

# STATE OF NEW YORK

7028--A

2025-2026 Regular Sessions

## IN SENATE

March 28, 2025

Introduced by Sen. WALCZYK -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to authorizing the city of Little Falls, in the county of Herkimer, to finance certain deficits by the issuance of bonds

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "city of Little Falls fiscal recovery act".  
3 § 2. The city of Little Falls, county of Herkimer, is hereby author-  
4 ized to issue serial bonds, subject to the provisions of section 10.10  
5 of the local finance law, on or before October 1, 2026, in an aggregate  
6 principal amount not to exceed three million four hundred thousand  
7 dollars (\$3,400,000) for the specific object or purpose of liquidating  
8 deficits in its general, golf, and water funds expected at the close of  
9 its fiscal year ending December 31, 2025, including any remaining prin-  
10 cipal amount of any budget, deficiency, and/or revenue anticipation  
11 notes outstanding at the time of such issuance of such serial bonds or  
12 notes authorized pursuant to this act. In anticipation of the issuance  
13 and sale of such serial bonds, bond anticipation notes are hereby  
14 authorized to be issued.  
15 § 3. Notwithstanding any provision of this act to the contrary, the  
16 city of Little Falls shall not issue any bonds for the purpose of liqui-  
17 dating the deficits described in section two of this act unless and  
18 until the state comptroller shall first review and confirm the existence  
19 of such deficits, as well as certify the amounts of such deficits. The  
20 city of Little Falls shall prepare a report detailing the amount and  
21 cause of such deficits and submit such report together with such city's  
22 independent audit report for its last completed fiscal year, if any such

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

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1 audit report has been or is to be prepared, and such other information  
2 as the state comptroller may deem necessary, to the state comptroller,  
3 as well as the chairs of the senate finance committee and the assembly  
4 ways and means committee, at least thirty days prior to the issuance of  
5 any bonds pursuant to this act. Within thirty days after receiving such  
6 report, the state comptroller shall perform such reviews as may be  
7 necessary to determine the amount of such deficits and report the same  
8 to the chairs of the senate finance committee and the assembly ways and  
9 means committee, the mayor and the common council of the city of Little  
10 Falls. Bonds to liquidate each such deficit shall not be issued in an  
11 amount exceeding such deficit as determined by the state comptroller.  
12 Nothing provided in this act shall prevent the city of Little Falls from  
13 authorizing the issuance of bonds or bond anticipation notes, and issu-  
14 ing bond anticipation notes, prior to the determination of the state  
15 comptroller of the amount of such deficits. If bond anticipation notes  
16 are issued in an amount in excess of the amounts determined by the state  
17 comptroller, the city of Little Falls shall redeem from funds other than  
18 the proceeds of the bonds or bond anticipation notes, such bond antic-  
19 ipation notes in the amount by which the amount of bond anticipation  
20 notes exceeds the amount of such deficits as determined by the state  
21 comptroller.

22 § 4. It is hereby determined that the financing of the deficits  
23 hereinbefore described is a purpose of the city of Little Falls for  
24 which indebtedness may be incurred, the period of probable usefulness of  
25 which is hereby determined to be ten years, computed from the date of  
26 such bonds or from the date of the first bond anticipation note issued  
27 in anticipation of the sale of such bonds, whichever date is earlier.  
28 Such bonds and/or bond anticipation notes shall be general obligations  
29 of the city of Little Falls to which the faith and credit of the city is  
30 pledged, and the city shall make an annual appropriation sufficient to  
31 pay the principal of and interest on such obligations as the same shall  
32 become due.

33 § 5. (a) For each fiscal year occurring during the time bonds and/or  
34 bond anticipation notes issued pursuant to this act are outstanding, the  
35 mayor of the city of Little Falls shall prepare a quarterly report of  
36 summarized budget data depicting overall trends of actual revenues and  
37 budget expenditures for the entire budget rather than individual line  
38 items. Such budgetary reports shall compare revenue estimates and appro-  
39 priations as set forth in such budget with the actual revenues and  
40 expenditures made to date. All such quarterly budgetary reports shall be  
41 accompanied by recommendations of the mayor setting forth any remedial  
42 action necessary or desirable to resolve any unfavorable budget variance  
43 including the over-estimation of revenues and the under-estimation of  
44 expenditures. Each such quarterly budgetary report shall be completed  
45 within thirty days after the end of each quarter and shall be submitted  
46 to each member of the common council of the city of Little Falls, the  
47 director of the division of the budget, the state comptroller, and the  
48 chairs of the senate finance committee and the assembly ways and means  
49 committee.

50 (b) For each fiscal year occurring during the time bonds and/or bond  
51 anticipation notes issued pursuant to this act are outstanding, the  
52 mayor of the city of Little Falls shall also prepare a quarterly trial  
53 balance of general and special fund ledger accounts. Each such quarterly  
54 trial balance shall be prepared in accordance with generally accepted  
55 accounting principles. Each such quarterly trial balance shall be  
56 completed within thirty days after the end of each quarterly period and

1 shall be submitted to each member of the common council of the city of  
2 Little Falls, the director of the division of the budget, the state  
3 comptroller, and the chairs of the senate finance committee and the  
4 assembly ways and means committee.

5 (c) Within ninety days of the issuance of any debt pursuant to this  
6 act and for each fiscal year thereafter during which such debt or any  
7 debt incurred to refund such debt is outstanding, the mayor of the city  
8 of Little Falls or other officer or officers responsible for the prepa-  
9 ration of the tentative budget of the city of Little Falls, within thir-  
10 ty days after the final adoption of the budget for the next succeeding  
11 fiscal year, shall prepare a three-year financial plan covering the next  
12 succeeding fiscal year and the two fiscal years thereafter. Such finan-  
13 cial plan shall, at a minimum, contain the information required to be  
14 provided in a three-year financial plan as prescribed by subdivision 10  
15 of section 54 of the state finance law. Copies of such financial plan  
16 shall be provided to the mayor and chief fiscal officer of the city of  
17 Little Falls, the director of the budget, the state comptroller, the  
18 chair of the assembly ways and means committee and the chair of the  
19 senate finance committee.

20 (d) For each fiscal year occurring during the time bonds and/or bond  
21 anticipation notes issued pursuant to this act are outstanding, the  
22 mayor or chief fiscal officer of the city of Little Falls shall notify  
23 the state comptroller at least fifteen days prior to the issuance of any  
24 bonds or notes or entering into any installment purchase contract and  
25 the state comptroller may review and make recommendations regarding the  
26 affordability to the city of Little Falls of any such proposed issuance  
27 or contract. The state comptroller may require the submission by the  
28 city of Little Falls of such information as the state comptroller shall  
29 deem necessary to complete such state comptroller's review.

30 § 6. Severability clause. If any clause, sentence, paragraph, subdivi-  
31 sion, section or part of this act shall be adjudged by any court of  
32 competent jurisdiction to be invalid, such judgment shall not affect,  
33 impair, or invalidate the remainder thereof, but shall be confined in  
34 its operation to the clause, sentence, paragraph, subdivision, section  
35 or part thereof directly involved in the controversy in which such judg-  
36 ment shall have been rendered. It is hereby the intent of the legisla-  
37 ture that this act would have been enacted even if such invalid  
38 provisions had not been included herein.

39 § 7. This act shall take effect immediately.