

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing, pursuant to Article 18-A of the New York State General Municipal Law, will be held by the Broome County Industrial Development Agency (the "Agency") on the 7th day of January, 2013 at 12:00 p.m., noon, local time, at the Broome County Public Library in the City of Binghamton, Broome County, New York in connection with the following matters:

Vitaluna, LLC, a limited liability company organized and existing under the laws of the State of New York (the "Company") has requested that the Agency assist in the financing of the renovation and equipping of a 60,000+/- square foot building (55,651+/- square feet of leasable space) with an underground 107+/- car parking garage located at 2 Court Street in the City of Binghamton, Broome County, New York (the "Land") to be used as a commercial office building (the "Facility") and the acquisition and installation in the Facility of certain equipment (the "Equipment"). The Facility will be initially owned, operated and/or managed by the Company.

The Agency will acquire title or a leasehold interest in the Facility and lease the Facility to the Company. At the end of the lease term, the Agency's interest in the Facility and Equipment will be reconveyed to the Company. The Agency contemplates that it will provide financial assistance to the Company in the form of the issuance of exemptions from mortgage recording taxes and sales taxes and abatement of real property taxes, including a deviation from the Agency's Uniform Tax Exemption Policy, consistent with the policies of the Agency.

A copy of the Company's application to the Agency will be available for review, during regular business hours, at the Agency's offices at 60 Hawley Street, Binghamton, New York 13901.

A representative of the Agency will, at the above-stated time and place, hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Facility.

Minutes of the hearing will be made available to the County Executive of the County of Broome.

BROOME COUNTY INDUSTRIAL
DEVELOPMENT AGENCY

Dated: November 29, 2012

By: /s/ Richard D'Attilio
Richard D'Attilio, Executive Director