

## NOTICE OF AMENDMENT AND RESTATEMENT OF BOND RESOLUTION

### TOWN OF BATAVIA

NOTICE IS HEREBY GIVEN that a resolution amending and restating a prior bond resolution, a summary of which is published herewith, has been adopted by the Town Board of the Town of Batavia, County of Genesee, on July 19, 2023 and the validity of the obligations authorized by such resolution may be hereafter contested only if:

(1) (a) such obligations were authorized for an object or purpose for which the Town of Batavia is not authorized to expend money or

(b) 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 20 days after the date of publication of this notice; or

(2) such obligations were authorized in violation of the provisions of the Constitution of New York.

### SUMMARY OF BOND RESOLUTION

The following is a summary of an amending and restating bond resolution adopted by the Town Board of the Town of Batavia (the "Town") on July 19, 2023 that amends and restates a prior bond resolution that was previously adopted by the Town Board on June 21, 2017. The proceeds from the sale of the obligations authorized in said bond resolution will be used to finance a sewer system capital improvements project, such work to generally consist of various upgrades to the Kings Plaza Pump Station in the Town and the installation of approximately 1,700 linear feet of 12-inch force main, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report prepared in connection with such project, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Project"), at an estimated maximum amount of \$1,929,980. Such amended and restated bond resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of such serial bonds, in an aggregate principal amount not to exceed \$1,929,980 such amount to be offset by any federal, state, county and/or local funds received. The amending and restating bond resolution authorizes: a) an increase to the estimated maximum cost of the project from \$390,706 to \$1,929,980 and (b) an increase to the aggregate principal amount of serial bonds authorized to be issued from \$390,706 to \$1,929,980 and to make other modifications to the Original Bond Resolution as may be consistent with law. Such increase in costs for the Project is due to the receipt of higher than expected bids. The period of probable usefulness for said purpose is 40 years. A copy of the resolution summarized herein is available for public inspection during normal business hours at the Office of the Town Clerk, located in the Town Hall, 3833 West Main Street Road, Batavia, New York.