and be
162 subject to purchase or redemption before maturity at such price or
163 prices and under such terms and conditions, including the condition
164 that such bonds be subject to purchase or redemption on the demand
165 of the owner thereof, all as may be provided by the [State Bond
166 Commission] board of directors. The [State Bond Commission] board
167 of directors shall determine the form of the bonds, including any
168 interest coupons to be attached thereto, the manner of execution of the
169 bonds, the denomination or denominations of the bonds and the place
170 or places of payment of principal and interest, which may be at any

171 bank or trust company within or without the state. Prior to the
172 preparation of definitive bonds, the [State Bond Commission] board of
173 directors may, under like restrictions, issue interim receipts or
174 temporary bonds, with or without coupons, exchangeable for
175 definitive bonds when such bonds have been executed and are
176 available for delivery. If any of the officers whose signatures appear on
177 the bonds or coupons cease to be officers before the delivery of any
178 such bonds, such signatures shall, nevertheless, be valid and sufficient
179 for all purposes, the same as if they had remained in office until
180 delivery.

181 (d) Any bonds issued under the authority of sections 15-101k to 15-
182 101p, inclusive, as amended by this act, may be sold at public sale on
183 sealed proposals or by negotiation in such manner, at such price and at
184 such time or times as may be determined by the Treasurer to be most
185 advantageous, subject to the approval of the [State Bond Commission]
186 board of directors. The state may pay from the proceeds of the bonds
187 all costs and expenses which the Treasurer may deem necessary or
188 advantageous in connection with the authorization, sale and issuance
189 thereof, including the cost of interest on any short-term financing
190 authorized under subsection (b) of section 15-101n.

191 (e) The principal of and interest on any bonds issued pursuant to
192 subsection (a) of this section shall be secured by a pledge of the
193 revenues out of which such bonds shall be made payable. They may be
194 secured by a mortgage covering all or any part of the project from
195 which the revenues so pledged may be derived or by a pledge of one
196 or more leases, sale contracts or loan agreements with respect to such
197 project or by a pledge of one or more notes, debentures, bonds or other
198 secured or unsecured debt obligations of any lessee or contracting
199 party under a loan agreement or sale contract or by a pledge of reserve
200 and sinking funds established pursuant to the resolution authorizing
201 the issuance of the bonds and any other funds and accounts, including
202 proceeds from investment of any of the foregoing, established
203 pursuant to this chapter or the proceedings authorizing the issuance of

204 such bonds, and by moneys paid under a credit facility, including but
205 not limited to, a letter of credit or policy of bond insurance, issued by a
206 financial institution pursuant to an agreement authorized by such
207 proceedings.

208 (f) The proceedings under which the bonds are authorized to be
209 issued pursuant to subsection (a) of this section, and any mortgage
210 given to secure the same, may, subject to the provisions of the general
211 statutes, contain any agreements and provisions customarily contained
212 in instruments securing bonds, including, but not limited to: (1)
213 Provisions respecting custody of the proceeds from the sale of the
214 bonds, including their investment and reinvestment until used for the
215 cost of the project; (2) provisions respecting the fixing and collection of
216 rents or payments with respect to the facilities of Bradley International
217 Airport; (3) the terms to be incorporated in the lease, sale contract or
218 loan agreement with respect to the project; (4) the maintenance and
219 insurance of the project; (5) the creation, maintenance, custody,
220 investment and reinvestment and use of the revenues derived from the
221 operation of Bradley International Airport; (6) establishment of
222 reserves or sinking funds, and such accounts thereunder as may be
223 established by the [State Bond Commission] board of directors, and the
224 regulation and disposition thereof; (7) the rights and remedies
225 available in case of a default to the bondholders or to any trustee under
226 any lease, sale contract, loan agreement, mortgage or trust indenture;
227 (8) reimbursement agreements or similar agreements in connection
228 with credit facilities including, but not limited to, letters of credit or
229 policies of bond insurance, remarketing agreements and agreements
230 for the purpose of moderating interest rate fluctuations, and of such
231 other agreements entered into pursuant to section 3-20a; (9) provisions
232 for the issuance of additional bonds on a parity with bonds theretofore
233 issued, including establishment of coverage requirements with respect
234 thereto; and (10) provisions or covenants of like or different character
235 from the foregoing which are consistent with the provisions of this
236 chapter and which the [State Bond Commission] board of directors
237 determines in such proceedings are necessary, convenient or desirable

238 in order to better secure the bonds or bond anticipation notes, or will
239 tend to make the bonds or bond anticipation notes more marketable,
240 and which are in the best interests of the state. The proceedings under
241 which the bonds are authorized, and any mortgage given to secure the
242 same, may further provide that any cash balances not necessary (A) to
243 pay the cost of maintaining, repairing and operating the facilities of
244 Bradley International Airport, (B) to pay the principal of and interest
245 on the bonds as the same shall become due and payable, and (C) to
246 create and maintain reserve and sinking funds as provided in any
247 authorizing resolution, shall be deposited into the General Fund of the
248 state at designated intervals, or be deposited in a Bradley International
249 Airport working fund to be held in trust by the treasurer and applied
250 to future debt service requirements.

251 (g) In the discretion of the [State Bond Commission] board of
252 directors, bonds issued pursuant to subsection (a) of this section may
253 be secured by a trust indenture by and between the state and a
254 corporate trustee, which may be any trust company or bank having the
255 powers of a trust company within or without the state. Such trust
256 indenture may contain such provisions for protecting and enforcing
257 the rights and remedies of the bondholders as may be reasonable and
258 proper and not in violation of law, including covenants setting forth
259 the duties of the state in relation to the exercise of its powers pursuant
260 to sections 15-101k to 15-101p, inclusive, as amended by this act, and
261 the custody, safeguarding and application of all moneys. After July 1,
262 2001, no such trust indenture shall contain provisions requiring
263 approval of the State Bond Commission each time capital
264 improvement funds are to be expended for Bradley International
265 Airport. The state may provide by such trust indenture for the
266 payment of the proceeds of the bonds and the revenues from the
267 operation of Bradley International Airport to the trustee under such
268 trust indenture or other depository, and for the method of
269 disbursement thereof, with such safeguards and restrictions as it may
270 determine. All expenses incurred in carrying out such trust indenture
271 may be treated as a part of the operating expenses of the project. If the

272 bonds shall be secured by a trust indenture, the bondholders shall
273 have no authority to appoint a separate trustee to represent them.

274 (h) Any pledge made by the state shall be valid and binding from
275 the time when the pledge is made, and the revenues or property so
276 pledged and thereafter received by the state shall immediately be
277 subject to the lien of such pledge without any physical delivery thereof
278 or further act. The lien of any such pledge shall be valid and binding as
279 against all parties having claims of any kind in tort, contract, or
280 otherwise against the state, irrespective of whether such parties have
281 notice thereof. Neither the resolution nor any other instrument by
282 which a pledge is created need be recorded.

283 (i) The Treasurer shall have power out of any funds available
284 therefor to purchase bonds or notes of the state issued pursuant to this
285 section and section 15-101n. The Treasurer may hold, pledge, cancel or
286 resell such bonds, subject to and in accordance with agreements with
287 bondholders.

288 (j) Whether or not the notes and bonds are of such form and
289 character as to be negotiable instruments under the terms of the
290 Uniform Commercial Code, the notes and bonds are hereby made
291 negotiable instruments within the meaning of and for all purposes of
292 the Uniform Commercial Code, subject only to the provisions of the
293 notes and bonds for registration.

294 (k) Any moneys held by the Treasurer with respect to Bradley
295 International Airport, or by a trustee pursuant to a trust indenture,
296 subject to the provisions of such indenture, including proceeds from
297 the sale of any bonds and notes, and revenues, receipts and income
298 from the operation of Bradley International Airport may be invested
299 and reinvested in such obligations, securities, and other investments,
300 including without limitation participation certificates in the Short
301 Term Investment Fund created in section 3-27a, or deposited or
302 redeposited in such bank or banks, all as shall be authorized by the
303 [State Bond Commission] board of directors in the proceedings

304 authorizing the issuance of the bonds and notes.

305 (l) For the purposes of sections 15-101k to 15-101p, inclusive, as
306 amended by this act, the costs of the project payable out of the
307 proceeds of bonds issued pursuant to subsection (a) shall include: (i)
308 Expenses and obligations incurred for labor and materials in
309 connection with the construction of the project; (ii) the cost of
310 acquiring by purchase, if such purchase shall be deemed expedient,
311 and the amount of any award or final judgment in any proceedings to
312 acquire by condemnation, such land, property rights, rights-of-way,
313 franchises, easements and other interests in land as may be deemed
314 necessary or convenient in connection with such construction or with
315 the operation of the project, and the amount of any damages incident
316 thereto; (iii) the costs of all machinery and equipment acquired in
317 connection with the project; [] (iv) reserves for the payment of the
318 principal of and interest on any notes and bonds issued pursuant to
319 this section and section 15-101n, and interest accruing on any such
320 notes, during construction of the project and for six months after
321 completion of such construction; [] (v) initial working capital,
322 expenses of administration properly chargeable to the construction or
323 acquisition of the project, legal, architectural and engineering expenses
324 and fees, costs of audits, costs of preparing and issuing any notes and
325 bonds pursuant to this section and section 15-101n; [] and (vi) all other
326 items of expense not elsewhere specified incident to the planning,
327 acquisition and construction of the project or of the placing of the same
328 in operation.

329 [(m) None of the bonds authorized pursuant to subsection (a) of this
330 section, shall be issued and sold except upon a finding by the State
331 Bond Commission that there has been filed with it a request for such
332 authorization, which is signed by the Secretary of the Office of Policy
333 and Management or on his behalf and stating such terms and
334 conditions as said commission, in its discretion, may require.]

335 [(n)] (m) For purposes of sections 15-101k to 15-101p, inclusive, as

336 amended by this act, the term "project" shall refer to the renovations
337 and improvements to be acquired and constructed at Bradley
338 International Airport described in section 15-101k, as amended by this
339 act.

340 Sec. 8. Section 15-101m of the general statutes is repealed and the
341 following is substituted in lieu thereof:

342 (a) Subject to the provisions of the general statutes and resolution
343 authorizing the issuance of bonds pursuant to subsection (a) of section
344 15-101l, as amended by this act, the [Commissioner of Transportation]
345 Bradley International Airport board of directors is authorized to fix,
346 revise, charge and collect rates, rents, fees and charges for the use of
347 and for the services furnished or to be furnished by the facilities of
348 Bradley International Airport and to contract with any person,
349 partnership, association or corporation, or other body, public or
350 private, in respect thereof except that, the [commissioner] board of
351 directors shall not impose any fee, charge or commission on the gross
352 revenues of off-airport parking operators for the right to access said
353 airport that exceeds [five per cent of such gross revenues for calendar
354 quarters commencing on or after July 1, 1997, and prior to July 1, 1998,
355 and] four per cent of such gross revenues for calendar quarters
356 commencing on or after July 1, 1998. Such rates, rents, fees and charges
357 shall be fixed and adjusted in respect of the aggregate of rates, rents,
358 fees and charges from the operation of Bradley International Airport so
359 as to provide funds sufficient with other revenues or moneys available
360 therefor, if any, (1) to pay the cost of maintaining, repairing and
361 operating the facilities of Bradley International Airport and each and
362 every portion thereof, to the extent that the payment of such cost has
363 not otherwise been adequately provided for, (2) to pay the principal of
364 and the interest on any outstanding revenue obligations of the state
365 issued in respect of the project as the same shall become due and
366 payable, and (3) to create and maintain reserves and sinking funds
367 required or provided for in any resolution authorizing, or trust
368 agreement securing, such bonds. A sufficient amount of the revenues

369 as may be necessary to pay the cost of maintenance, repair and
370 operation and to provide reserves and for renewals, replacements,
371 extensions, enlargements and improvements as may be provided for in
372 the resolution authorizing the issuance of any bonds or in the trust
373 agreement securing the same, shall be set aside at such regular
374 intervals as may be provided in such resolution or trust agreement in a
375 reserve, sinking or other similar fund which is hereby pledged to, and
376 charged with, the payment of the principal of and the interest on such
377 bonds as the same shall become due, and the redemption price or the
378 purchase price of bonds retired by call or purchase as therein
379 provided. The use and disposition of moneys to the credit of such
380 reserve, sinking or other similar fund shall be subject to the provisions
381 of the resolution authorizing the issuance of such bonds or of such
382 trust agreement.

383 (b) The Department of Transportation shall designate the beginning
384 and ending dates of the fiscal year for the operation of Bradley
385 International Airport. Each year, within ninety days prior to the
386 beginning of the next ensuing fiscal year, the [Department of
387 Transportation] board of directors shall prepare and submit to the
388 Secretary of the Office of Policy and Management an annual operating
389 budget for Bradley International Airport for such fiscal year, providing
390 for (1) payment of the costs of maintaining, repairing and operating
391 the facilities of Bradley International Airport and each and every
392 portion thereof during such fiscal year, to the extent that the payment
393 of such costs has not otherwise been adequately provided for, (2) the
394 payment of the principal of and interest on any outstanding revenue
395 obligations of the state issued in respect of the project and becoming
396 due and payable in such fiscal year, and (3) the creation and
397 maintenance of reserves and sinking funds required or provided for in
398 any resolution authorizing, or trust agreement securing, such bonds.
399 Such annual operating budget shall include an estimate of revenues
400 from the rates, rents, fees and charges fixed by the [Department of
401 Transportation] board of directors pursuant to subsection (a), and from
402 any and all other sources, to meet the estimated expenditures of

403 Bradley International Airport for such fiscal year. [Within thirty days
404 prior to the first day of such fiscal year the Secretary of the Office of
405 Policy and Management shall approve said annual operating budget,
406 with such changes, amendments, additions and deletions as shall be
407 agreed upon prior to that date by the Department of Transportation
408 and the Secretary of the Office of Policy and Management. The annual
409 operating budget of Bradley International Airport as so approved shall
410 take effect as of the date of its approval.] The budget is submitted to
411 the Secretary of the Office of Policy and Management, and is not
412 subject to change by the secretary at any time during the fiscal year,
413 unless such change is approved by the board of directors. On or before
414 the twentieth day of each month, including the month next preceding
415 the first month of the fiscal year to which the annual operating budget
416 applies, the Treasurer or the trustee under any trust indenture securing
417 the bonds issued under subsection (a) of section 15-101l, as amended
418 by this act, shall pay to the Department of Transportation out of the
419 funds available for such purpose such amount as may be necessary to
420 make the amount then held by said department for the payment of
421 operating expenses of Bradley International Airport equal to such
422 amount as shall be necessary for the payment of such operating
423 expenses during the next ensuing two months, as shown by the annual
424 operating budget for such fiscal year. Except as otherwise provided in
425 sections 15-101k to 15-101p, inclusive, as amended by this act, either
426 expressly or by implication, all provisions of the general statutes
427 governing state employees and state property, and all other provisions
428 of the general statutes applicable to Bradley International Airport, shall
429 continue in effect. All pension, retirement or other similar benefits
430 vested or acquired at any time before or after July 1, 1981, with respect
431 to any state employees shall continue unaffected and as if the salaries
432 and wages of such employees continued to be paid out of the general
433 funds of the state.

434 (c) On the day the [Department of Transportation] board of
435 directors submits an annual operating budget for Bradley International
436 Airport to the Secretary of the Office of Policy and Management

437 pursuant to subsection (b) of this section, the [department] board shall
438 submit a copy of such budget to the joint standing committee of the
439 General Assembly having cognizance of matters relating to
440 appropriations and the budgets of state agencies, through the
441 legislative Office of Fiscal Analysis. [Upon the approval of the annual
442 operating budget, the department shall submit a copy of the budget as
443 so approved to said joint standing committee, through the Office of
444 Fiscal Analysis.]

445 Sec. 9. Section 15-101r of the general statutes is repealed and the
446 following is substituted in lieu thereof:

447 (a) There is created within the Department of Transportation, for
448 administrative purposes only, the Bradley International Airport
449 Community Commission to (1) oversee the development of Bradley
450 International Airport in an expeditious and efficient manner according
451 to the airport master plan, (2) develop policies in coordination with the
452 Department of Transportation to ensure that airport development
453 meets the social, economic and environmental needs and concerns of
454 the surrounding communities and the region as a whole and the
455 economic needs of the state, [and] (3) provide a forum for addressing
456 the issues, needs and concerns of the users of the airport and the
457 general public, (4) provide advice to the Bradley International Airport
458 board of directors and the airport management staff on project
459 development, including the airport master plan, (5) provide advice to
460 ensure the airport development meets community concerns, including
461 noise and traffic, and (6) provides a forum for addressing the issues,
462 needs and concerns of the users of the airport and the general public.

463 (b) The commission shall consist of [seventeen] eighteen members
464 appointed as follows: [Five] One member of the Bradley International
465 Airport board of directors appointed by such board, five members
466 appointed by the Governor with the advice and consent of the General
467 Assembly; two members appointed by the president pro tempore of
468 the Senate, one member appointed by the majority leader of the Senate,

469 one member appointed by the minority leader of the Senate, two
470 members appointed by the speaker of the House of Representatives,
471 one member appointed by the majority leader of the House of
472 Representatives, one member appointed by the minority leader of the
473 House of Representatives and four members, one each from the towns
474 of Windsor, Windsor Locks, East Granby and Suffield, appointed by
475 the chief elected official of each of these towns. No member of the
476 commission may be an employee of the state in a policy-making
477 position. The Commissioners of Transportation, Economic
478 Development and Environmental Protection shall serve as ex-officio,
479 nonvoting members of the commission. All appointments shall be
480 made in conformance with section 9-167a.

481 (c) On July 1, 1983, (1) the Governor shall appoint three members
482 who shall serve until July 1, 1987, and two members who shall serve
483 until July 1, 1985, (2) the president pro tempore of the Senate and the
484 speaker of the House of Representatives shall each appoint two
485 members who shall serve until July 1, 1985, (3) the minority leader of
486 the Senate and the minority leader of the House of Representatives
487 shall each appoint one member who shall serve until July 1, 1985, and
488 (4) the chief elected officials of Windsor, Windsor Locks, East Granby
489 and Suffield shall each appoint one member who shall serve until July
490 1, 1987. Thereafter, members shall serve for a term of four years.

491 (d) Members shall receive fifty dollars for each meeting of the
492 commission attended and shall be reimbursed for necessary expenses
493 incurred in the performance of their duties.

494 (e) The Governor shall appoint the chairperson of the commission
495 who shall not be an employee of the Department of Transportation.
496 The commission shall elect a vice-chairman and any other officers that
497 it deems necessary from among its membership. The powers of the
498 commission shall be vested in and exercised by not less than [nine] ten
499 members serving on the commission. This number shall constitute a
500 quorum and the affirmative vote of [six] seven members present at a

501 meeting of the commission shall be necessary for any action taken by
502 the commission.

503 (f) No member of the commission may have any financial interest in
504 the airport or any of its concessions.

505 Sec. 10. Section 15-101t of the general statutes is repealed and the
506 following is substituted in lieu thereof:

507 Notwithstanding the provisions of section 13a-95 and other statutes
508 related to competitive bidding procedures, the [Commissioner of
509 Transportation] Bradley International Airport board of directors may
510 direct the construction manager for the Bradley International Airport
511 terminal improvement and renovation project to solicit and prequalify
512 responsible and qualified contractors. The list of prequalified
513 contractors shall be approved by the [commissioner] board of
514 directors. The construction manager shall obtain bids on the different
515 construction elements of the project from the contractors on said list.
516 The construction manager shall evaluate all such bids that are fair and
517 reasonable with regard to the state's interest, from at least three
518 prequalified contractors, and make a recommendation for selection to
519 the [commissioner] board of directors. The [commissioner] board of
520 directors shall make the final selection and the construction manager
521 shall award the contract to the selected bidder. Any contractor
522 awarded said contract pursuant to this section shall be subject to the
523 same requirements concerning the furnishing of bonds as a contractor
524 awarded a contract pursuant to section 13a-95.

525 Sec. 11. (NEW) The Bradley International Airport board of directors
526 shall be exempt from the requirements of sections 13b-20c to 13b-20k,
527 inclusive, of the general statutes, and section 13b-20m of the general
528 statutes and any other statutes related to competitive bidding
529 procedures.

530 Sec. 12. (NEW) All employees of Bradley International Airport on or
531 before October 1, 2001, shall remain employees under the same

532 conditions as existed prior to such date. Employees hired after October
533 1, 2001, that report directly to the board of directors or who direct
534 divisions established by the board of directors and are funded through
535 the Bradley Enterprise Fund (1) shall be exempt from classified service,
536 and (2) shall not be considered employees, as defined in section 5-270
537 of the general statutes. The selection, hiring, promotion, compensation
538 and retirement of employees hired after October 1, 2001, shall be at the
539 authority of the board of directors and exempt from the provisions of
540 chapters 67 and 68 of the general statutes.

541 Sec. 13. (NEW) (a) Notwithstanding the provisions of section 4a-51
542 or 4a-52 of the general statutes, the Bradley International Airport board
543 of directors is authorized to (1) purchase supplies, materials,
544 equipment, contractual services, as defined in section 4a-50 of the
545 general statutes, (2) execute personal service agreements, as defined in
546 section 4-212 of the general statutes, and (3) lease and purchase
547 personal property in accordance with section 10a-151b of the general
548 statutes.

549 (b) Notwithstanding the provisions of sections 4-212 to 4-219,
550 inclusive, of the general statutes, and section 9 of public act 93-336, the
551 board of directors may enter into personal service agreements.

Statement of Purpose:

To implement the recommendations of the legislative program review and investigations committee concerning Bradley International Airport.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]