

DISCHARGE



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ERIE COUNTY COMPTROLLER HON. STEFAN I. MYCHAJLIW

February 19, 2019

Erie County Legislature
92 Franklin Street-4th Floor
Buffalo, New York 14202

Re: 2019 Consolidated Bond Resolution

Dear Honorable Members:

Attached please find a 2019 Consolidated Bond Resolution in the amount of \$22,300,000 and authorizing the issuance of \$22,300,000 in Bonds. This is the first resolution concerning the projects included in the 2019 Capital Budget.

Should your Honorable Body require any further information, please contact the administration for their representatives to attend your next Finance and Management Committee meeting. Thank you for consideration of this matter.

Sincerely,

A handwritten signature in blue ink, which appears to be "Stefan I. Mychajliw", is written over a horizontal line.

STEFAN I. MYCHAJLIW
Erie County Comptroller

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EXTRACT OF MINUTES

Meeting of the County Legislature of
the County of Erie, New York.

February , 2019

* * *

A regular meeting of the County Legislature of the County of Erie, New York, was held at the Chambers of the Erie County Legislature, in the Erie County Hall, Buffalo, New York, in said County, on February , 2019, at ____ o'clock P.M. (Prevailing Time).

The following Legislators were present:

There were absent:

Also present: Robert M. Graber, Clerk of the Legislature

* * *

Legislator _____ offered the following resolution and moved
its adoption:

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RESOLUTION NO. __-2019

BOND RESOLUTION DATED FEBRUARY , 2019

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2019 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$22,300,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$22,300,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

(Introduced) _____, 2019

(Adopted) _____, 2019

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to undertake the various capital projects as described in column A of the attached schedule, each as more fully described in column I of the attached schedule and the duly adopted 2019 Capital Budget for the County. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2019 Capital Budget of the County, such Budget shall be deemed and is hereby amended. For each of the specific objects or purposes, classes of objects or purposes and combinations of objects or purposes, as specified in column B of the attached schedule, the respective estimated maximum costs, including preliminary costs and costs incidental thereto and to the financing thereof, are set forth in column C of the attached schedule, and said respective amounts are hereby appropriated therefor pursuant to the duly

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adopted 2019 Capital Budget for the County. The plan of financing includes the issuance of \$22,300,000 aggregate principal amount of bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriations, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the respective principal amounts set forth in column D of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes, classes of objects or purposes and combinations of objects or purposes for which said \$22,300,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column G of the attached schedule.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the respective specific objects or purposes, classes of objects or purposes and combinations of objects or purposes described in Section 1 hereof, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

* * *

The adoption of the foregoing resolution was seconded by Legislator _____

_____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

THE RESOLUTION WAS DECLARED ADOPTED.

* * *

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Dated: Buffalo, New York,

_____, 2019

The foregoing Bond Resolution is hereby approved

County Executive

I, Robert M. Graber, HEREBY CERTIFY that the County Executive of Erie County approved a Bond Resolution of which the foregoing is a certified copy and returned the same for filing in the office of the Erie County Legislature.

_____, 2019.

Robert M. Graber
Clerk of the Erie County
Legislature

APPROVED AS TO CONTENT:

By _____
Erie County Comptroller

APPROVED AS TO FORM:

By _____
Erie County Attorney

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Legislator _____ offered the following resolution and moved its adoption:

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Clerk of the Erie County Legislature is hereby directed to publish the foregoing bond resolution, in full, in the _____, _____ and the _____ the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

* * *

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CERTIFICATE

I, Robert M. Graber, Clerk of the Erie County Legislature, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Erie County Legislature duly called and held on February , 2019, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this ____ day of February, 2019.

Robert M. Graber
Clerk of the Erie County
Legislature

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(NOTICE TO BE ATTACHED TO AND **TO BE PUBLISHED**
WITH COPY OF RESOLUTION AFTER ADOPTION)

NOTICE

The resolution, a copy of which is published herewith, has been adopted by the County Legislature on the _____ day of February, 2019 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

ROBERT M. GRABER
Clerk of the County Legislature

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2019 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS									
COLUMN #	A		B	C	D	E	F	G	
LINE NO.	SAP PROJ NO.	PROJECT DESCRIPTION (object or purpose)	SPECIFIC CLASS OR COMBINATION	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	STATE or FEDERAL AID EXPECTED	LOCAL SOURCE REVENUE	PPU Sec 11.06a Reference	CAPITAL BUDGET PAGE REFERENCE
1		DPW/Highways - Preservation of Roads Construction - East & West Road (CR 363) - West Seneca	S	3,000,000	3,000,000	-	-	15 yrs. Par. 20	115
2		DPW/Highways - Preservation of Roads Construction - Lake Ave - CR #200 in the Town of Hamburg	S	1,500,000	1,500,000	-	-	-	115
3		DPW/Highways - Preservation of Roads Construction - North & South Main Street (CR 005) - Village of Angola	S	2,500,000	2,500,000	-	-	15 yrs. Par. 20	115
4		DPW/Highways - Highway Vehicle and Equipment Replacement (Countywide)	C	2,000,000	2,000,000	-	-	15 yrs. Par. 28	116
5		DPW/Highways - Federal Aid Projects Construction - Abbott Road (CR 4) - PIN 5761.74	S	310,000	310,000	-	-	15 yrs. Par. 20	116
6		DPW/Highways - Federal Aid Projects Construction - McKinley Parkway (CR 200) - PIN 5761.75	S	390,000	390,000	-	-	15 yrs. Par. 20	117
7		DPW/Highways - Federal Aid Projects Construction - Maple Road (CR 192) - PIN 5761.76	S	300,000	300,000	-	-	15 yrs. Par. 20	117
8		DPW/Highways - Various Roads Reconstruction (Countywide)	C	3,750,000	3,750,000	-	-	15 yrs. Par. 20	115
9		Rehabilitation of Buffalo & Erie County Botanical Gardens	S	500,000	500,000	-	-	15 yrs. Par. 12(a)2	111
10		Road Replacement and Exterior Waterproofing (Countywide)	C	1,000,000	1,000,000	-	-	15 yrs. Par. 12(a)2	112
11		EPA Environmental Regulatory Compliance - Phase 7 Salt Buildings	C	750,000	750,000	-	-	15 yrs. Par. 12(a)2	113
12		Toxicology Laboratory/Pathology Morgue Renovations Phase 5-6	S	1,200,000	1,200,000	-	-	15 yrs. Par. 12(a)2	113
13		Improvements to Health Department Building 17	S	250,000	250,000	-	-	15 yrs. Par. 12(a)2	113

2019 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS									
COLUMN #	A		A-1	B	C	D	E	F	G
LINE NO.	PROJECT DESCRIPTION (object or purpose)	SPECIFIC CLASS OR COMBINATION	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	STATE or FEDERAL AID EXPECTED	LOCAL SOURCE REVENUE	PPU Sec 11.00a reference	CAPITAL BUDGET PAGE REFERENCE	PROJECT DESCRIPTION
14	Preservation of County Buildings & Facilities (Countywide)	C	1,500,000	1,500,000	-	-	15 yrs. Par. 12(a)2	114	Improvements to various building components include, but not limited to, the following : Exterior Building Envelope Rehabilitation (roofs, masonry, doors, windows and exterior facades) Interior Upgrades (floors, walls, ceilings, including finishes and accessibility) Building Systems Rehabilitation (power, lighting, communications, energy consumption, plumbing, mechanicals, fire alarm systems, backup generators, and miscellaneous items) The Capital investment on this project is critical and will prevent costly emergency repairs, while reducing maintenance of these components. In some cases, further deterioration will render some building systems in poor or even inoperable condition.
15	120/134 West Eagle Street Building Rehabilitation	S	250,000	250,000	-	-	10 yrs. Par. 13	114	The scope includes window replacement of the entire building envelope and new modern state of the art HVAC equipment at 120/134 West Eagle building. The upgrade will eliminate the need for individual A/C window units and will reduce energy consumption of the building. The current facility is aged and window systems have exceeded their useful life. The building envelope improvement needs to be addressed to prevent further deterioration. Whole building A/C is required to provide a proper, climate controlled environment for various systems, storage, and human comfort.
16	Ruth Building Improvements	COMBO	500,000	500,000	-	-	10 yrs. Par. 90	114	The scope of work includes, but is not limited to: general site improvement on the grounds surrounding the building, reconstruction of the existing fountain, increased vehicular security around the perimeter of the garage in the basement, and miscellaneous improvements. This work would also encompass design and construction costs associated with evaluating the existing glycol snowmelt system, identifying potential repairs and related construction costs.
17	Cybersecurity/Network Enhancements Cybersecurity Improvements at Central Police Services	C	250,000 350,000	250,000 350,000	-	-	5 yrs. Par. 35 5 yrs. Par. 35	123	Enhance the County's Cybersecurity capabilities with new technologies. Enhance Cyber Security measures within CPS Central Police Services and all of its agents.
18	Continuation of E-911 Services/Hardware Refresh	C	2,000,000	2,000,000	-	-	5 yrs. Par. 35	124	This project will encompass a complete hardware refresh and software update of the E-911 System. The project will include a replacement of the existing system housed at the Erie County Public Safety Campus, Emergency Operations Center/911 Back-up Center and the 16 primary and three secondary public safety answering points within the county. The entire system will be phased in over a two year period and system maintenance is included for the seven year life of the new system. The replacement of the Erie County E-911 System is critical to ensuring continued public safety.
19									
TOTAL			22,300,000	22,300,000	-	-			