

House Bill 1473

By: Representative Birdsong of the 123rd

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act entitled "An Act to create the Joint Wilkinson-McIntyre-Irwinton-
2 Toombsboro Water and Sewer Authority," approved January 19, 1990 (Ga. L. 1990, p. 4685),
3 as amended, so as to change the name of such water authority; to change the composition and
4 appointment of members of such authority; to provide for terms of office; to provide for the
5 filling of vacancies; to provide for the removal of members; to repeal conflicting laws; and
6 for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act entitled "An Act to create the Joint Wilkinson-McIntyre-Irwinton-Toombsboro Water
10 and Sewer Authority," approved January 19, 1990 (Ga. L. 1990, p. 4685), as amended, is
11 amended by striking in its entirety Section 1 and inserting in lieu thereof the following:

12 "SECTION 1.

13 Short title.

14 This Act shall be known and may be cited as the 'Wilkinson County Water and Sewer
15 Authority Act.'

16 **SECTION 2.**

17 Said Act is further amended by striking in their entirety subsections (a), (b), (c), (f), and (h)
18 of Section 2 and inserting in lieu thereof, respectively, the following:

19 "SECTION 2.

20 Wilkinson County Water and Sewer Authority.

21 (a) There is created a body corporate and politic, to be known as the 'Wilkinson County
22 Water and Sewer Authority,' which shall be deemed to be a political subdivision of the
23 State of Georgia and a public corporation and by that name, style, and title said body may

1 contract and be contracted with, sue and be sued, implead and be impleaded, and complain
2 and defend in all courts of law and equity. The authority shall have perpetual existence.

3 (b) The authority shall be composed of nine members. No member of the authority may
4 be an elected official or an employee of any participating governmental authority;
5 provided, however, that a member of a local or regional development authority having
6 jurisdiction in Wilkinson County may be a member of the authority if he or she is not also
7 an elected official or employee of any participating governmental authority. Such eight
8 members shall appoint a ninth member as chairperson. The chairperson may not be an
9 elected official or employee of any participating governmental authority, but may be a
10 member of a local or regional development authority having jurisdiction in Wilkinson
11 County. The chairperson shall be a nonvoting member of the authority except in the event
12 of a tie vote among the members.

13 (c) The terms of all members of the authority serving on June 30, 2002, shall end at
14 midnight of that date. The terms of the members of the authority appointed to take office
15 on July 1, 2002, shall be staggered as follows: the two members appointed by the
16 governing authority of the City of Irwinton shall serve for one year; the two members
17 appointed by the governing authority of the City of McIntyre shall serve for two years; the
18 two members appointed by the governing authority of the City of Toombsboro shall serve
19 for three years; and the two members appointed by the governing authority of Wilkinson
20 County shall serve for four years. The person initially chosen as chairman shall serve for
21 four years. Successors to the initial members of the authority shall serve for terms of four
22 years. The terms of all members shall begin on July 1 and shall run until June 30 of the
23 year of expiration and until their successors are appointed and qualified. Successors shall
24 be appointed in the same manner as the initial members in the month of June immediately
25 preceding the expiration of a member's term of office. Members of the authority may be
26 selected and appointed to succeed themselves. As of July 1, 2002, the members of such
27 authority shall enter upon their duties. The members of the authority shall be entitled to
28 reimbursement for their actual expenses necessarily incurred in the performance of their
29 duties subject to approval by a majority of the members of the authority present and voting.
30 The members of the authority shall receive no other compensation. The authority shall
31 have the power to establish bylaws and to promulgate and adopt rules and regulations
32 necessary or desirable for the management and operation of the authority."

33 "(f) At their first meeting, the members of the authority shall elect a vice chairperson, who
34 shall serve for a term of four years, or until a successor vice chairperson is elected. In the
35 absence of the chairperson, the vice chairperson shall exercise all the powers and duties of
36 the chairperson."

