


## ESTOPPEL NOTICE

The Bond Resolution, a summary of which is published herewith, has been adopted on the 21<sup>st</sup> day of June, 2023, by the County Legislature of the County of Greene, New York, and the validity of the obligations authorized by such Bond Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Greene, New York, is not authorized to expend money or 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 (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

### Summary of Bond Resolution

1. Class of Objects or Purposes – The construction of a new Justice Center building, whether or not including grading or improvement of the site, and original furnishings, equipment, machinery or apparatus required for the purposes of which such building is to be used.
2. Period of Probable Usefulness – Thirty (30) years.
3. Maximum Amount of Obligations to be Issued - \$25,000,000

The Bond Resolution herein summarized shall be available for public inspection during normal business hours for twenty (20) days following the date of publication of this notice at the office of the Clerk of the Legislature, 411 Main Street, Catskill, NY 12414.

  
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Tammy L. Scivillo, Clerk of the  
Legislature, Greene County, New York



## Resolution No. 197-23

### **Bond Resolution Of The County Of Greene, New York, Authorizing The Issuance Of \$25,000,000 Serial Bonds To Finance Construction Of A New Justice Center Building**

BE IT RESOLVED by the County Legislature of the County of Greene, New York (the "County") as follows:

Section 1. The County is hereby authorized to undertake the construction of a new Justice Center building, whether or not including grading or improvement of the site, and original furnishings, equipment, machinery or apparatus required for the purposes of which such building is to be used, at an estimated maximum cost of \$25,000,000.

Section 2. The plan for financing such estimated maximum cost shall be by the issuance of \$25,000,000 in serial bonds (the "Bonds") of the County authorized to be issued pursuant to this resolution and the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose set forth in Section 1 is thirty (30) years pursuant to subparagraph 11(a) of Section 11.00 of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds. An annual appropriation shall be made in the budget of the County for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds

and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for substantially level or declining annual debt service, is hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 8. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, are hereby authorized to be consolidated, at the option of the County Treasurer, the Chief Fiscal Officer, with the bonds and bond anticipation notes authorized by other bond resolutions approved by the County Legislature for purposes of sale into one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the use of electronic bidding, the consolidation of the Bonds and bond anticipation notes with other issues of the County and the serial maturities of the Bonds are hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 9. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 10. Any federal or state grant funds obtained by the County for the capital purposes described in Section 1 of this resolution shall be applied to pay the principal of and interest on the Bonds or any bond anticipation notes issued in anticipation of the Bonds or, to the extent obligations shall not have been issued under this resolution, to reduce the maximum principal amount to be borrowed for such capital purposes.

Section 11. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if:

(1) (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 publication of this resolution or summary thereof 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

(2) Such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 12. The County Treasurer, the Chief Fiscal Officer of the County is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the bonds, requiring the County to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 13. This resolution, or a summary thereof, shall be published in the official newspapers of the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Financial Law.

Section 14. This resolution is not subject to a mandatory or permissive referendum.

Section 15. The County Legislature hereby determines that the provisions of the

State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 16. This resolution shall take effect immediately upon its adoption.

**ROLL CALL VOTE:**

Resolution Adopted by the Following Vote:

Ayes: 14 (10,000)

Noes: 0

Absent: 0

STATE OF NEW YORK )  
 ) SS.:  
COUNTY OF GREENE )


I, Tammy L. Sciavillo, Clerk of the Greene County Legislature, DO HEREBY CERTIFY:

That I have compared a copy of Resolution No. 197-23 of the meeting of the County Legislature, held on the 21<sup>st</sup> day of June, 2023, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full County Legislature consists of fourteen (14) members having a total of 10,000 voting points; that fourteen (14) members of the County Legislature having a total of 10,000 voting points were present at such meeting; and that fourteen (14) of such members having a total of 10,000 voting points voted in favor of the above resolution, in a roll call vote.

I FURTHER CERTIFY that (I) all members of the County Legislature had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Greene County Legislature this 22<sup>nd</sup> day of June, 2023.

  
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Tammy L. Sciavillo, Clerk of the Legislature,  
County of Greene,  
State of New York



**Meeting History**  
06/19/23 Public Safety

**MOVED FOR ADOPTION**

**RESULT:** **MOVED FOR ADOPTION [UNANIMOUS]**  
**MOVER:** Charles A. Martinez, Legislator / Budget Officer  
**SECONDER:** Edward Bloomer, Legislator  
**AYES:** Hobart, Martinez, Bloomer, Handel, Thorington, Davis, Linger, Luvera, Lennon

**06/19/23 Finance MOVED FOR ADOPTION**

**RESULT:** **MOVED FOR ADOPTION [UNANIMOUS]**  
**MOVER:** Harry A. Lennon, Minority Leader/Legislator  
**SECONDER:** Charles A. Martinez, Linda H. Overbaugh  
**AYES:** Martinez, Hobart, Overbaugh, Bulich, Davis, Legg, Linger, Luvera, Lennon

**Current Meeting**

06/21/23 Greene County Legislature ADOPTED

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Charles A. Martinez, Legislator/Budget Officer  
**SECONDER:** Edward Bloomer, Legislator  
**AYES:** Bloomer, Bulich, Davis, Handel, Hobart, Legg, Lennon, Lucas, Luvera, Martinez, Overbaugh, Thorington, True, Linger

(10,000)  
 Ayes 14 Noes 0 Absent 0

APPROVED AS TO FORM  
 EDWARD I. KAPLAN, ESQ.  
 GREENE COUNTY ATTORNEY