ONEIDA COUNTY LOCAL DEVELOPMENT CORPORATION NOTICE OF PUBLIC HEARING ON PROPOSED ISSUANCE OF BONDS

NOTICE IS HEREBY GIVEN by the Oneida County Local Development Corporation (the "Issuer") that a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") and the Issuer's Certificate of Incorporation will be held on January 14, 2021 at 9:00 a.m. local time in connection with the matter described below. As more fully set forth below, the public hearing will be held via toll-free telephone conference only. PLEASE NOTE THE SPECIAL PUBLIC HEARING INSTRUCTIONS INCLUDED AT THE END OF THIS NOTICE.

The Trustees of Hamilton College, a New York not-for-profit education corporation (the "College"), has requested that the Issuer consider issuing its tax-exempt and/or taxable revenue bonds in one or more series or issues, in an aggregate principal amount not to exceed \$75,000,000 (the "Bonds"), to finance a project (the "Project") for the benefit of the College, consisting of:

(A) (1) the renovation and improvement (the "Renovations") of (a) List Center, Burke Library, Root Hall, Benedict Hall, Couper Hall, Dunham Hall, Bristol Swimming Pool, Steuben Field, Alumni Gym, Sage Rink, Bristol Center, and Buttrick Hall, all of which are located on the College's campus (the "Campus") at 198 College Hill Road in the Town of Kirkland, New York, which is located on, and generally bounded by, College Hill Road, Campus Road, Griffin Road and Green Apple Way, and (b) the multi-unit faculty and staff housing facilities located at 20, 22 and 24 College Hill Road in the Town of Kirkland, New York (collectively, the "Existing Facilities") and (2) the acquisition and installation in the Existing Facilities of furniture and equipment (the "Equipment" and, together with the Existing Facilities and Renovations, the "Current Project Facility");

(B) the refinancing of the Oneida County Industrial Development Agency \$60,000,000 original principal amount Adjustable Rate Civic Facility Revenue Bonds, Series 2002 (Hamilton College Civic Facility) (the "Series 2002 Bonds"), the proceeds of which were used to finance the following projects on the Campus (1) the acquisition, construction and equipping of a new Science Building, and (2) the renovation and equipping of Bristol Pool, Buttrick Hall, Dunham Residence Hall, Emerson Hall (the former Emerson Literary Society fraternity house), Kirkland Residence Hall, Kirner-Johnson Building, including construction of an addition thereto, North Residence Hall, McEwen Dining Hall, Saunders Hall, including construction of an addition thereto, and the renovation and equipping of the former Psi Upsilon fraternity house, including construction of an addition thereto;

(C) the refinancing of the Issuer's \$23,010,000 original principal amount Revenue Bonds (Hamilton College Project), Series 2013 (the "Series 2013 Bonds"), the proceeds of which were used to finance (1) the construction and equipping of a new Theater and Studio Arts Building on the Campus, and (2) the renovation of, construction of an addition to, and purchase of equipment for, Minor Theater on the Campus to convert the building to a residence hall; and

(D) the payment of costs incidental to the issuance of the Bonds.

The capital projects and facilities described above that will be financed and refinanced with proceeds of the Bonds are collectively referred to as the "Project Facility". The Project Facility is and will be owned and/or operated by the College.

The application for financial assistance filed by the College with the Issuer is available for public inspection at the offices of the Issuer located at 584 Phoenix Drive, Rome, New York and copies may be requested by telephone at (315) 338-0393.

If the issuance of the Bonds is approved by the Issuer, (i) to the extent the Bonds are issued as tax-exempt obligations, it is intended that they will be issued as qualified 501(c)(3) bonds within the meaning of Section 145 of the Code, the interest on which will be excluded from gross income for Federal income tax purposes, pursuant to Section 103(a) of the Code, (ii) the proceeds of the Bonds will be loaned by the Issuer to the College pursuant to a loan or other agreement (the "Agreement") requiring that the College make payments equal to debt service on the Bonds and make certain other payments, and (iii) the Bonds will be special limited obligations of the Issuer payable solely from payments made by the College under the Agreement.

THE BONDS SHALL NOT BE A DEBT OF THE STATE OF NEW YORK OR ONEIDA COUNTY, NEW YORK, AND NEITHER THE STATE OF NEW YORK NOR ONEIDA COUNTY, NEW YORK, SHALL BE LIABLE THEREON.

At the above-stated date and time, interested individuals will have an opportunity to express their views, orally or in writing, on the proposed issuance of the Bonds and the location and nature of the Project Facility.

Minutes of the hearing will be made available to the County Executive of Oneida County. Approval of the issuance of the tax-exempt Bonds by Oneida County through the County Executive is necessary under Section 147(f) of the Code in order for the interest on the tax-exempt Bonds to be excluded from gross income for federal income tax purposes.

PLEASE NOTE SPECIAL PUBLIC HEARING CONDUCT INSTRUCTIONS AND INFORMATION:

Given the ongoing COVID-19 public health crisis and related Executive Orders issued by Governor Andrew M. Cuomo, the Issuer will not be able to accommodate any in-person public attendance or participation at this hearing. Nonetheless, in furtherance of federal regulations requiring interested individuals to have a reasonable opportunity to express their view at this hearing, in accordance Internal Revenue Service Revenue Procedure 2020-21, and in accordance with Executive Order No. 202.1 issued by Governor Andrew M. Cuomo on March 12, 2020 as amended and extended from time to time allowing such hearing to continue if the Issuer is able to hold the public hearing remotely through use of telephone conference, the Issuer will provide all interested persons of the public the opportunity, at the time and on the date indicated above, to

provide oral comments with respect to the Project and/or the issuance of the Bonds <u>via a telephone</u> <u>conference by calling into the following toll-free telephone number: (408) 418-9388 (Access</u> <u>Code: 132 220 6130</u>.

Finally, the Issuer also encourages all interested parties to submit written comments to the Issuer, which will be included within the public hearing record. Any written comments may be sent to Oneida County Local Development Corporation, 584 Phoenix Drive, Rome, New York 13441, ATTN: Shawna M. Papale, Executive Director and/or via email at <u>spapale@mvedge.org</u> no later than January 13, 2021.

Dated: December 29, 2020

ONEIDA COUNTY LOCAL DEVELOPMENT CORPORATION

By: <u>/s/ Shawna M. Papale, Executive Director</u>