

5651--A

Cal. No. 491

2015-2016 Regular Sessions

I N   A S S E M B L Y

March 3, 2015

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Introduced by M. of A. RUSSELL, SEAWRIGHT -- read once and referred to the Committee on Corporations, Authorities and Commissions -- reported and referred to the Committee on Ways and Means -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public authorities law, in relation to the powers of the Ogdensburg bridge authority and the Ogdensburg port authority

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivisions 1 and 3 of section 706 of the public authori-  
2     ties law, subdivision 1 as amended by chapter 972 of the laws of 1969,  
3     subdivision 3 as amended by chapter 809 of the laws of 1968, are amended  
4     to read as follows:  
5     1. The authority shall have power and is hereby authorized from time  
6     to time to issue its negotiable bonds in conformity with applicable  
7     provisions of the uniform commercial code in such amount as may be  
8     necessary to pay the cost of the bridge and approach roads herein  
9     authorized and the cost of all land, property, rights, easements and  
10    franchises deemed necessary for the construction thereof, and to pay  
11    interest prior to and during construction and for one year after  
12    completion of construction, FOR RECONSTRUCTION AND UPGRADES TO THE  
13    BRIDGE, the purchase price of the ferry or ferries authorized to be  
14    acquired, the repayment of any advances or appropriations made by the  
15    state of New York to the authority and such other expenses as may be  
16    deemed necessary or incident to the financing and to the construction of  
17    the bridge and approach roads, and to placing the same in operation, AND  
18    INFRASTRUCTURE, UPGRADE AND EXPANSION AT THE OGDENSBURG INTERNATIONAL  
19    AIRPORT.  
20    3. The bonds shall be authorized by resolution of the board.     The  
21    bonds shall be dated, shall bear interest at such rate or rates not

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

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1 exceeding six per centum per annum, shall mature at such time or times  
2 all as may be determined by the authority and may be made redeemable  
3 before maturity, at the option of the authority, at such price or prices  
4 and under such terms and conditions as may be fixed by the authority  
5 prior to the issuance of the bonds. The authority shall determine the  
6 form and the manner of execution of the bonds, including any interest  
7 coupons to be attached thereto, and shall fix the denomination or denom-  
8 inations of the bonds and the place or places of payment of principal  
9 and interest, which may be at any bank or trust company within or with-  
10 out the state. In case any officer whose signature or a facsimile of  
11 whose signature shall appear on any bonds or coupons shall cease to be  
12 such officer before the delivery of such bonds, such signature or such  
13 facsimile shall nevertheless be valid and sufficient for all purposes  
14 the same as if he had remained in office until such delivery, and any  
15 bond may bear the facsimile signature of, or may be signed by, such  
16 person as at the actual time of the execution of such bond shall be duly  
17 authorized to sign such bond although at the date of such bond such  
18 person may not have been such officer. The bonds may be issued in coupon  
19 form or in registered form or both coupon form and registered form as  
20 the authority may determine, and provisions may be made by the authority  
21 for the registration of any coupon bond as to principal alone and also  
22 as to both principal and interest, for the reconversion into coupon  
23 bonds of any bonds registered as to both principal and interest, and for  
24 the exchange of either coupon bonds or registered bonds without coupons  
25 for an equal aggregate principal amount of other coupon bonds or regis-  
26 tered bonds without coupons or both of any denomination or denomi-  
27 nations. Notwithstanding any other provisions of this title or any  
28 recitals in the bonds issued under the provisions of this title, all  
29 such bonds shall be deemed to be negotiable instruments under the laws  
30 of the state of New York. The authority may sell such bonds at public OR  
31 PRIVATE sale, to the bidders who shall offer the lowest interest cost to  
32 the authority, at such a price, not less than ninety-five per centum of  
33 their value, that the interest cost to maturity for the money received  
34 for any issue of such bonds shall not exceed six per centum per annum.  
35 Prior to the preparation of definitive bonds, the authority may, under  
36 like restrictions, issue interim receipts or temporary bonds, with or  
37 without coupons, exchangeable for definitive bonds when such bonds shall  
38 have been executed and are available for delivery. The authority may  
39 also provide for the replacement of any bonds which shall become muti-  
40 lated or shall be destroyed or lost. Bonds may be issued by the authori-  
41 ty under the provisions of this title without any other proceedings or  
42 the happenings of any other conditions or things than those proceedings,  
43 conditions or things which are specifically required by this title.

44 S 2. Subdivisions 21 and 22 of section 1379 of the public authorities  
45 law, subdivision 21 as added by chapter 842 of the laws of 1959 and  
46 subdivision 22 as amended by chapter 759 of the laws of 1971, are  
47 amended to read as follows:

48 (21) Negotiate with the officials of the city of Ogdensburg for the  
49 acquisition of the Ogdensburg [municipal] INTERNATIONAL airport, to  
50 acquire such airport, and when so acquired, to operate, maintain and  
51 improve such airport and to construct, extend, operate and maintain  
52 runways, hangars, shops, passenger stations, control towers, and all  
53 facilities necessary or convenient in connection with a modern [munici-  
54 pal] INTERNATIONAL airport; to contract for the construction, operation  
55 or maintenance of any parts thereof or for services to be performed; to  
56 rent parts thereof, and grant concessions; all on such terms and condi-

1 tions as it may determine subject to all federal, state and local regu-  
2 lations.

3 (22) Proceed with the development of the port district and to improve,  
4 construct [and], develop, RECONSTRUCT AND UPDATE such facilities as it  
5 may deem necessary including the leasing or rental of its properties and  
6 facilities for public or private purposes in order to make the develop-  
7 ment thereof economically feasible; provided, however, that no lease  
8 shall be made for a period of more than thirty years from the date of  
9 its execution.

10 S 3. This act shall take effect immediately.