



General Assembly

Amendment

February Session, 2014

LCO No. 3735

SB0033203735SD0

Offered by:
SEN. CASSANO, 4th Dist.

To: Subst. Senate Bill No. 332

File No. 481

Cal. No. 311

"AN ACT AMENDING THE CHARTER OF THE METROPOLITAN DISTRICT IN HARTFORD COUNTY."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Number 358 of the special acts of 1931, as amended by
4 special act 77-62, is amended to read as follows (*Effective from passage*):

5 The Metropolitan District is authorized to supply water [, at rates
6 uniform with those charged within said district,] to any town or city,
7 any part of which is situated not more than twenty miles from the state
8 capitol at Hartford, or to the inhabitants thereof, or to any state facility
9 located within such area, upon such terms as may be agreed upon, but
10 all other sources belonging to any such town or city shall be developed
11 by such consumer or made available for development by said district.
12 The district shall supply such water at rates uniform with those
13 charged within said district. For purposes of this section, "rate"
14 includes any water use charge, any customer service charge or any
15 surcharge or fee of any kind. No water use charge shall include any

16 costs associated with sewers or wastewater treatment. The cost of
17 constructing the pipe connection between the district and such town or
18 city shall be paid by such town or city. The cost of constructing the
19 pipe connection between the district and any such state facility shall be
20 paid by the state of Connecticut. Nothing herein shall authorize The
21 Metropolitan District to supply any water in competition with any
22 water system in any town or city, except by agreement.

23 Sec. 2. Section 8 of number 511 of the special acts of 1929, as
24 amended by section 3 of special act 83-31 and section 1 of special act
25 99-12, is amended to read as follows (*Effective from passage*):

26 Said board, either directly or under committees consisting of one or
27 more members of said board, shall organize bureaus for the convenient
28 carrying into effect of the several functions herein committed to said
29 board and may define the powers and duties of such bureaus and
30 delegate to them such powers and duties by ordinance, by-law or
31 otherwise as may, in the judgment of the board, be necessary for the
32 convenient operation of the same. No member of the board shall
33 receive any pay for his services as such member or as a member of a
34 sub-committee of the board except that a reasonable sum may
35 annually be appropriated for the actual expenses of said board. The
36 board may, by ordinance, by-law or otherwise, fix the salaries and
37 define the duties of all officers and employees or may delegate the
38 fixing of salaries of employees and assignment of duties of employees
39 to sub-committees or bureau managers. The chairman and vice-
40 chairman of said district and of all sub-committees, bureaus, boards
41 and commissions appointed by the district board shall, unless
42 otherwise provided in the appointment or herein, hold office until the
43 end of the fiscal year of their appointment and thereafter shall be
44 appointed for terms of two years and until their successors shall be
45 appointed and shall have qualified. The members of all sub-
46 committees, bureaus, boards and commissions appointed by the
47 district board shall, unless otherwise provided in the appointment or
48 herein, hold such membership until the end of the fiscal year of their

49 appointment and thereafter shall hold membership for terms of two
50 years and until their successors shall be appointed and shall have
51 qualified. The managers of the water bureau and of the bureau of
52 public works and such others of the officers as by the district board
53 shall be especially so designated shall hold office during good
54 behavior and shall be removed only for cause. All other officers and
55 employees may be removed at any time by the district board at
56 pleasure. All vacancies may be filled by the district board. Said district
57 board shall have power to fill any vacancy occurring in its number for
58 the unexpired portion of the term and, except as otherwise expressly
59 provided, shall act in all cases by a majority of those present at any
60 regular or special meeting, duly warned. A majority of the board shall
61 constitute a quorum and the time, place and manner of calling
62 meetings and the holding thereof, including the manner of dissolving
63 tie votes, shall be prescribed by said board by by-law or otherwise. The
64 district board shall be the final judge of the election returns and
65 validity of elections and qualifications of its members and shall decide
66 all tie votes in elections. Except as hereinafter provided, the district
67 board shall have power to authorize the sale, transfer and conveyance
68 of real and personal estate belonging to the district, and shall provide
69 by by-law or otherwise for the form and manner of execution of the
70 documents and instruments convenient therefor. The district board
71 shall make provision for the proper auditing of the district accounts
72 and may cause any officer to execute bonds to the district with surety
73 to the acceptance of the district board for the faithful performance of
74 duties. The district board shall post the current budget of the district in
75 a conspicuous location on the district's Internet web site.

76 Sec. 3. Section 2 of special act 75-73, as amended by section 2 of
77 special act 83-18, section 2 of special act 84-75 and section 17 of public
78 act 93-380, is amended to read as follows (*Effective from passage*):

79 (a) The members of the board of commissioners appointed prior to
80 and holding office on the effective date of special act 75-73, special act
81 83-18, special act 84-75, [or this act] public act 93-380 or this act shall

82 continue to serve until the expiration of their terms for which they were
83 appointed. Thereafter, members shall be appointed by the legislative
84 body of each member municipality, to replace the members whose terms
85 expire and until their successors are appointed and qualify, provided, in
86 no event shall the total number of members appointed by the legislative
87 body of any member municipality exceed: (1) Six in the city of Hartford,
88 (2) three in the city of East Hartford, (3) one in the town of Rocky Hill, (4)
89 one in the town of Wethersfield, (5) one in the town of Newington, (6)
90 one in the town of Windsor, (7) one in the town of Bloomfield and (8)
91 three in the town of West Hartford.

92 (b) Appointments to the district board by the legislative bodies of
93 the member municipalities shall be made in accordance with the
94 following schedule:

95 (1) The legislative body of the city of Hartford shall appoint (A)
96 three commissioners for a term of two years to commence January 1,
97 1977, and (B) three commissioners for a term of six years to commence
98 January 1, 1981;

99 (2) The legislative body of the city of East Hartford shall appoint (A)
100 two commissioners for a term of four years to commence January 1,
101 1977, and (B) one commissioner for a term of six years to commence
102 January 1, 1979;

103 (3) The legislative body of the town of Wethersfield shall appoint
104 one commissioner for a term of six years to commence January 1, 1979;

105 (4) The legislative body of the town of Newington shall appoint one
106 commissioner for a term of six years to commence January 1, 1981;

107 (5) The legislative body of the town of Windsor shall appoint one
108 commissioner for a term of six years to commence January 1, 1981;

109 (6) The legislative body of the town of Bloomfield shall appoint one
110 commissioner for a term of two years to commence January 1, 1987;

111 (7) The legislative body of the town of Rocky Hill shall appoint one
112 commissioner for a term of six years to commence January 1, 1977;

113 (8) The legislative body of the town of West Hartford shall appoint
114 (A) one commissioner for a term of one year to commence January 1,
115 1984, (B) one commissioner for a term of three years to commence
116 January 1, 1984, and (C) one commissioner for a term of five years to
117 commence January 1, 1984.

118 (c) Upon the expiration of the initial terms of appointment under
119 this section, members shall be appointed for terms of six years from
120 January first in the year of their appointment and shall serve until their
121 successors are appointed and qualify.

122 (d) On and after January 1, 1989, the eight members appointed by
123 the governor to the district board shall be electors from The
124 Metropolitan District, not more than three of whom shall be from any
125 one municipality within said district nor shall such appointees
126 represent more than fifty per cent of any municipality's representation
127 on the district board. The appointments by the governor shall be for six
128 years and shall be made in accordance with the following schedule:

129 (1) Three commissioners from the city of Hartford for a term to
130 commence January 1, 1989;

131 (2) One commissioner from the city of East Hartford for a term to
132 commence January 1, 1989;

133 (3) One commissioner from the town of Wethersfield for a term to
134 commence January 1, 1989;

135 (4) One commissioner from the town of Newington for a term to
136 commence January 1, 1991;

137 (5) One commissioner from the town of Windsor for a term to
138 commence January 1, 1989;

139 (6) One commissioner from the town of West Hartford for a term to
140 commence January 1, 1989.

141 (e) The four commissioners appointed by the designated members
142 of the General Assembly shall be appointed as follows: (1) One
143 commissioner by the president pro tempore of the Senate, for a term of
144 five and one-half years commencing July 1, 1993; (2) one commissioner
145 by the speaker of the House of Representatives, for a term of four and
146 one-half years commencing July 1, 1993; (3) one commissioner by the
147 minority leader of the Senate, for a term of three and one-half years,
148 commencing July 1, 1993; [] and (4) one commissioner by the minority
149 leader of the House of Representatives, for a term of two and one-half
150 years, commencing July 1, 1993. After such initial appointment the
151 terms of all such commissioners shall thereafter be six years. Such
152 commissioners shall be electors from The Metropolitan District,
153 provided no two commissioners shall be residents of the same
154 municipality.

155 (f) On and after January 1, 2015, the legislative bodies of
156 nonmember municipalities shall appoint four members to the board of
157 commissioners, provided in no event shall the total number of
158 members appointed by the legislative body of any nonmember
159 municipality exceed: (1) One from the town of Glastonbury; (2) one
160 from the town of South Windsor; (3) one from the town of East
161 Granby; and (4) one from the town of Farmington. Such
162 commissioners shall be ex-officio, nonvoting members of the board of
163 commissioners. Commissioners appointed pursuant to this subsection
164 shall be appointed for terms of six years from January first in the year
165 of their appointment and shall serve until their successors are
166 appointed and qualify.

167 Sec. 4. Subsection (b) of section 1 of special act 75-73, as amended by
168 section 1 of special act 83-18, section 1 of special act 84-75, section 16 of
169 public act 93-380 and section 4 of special act 99-12, is amended to read
170 as follows (*Effective from passage*):

171 (b) On and after [July 1, 1993] January 1, 2015, said district board
172 shall be composed of [twenty-nine] thirty-three electors of said district,
173 seventeen to be appointed by the member municipalities, from among
174 their respective electors, eight to be appointed by the Governor, one to
175 be appointed by the speaker of the House of Representatives, one to be
176 appointed by the minority leader of the House of Representatives, one
177 to be appointed by the president pro tempore of the Senate, and one to
178 be appointed by the minority leader of the Senate, and four to be
179 appointed by the nonmember municipalities, from among their
180 respective electors, all such appointments being subject to the
181 provisions of section 2 of special act 75-73, as amended by section 2 of
182 special act 83-18, section 2 of special act 84-75, [and] section 17 of
183 public act 93-380 and section 3 of this act. The provisions of section 9-
184 167a of the general statutes shall apply only to appointments made
185 under this section by municipalities having three or more members
186 and only with respect to members appointed by any such
187 municipality. For the commissioners appointed by the member
188 municipalities and the Governor, membership of the district board
189 shall be apportioned among the member municipalities as follows:
190 Nine commissioners from the city of Hartford, four commissioners
191 from the city of East Hartford, one commissioner from the town of
192 Rocky Hill, two commissioners from the town of Wethersfield, two
193 commissioners from the town of Newington, one commissioner from
194 the town of Bloomfield, two commissioners from the town of Windsor
195 and four commissioners from the town of West Hartford.

196 Sec. 5. (*Effective from passage*) The Metropolitan District Commission
197 shall annually prepare a report that includes the following: (1) A list of
198 all bond issues for the preceding fiscal year, including, for each such
199 issue, the financial advisor and underwriters, whether the issue was
200 competitive, negotiated or privately placed, and the issue's face value
201 and net proceeds; (2) a list of all projects receiving financial assistance
202 during the preceding fiscal year, including each project's purpose,
203 location, and the amount of funds provided by the district; (3) a list of
204 all outside individuals and firms receiving in excess of five thousand

205 dollars in the form of loans, grants or payments for services; (4) an
 206 accounting showing all revenues and expenditures by source, category
 207 and type; (5) the cumulative value of all bonds issued and the value of
 208 outstanding bonds; (6) the affirmative action policy statement, a
 209 description of the composition of the district's work force by race, sex,
 210 and occupation and a description of the district's affirmative action
 211 efforts; and (7) a description of planned activities for the current fiscal
 212 year. The district shall, not later than January first, submit one copy of
 213 such report to the Governor, to the Auditors of Public Accounts and to
 214 the Office of Fiscal Analysis and two copies of such report to the
 215 Legislative Program Review and Investigations Committee. Not later
 216 than thirty days after receiving copies of such report from the district,
 217 the Legislative Program Review and Investigations Committee shall
 218 prepare an assessment of whether the report complies with the
 219 requirements of this section and shall submit the assessment and a
 220 copy of the report to the joint standing committee of the General
 221 Assembly having cognizance of matters relating to municipalities.

222 Sec. 6. (*Effective from passage*) For the fiscal year commencing July 1,
 223 2014, and for each fiscal year thereafter, the Metropolitan District
 224 Commission shall submit a personnel status report to the Office of
 225 Fiscal Analysis. Such report shall include: (1) The total number of
 226 employees at the end of each quarter; (2) the positions vacated and the
 227 positions filled during each quarter; and (3) the positions estimated to
 228 be vacant and the positions estimated to be filled at the end of the
 229 fiscal year.

230 Sec. 7. (*Effective from passage*) The Metropolitan District Commission
 231 shall, annually, submit a copy of the audit prepared pursuant to
 232 chapter 111 of the general statutes to the Office of Fiscal Analysis."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	Number 358 of the special acts of 1931

Sec. 2	<i>from passage</i>	Number 511 of the special acts of 1929, Sec. 8
Sec. 3	<i>from passage</i>	SA 75-73, Sec. 2
Sec. 4	<i>from passage</i>	SA 75-73, Sec. 1(b)
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section