

RESOLUTION NO. 808

A RESOLUTION RELATING TO THE INCURRING OF INDEBTEDNESS BY THE TRUSTEES OF THE CLINTON PUBLIC WORKS AUTHORITY TO BE ACCOMPLISHED BY THE ISSUANCE OF REFUNDING REVENUE BONDS SERIES 2012 IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,000,000.00 TO PROVIDE FUNDS TO REFUND CERTAIN OUTSTANDING INDEBTEDNESS OF THE AUTHORITY; AND DECLARING AN EMERGENCY

WHEREAS, The Clinton Public Works Authority, a public trust (the "Authority"), has been created by a Declaration of Trust for the use and benefit of the City of Clinton, Oklahoma (the "City"), under authority of and pursuant to the provisions of Title 60, Oklahoma Statutes 2011, Sections 176-180.3, inclusive, as amended and supplemented, the Oklahoma Trust Act and other applicable Statutes of the State of Oklahoma; and

WHEREAS, the Trustees of the Authority have determined upon a financing plan consisting of providing funds to refund certain outstanding indebtedness of the Authority; and

WHEREAS, in order to effect the said financing, the Trustees of the Authority intend to incur indebtedness in the aggregate principal amount of not to exceed \$6,000,000.00, said indebtedness to be evidenced by the issuance of Refunding Revenue Bonds Series 2012 (the "Bonds") of the Authority, pursuant to the terms and conditions contained in a Revenue Bond Indenture securing the Bonds (the "Indenture");

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLINTON,
OKLAHOMA:

SECTION 1. The refunding plan and the financing thereof, as submitted, will provide for the restructuring and rescheduling of payments on indebtedness, thus relieving financial pressures upon the Authority and the City of Clinton, Oklahoma. The aforesaid project will serve the public purposes of the City and hereby is expressly determined to be in furtherance of the public purposes for which the Authority was created.

SECTION 2. The incurring of indebtedness by the Trustees of The Clinton Public Works Authority in the aggregate principal amount of not to exceed \$6,000,000.00, in order to provide funds to refund certain outstanding indebtedness of the Authority, is hereby consented to and approved by the City Council of the City of Clinton, Oklahoma, the governing body of said City. The sale of the Bonds at a purchase price of par of the principal amount thereof is hereby expressly approved and competitive bidding upon the Bonds evidencing said indebtedness hereby is expressly waived.

SECTION 3. By reason of the need to provide funds to refund certain outstanding indebtedness of the Authority and for the immediate preservation of the public peace, health and safety, an emergency hereby is declared to exist and this Resolution shall be effective immediately upon its adoption.

ADOPTED this _____ day of November, 2012.

Mayor, City of Clinton, Oklahoma

ATTEST: (Seal)

City Clerk, City of Clinton, Oklahoma

I, the undersigned City Clerk of the City of Clinton, Oklahoma, hereby certify that the foregoing is a true, correct and complete copy of a Resolution adopted by the governing body of said City at a meeting held on the date therein stated, as the same appears in the Minutes of said meeting on file in my office as a part of the official records thereof.

City Clerk, City of Clinton, Oklahoma

(Seal)