



**TOWN OF TURIN  
LEWIS COUNTY, NEW YORK**

**\$410,000 SERIAL BONDS, 2010  
(Designated/Bank Qualified)**

**NOTICE OF PRIVATE COMPETITIVE BOND SALE**

Telephone (585) 394-4090, Fax (585) 394-4092 or written proposals will be received and considered by the undersigned Supervisor of the Town of Turin, Lewis County, New York, at the office of Municipal Solutions, Inc., 2528 State Route 21, Canandaigua, New York on Thursday, February 25, 2010, until 11:30 A.M., (Prevailing Time), at which time and place they will be publicly opened and announced, for the purchase, in Federal Funds, at not less than par and accrued interest of \$410,000 Serial Bonds, 2010 (the "Bonds"), dated March 11, 2010, and maturing in the annual principal installments each calendar year on March 1, together with the interest thereon, as defined and described in paragraph (d) of section 21.00 of the New York State Local Finance Law, as follows:

| <u>Year</u> | <u>Amount</u> |
|-------------|---------------|
| 2011        | \$35,000      |
| 2012        | 35,000        |
| 2013        | 40,000        |
| 2014        | 40,000        |
| 2015        | 40,000        |
| 2016        | 40,000        |
| 2017        | 45,000        |
| 2018        | 45,000        |
| 2019        | 45,000        |
| 2020        | 45,000        |

The Bonds will be dated March 11, 2010, and **are not subject to redemption**, in whole or in part, prior to maturity. The Bonds will bear interest at the rate or rates per annum specified by the successful bidder therefore in accordance herewith, payable semi-annually March 1 and September 1 in each year until maturity, commencing March 1, 2011.

The Bonds will be initially issued in the form of registered bonds, and at the option of the initial purchaser, may be registered to the Depository Trust Company ("DTC"), or as a registered statutory installment bond.

If the Bonds will be issued through DTC, the successful bidder will be required to cause such bond certificates to be (i) registered in the name of Cede & Co., as nominee of the Depository Trust Company 55 Water Street, New York, New York and (ii) deposited with DTC to be held in trust until maturity. DTC is an automated depository for securities and clearinghouse for securities transactions, and will be responsible for establishing and maintaining a book-entry system for recording the ownership interests of individual purchasers in the Bonds. Individual purchases of beneficial ownership interests in the Bonds may only be made through book entries (without certificates issued by the Town) made on the books and records of DTC (or a successor depository) and its participants, in denominations of \$5,000 or integral multiples thereof. Principal of and interest on the Bonds will be payable by the Town or its agent by wire transfer or in clearinghouse funds to DTC or its nominee as registered owner of the Bonds. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. The Town will not be responsible or liable for payments by DTC to its participants or

by DTC participants to beneficial owners or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

If the Bonds are issued as a registered statutory installment bond, principal and interest on the Bonds will be payable in Federal Funds at such bank or trust company located and authorized to do business in the State of New York, to be designated by the Town. In such case the Bonds will be issued in registered form in denominations such that one payment of principal and interest will be due annually pursuant to section 62.10 of the Local Finance Law.

The Bonds will be designated as "qualified tax-exempt obligations" pursuant to Section 265(B)(3) of the Internal Revenue Code of 1986, as amended (the Code).

Each proposal must be a bid of not less than \$410,000 for all of the Bonds and must state in a multiple of one-hundredth of 1% or a multiple of one-eighth of 1%, the rate or rates of interest per annum which the Bonds are to bear and may state different rates of interest for Bonds maturing in different calendar years; provided, however, that (i) only one rate of interest may be bid for all Bonds maturing in any one calendar year (ii) the difference between the highest and lowest rates bid shall not exceed 1-1/2% per annum and (iii) variations in rates of interest so bid shall be in ascending progression in order of maturity so that the rate of interest on Bonds maturing in any particular calendar year shall not be less than the rate of interest applicable to Bonds maturing in any prior calendar year. A GOOD FAITH DEPOSIT WILL NOT BE REQUIRED.

Said bonds are issued pursuant to the Constitution and statutes of the State of New York, including among others, the Town Law and the Local Finance Law, and pursuant to a bond resolution adopted on May 27, 2005 and amended on July 14, 2006 and August 26, 2006 authorizing the issuance of \$575,000 serial bonds, and are issued to redeem outstanding bond anticipation notes in the amount of \$440,000 for the construction of a highway garage (a \$30,000 principal reduction will be made on the maturing Notes).

Interest will be calculated on the basis of thirty (30) days to the month and three hundred sixty (360) days to the year. Unless all bids are rejected, the Bonds will be awarded and sold to the bidder complying with terms of this Notice of Sale and offering to purchase the Bonds at the lowest net interest cost. The Town reserves the right to reject any or all bids, and any bid not complying with this Notice of Sale will be rejected.

If the Bonds are registered to DTC, the Bonds will be executed and delivered in escrow to DTC on or about March 10, 2010. The Bonds shall be paid for in Federal Funds on or about March 11, 2010, at such place in New York Town, and on such business day and at such hour, as the Sale Officer shall fix on three business days' notice to the successful bidder, or at such other place and time as may be agreed upon with the successful bidder. The deposit of the Bonds with DTC under a book-entry system requires the assignment of CUSIP numbers prior to delivery. It shall be the responsibility of the successful bidder to obtain CUSIP numbers for the Bonds prior to delivery and the Town will not be responsible for any delay occasioned by the inability to deposit the Bonds with DTC due to the failure of the successful bidder to obtain such numbers and to supply them to the Town in a timely manner. All expenses in relation to the printing of CUSIP numbers on the Bonds shall be paid for by the Town; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the successful bidder.

The Bonds are general obligations of the Town. There is no limitation, either as to rate or amount, upon *ad valorem* taxes upon taxable real property in the Town which may be required to pay the Bonds and the interest thereon. The State Constitution requires the Town to pledge its faith and credit for the payment of the principal of the Bonds and the interest thereon and to make annual appropriations for the amounts required for the payment of such interest and the redemption of the Bonds. The State Constitution also provides that if at any time the appropriating authorities fail to make the required appropriations for the annual debt service on the Bonds and certain other obligations of the Town, a sufficient sum shall be set apart from the first revenues thereafter received and shall be applied for such purposes, and also that the fiscal officer of the Town may be required to set apart and apply such revenues as aforesaid at the suit of any holder of such obligations.

As a condition to the purchaser's obligation to accept delivery of and pay for the Bonds, such purchaser will be furnished, without cost, the following, dated as of the date of the delivery of and payment for said Bonds: (i) a

Closing Certificate, constituting a receipt for the Bond proceeds and a signature certificate, which will include a statement that no litigation is pending, or to the knowledge of the signers, threatened affecting the Bonds, (ii) an arbitrage certificate executed on behalf of the Town which will include, among other things, covenants, relating to compliance with the Internal Revenue Code of 1986, as amended (the "Code"), with the owners of the Bonds that the Town will, among other things, (a) take all actions on its part necessary to cause interest on the Notes not to be includable in the gross income of the owners thereof for Federal income tax purposes, including without limitation, restricting, to the extent necessary, the yield on investments made with the proceeds of the Bonds and investment earnings thereon, making required payments to the Federal Government, if any, and maintaining books and records in a specified manner, where appropriate, and (b) refrain from taking any action which would cause interest on the Bonds to be includable in the gross income of the owners thereof for Federal income tax purposes, including, without limitation, refraining from spending the proceeds of the Bonds and investment earnings thereon on certain specified purposes, and (iii) the approving opinion of the law firm of Hrabchak, Gebo & Langone, P.C., Bond Counsel, of Watertown, New York to the effect that the Notes are valid and legally binding general obligations of the Town for which the Town has validly pledged its faith and credit and, unless paid from other sources, all the taxable real property within the Town is subject to the levy of *ad valorem* real estate taxes to pay the Notes and interest thereon without limitation of rate or amount.

The successful bidder may, at its option, refuse to accept the Bonds if prior to delivery of the Bonds any income tax law shall provide that the interest of such Bonds is taxable, or shall be taxable at a future date for Federal Income tax purposes.

THE TOWN RESERVES THE RIGHT TO CHANGE THE TIME AND/OR DATE FOR THE OPENING OF BIDS. NOTICE OF ANY SUCH CHANGE SHALL BE PROVIDED NOT LESS THAN 24 HOURS PRIOR TO THE TIME SET FORTH ABOVE FOR THE OPENING OF BIDS BY MEANS OF A SUPPLEMENTAL NOTICE OF SALE TO BE TRANSMITTED OVER THE TM3.

Copies of the Notice of Sale may be obtained upon request from the offices of Municipal Solutions, Inc., 2528 State Route 21, Canandaigua, New York 14424, telephone number (585) 394-4090.

No official statement accompanies this Notice of Sale.

Dated: February 17, 2010

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Gerald R. Reed, Jr.  
Town Supervisor and Chief Fiscal Officer

**PROPOSAL FOR SERIAL BONDS  
Town of Turin, Lewis County, New York**

Gerald R. Reed, Jr., Town Supervisor  
Town of Turin, Lewis County, New York  
c/o Municipal Solutions, Inc.  
2528 State Route 21  
Canandaigua, New York 14424  
Telephone: 585-394-4090  
Fax: 585-394-4092

Sale Date: February 25, 2010  
11:30 A.M., Prevailing Time

**Dated: March 11, 2010**

**Maturity Dates: March 1, 2011/20**

Dear Supervisor Reed:

For the **\$410,000 Public Improvement Bonds, 2010 of the Town of Turin, Lewis County, New York**, that are the subject of the annexed Notice of Sale, which is hereby made a part of this bid, we will pay \$410,000 plus a premium of \_\_\_\_\_ Dollars (\$\_\_\_\_\_) and accrued interest to date of delivery, provided that the bonds maturing in the several years set forth below shall bear interest in the indicated multiple(s) of 1/8th or 1/100th of one per centum (1%), from their dated date until maturity at the respective rates per annum stated in the following table:

|               |         |               |         |
|---------------|---------|---------------|---------|
| March 1, 2011 | _____ % | March 1, 2016 | _____ % |
| March 1, 2012 | _____ % | March 1, 2017 | _____ % |
| March 1, 2013 | _____ % | March 1, 2018 | _____ % |
| March 1, 2014 | _____ % | March 1, 2019 | _____ % |
| March 1, 2015 | _____ % | March 1, 2020 | _____ % |

The following is our computation of the net interest cost, made as provided in the above - mentioned Notice of Bond Sale, but not constituting any part of the foregoing proposal for the purchase of the Bonds therein described

|                                       |                 |
|---------------------------------------|-----------------|
| Interest Rate.....                    | _____ %         |
| Gross Interest Cost.....              | \$ _____        |
| Less Premium Bid Over Par.....        | \$ _____        |
| Net Interest Cost .....               | \$ _____        |
| Effective Net Interest Cost Rate..... | _____ %         |
|                                       | (Four Decimals) |

Book-Entry / DTC (Serial Bonds) \_\_\_\_\_  
or  
"Local" Closing  
(Statutory Installment Bond) \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name of Financial Institution

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Fax No.

\_\_\_\_\_  
Email Address