

**THE CITY COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA, MET IN REGULAR SESSION IN THE CITY COUNCIL CHAMBERS, AT CITY HALL, 100 N MIDWEST BLVD., IN THE CITY OF MIDWEST CITY, OKLAHOMA, ON THE 12TH DAY OF DECEMBER 2023, AT 6:00 O'CLOCK P.M.**

**PRESENT:** Eads, Byrne, Dawkins, Bana, Favors, Mayor Dukes

**ABSENT:** Reed

Notice of the schedule of regular meetings of the governing body of the City of Midwest City, Oklahoma, for the calendar year 2023 having been given in writing to the City Clerk of Midwest City, Oklahoma, and public notice and agenda of this meeting having been posted in prominent view on the doors to City Hall, 100 N Midwest Blvd., Midwest City, Oklahoma, 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 Resolution was introduced and considered by sections. Upon motion of Councilor Eads seconded by Councilor Bana, the Resolution was finally passed with the following vote:

**AYE:** Eads, Byrne, Dawkins, Bana, Favors, Mayor Dukes

**NAY:**

and upon motion of Councilor Eads, seconded by Councilor Byrne, the question of the emergency was ruled upon separately and approved with the following vote:

**AYE:** Eads, Byrne, Dawkins, Bana, Favors, Mayor Dukes

**NAY:**

**THEREUPON**, the Resolution was signed by the Mayor of the Council, and attested and sealed with the seal of the City by the City Clerk and is as follows:

RESOLUTION # 2023-46

**A RESOLUTION RELATING TO THE INCURRING OF INDEBTEDNESS BY THE TRUSTEES OF THE MIDWEST CITY MUNICIPAL AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR MILLION DOLLARS (\$4,000,000.00), APPROVING DOCUMENTS AS MAY BE NECESSARY OR REQUIRED AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Midwest City Municipal Authority (the "Authority") was created by a Trust Indenture, dated as of July 23, 1968 (the "Trust Indenture") for the use and benefit of the City of Midwest City, Oklahoma (the "City"), under authority of and pursuant to the provisions of Title 60, Oklahoma Statutes, Section 176 to 180.3, inclusive, as amended and supplemented, and other applicable statutes of the State of Oklahoma; and

**WHEREAS**, the Authority has determined that, in order to provide funds for making necessary improvements to the water system leased to the Authority by the City, it will issue its Promissory Note, Series 2024 (the "Note"), in the aggregate principal amount of not to exceed \$4,000,000.00; and

**WHEREAS**, the Authority has engaged Hilborne & Weidman, a professional corporation, Tulsa, Oklahoma, as Bond Counsel (the "Bond Counsel") and BOK Financial Securities, Inc., as financial advisors (the "Financial Advisor") in connection with the issuance of the Note; and

**WHEREAS**, there has been presented to this meeting a form of a Sales Tax Agreement by and between the City and the Authority (the "Sales Tax Agreement").

**BE IT RESOLVED BY THE CITY OF MIDWEST CITY, OKLAHOMA:**

**Section 1.** The incurring of indebtedness by the Trustees of the Midwest City Municipal Authority in the aggregate principal amount of not to exceed \$4,000,000.00 to be evidenced by the Note of the Authority is hereby approved by the Council of the City of Midwest City, Oklahoma, the governing body of said City.

**Section 2.** It is hereby acknowledged that the Mayor shall execute and deliver in the name and on behalf of the City the Sales Tax Agreement and all documents, closing papers, certificates and such other documents as are necessary to accomplish the transactions contemplated thereby.

**Section 3.** The signatures of the officers of the City appearing on agreements, documents, closing papers and certificates executed and delivered pursuant to this Resolution shall be conclusive evidence of their approval thereof and of their authority to execute and deliver such agreements and documents on behalf of the City.

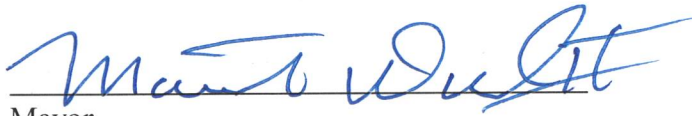
**Section 4.** The Mayor and City Clerk of the City be, and they hereby are, authorized and empowered for and on behalf of the City, to execute and deliver such further agreements and documents and take such action as such officer or officers may deem necessary or desirable in order to accomplish the issuance of the Note.

**Section 5.** By reason of the urgent need to provide permanent funding for certain public improvements, facilities and services relating to the water system and sewer treatment collection and disposal system leased to the Authority by the City, and for the furtherance and preservation of the public peace, health, safety and welfare of the City and the inhabitants thereof, an emergency is declared to exist for reason whereof this Resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** as an emergency measure this 12th day of December, 2023.

(Seal)

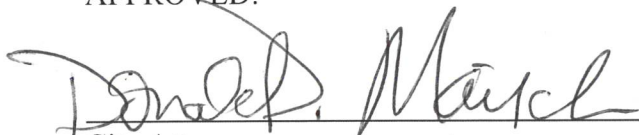


  
\_\_\_\_\_  
Mayor

ATTEST:

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

APPROVED:

  
\_\_\_\_\_  
City Attorney





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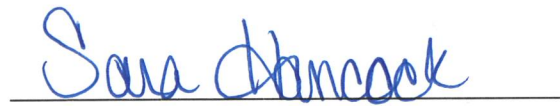
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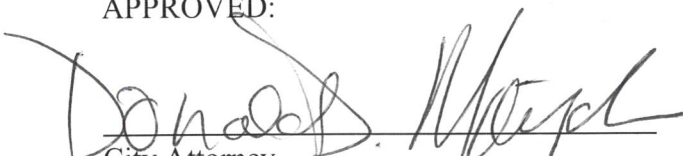


  
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Mayor

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City Clerk

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City Attorney









