

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2895 Session of  
1980

INTRODUCED BY McCLATCHY, PIEVSKY, PERZEL, RAPPAPORT, SALVATORE,  
L. E. SMITH, GEIST, CESSAR, ZORD, SIRIANNI, WASS, SWEET,  
SEVENTY, LESCOVITZ, MURPHY, STAIRS, LEVIN, WACHOB,  
CUNNINGHAM, PETRARCA, PETERSON, GLADECK AND TELEK,  
SEPTEMBER 15, 1980

REFERRED TO COMMITTEE ON APPROPRIATIONS, SEPTEMBER 15, 1980

A SUPPLEMENT

1 To the act of , entitled "An act providing for the  
2 capital budget for the fiscal year 1980-1981," itemizing a  
3 public improvement project to be acquired and constructed by  
4 the Department of General Services together with its  
5 estimated financial cost; authorizing the incurring of debt  
6 without the approval of the electors for the purpose of  
7 financing the project, stating the estimated useful life of  
8 the project, authorizing the acquisition of property, the  
9 leasing of the project to Conrail, the transfer of the  
10 completed project to Conrail, and making an appropriation.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. Itemization and authorization of project.

14 An additional capital project in the category of public  
15 improvement projects to be acquired and constructed by the  
16 Department of General Services, its successors or assigns, and  
17 to be financed by the incurring of debt, is hereby itemized,  
18 together with the respective estimated financial costs and the  
19 total additional amount authorized for the public improvement  
20 project as follows:

1 A. Total authorization..... \$22,612,000

2 B. Itemization of Public Improvement Project:

3	Project	Base	Contin-	Total
4		Project	gencies	Project
5		Allocation		Allocation

6 I. Department of

7	Commerce	\$20,556,000	\$2,056,000	\$22,612,000
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8 (a) Port of

9 Philadelphia

10 (1) Pier 124 -

11 Modernization

12 and Rehabil-

13	itation	20,556,000	2,056,000	22,612,000
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14 Section 2. Debt authorization.

15 The Governor, Auditor General and State Treasurer are hereby  
16 authorized and directed to borrow, from time to time, in  
17 addition to any authorization heretofore or hereafter enacted,  
18 on the credit of the Commonwealth, subject to the limitations  
19 provided in the current capital budget, money not exceeding in  
20 the aggregate the sum of \$22,612,000 as may be found necessary  
21 to carry out the acquisition and construction of the public  
22 improvement projects specifically itemized in a capital budget.

23 Section 3. Issue of bonds.

24 The indebtedness herein authorized shall be incurred from  
25 time to time and shall be evidenced by one or more series of  
26 general obligation bonds of the Commonwealth in such aggregate  
27 principal amount for each series as the Governor, Auditor  
28 General and State Treasurer shall determine, but the latest  
29 stated maturity date shall not exceed 20 years from the date of  
30 the bond first issued for each such series.

1 Section 4. Estimated useful life of project.

2 The General Assembly states the estimated useful life of the  
3 public improvement project heretofore itemized is not less than  
4 20 years from the date of completion thereof, which period is  
5 hereby stated to be the maximum term of the debt to be incurred.

6 Section 5. Appropriation.

7 The net proceeds of the sale of the obligations herein  
8 authorized are hereby appropriated from the Capital Facilities  
9 Fund to the Department of General Services in the maximum amount  
10 of \$22,612,000 to be used by it exclusively to defray the  
11 financial cost of the public improvement projects specifically  
12 itemized in a capital budget. After reserving or paying the  
13 expenses of the sale of the obligation, the State Treasurer  
14 shall pay to the Department of General Services the moneys as  
15 required and certified by it to be legally due and payable.

16 Section 6. Federal funds.

17 In addition to those funds appropriated in section 5, all  
18 moneys received from the Federal Government if any, for the  
19 construction of the public improvement project specifically  
20 itemized herein are also hereby appropriated for this project.

21 Section 7. Allocation of funds.

22 Whenever as determined by the Department of General Services  
23 the full estimated financial cost of the public improvement  
24 project itemized in section 1 hereof is not necessary for the  
25 proper design, acquisition or construction of the project, the  
26 excess funds no longer required may be allocated to increase the  
27 estimated cost of any one or more of the public improvement  
28 projects specifically itemized in a capital budget.

29 Section 8. Lease of project.

30 Within 90 days of the enactment of this bill, the Department

1 of Commerce and Conrail its successors or assigns, shall enter  
2 into an agreement to lease the project. The department shall  
3 negotiate the terms of both maintenance and lease arrangements  
4 with Conrail which shall include the following: maintenance of  
5 the improved facility during the lease period shall be the  
6 responsibility of Conrail. The lease arrangement shall be a  
7 multi-year agreement and provide for rental payments sufficient  
8 to cover the debt service requirements on the bond issue  
9 involved, plus construction inspection and administrative costs  
10 of the project. Such rentals paid to the Commonwealth shall be  
11 deposited in the General Fund as part of general revenues. The  
12 term of the lease shall coincide with the retirement of the bond  
13 issue involved.

14 Section 9. Transfer of property.

15 Upon completion of the project and satisfaction of the lease  
16 involved, the Commonwealth shall transfer the improved facility  
17 to Conrail, its successors or assigns, for a nominal  
18 consideration.

19 Section 10. Effective date.

20 This act shall take effect immediately.