S T A T E O F N E W Y O R K

10159

I N A S S E M B L Y

March 8, 2010

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Education

AN ACT to authorize the city school district of the city of Mount Vernon to finance a deficit by the issuance of serial bonds and/or bond anticipation notes and providing for other matters in connection therewith

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

Section 1. The city school district of the city of Mount Vernon (hereinafter referred to in this act as the "district"), in the county of Westchester, is hereby authorized to issue serial bonds, subject to the provisions of section 10.10 of the local finance law, on or before June 30, 2010, in an aggregate principal amount not to exceed six million dollars ($6,000,000.00) for the specific object or purpose of liquidating actual deficits in its general fund and school lunch fund at the close of the fiscal year ending June 30, 2009. In anticipation of the issuance and sale of such serial bonds, bond anticipation notes are hereby authorized to be issued.

S 2. The specific object or purpose referred to in section one of this act is hereby declared to be a public purpose which the district is hereby authorized to accomplish and the period of probable usefulness thereof is hereby authorized to be ten years.

S 3. Notwithstanding the provisions of any other law, general, special or local, the board of education of the district is hereby authorized to levy a tax to be collected in annual installments sufficient to pay the principal of and interest on said bonds and bond anticipation notes and to adopt a bond resolution authorizing the serial bonds authorized to be issued pursuant to this act.

S 4. Amounts provided from the proceeds of obligations issued pursuant to this act in excess of the amount of the deficit as confirmed by the state comptroller shall be accounted for in the same manner as prescribed by the state comptroller pursuant to section 36 of the general municipal law for real property taxes levied for a planned balance pursuant to subdivision 21 of section 2021 of the education law.

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

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S 5. For purposes of subdivision 4 of section 2023 of the education law, expenditures for debt service on obligations issued pursuant to this act shall be disregarded in determining the total spending of the district under a contingency budget.

S 6. If any clause, sentence, subdivision, paragraph, section or part of this act be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, subdivision, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

S 7. This act shall take effect immediately.