



General Assembly

February Session, 2002

Amendment

LCO No. 3339

SB0048103339SD0

Offered by:

SEN. PETERS, 20th Dist.

To: Senate Bill No. 481

File No. 135

Cal. No. 112

**"AN ACT CONCERNING THE SOUTHEASTERN CONNECTICUT
WATER AUTHORITY AND THE WATER PLANNING COUNCIL."**

1 Strike sections 1 to 3, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "Section 1. Subsections (a) and (b) of section 4 of number 381 of the
4 special acts of 1967, as amended by section 1 of number 206 of the
5 special acts of 1969, are amended to read as follows (*Effective from*
6 *passage*):

7 (a) The representative advisory board to the Southeastern
8 Connecticut Water Authority shall consist of two electors from each
9 town within the district who shall be appointed by the board of
10 selectmen or town council, as the case may be, on September 1, 1969,
11 and whose successors shall be so appointed on or before September
12 first biennially thereafter. One of such members of the advisory board
13 from each town shall be appointed by the members of the board of
14 selectmen or town council, as the case may be, of the political party

15 having the greatest representation on such board or council and the
16 other member of said advisory board shall be appointed by the
17 members of the board of selectmen or town council of the political
18 party having the next greatest representation. Nothing in this
19 subsection shall be construed to prohibit any member of the
20 Southeastern Connecticut Regional Council of Governments from
21 serving as a member of the representative advisory board. Members
22 shall serve for a term of two years and until their successors are
23 appointed and have qualified and shall serve without compensation.
24 They shall elect a chairman, a vice-chairman and a secretary and
25 establish such bylaws as they deem necessary. Members of the
26 advisory board shall not vote on any matter before the advisory board
27 other than in person.

28 (b) The advisory board shall meet at least quarterly with the
29 authority to review the progress and financial condition of the
30 authority, and may, as it deems necessary, call special meetings with
31 the authority to review such progress and financial condition and to
32 discuss issues relating to water supply and the operations of the
33 authority. The advisory board shall establish procedures and policies,
34 jointly with the authority, to govern the basis on which the authority
35 shall coordinate its activities to cooperatively develop the water supply
36 and distribution system necessary for an integrated regional water
37 supply system. The advisory board shall select the certified public
38 accountant to conduct the annual audit of the accounts, books and
39 records of the authority.

40 Sec. 2. Section 5 of number 381 of the special acts of 1967 is amended
41 to read as follows (*Effective from passage*):

42 A corporation known as the "Southeastern Connecticut Water
43 Authority" is created for the purposes, charged with the duties and
44 granted the powers provided in this act. The authority shall be a body
45 corporate and politic. The authority shall consist of [five] seven
46 members who shall not be members of the advisory board, all of
47 whom shall be residents of the district, [and who] Five members shall

48 be appointed directly by a majority of those members of the
49 representative advisory board present at a meeting at which two-thirds
50 of the membership of said advisory board are present. [, for terms of
51 five years and until their successors are appointed and have qualified,
52 except that of the] The remaining two members shall be appointed by
53 the representative advisory board, subject to the conditions described
54 in this section, from a slate of no fewer than three nominees provided
55 by the Southeastern Connecticut Regional Council of Governments.
56 The term of appointment shall be five years and until their successors
57 are appointed except that of the five members first appointed one shall
58 be appointed for a term of five years, one for a term of four years, one
59 for a term of three years, one for a term of two years and one for a term
60 of one year and the two members selected from nominees provided by
61 the Southeastern Connecticut Regional Council of Governments shall
62 be appointed for terms of four and three years, respectively. Not more
63 than [three] four members of the authority shall be members of the
64 same political party. Vacancies on the authority shall be filled by
65 appointments by the advisory board for the unexpired terms,
66 including the replacement of members nominated by the Southeastern
67 Connecticut Regional Council of Governments by selecting and
68 appointing new members from a slate of nominees provided by the
69 Southeastern Connecticut Regional Council of Governments. Members
70 of the authority may be removed from office by the advisory board for
71 cause. Members of the authority shall receive such compensation for
72 their services as shall be fixed by the advisory board and shall be
73 reimbursed for their necessary expenses incurred in the performance
74 of their duties. Nothing in this section shall be construed to prohibit
75 any member of the Southeastern Connecticut Regional Council of
76 Governments from serving as a member of the authority.

77 Sec. 3. Section 18 of number 381 of the special acts of 1967 is
78 amended to read as follows (*Effective from passage*):

79 (a) The authority, subject to any limitation on the amount of
80 revenues available to be expended for such purposes, and subject to
81 engineering and financial feasibility studies, shall plan, operate and

82 maintain a water supply system and, where necessary, construct water
83 supply systems for the Southeastern Connecticut Planning Region. In
84 no event is this act to be construed as requiring the authority to
85 construct a water supply system in any area where expected revenues
86 would not meet the expected expenditure for construction and
87 operation of such a water supply system, provided, on the written
88 request of the city council of the city of Groton, for the provision of
89 water, said authority shall immediately proceed to establish a source of
90 water supply for said city which will provide not less than four million
91 gallons of water per day and shall connect such source to the water
92 supply system of said city, the cost of such establishment and
93 connection to be borne by said authority.

94 (b) Notwithstanding any provision of subsection (a) of this section
95 or any other provision of any special act or general statute, the
96 authority shall, not later than July 1, 2003, either (1) amend or revise
97 such authority's last water supply plan for the Southeastern
98 Connecticut Planning Region, or (2) adopt a new water supply plan for
99 the Southeastern Connecticut Planning Region. The cost of such
100 amendment, revision or adoption shall not exceed one hundred fifty
101 thousand dollars. In the amendment, revision or adoption of any such
102 plan pursuant to this subsection, the authority shall conduct an
103 analysis of the potential to more fully interconnect and integrate the
104 Southeastern Connecticut Planning Region water supply system. The
105 authority shall submit for review any amendments, revisions or plan
106 developed pursuant to this subsection to the water planning council
107 established pursuant to public act 01-177, as amended by this act."