



**CITY COUNCIL AGENDA**  
**February 10, 2015**

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**Ken Smith, Mayor ~ At-Large**  
**Michael McEachern, Vice-Mayor ~ Ward 4**  
**Richard Russell, Council Member ~ Ward 1**  
**John Alberts, Council Member ~ Ward 2**  
**Donna Yanda, Council Member ~ Ward 3**  
**Grayson Bottom, City Manager**

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# City Council - Municipal Authority Agendas

February 10, 2015 - 12:00 p.m.

Council Chambers - Centennial Building  
12 South Fifth Street, Yukon, Oklahoma

**\*\*\*Special Meeting\*\*\***

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The City of Yukon strives to accommodate the needs of all citizens, including those who may be disabled. If you would like to attend this Council meeting but find it difficult to do so because of a disability or architectural barrier, please contact City Hall at 354-1895. We will make a sincere attempt to resolve the problem. If you require a sign-language interpreter at the meeting, please call or notify City Hall, 500 West Main, by noon, February 9, 2015.

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## Call to Order: Ken Smith, Mayor

**Roll Call:** Ken Smith, Mayor  
Michael McEachern, Vice Mayor  
John Alberts, Council Member  
Richard Russell, Council Member  
Donna Yanda, Council Member

(Recess as Yukon City Council and Reconvene as Yukon Municipal Authority)

- 1A. Consider and approve Resolution No. YMA 2015-02, a resolution authorizing the Yukon Municipal Authority (the "Authority") to issue its Sales Tax Revenue Note, Series 2015A in the aggregate principal amount of \$9,520,000.00 (the "2015A Note"); waiving competitive bidding and authorizing the 2015A Note to be sold at a price of par by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the 2015A Note; providing that the Trust Indenture shall be subject to provisions of the 2015A Note; authorizing and directing the execution of the 2015A Note and other documents relating to the transaction, including professional services agreements; and containing other provisions relating thereto.

## ACTION \_\_\_\_\_

- 2A. Consider and approve Resolution No. YMA 2015-03, a resolution authorizing the Yukon Municipal Authority (the "Authority") to issue its Sales Tax Revenue Note, Series 2015B in the aggregate principal amount of \$5,805,000.00 (the "2015B Note"); waiving competitive bidding and authorizing the 2015B Note to be sold at a price of par by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving documents, procedures and payments related to issuance of the 2015B Note; providing that the Trust Indenture

shall be subject to provisions of the 2015B Note; authorizing and directing the execution of the 2015B Note and other documents relating to the transaction, including professional services agreements; and containing other provisions relating thereto.

**ACTION** \_\_\_\_\_

(Adjourn as YMA and Reconvene as Yukon City Council)

1. Consider and approve Resolution No. 2015-01, a resolution of the City Council of the City of Yukon, Oklahoma (the “City”), approving the incurrence of indebtedness by the Yukon Municipal Authority (the “Authority”) issuing its Sales Tax Revenue Note, Series 2015A in the aggregate principal amount of \$9,520,000.00 (the “2015A Note”); waiving competitive bidding and authorizing the 2015A Note to be sold at a price of par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a Sales Tax Agreement providing security for the 2015A Note; providing that the Trust Indenture shall be subject to provisions of the 2015A Note; authorizing and directing the execution of documents and procedures related to issuance of the 2015A Note; and containing other provisions relating thereto.

**ACTION** \_\_\_\_\_

2. Consider and approve Resolution No. 2015-02, a resolution of the City Council of the City of Yukon, Oklahoma (The “City”) approving the incurrence of indebtedness by the Yukon Municipal Authority (The “Authority”) issuing its Sales Tax Revenue Note, Series 2015B in the aggregate principal amount of \$5,805,000.00 (The “2015B Note”); waving competitive bidding and authorizing the 2015B Note to be sold at a price of par value by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; authorizing and approving a Sales Tax Agreement providing security for the 2015B Note; providing that the Trust Indenture shall be subject to provisions of the 2015B Note; authorizing and directing the execution of documents and procedures related to issuance of the 2015B Note; and containing other provisions relating thereto.

**ACTION** \_\_\_\_\_

3. **Consider and approve Ordinance No. 1310, an Ordinance amending Sec. 2-137(B) of the Code of Ordinances of the City of Yukon by determining that certain obligations, including the Yukon Municipal Authority Sales Tax Revenue Note, Series 2015A in the aggregate principal amount of \$9,520,000.00 and the Yukon Municipal Authority Sales Tax Revenue Note, Series 2015B in the aggregate principal amount of \$5,805,000.00, do not exceed debt limitations; repealing all conflicting ordinance provisions; and declaring an emergency.**

**ACTION** \_\_\_\_\_

- 3a. **Consider approving the Emergency Clause of Ordinance No. 1310**

**ACTION** \_\_\_\_\_

4. **Adjournment**

THE TRUSTEES OF THE YUKON MUNICIPAL AUTHORITY MET IN SPECIAL SESSION ON THE 10<sup>TH</sup> DAY OF FEBRUARY, 2015, IN THE COUNCIL CHAMBERS OF THE CENTENNIAL BUILDING AT 12 S. 5TH ST., YUKON, OKLAHOMA, AT 12:00 P.M.

TRUSTEES PRESENT:

TRUSTEES ABSENT:

Notice of this meeting having been given in writing to the Clerk of the municipality as required by law and public notice of the agenda for same having been posted in prominent public view at the principal office of the Authority and at the location of said meeting, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(Other Proceedings)

THEREUPON, the Chairman introduced a Resolution, copies having been distributed to the Trustees, and upon motion by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, such Resolution was adopted by the following vote:

AYE:

NAY:

The Resolution as adopted is as follows:

RESOLUTION NO. YMA-2015-02

A RESOLUTION AUTHORIZING THE YUKON MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SALES TAX REVENUE NOTE, SERIES 2015A IN THE AGGREGATE PRINCIPAL AMOUNT OF \$9,520,000.00 (THE "2015A NOTE"); WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE 2015A NOTE TO BE SOLD AT A PRICE OF PAR BY NEGOTIATED SALE WITHIN THE LIMITS PROVIDED BY TITLE 60, OKLAHOMA STATUTES, SECTION 176; AUTHORIZING AND APPROVING DOCUMENTS, PROCEDURES AND PAYMENTS RELATED TO ISSUANCE OF THE 2015A NOTE; PROVIDING THAT THE TRUST INDENTURE SHALL BE SUBJECT TO PROVISIONS OF THE 2015A NOTE; AUTHORIZING AND DIRECTING THE EXECUTION OF THE 2015A NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION, INCLUDING PROFESSIONAL SERVICES AGREEMENTS; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

BE IT RESOLVED BY THE TRUSTEES OF THE YUKON MUNICIPAL AUTHORITY:

Section 1. Authorization of Issuance of 2015A Note. The Yukon Municipal Authority (the "Authority"), a public trust organized and existing under the laws of the State of Oklahoma, the beneficiary of which is the City of Yukon, Oklahoma (the "City"), hereby authorizes the issuance of its obligations designated:

\$9,520,000 Yukon Municipal Authority Sales Tax Revenue Note, Series 2015A (the "2015A Note")

The 2015A Note is to be issued for the purposes of (i) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2005A dated January 15, 2005, and issued in the original principal amount of \$3,080,000 (the "2005A Bonds"); (ii) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Refunding Bonds, Series 2005B dated January 15, 2005, and issued in the original principal amount of \$11,180,000 (the "2005B Bonds"); (iii) advance refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2011 dated January 6, 2011, and issued in the original principal amount of \$7,500,000 (the "2011 Bonds"); and (iv) providing for the payment of financing costs and for expenses of issuing the 2015A Note. The 2015A Note shall bear interest at the fixed rate of not to exceed \_\_\_\_% per annum, and principal installments on the 2015A Note shall be paid as set forth on Schedule A hereto. The Chairman or Vice Chairman is authorized to execute and deliver a Certificate of

Determination establishing the rate of interest on the 2015A Note and designating the financial institution purchasing the 2015A Note.

Section 2. Waiver of Competitive Bidding on Sale of the 2015A Note. Competitive bidding on the sale of the 2015A Note is hereby waived and the same is authorized to be sold to a financial institution, at a price of par value by negotiated sale, pursuant to the terms of the 2015A Note, all within the limits provided by Title 60, Oklahoma Statutes 2011, Section 176, as amended.

Section 3. Approval of Documents. The following documents are hereby authorized and approved and the Chairman or Vice Chairman of the Authority is hereby authorized and directed to execute and deliver the same on behalf of the Authority, and such documents shall be conclusively deemed approved by the Authority upon such execution and delivery, to-wit:

(A) The 2015A Note, issued by the Authority, in the principal amount of \$9,520,000, together with interest thereon at a fixed rate of not to exceed \_\_\_\_% per annum, which rate is not in excess of the maximum rate prescribed by Title 60, Oklahoma Statutes 2011, Section 176, as amended, all according to the terms and conditions expressed therein.

(B) The Note Indenture by and between the Authority and BOKF, NA dba Bank of Oklahoma, as trustee bank (the "Trustee"), authorizing the issuance of and securing the payment of the 2015A Note approved in Section 1 hereof (the "Indenture").

(C) The Sales Tax Agreement by and between the City and the Authority (the "Sales Tax Agreement"), whereby the City pledges certain sales tax funds of the City to the Authority for repayment of the 2015A Note, provided such Sales Tax Agreement shall comply in all respects with applicable Oklahoma law, including Oklahoma law which provides that the City may not become obligated beyond its fiscal year (July 1 through June 30), and providing that all payments of funds of the City to the Authority for payment of the 2015A Note shall be subject to annual appropriation by the City.

(D) UCC-1 Financing Statement pertaining to the 2015A Note, wherein the Authority is the debtor and the Trustee is the secured party, and UCC-1 Financing Statement pertaining to the Sales Tax Agreement as security for the 2015A Note, wherein the City is the debtor, the Authority is the secured party, and the Trustee is the assignee of the secured party, all according to the terms and conditions expressed in said Financing Statements.

(E) The Series 2015A Escrow Deposit Agreement by and between the Authority and BOKF, NA dba Bank of Oklahoma, as escrow agent (the "2015A Escrow Agreement") pertaining to the defeasance of the 2005A Bonds, the 2005B Bonds, and the 2011 Bonds.

(F) The Preliminary Offering Document and Final Offering Document describing the terms, conditions and security for payment of the 2015A Note. Bond Counsel is authorized to file the Preliminary Offering Document and the Final Offering Document.

(G) The Closing Order, which shall direct disbursement of proceeds received from the sale of the 2015A Note and which shall further authorize and direct the payment of the cost of issuance of the 2015A Note.

(H) Any and all other documents and certifications as necessary to consummate issuance of the 2015A Note, including contracts for professional and other services incident to issuance of the 2015A Note.

Section 4. Trust Indenture Subject to 2015A Note. The Trust Indenture dated as of June 20, 1972, creating the Authority is subject to the provisions of the 2015A Note.

Section 5. Finalization, Execution and Delivery of Documents Necessary for Issuance of the 2015A Note. The Chairman (or the Vice Chairman in the absence of the Chairman), is authorized and directed (i) to execute and deliver the 2015A Note to a financial institution, upon receipt of the purchase price therefor; (ii) to direct disbursement of the proceeds received from the 2015A Note, to include but not be limited to the payment of costs and expenses of issuance of the 2015A Note as set out in the Closing Order; and (iii) to finalize, modify, create, execute, record and file and deliver on behalf of the Authority all bond, securities, tax, security and related documents and certifications necessary to consummate issuance of the 2015A Note, and further to modify dates with respect to the 2015A Note and other instruments and to modify the name of the 2015A Note; and, the Secretary (or the Assistant Secretary in the absence of the Secretary) is authorized and directed to provide all attestations and certifications necessary to consummate issuance of the 2015A Note; and, upon execution and delivery of all documents provided for or contemplated by this Resolution, the same shall be conclusively deemed authorized and approved by the Authority.

PASSED AND APPROVED the 10<sup>th</sup> day of February, 2015.

TRUSTEES OF THE YUKON  
MUNICIPAL AUTHORITY

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Chairman

ATTEST:

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Secretary

(SEAL)

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF CANADIAN        )

I, the undersigned, the duly qualified and acting Secretary of the Yukon Municipal Authority, hereby certify that the above and foregoing is a true, correct and complete copy of the Resolution duly adopted by the Trustees of said Authority and of the proceedings of the Authority in the adoption of said Resolution on the date therein set out as shown by the records of my office.

I further certify that in conformity with Title 25, Oklahoma Statutes 2011, Section 301-314, inclusive, as amended (the Oklahoma Open Meeting Act), and in conformity with Title 60 Oklahoma Statutes 2011, Section 176, et seq. (the Oklahoma Public Trust Act), notice of this meeting was given in conformity with the requirements of law.

WITNESS my hand and the seal of said Authority this 10<sup>th</sup> day of February, 2015.

(SEAL)

\_\_\_\_\_  
Secretary

SCHEDULE A

Principal Installment Schedule – Series 2015A Note

<b>Payment Date</b>	<b>Principal Amount</b>
June 1, 2015	\$ 240,000.00
December 1, 2015	475,000.00
June 1, 2016	480,000.00
December 1, 2016	485,000.00
June 1, 2017	490,000.00
December 1, 2017	495,000.00
June 1, 2018	500,000.00
December 1, 2018	505,000.00
June 1, 2019	515,000.00
December 1, 2019	520,000.00
June 1, 2020	525,000.00
December 1, 2020	900,000.00
June 1, 2021	1,115,000.00
December 1, 2021	1,130,000.00
June 1, 2022	1,145,000.00

THE TRUSTEES OF THE YUKON MUNICIPAL AUTHORITY MET IN SPECIAL SESSION ON THE 10<sup>TH</sup> DAY OF FEBRUARY, 2015, IN THE COUNCIL CHAMBERS OF THE CENTENNIAL BUILDING AT 12 S. 5TH ST., YUKON, OKLAHOMA, AT 12:00 P.M.

TRUSTEES PRESENT:

TRUSTEES ABSENT:

Notice of this meeting having been given in writing to the Clerk of the municipality as required by law and public notice of the agenda for same having been posted in prominent public view at the principal office of the Authority and at the location of said meeting, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(Other Proceedings)

THEREUPON, the Chairman introduced a Resolution, copies having been distributed to the Trustees, and upon motion by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, such Resolution was adopted by the following vote:

AYE:

NAY:

The Resolution as adopted is as follows:

RESOLUTION NO. YMA-2015-03

A RESOLUTION AUTHORIZING THE YUKON MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SALES TAX REVENUE NOTE, SERIES 2015B IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,805,000.00 (THE "2015B NOTE"); WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE 2015B NOTE TO BE SOLD AT A PRICE OF PAR BY NEGOTIATED SALE WITHIN THE LIMITS PROVIDED BY TITLE 60, OKLAHOMA STATUTES, SECTION 176; AUTHORIZING AND APPROVING DOCUMENTS, PROCEDURES AND PAYMENTS RELATED TO ISSUANCE OF THE 2015B NOTE; PROVIDING THAT THE TRUST INDENTURE SHALL BE SUBJECT TO PROVISIONS OF THE 2015B NOTE; AUTHORIZING AND DIRECTING THE EXECUTION OF THE 2015B NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION, INCLUDING PROFESSIONAL SERVICES AGREEMENTS; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

BE IT RESOLVED BY THE TRUSTEES OF THE YUKON MUNICIPAL AUTHORITY:

Section 1. Authorization of Issuance of 2015B Note. The Yukon Municipal Authority (the "Authority"), a public trust organized and existing under the laws of the State of Oklahoma, the beneficiary of which is the City of Yukon, Oklahoma (the "City"), hereby authorizes the issuance of its obligations designated:

\$5,805,000 Yukon Municipal Authority Sales Tax Revenue Note, Series 2015B (the "2015B Note")

The 2015B Note is to be issued for the purposes of (i) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2007 dated April 11, 2007, and issued in the original principal amount of \$7,575,000 (the "2007 Bonds"); (ii) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Refunding Bonds, Series 2010 dated March 31, 2010, and issued in the original principal amount of \$4,430,000 (the "2010 Bonds"); and (iii) providing for the payment of financing costs and for expenses of issuing the 2015B Note. The 2015B Note shall bear interest at the fixed rate of \_\_\_\_% per annum, and principal installments on the 2015B Note shall be paid as set forth on Schedule A hereto.

Section 2. Waiver of Competitive Bidding on Sale of the 2015B Note. Competitive bidding on the sale of the 2015B Note is hereby waived and the same is authorized to be sold to

\_\_\_\_\_, at a price of par value by negotiated sale, pursuant to the terms of the 2015B Note, all within the limits provided by Title 60, Oklahoma Statutes 2011, Section 176, as amended.

Section 3.     Approval of Documents. The following documents are hereby authorized and approved and the Chairman or Vice Chairman of the Authority is hereby authorized and directed to execute and deliver the same on behalf of the Authority, and such documents shall be conclusively deemed approved by the Authority upon such execution and delivery, to-wit:

(A)     The 2015B Note, issued by the Authority, in the principal amount of \$5,805,000, together with interest thereon at a fixed rate of \_\_\_\_% per annum, which rate is not in excess of the maximum rate prescribed by Title 60, Oklahoma Statutes 2011, Section 176, as amended, all according to the terms and conditions expressed therein.

(B)     The Series 2015B Supplemental Note Indenture, as it supplements and amends a Note Indenture, both by and between the Authority and BOKF, NA dba Bank of Oklahoma, as trustee bank (the “Trustee”), authorizing the issuance of and securing the payment of the 2015B Note approved in Section 1 hereof (collectively referred to herein as the “Indenture”).

(C)     The Sales Tax Agreement by and between the City and the Authority (the “Sales Tax Agreement”), whereby the City pledges certain sales tax funds of the City to the Authority for repayment of the 2015B Note, provided such Sales Tax Agreement shall comply in all respects with applicable Oklahoma law, including Oklahoma law which provides that the City may not become obligated beyond its fiscal year (July 1 through June 30), and providing that all payments of funds of the City to the Authority for payment of the 2015B Note shall be subject to annual appropriation by the City.

(D)     UCC-1 Financing Statement pertaining to the 2015B Note, wherein the Authority is the debtor and the Trustee is the secured party, and UCC-1 Financing Statement pertaining to the Sales Tax Agreement as security for the 2015B Note, wherein the City is the debtor, the Authority is the secured party, and the Trustee is the assignee of the secured party, all according to the terms and conditions expressed in said Financing Statements.

(E)     The Series 2015B Escrow Deposit Agreement by and between the Authority and BOKF, NA dba Bank of Oklahoma, as escrow agent (the “2015B Escrow Agreement”) pertaining to the defeasance of the 2007 Bonds and the 2010 Bonds.

(F)     The Preliminary Offering Document and Final Offering Document describing the terms, conditions and security for payment of the 2015B Note. Bond Counsel is authorized to file the Preliminary Offering Document and the Final Offering Document.

(G) The Closing Order, which shall direct disbursement of proceeds received from the sale of the 2015B Note and which shall further authorize and direct the payment of the cost of issuance of the 2015B Note.

(H) Any and all other documents and certifications as necessary to consummate issuance of the 2015B Note, including contracts for professional and other services incident to issuance of the 2015B Note.

Section 4. Trust Indenture Subject to 2015B Note. The Trust Indenture dated as of June 20, 1972, creating the Authority is subject to the provisions of the 2015B Note.

Section 5. Finalization, Execution and Delivery of Documents Necessary for Issuance of the 2015B Note. The Chairman (or the Vice Chairman in the absence of the Chairman), is authorized and directed (i) to execute and deliver the 2015B Note to \_\_\_\_\_, upon receipt of the purchase price therefor; (ii) to direct disbursement of the proceeds received from the 2015B Note, to include but not be limited to the payment of costs and expenses of issuance of the 2015B Note as set out in the Closing Order; and (iii) to finalize, modify, create, execute, record and file and deliver on behalf of the Authority all bond, securities, tax, security and related documents and certifications necessary to consummate issuance of the 2015B Note, and further to modify dates with respect to the 2015B Note and other instruments and to modify the name of the 2015B Note; and, the Secretary (or the Assistant Secretary in the absence of the Secretary) is authorized and directed to provide all attestations and certifications necessary to consummate issuance of the 2015B Note; and, upon execution and delivery of all documents provided for or contemplated by this Resolution, the same shall be conclusively deemed authorized and approved by the Authority.

PASSED AND APPROVED the 10<sup>th</sup> day of February, 2015.

TRUSTEES OF THE YUKON  
MUNICIPAL AUTHORITY

\_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_  
Secretary

(SEAL)

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF CANADIAN        )

I, the undersigned, the duly qualified and acting Secretary of the Yukon Municipal Authority, hereby certify that the above and foregoing is a true, correct and complete copy of the Resolution duly adopted by the Trustees of said Authority and of the proceedings of the Authority in the adoption of said Resolution on the date therein set out as shown by the records of my office.

I further certify that in conformity with Title 25, Oklahoma Statutes 2011, Section 301-314, inclusive, as amended (the Oklahoma Open Meeting Act), and in conformity with Title 60 Oklahoma Statutes 2011, Section 176, et seq. (the Oklahoma Public Trust Act), notice of this meeting was given in conformity with the requirements of law.

WITNESS my hand and the seal of said Authority this 10<sup>th</sup> day of February, 2015.

(SEAL)

\_\_\_\_\_  
Secretary

SCHEDULE A

Principal Installment Schedule – Series 2015B Note

<b>Payment Date</b>	<b>Principal Amount</b>
June 1, 2015	\$ 175,000.00
December 1, 2015	520,000.00
June 1, 2016	525,000.00
December 1, 2016	530,000.00
June 1, 2017	535,000.00
December 1, 2017	540,000.00
June 1, 2018	545,000.00
December 1, 2018	550,000.00
June 1, 2019	555,000.00
December 1, 2019	560,000.00
June 1, 2020	565,000.00
December 1, 2020	205,000.00

THE CITY COUNCIL OF THE CITY OF YUKON MET IN SPECIAL SESSION ON THE 10<sup>TH</sup> DAY OF FEBRUARY, 2015, IN THE COUNCIL CHAMBERS OF THE CENTENNIAL BUILDING AT 12 S. 5TH ST., YUKON, OKLAHOMA, AT 12:00 P.M.

PRESENT:

ABSENT:

Notice of this meeting having been given in writing to the Clerk of the municipality as required by law and public notice of the agenda for same having been posted in prominent public view at the principal office of the City Council and at the location of said meeting, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(Other Proceedings)

Thereupon the Mayor introduced a Resolution, copies having been distributed to the Council members, and upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, such Resolution was adopted by the following vote:

AYE:

NAY:

The Resolution as adopted is as follows:

RESOLUTION NO. 2015-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUKON, OKLAHOMA (THE "CITY"), APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE YUKON MUNICIPAL AUTHORITY (THE "AUTHORITY") ISSUING ITS SALES TAX REVENUE NOTE, SERIES 2015A IN THE AGGREGATE PRINCIPAL AMOUNT OF \$9,520,000.00 (THE "2015A NOTE"); WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE 2015A NOTE TO BE SOLD AT A PRICE OF PAR VALUE BY NEGOTIATED SALE WITHIN THE LIMITS PROVIDED BY TITLE 60, OKLAHOMA STATUTES, SECTION 176; AUTHORIZING AND APPROVING A SALES TAX AGREEMENT PROVIDING SECURITY FOR THE 2015A NOTE; PROVIDING THAT THE TRUST INDENTURE SHALL BE SUBJECT TO PROVISIONS OF THE 2015A NOTE; AUTHORIZING AND DIRECTING THE EXECUTION OF DOCUMENTS AND PROCEDURES RELATED TO ISSUANCE OF THE 2015A NOTE; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF YUKON:

Section 1. Authorization of Issuance of 2015A Note. The Yukon Municipal Authority (the "Authority"), a public trust organized and existing under the laws of the State of Oklahoma, the beneficiary of which is the City of Yukon, Oklahoma (the "City"), is hereby authorized to incur an indebtedness by the issuance of its obligation designated:

\$9,520,000 Yukon Municipal Authority Sales Tax Revenue Note, Series 2015A (the "2015A Note")

The 2015A Note is to be issued for the purposes of (i) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2005A dated January 15, 2005, and issued in the original principal amount of \$3,080,000 (the "2005A Bonds"); (ii) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Refunding Bonds, Series 2005B dated January 15, 2005, and issued in the original principal amount of \$11,180,000 (the "2005B Bonds"); (iii) advance refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2011 dated January 6, 2011, and issued in the original principal amount of \$7,500,000 (the "2011 Bonds"); and (iv) providing for the payment of financing costs and for expenses of issuing the 2015A Note; provided that the 2015A Note shall never constitute a debt of the City.

Section 2. Waiver of Competitive Bidding on Sale of the 2015A Note. Competitive bidding on the sale of the 2015A Note is hereby waived and the same is authorized to be sold to a financial institution, at a price of par value by negotiated sale, pursuant to the terms of the 2015A Note, all within the limits provided by Title 60, Oklahoma Statutes 2011, Section 176, as amended.

Section 3. Sales Tax Agreement. The Mayor or Vice Mayor are hereby authorized to enter into a Sales Tax Agreement providing security for the 2015A Note, by which the City pledges certain sales tax funds of the City to the Authority for repayment of the 2015A Note, provided such Sales Tax Agreement complies in all respects with applicable Oklahoma law, including Oklahoma law which provides that the City may not become obligated beyond its fiscal year (July 1 through June 30), and all payments of City funds to the Authority for payment of the 2015A Note are subject to annual appropriation by the City.

Section 4. Trust Indenture Subject to Revenue Note. The Trust Indenture dated as of June 20, 1972, creating the Authority is subject to the provisions of the 2015A Note.

Section 5. Finalization, Execution and Delivery of Documents Necessary for Issuance of the 2015A Note. The Mayor (or the Vice Mayor in the absence of the Mayor) is authorized and directed to finalize, modify, create, execute, record, file and deliver on behalf of the City all bond, securities, tax and security documents and certifications necessary to consummate issuance of the 2015A Note, and further to modify dates with respect to the 2015A Note and other instruments and to modify the name of the 2015A Note; and, the City Clerk (or the Assistant City Clerk in the absence of the City Clerk) is authorized and directed to provide all attestations and certifications necessary to consummate issuance of the 2015A Note; and, upon execution and delivery of all documents provided for or contemplated by this Resolution, the same shall be conclusively deemed authorized and approved by the City.

PASSED AND APPROVED the 10<sup>th</sup> day of February, 2015.

CITY OF YUKON, OKLAHOMA

(SEAL)

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF CANADIAN        )

I, the undersigned, the duly qualified and acting Clerk of the City of Yukon, hereby certify that the above and foregoing is a true, correct and complete copy of the Resolution duly adopted by the governing body of said City and of the proceedings of the governing body of said City in the adoption of said resolution on the date therein set out as shown by the records of my office.

I further certify that in conformity with Title 25, Oklahoma Statutes 2011, Section 301-314, inclusive, as amended (the Oklahoma Open Meeting Act), notice of this meeting was given in conformity with the requirements of law.

WITNESS my hand and seal of said City the 10<sup>th</sup> day of February, 2015.

\_\_\_\_\_  
City Clerk

(SEAL)

THE CITY COUNCIL OF THE CITY OF YUKON MET IN SPECIAL SESSION ON THE 10<sup>TH</sup> DAY OF FEBRUARY, 2015, IN THE COUNCIL CHAMBERS OF THE CENTENNIAL BUILDING AT 12 S. 5TH ST., YUKON, OKLAHOMA, AT 12:00 P.M.

PRESENT:

ABSENT:

Notice of this meeting having been given in writing to the Clerk of the municipality as required by law and public notice of the agenda for same having been posted in prominent public view at the principal office of the City Council and at the location of said meeting, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(Other Proceedings)

Thereupon the Mayor introduced a Resolution, copies having been distributed to the Council members, and upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, such Resolution was adopted by the following vote:

AYE:

NAY:

The Resolution as adopted is as follows:

RESOLUTION NO. 2015-02

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUKON, OKLAHOMA (THE "CITY"), APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE YUKON MUNICIPAL AUTHORITY (THE "AUTHORITY") ISSUING ITS SALES TAX REVENUE NOTE, SERIES 2015B IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,805,000.00 (THE "2015B NOTE"); WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE 2015B NOTE TO BE SOLD AT A PRICE OF PAR VALUE BY NEGOTIATED SALE WITHIN THE LIMITS PROVIDED BY TITLE 60, OKLAHOMA STATUTES, SECTION 176; AUTHORIZING AND APPROVING A SALES TAX AGREEMENT PROVIDING SECURITY FOR THE 2015B NOTE; PROVIDING THAT THE TRUST INDENTURE SHALL BE SUBJECT TO PROVISIONS OF THE 2015B NOTE; AUTHORIZING AND DIRECTING THE EXECUTION OF DOCUMENTS AND PROCEDURES RELATED TO ISSUANCE OF THE 2015B NOTE; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF YUKON:

Section 1. Authorization of Issuance of 2015B Note. The Yukon Municipal Authority (the "Authority"), a public trust organized and existing under the laws of the State of Oklahoma, the beneficiary of which is the City of Yukon, Oklahoma (the "City"), is hereby authorized to incur an indebtedness by the issuance of its obligation designated:

\$5,805,000 Yukon Municipal Authority Sales Tax Revenue Note, Series 2015B (the "2015B Note")

The 2015B Note is to be issued for the purposes of (i) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Bonds, Series 2007 dated April 11, 2007, and issued in the original principal amount of \$7,575,000 (the "2007 Bonds"); (ii) currently refunding the outstanding amounts of the Authority's Sales Tax and Utility System Revenue Refunding Bonds, Series 2010 dated March 31, 2010, and issued in the original principal amount of \$4,430,000 (the "2010 Bonds"); and (iii) providing for the payment of financing costs and for expenses of issuing the 2015B Note; provided that the 2015B Note shall never constitute a debt of the City.

Section 2. Waiver of Competitive Bidding on Sale of the 2015B Note. Competitive bidding on the sale of the 2015B Note is hereby waived and the same is authorized to be sold to \_\_\_\_\_, at a price of par value by negotiated sale,

pursuant to the terms of the 2015B Note, all within the limits provided by Title 60, Oklahoma Statutes 2011, Section 176, as amended.

Section 3. Sales Tax Agreement. The Mayor or Vice Mayor are hereby authorized to enter into a Sales Tax Agreement providing security for the 2015B Note, by which the City pledges certain sales tax funds of the City to the Authority for repayment of the 2015B Note, provided such Sales Tax Agreement complies in all respects with applicable Oklahoma law, including Oklahoma law which provides that the City may not become obligated beyond its fiscal year (July 1 through June 30), and all payments of City funds to the Authority for payment of the 2015B Note are subject to annual appropriation by the City.

Section 4. Trust Indenture Subject to Revenue Note. The Trust Indenture dated as of June 20, 1972, creating the Authority is subject to the provisions of the 2015B Note.

Section 5. Finalization, Execution and Delivery of Documents Necessary for Issuance of the 2015B Note. The Mayor (or the Vice Mayor in the absence of the Mayor) is authorized and directed to finalize, modify, create, execute, record, file and deliver on behalf of the City all bond, securities, tax and security documents and certifications necessary to consummate issuance of the 2015B Note, and further to modify dates with respect to the 2015B Note and other instruments and to modify the name of the 2015B Note; and, the City Clerk (or the Assistant City Clerk in the absence of the City Clerk) is authorized and directed to provide all attestations and certifications necessary to consummate issuance of the 2015B Note; and, upon execution and delivery of all documents provided for or contemplated by this Resolution, the same shall be conclusively deemed authorized and approved by the City.

PASSED AND APPROVED the 10<sup>th</sup> day of February, 2015.

CITY OF YUKON, OKLAHOMA

(SEAL)

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF CANADIAN        )

I, the undersigned, the duly qualified and acting Clerk of the City of Yukon, hereby certify that the above and foregoing is a true, correct and complete copy of the Resolution duly adopted by the governing body of said City and of the proceedings of the governing body of said City in the adoption of said resolution on the date therein set out as shown by the records of my office.

I further certify that in conformity with Title 25, Oklahoma Statutes 2011, Section 301-314, inclusive, as amended (the Oklahoma Open Meeting Act), notice of this meeting was given in conformity with the requirements of law.

WITNESS my hand and seal of said City the 10<sup>th</sup> day of February, 2015.

\_\_\_\_\_  
City Clerk

(SEAL)

THE CITY COUNCIL OF THE CITY OF YUKON, OKLAHOMA, MET IN SPECIAL SESSION ON THE 10<sup>TH</sup> DAY OF FEBRUARY, 2015, IN THE COUNCIL CHAMBERS OF THE CENTENNIAL BUILDING AT 12 S. 5TH ST., YUKON, OKLAHOMA, AT 12:00 P.M.

PRESENT:

ABSENT:

Notice of this meeting having been given in writing to the Clerk of the municipality as required by law and public notice of the agenda for same having been posted in prominent public view at the principal office of the City Council and at the location of said meeting, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(Other Proceedings)

Thereupon, an Ordinance was introduced by the Mayor and read, and upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, said Ordinance was adopted by the following vote:

AYE:

NAY:

Thereupon, the Mayor introduced the emergency clause attached to such ordinance, which was read, and upon separate vote and upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, said emergency clause was adopted by the following vote:

AYE:

NAY:

The Ordinance reads as follows:

(Published in *The Yukon Review* on February \_\_\_\_, 2015)

ORDINANCE NO. 1310

AN ORDINANCE AMENDING SEC. 2-137(B) OF THE CODE OF ORDINANCES OF THE CITY OF YUKON BY DETERMINING THAT CERTAIN OBLIGATIONS, INCLUDING THE YUKON MUNICIPAL AUTHORITY SALES TAX REVENUE NOTE, SERIES 2015A IN THE AGGREGATE PRINCIPAL AMOUNT OF \$9,520,000 AND THE YUKON MUNICIPAL AUTHORITY SALES TAX REVENUE NOTE, SERIES 2015B IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,805,000, DO NOT EXCEED DEBT LIMITATIONS; REPEALING ALL CONFLICTING ORDINANCE PROVISIONS; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF YUKON, OKLAHOMA:

Section 1.

The Code of Ordinances of the City of Yukon is hereby amended by amending the existing language of Section 2-137(b), which new Section 2-137(b) is set out in its entirety below, to-wit:

(b) The following bonds and indebtednesses are conclusively determined to be within and not to exceed the limitations of Section 2-137(a), or any debt limitations of the Code of Ordinances or the Charter of the City, and any conflicting provisions of the Code of Ordinances of the City are modified to the extent necessary to fully validate the following:

- (i) Yukon Municipal Authority Sales Tax and Utility System Revenue and Refunding Bonds, Series 2012 in the aggregate principal amount of \$6,500,000.
- (ii) Yukon Municipal Authority Sales Tax and Utility System Revenue and Refunding Bonds, Series 2013 in the aggregate principal amount of \$8,500,000.
- (iii) Yukon Municipal Authority 2014 Revenue Note in the aggregate principal amount of \$4,800,000.
- (iv) Yukon Municipal Authority Sales Tax Revenue Note, Series 2015A in the aggregate principal amount of \$9,520,000.
- (v) Yukon Municipal Authority Sales Tax Revenue Note, Series 2015B in the aggregate principal amount of \$5,805,000.

Section 2. Repealer.

All provisions of the Code of Ordinances of the City of Yukon which are inconsistent with the foregoing are hereby repealed to the extent of such conflict, it being intended that the foregoing Ordinance shall supersede and modify any conflicting provisions contained in the Code of Ordinances of the City of Yukon.

Section 3. Emergency.

Whereas, it is necessary for the immediate preservation of peace, health and safety of the citizens and residents of the City of Yukon, Oklahoma, that the foregoing Ordinance be enacted, and that the provisions of this Ordinance become immediately effective, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately from and after its passage and approval as provided by law.

PASSED AND APPROVED THIS 10<sup>th</sup> day of February, 2015.

CITY OF YUKON, OKLAHOMA

(SEAL)

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

STATE OF OKLAHOMA            )  
  ) SS:  
COUNTY OF CANADIAN        )

I, the undersigned, the duly qualified and acting Clerk of the City of Yukon, hereby certify that the above and foregoing is a true, correct and complete copy of the Ordinance duly adopted by the governing body of said City and of the proceedings of the governing body of said City in the adoption of said Ordinance on the date therein set out as shown by the records of my office.

I further certify that in conformity with Title 25, Oklahoma Statutes 2011, Section 301-314, inclusive, as amended (the Oklahoma Open Meeting Act), notice of this meeting was given in conformity with the requirements of law.

WITNESS my hand and seal of said City the 10<sup>th</sup> day of February, 2015.

\_\_\_\_\_  
City Clerk

(SEAL)