

Yukon Municipal Authority Minutes

June 19, 2012

ROLL CALL: (Present) John Alberts, Chairman
 Ken Smith, Vice-Chairman
 Michael McEachern, Trustee
 Nick Grba, Trustee
 Rick Opitz, Trustee

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

1A. YMA Consent Docket

This item is placed on the agenda so the Yukon Municipal Authority, by unanimous consent, can designate those routine items they wish to be approved by one motion. If an item does not meet with the approval of all Authority Members, that item will be heard in regular order.

The City Manager recommends a motion to approve:

- A) The minutes of the regular meeting of June 5, 2012
- B) Payment of material claims in the amount of \$42,115.51
- C) A First Amendment to Tower Lease Agreement with T-Mobile Central LLC, to extend the terms of the lease from December 1, 2011 through November 30, 2016, for telecommunications equipment located at 950 W. Poplar

The motion to approve the YMA Consent Docket, consisting of the approval of the minutes of the regular meeting of June 5, 2012, payment of material claims in the amount of \$42,115.5, and extend the T-Mobile Central LLC lease from December 1, 2011 through November 30, 2016 was made by Trustee Smith and seconded by Trustee Grba.

The vote:

AYES: Grba, McEachern, Smith, Alberts, Opitz

NAYS: None

VOTE: 5-0

MOTION CARRIED

2A. Consider and approve Resolution No. YMA 2012-04, a resolution authorizing the issuance of the Yukon Municipal Authority ("Authority") Sales Tax and Utility System Revenue and Refunding Bonds, Series 2012, in an aggregate principal amount not to exceed \$15,000,000 ("bonds"), waiving competitive bidding and authorizing the bonds to be sold at a price less than par value by negotiated sale within the limits provided by Title 60 Oklahoma Statutes, Section 176, appointing a Trustee; approving the following documents and authorizing the Chairman of the Authority (or Vice Chairman of the Authority in the absence of the Chairman) to execute and deliver same, to-wit: bond purchase agreement with Bosc, inc.; series 2012 supplemental bond indenture, security agreement, preliminary official statement, official statement, closing order, to include payment of the costs of issuing the bonds, and any and all other documents, authorization and designations necessary to consummate issuance of the bonds, to include certifications as to continuing disclosure by the authority; ratifying a lease agreement and operation and maintenance contract between the City of Yukon ("City") and the Authority and agreeing that the term of the lease shall extend so long as any of the bonds remain outstanding and unpaid; ratifying a General Bond Indenture; providing that the Trust Indenture shall be subject to provisions of the General Bond Indenture as supplemented by the series 2012 Supplemental Bond Indenture; providing for bond insurance, but not requiring same; and, authorizing the execution, modification and delivery of necessary documents regarding the bonds, direction of disbursements of proceeds from the sale of the bonds and other matters related to issuance of the bonds.

The motion to approve Resolution No. YMA-2012-04, a Resolution authorizing the issuance of the Yukon Municipal Authority ("Authority") Sales Tax and Utility System Revenue and Refunding Bonds, Series 2012, in an aggregate principal amount not to exceed \$15,000,000 ("bonds"), waiving competitive bidding and authorizing the bonds to be sold at a price less than par value by negotiated sale within the limits provided by Title 60 Oklahoma Statutes,

Section 176, appointing a Trustee; approving the following documents and authorizing the Chairman of the Authority (or Vice Chairman of the Authority in the absence of the Chairman) to execute and deliver same, to-wit: bond purchase agreement with Bosc, inc.; series 2012 supplemental bond indenture, security agreement, preliminary official statement, official statement, closing order, to include payment of the costs of issuing the bonds, and any and all other documents, authorization and designations necessary to consummate issuance of the bonds, to include certifications as to continuing disclosure by the authority; ratifying a lease agreement and operation and maintenance contract between the City of Yukon ("City") and the Authority and agreeing that the term of the lease shall extend so long as any of the bonds remain outstanding and unpaid; ratifying a General Bond Indenture; providing that the Trust Indenture shall be subject to provisions of the General Bond Indenture as supplemented by the series 2012 Supplemental Bond Indenture; providing for bond insurance, but not requiring same; and, authorizing the execution, modification and delivery of necessary documents regarding the bonds, direction of disbursements of proceeds from the sale of the bonds and other matters related to issuance of the bonds, was made by Trustee Opitz and seconded by Trustee Smith.

John Williams was here to answer any questions. Bonds will not exceed \$15,000,000 or 20 years, set by Chairman with the market conditions. Interest rates are low and can't go much lower. History has had much higher rates. Extraordinary time to go forward with projects, if approved, we will move ahead.

Bill Strecker agreed with John Williams about the advantage of low interest rates and compared it to being a good time to refinance your home.

Trustee McEachern questioned whether once terms set would it be for the entire term? Bill Strecker stated yes and it would be 15 years with 10 year call. This gives the option to pay bond off early.

Trustee McEachern wanted to know why 20 years? Bill Strecker said 20 years is the longest available time for the bond.

The vote:

AYES: Smith, Opitz, Grba, McEachern, Alberts

NAYS: None

VOTE: 5-0

MOTION CARRIED

3A. Consider approving the escrow of \$300,000.00 from the Fiscal Year 2011-2012 Water and Sewer Enterprise Fund Treatment and Supply account, for future use as a down payment toward the *Asset Management and Full Service Maintenance Contract(s) for Water Storage Vessels* (Cornwell Tank, Vandament Tower, Mustang Tower, and Integris Tower), as recommended by the Public Works Director

The motion to approve the escrow of \$300,000.00 from the Fiscal Year 2011-2012 Water and Sewer Enterprise Fund Treatment and Supply account, for future use as a down payment toward the *Asset Management and Full Service Maintenance Contract(s) for Water Storage Vessels* (Cornwell Tank, Vandament Tower, Mustang Tower, and Integris Tower), as recommended by the Public Works Director, was made by Trustee Grba and seconded by Trustee McEachern.

The vote:

AYES: McEachern, Alberts, Opitz, Smith, Grba

NAYS: None

VOTE: 5-0

MOTION CARRIED