

THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA, MET IN REGULAR SESSION IN CITY COUNCIL CHAMBERS LOCATED IN CITY HALL, 220 SOUTH FIRST STREET, BROKEN ARROW, OKLAHOMA, ON THE 1ST DAY OF OCTOBER, 2019, AT 6:30 P.M.

COUNCIL MEMBERS PRESENT:

ABSENT:

Notice of the schedule of regular meetings of the governing body of the municipality for the calendar year 2019 having been given in writing to the Clerk of the municipality on or before December 15, 2018, and public notice of this meeting having been posted in prominent view at the entry to City Hall twenty-four (24) hours prior to this meeting, excluding Saturdays, Sundays and state designated legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(OTHER PROCEEDINGS)

Thereupon, the Mayor presented a proposal regarding the issuance of general obligation refunding bonds for the purpose of refunding the outstanding principal amounts of the City's General Obligation Bonds, Series' 2009C, 2009D and 2010B and paying costs of issuance. Upon conclusion of discussion of the merits of such proposal, including the terms, conditions, fees and expenses involved in such transaction, the Mayor inquired whether anyone in attendance had additional questions or comments respecting such proposed financing. Thereafter, Councilmember _____ moved the adoption of the following resolution, which motion was seconded by Councilmember _____. The roll was called on the question of the adoption of said motion, resulting in the following vote:

AYE:

NAY:

RESOLUTION NO. 1271

A RESOLUTION PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS IN PRINCIPAL AMOUNT NOT TO EXCEED TEN MILLION ONE HUNDRED THOUSAND DOLLARS (\$10,100,000) BY THE CITY OF BROKEN ARROW, OKLAHOMA, FOR THE PURPOSE OF REFUNDING A PORTION OF THE CITY'S OUTSTANDING GENERAL OBLIGATION BONDED INDEBTEDNESS; ESTABLISHING NOT TO EXCEED TRUE INTEREST COSTS AND MATURITY DATES; PRESCRIBING FORM OF REFUNDING BONDS AND PROVIDING FOR REGISTRATION THEREOF; PROVIDING A LEVY OF AN ANNUAL TAX FOR PAYMENT OF PRINCIPAL AND INTEREST ON SAID REFUNDING BONDS; WAIVING COMPETITIVE BIDDING AND DESIGNATING AN UNDERWRITER FOR THE REFUNDING BONDS AND AUTHORIZING EXECUTION OF BOND PURCHASE CONTRACTS, ESCROW FUND AGREEMENTS, CONTINUING DISCLOSURE AGREEMENTS AND PAYING AGENT/REGISTRAR AGREEMENTS;

RATIFYING AND CONFIRMING A LEGAL SERVICES AGREEMENT AND A FINANCIAL SERVICES AGREEMENT WITH RESPECT TO THE ISSUANCE OF SUCH BONDS; APPROVING AN OFFICIAL STATEMENT AND PROVIDING OTHER DETAILS OF THE ISSUE.

WHEREAS, The City of Broken Arrow, Oklahoma (the "City") heretofore issued its (i) General Obligation Bonds, Series 2009C (the "Series 2009C Bonds") in the principal amount of \$3,225,000, (ii) General Obligation Bonds, Series 2009D (the "Series 2009D Bonds") in the principal amount of \$6,400,000 and (iii) General Obligation Bonds, Series 2010B (the "Series 2010B Bonds") in the principal amount of \$10,575,000 (collectively, the "Prior Bonds"). The Series 2009C Bonds were authorized at an election held on May 11, 2004. The Series 2009D Bonds and Series 2010B Bonds were authorized at an election held on December 9, 2008;

WHEREAS, (i) \$1,155,000 principal amount of the 2009C Bonds, bearing an average interest rate of 3.64%, (ii) 2,305,000 principal amount of the 2009D Bonds, bearing an average interest rate of 3.64%, and (iii) \$6,135,000 principal amount of the 2010B Bonds, bearing an average interest rate of 3.75% will remain outstanding after payment of regularly scheduled principal installments due on December 1, 2019; and

WHEREAS, the General Obligation Public Securities Refunding Act, 62 Oklahoma Statutes 2011, Sections 751 *et seq.*, as amended, (the "Act") authorizes the refunding of general obligations of public bodies for certain specified purposes, including the reduction of the net effective interest rate of outstanding obligations or the reduction of total interest payable over the life of such obligations, and

WHEREAS, the municipal ordinances, as amended, pursuant to which issuance of the Prior Bonds were approved respectively authorize the redemption, at the option of the City, of said bonds prior to their scheduled maturities; and

WHEREAS, a public hearing was conducted on October 1, 2019, following published notice thereof in accordance with provision of the Act, to advise the public of the terms, conditions, fees and expenses with respect to the proposed refunding of the outstanding principal balance of the Prior Bonds; and

WHEREAS, in order to reduce the net effective interest rates on the Prior Bonds and thereby reduce total interest payable over the life of such obligations and to provide additional monies for the accomplishment of the general purposes approved at the May 11, 2004 and December 9, 2008 elections, the Council has determined it appropriate to issue general obligation refunding bonds as authorized under the Act, if financially feasible depending on market conditions at the time such refunding bonds are offered for sale, for the purpose of redeeming all or a portion of the outstanding respective balances of the Prior Bonds,

NOW THEREFORE BE IT RESOLVED:

SECTION 1. There is hereby ordered and directed to be issued, subject to conditions hereinafter set forth in this Resolution, the general obligation refunding bonds of the City of

Broken Arrow, Oklahoma, in accordance with the form hereinafter set out, in aggregate principal amount not to exceed Three Million Six Hundred Thousand Dollars (\$3,600,000), to be designated “General Obligation Refunding Bonds, Series 2019B” for the purpose of refunding the outstanding balance of the Series 2009C and Series 2009D Bonds.

SECTION 2. There is hereby ordered and directed to be issued, subject to conditions hereinafter set forth in this Resolution, the general obligation refunding bonds of the City of Broken Arrow, Oklahoma, in accordance with the form hereinafter set out, in aggregate principal amount not to exceed Six Million Five Hundred Thousand Dollars (\$6,500,000), to be designated “General Obligation Refunding Bonds, Taxable Series 2019C” for the purpose of refunding the outstanding balance of the Series 2010B Bonds.

SECTION 3. Competitive bidding on the Series 2019B and Taxable Series 2019C Bonds (collectively, the “Refunding Bonds”) is expressly waived and said Bonds are hereby awarded, sold and to be delivered to BOK Financial Securities, Inc., as Senior Managing Underwriter, all pursuant to the Bond Purchase Agreement hereinafter described.

The Series 2019B Bonds shall be issuable only as registered bonds in denominations of \$1,000 or multiples thereof, shall be dated December 1, 2019, and shall become due and payable and bear interest per annum from their date until paid at a not to exceed true interest cost of 2.00% and shall mature on or before June 1, 2024.

The Taxable Series 2019C Bonds shall be issuable only as registered bonds in denominations of \$1,000 or multiples thereof, shall be dated December 1, 2019, and shall become due and payable and bear interest per annum from their date until paid at a not to exceed true interest cost of 3.00% and shall mature on or before August 1, 2030.

Each Refunding Bond shall recite that it is issued pursuant to the authority of the General Obligation Public Securities Refunding Act Title 62 Oklahoma Statutes 2011, Section 751 *et seq.*, as amended.

Interest on the Series 2019B Bonds shall be payable semi-annually on the 1st day of June and December of each year, commencing on June 1, 2020.

Interest on the Series 2019C Bonds shall be payable semi-annually on the 1st day of February and August of each year, commencing on August 1, 2020.

Municipal Finance Services, Inc. is hereby confirmed as Financial Advisor and Kiser Law Firm, PLLC as Bond Counsel to assist in proceedings pertaining to the issuance of the Bonds. The Financial Services Agreement and Legal Services Agreement entered into October 1, 2019 by the City with such firms, respectively, are hereby ratified and confirmed.

The Refunding Bonds shall not be subject to redemption prior to their established maturities.

SECTION 4. The Refunding Bonds and the endorsements and certificates thereon shall be in substantially the following forms, respectively:

[FORM OF SERIES 2019B REGISTERED BOND]

UNITED STATES OF AMERICA
STATE OF OKLAHOMA

CITY OF BROKEN ARROW, OKLAHOMA
GENERAL OBLIGATION REFUNDING BOND,
SERIES 2019B

R-___ \$_____

MATURITY DATE DATED DATE INTEREST RATE CUSIP

December 1, 2019

REGISTERED OWNER:

PRINCIPAL AMOUNT:

KNOW ALL MEN BY THESE PRESENTS: That the City of Broken Arrow, Oklahoma (the "City"), a body corporate, hereby acknowledges itself indebted to and for value received, promises to pay the principal amount set forth above to the person named above or registered assigns (hereinafter called the "Registered Holder"), for the bond number(s) set forth above, together with interest thereon at the rate specified hereon, from the date hereof until paid, payable semi-annually on the 1st day of June and December, respectively, in each year, beginning June 1, 2020.

This Bond is not subject to redemption prior to the maturity date stated above. Principal of and interest on this Bond are payable in lawful money of the United States of America which, at the time of payment, shall be legal tender for the payment of public and private debts. Payments of interest hereon shall be paid by check of BOKF, NA, (herein called the "Paying Agent/Registrar") payable to the order of the Registered Holder and mailed to the address shown in the Registration Record on or before the date on which each such payment is due. Payment of principal of this Bond shall be payable only upon surrender of this Bond to the Registrar.

THE FULL FAITH, CREDIT, AND RESOURCES of the City are hereby irrevocably pledged to the payment of this Bond.

THIS BOND is one of an issue of like date and tenor, except as to date of maturity, rate of interest and denomination, aggregating the principal sum of _____ Dollars (\$_____) issued for the purpose of refunding certain prior general obligation bonds of the City pursuant to the authority of the General Obligation Public Securities Refunding Act, Title 62 Oklahoma Statutes 2011, Section 751 *et seq.*, as amended.

No person shall be entitled to any right or benefit provided in this Bond unless the name of such person is registered by the Paying Agent/Registrar (i) on the Registration Record maintained in

its corporate trust office located in Tulsa, Oklahoma. This Bond shall be transferable only upon delivery of this Bond to the Paying Agent/Registrar, duly endorsed or accompanied by a written instrument of transfer in form satisfactory to the Paying Agent/Registrar, duly executed by the Registered Holder hereof or his attorney duly authorized in writing, and such transfer registered on the Registration Record. The Paying Agent/Registrar shall not be required to make such transfer after the 15th day preceding any interest payment date until after said latter date. The name of the Registered Holder endorsed hereon shall be deemed the correct name of the owner of this Bond for all purposes whatsoever. The Paying Agent/Registrar will keep the Registration Record open for registration of ownership of registered Bonds during its normal business hours. In the event of a change of Paying Agent/Registrar for any reason, notice thereof shall be mailed, by registered or certified United States Mail, postage prepaid, to the Registered Holder at the address shown in the Registration Record, and such notice shall be effective on the date of mailing and sufficient as to all persons.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required to be done precedent to and in the issuance of this Bond have been properly done, happened and been performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this Bond, and the series of which it forms a part, does not exceed any constitutional or statutory limitation; and that due provision has been made for the collection of an annual tax sufficient to pay the interest on this Bonds as it falls due and also to constitute a sinking fund for the payment of the principal hereof at maturity.

This Bond has been issued pursuant to the authority of the General Obligation Public Securities Refunding Act, Title 62 Oklahoma Statutes 2011, Sections 751 *et seq.*, as amended, and is incontestable for any cause whatsoever after delivery for value.

IN WITNESS WHEREOF, the governing body of the City of Broken Arrow, Oklahoma, has caused this bond to be executed by the facsimile signature of the Mayor of said City, attested by the facsimile signature of the City Clerk and the facsimile seal of the City to be imprinted hereon, all as of the ____ day of December, 2019.

(SEAL)

ATTEST:

Mayor

City Clerk

AUTHENTICATION CERTIFICATE

This Bond is one of the General Obligation Refunding Bonds, Series 2019B of the City of Broken Arrow, Oklahoma.

Date of Registration
and Authentication

BOKF, NA,
Paying Agent/Registrar

Authorized Officer

STATE OF OKLAHOMA)
) SS
COUNTY OF TULSA)
COUNTY OF WAGONER

We, the undersigned, District Attorneys and County Clerks, respectively, of said Counties in said State, in which the within named City is situated, hereby certify that the within bond is one of a series of bonds issued by said City pursuant to law, and that the entire issue of said bonds is within the debt limit imposed upon said City by the Constitution and laws of the State of Oklahoma.

WITNESS our respective official hands and the seals of said Counties this 1st day of December, 2019.

(SEAL)

District Attorney, District Number #14

County Clerk, Tulsa County, Oklahoma

(SEAL)

District Attorney, District Number #27

County Clerk, Wagoner County, Oklahoma

[FORM OF TAXABLE SERIES 2019C REGISTERED BOND]

UNITED STATES OF AMERICA
STATE OF OKLAHOMA

CITY OF BROKEN ARROW, OKLAHOMA
GENERAL OBLIGATION REFUNDING BOND,
TAXABLE SERIES 2019C

R-___ \$_____

MATURITY DATE DATED DATE INTEREST RATE CUSIP

December 1, 2019

REGISTERED OWNER:

PRINCIPAL AMOUNT:

KNOW ALL MEN BY THESE PRESENTS: That the City of Broken Arrow, Oklahoma (the "City"), a body corporate, hereby acknowledges itself indebted to and for value received, promises to pay the principal amount set forth above to the person named above or registered assigns (hereinafter called the "Registered Holder"), for the bond number(s) set forth above, together with interest thereon at the rate specified hereon, from the date hereof until paid, payable semi-annually on the 1st day of February and August, respectively, in each year, beginning August 1, 2020.

This Bond is not subject to redemption prior to the maturity date stated above. Principal of and interest on this Bond are payable in lawful money of the United States of America which, at the time of payment, shall be legal tender for the payment of public and private debts. Payments of interest hereon shall be paid by check of BOKF, NA, (herein called the "Paying Agent/Registrar") payable to the order of the Registered Holder and mailed to the address shown in the Registration Record on or before the date on which each such payment is due. Payment of principal of this Bond shall be payable only upon surrender of this Bond to the Registrar.

THE FULL FAITH, CREDIT, AND RESOURCES of the City are hereby irrevocably pledged to the payment of this Bond.

THIS BOND is one of an issue of like date and tenor, except as to date of maturity, rate of interest and denomination, aggregating the principal sum of _____ Dollars (\$_____) issued for the purpose of refunding certain prior general obligation bonds of the City pursuant to the authority of the General Obligation Public Securities Refunding Act, Title 62 Oklahoma Statutes 2011, Section 751 *et seq.*, as amended.

No person shall be entitled to any right or benefit provided in this Bond unless the name of such person is registered by the Paying Agent/Registrar (i) on the Registration Record maintained in

its corporate trust office located in Tulsa, Oklahoma. This Bond shall be transferable only upon delivery of this Bond to the Paying Agent/Registrar, duly endorsed or accompanied by a written instrument of transfer in form satisfactory to the Paying Agent/Registrar, duly executed by the Registered Holder hereof or his attorney duly authorized in writing, and such transfer registered on the Registration Record. The Paying Agent/Registrar shall not be required to make such transfer after the 15th day preceding any interest payment date until after said latter date. The name of the Registered Holder endorsed hereon shall be deemed the correct name of the owner of this Bond for all purposes whatsoever. The Paying Agent/Registrar will keep the Registration Record open for registration of ownership of registered Bonds during its normal business hours. In the event of a change of Paying Agent/Registrar for any reason, notice thereof shall be mailed, by registered or certified United States Mail, postage prepaid, to the Registered Holder at the address shown in the Registration Record, and such notice shall be effective on the date of mailing and sufficient as to all persons.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required to be done precedent to and in the issuance of this Bond have been properly done, happened and been performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this Bond, and the series of which it forms a part, does not exceed any constitutional or statutory limitation; and that due provision has been made for the collection of an annual tax sufficient to pay the interest on this Bonds as it falls due and also to constitute a sinking fund for the payment of the principal hereof at maturity.

This Bond has been issued pursuant to the authority of the General Obligation Public Securities Refunding Act, Title 62 Oklahoma Statutes 2011, Sections 751 *et seq.*, as amended, and is incontestable for any cause whatsoever after delivery for value.

IN WITNESS WHEREOF, the governing body of the City of Broken Arrow, Oklahoma, has caused this bond to be executed by the facsimile signature of the Mayor of said City, attested by the facsimile signature of the City Clerk and the facsimile seal of the City to be imprinted hereon, all as of the ____ day of December, 2019.

(SEAL)

ATTEST:

Mayor

City Clerk

AUTHENTICATION CERTIFICATE

This Bond is one of the General Obligation Refunding Bonds, Taxable Series 2019C of the City of Broken Arrow, Oklahoma.

Date of Registration
and Authentication

BOKF, NA,
Paying Agent/Registrar

Authorized Officer

STATE OF OKLAHOMA)
) SS
COUNTY OF TULSA)
COUNTY OF WAGONER

We, the undersigned, District Attorneys and County Clerks, respectively, of said Counties in said State, in which the within named City is situated, hereby certify that the within bond is one of a series of bonds issued by said City pursuant to law, and that the entire issue of said bonds is within the debt limit imposed upon said City by the Constitution and laws of the State of Oklahoma.

WITNESS our respective official hands and the seals of said Counties this 1st day of December, 2019.

(SEAL)

District Attorney, District Number #14

County Clerk, Tulsa County, Oklahoma

(SEAL)

District Attorney, District Number #27

County Clerk, Wagoner County, Oklahoma

[illegible]

I, the undersigned, the duly qualified and acting Finance Director/Treasurer of the within named City, in said County and State, hereby certify that I have duly registered the within Bond in my office on this the 1st day of December, 2019.

WITNESS my hand the date above written.

Treasurer

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer such Bond on the books kept for registration and transfer of the within Bond, with full power of substitution in the premises.

Dated: _____

Signature guaranteed by:

In the presence of:

STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
BOND DEPARTMENT

_____, 2019

I HEREBY CERTIFY that I have examined a certified copy of the record of proceedings taken preliminary to and in the issuance of the within Bond; that such proceedings and such Bond show lawful authority for the issue and are in accordance with the forms and method of procedure prescribed and provided by me for the issuance of bonds of like kind and that said Bond is a valid and binding obligation according to its tenor and terms.

Attorney General, Ex-Officio Bond
Commissioner of the State of Oklahoma

SECTION 5. That each of said bonds shall be executed by the Mayor by facsimile signature, attested by facsimile signature of the City Clerk and have the corporate seal of the City imprinted thereon by facsimile; that said officers be and are hereby authorized and directed to cause said bonds to be prepared and to execute the same for and on behalf of said City, cause the same to be registered by the Finance Director/Treasurer of the City, endorsed by the District Attorneys and County Clerks of Tulsa County and Wagoner County, Oklahoma, respectively, and presented to the Attorney General, Ex-Officio Bond Commissioner, together with a certified transcript of proceedings had in connection with the issue, for approval and endorsement; that thereafter said bonds shall be delivered to the purchasers upon payment of the purchase price thereof, which shall not be less than par, plus accrued interest.

The proceeds derived from the sale of said bonds shall be placed in special escrow funds and used solely for the purpose of paying the Prior Bonds of the City set out in Sections 1 and 2 hereof, paying the costs of issuance and other lawful purposes as set forth in the General Obligation Public Securities Refunding Act.

SECTION 6. Whenever any registered Bond or Bonds shall be exchanged for another registered Bond or Bonds of different denomination, the Registrar shall cancel the Bond or Bonds surrendered in such exchange on the face thereof and on the Registration Record. If the supply of registered Bonds for making exchanges shall have been exhausted, the Registrar shall cause additional registered Bonds to be prepared, at the expense of the City. The City covenants that upon request of the Registrar, its appropriate officers promptly will execute such additional registered Bonds on behalf of the City.

SECTION 7. The Paying Agent/Registrar for all registered Bonds issued pursuant to this ordinance shall be BOKF, NA, which shall maintain a Registration Record for the purpose of registering the name and address of the Registered Holder of each registered Bond. The Registrar will keep the Registration Record open for registrations during its normal business hours. In the event of a change of Registrar, notice thereof shall be mailed, registered or certified United States Mail, postage prepaid, to the Registered Holder of each registered Bond. The name and address of the Registered Holder as the same shall appear on the Registered Record shall be conclusive evidence to all persons and for all purposes whatsoever and no person other than the Registered Holder shown on the Registration Record shall be entitled to any right or benefit in relation to the Bond so registered; provided, that the foregoing shall not apply to any successor by operation of law of such Registered Holder. Registered Bonds shall be transferable only upon delivery of such Bonds to the Registrar, duly endorsed or accompanied by a written instrument of transfer in form satisfactory to the Registrar, executed by the Registered Holder thereof or his attorney duly authorized in writing, and such transfer registered on the Registration Record. If the Form of Assignment on such Bonds is exhausted, such Registered Bonds delivered to the Registrar for registration of transfer shall be cancelled by the Registrar on the face thereof and the Registrar shall authenticate and deliver to the transferee Bonds in aggregate principal amount equal to the unpaid principal of the surrendered Bonds in new registered Bonds, in denominations of \$1,000 or multiples thereof. The Registrar shall not be required to make such transfer after the fifteenth (15th) day preceding any interest payment date until after said latter date.

SECTION 8. The Mayor is authorized to execute the respective Bond Purchase Agreement as well as the respective Certificate of Determination for the Series 2019B and Taxable Series 2019C Refunding Bonds upon the Mayor's determination of the final details of each series of Bonds, including interest rates and maturities on the date of final pricing of the Bonds, provided the average interest rate in the form of true interest cost does not exceed 2.00% per annum for the Series 2019B Bonds and 3.00% per annum for the Taxable Series 2019C Bonds and the Mayor, or in the event of his absence or incapacity, the Vice Mayor is further authorized to approve and direct payment of the costs of issuance of the Bonds.

SECTION 9. That beginning with year 2020, if necessary, a continuing annual tax sufficient to pay the interest on each series of Refunding Bonds when due and for the purpose of providing sinking funds with which to pay the principal of said bonds when due shall be and is hereby ordered levied upon all taxable property in said City, in addition to all other taxes, said sinking funds to be designated (i) "City of Broken Arrow, Oklahoma, General Obligation Refunding Bonds, Series 2019B Sinking Fund" and (ii) "City of Broken Arrow, Oklahoma, General Obligation Refunding Bonds, Taxable Series 2019C Sinking Fund". If necessary, said tax shall be and is hereby ordered certified, levied and extended upon the tax rolls and collected by the same officers, in the same manner and at the same time as the taxes for general purposes in each of said years are certified, levied, extended and collected; that all funds derived from said tax shall be placed in said sinking fund, which, together with all interest collected on same, shall be irrevocably pledged to the payment of the interest on and principal of said bonds when and as the same fall due.

SECTION 10. The forms of (i) Bond Purchase Agreement and Continuing Disclosure Agreement between the City and BOK Financial Securities, Inc. and (ii) Paying Agent/Registrar Agreement between the City and BOKF, NA attached hereto are hereby approved and the Mayor or, in the event of his absence or incapacity, the Vice-Mayor is hereby authorized to approve such additions, deletions or amendments thereto as such officer shall deem appropriate and to execute and deliver such documents, together with all other and further documents, instruments and certificates pertaining to the issuance of the Bonds, for and on behalf of the City.

SECTION 11. The Escrow Fund Agreements between the City and BOKF, NA attached hereto are hereby approved and the Mayor or Vice-Mayor is authorized to execute such Agreements for and on behalf of the City.

SECTION 12. The form of Preliminary Official Statement outlining the terms, conditions and security for the Bonds is hereby adopted and approved, is deemed by the City Council of the City to be "final" in accordance with the requirements of Rule 15c2-12 of the Securities and Exchange Commission promulgated pursuant to the Securities Exchange Act of 1934, and the Mayor or Vice Mayor is authorized to approve any corrections, additions or deletions thereto for and on behalf of the City, and thereupon the Mayor or Vice Mayor is authorized to execute and deliver same for and on behalf of the City and distribution of the Preliminary Official Statement by the Financial Advisor in connection with the sale of the Bonds is hereby expressly authorized; and further, the Mayor or Vice Mayor is authorized to approve, execute and deliver a Final Official Statement for and on behalf of the City upon issuance of the Bonds.

SECTION 13. It is deemed and hereby declared necessary for the preservation of the public health, peace and safety that said Refunding Bonds be issued without delay, and to such end this Ordinance shall become operative immediately; wherefore, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately from and after its adoption and approval.

ADOPTED AND APPROVED THIS 1ST DAY OF OCTOBER, 2019.

(SEAL)

Mayor

ATTEST:

City Clerk

STATE OF OKLAHOMA)
) SS
COUNTY OF TULSA)

I, the undersigned, the duly qualified and acting Clerk of the City of Broken Arrow, in said County and State, hereby certify that the foregoing copy of proceedings is a true and complete copy of the proceedings had by the City Council of said City at a regular meeting held on the date therein set out, insofar as the same relate to the introduction, reading and adoption of Resolution No.____, as the same appears of record in my office. I further certify that attached hereto is a true and complete copy of the agenda posted in prominent public view at the place of said meeting at least twenty-four (24) hours prior thereto.

WITNESS my hand and the seal of said City this 1st day of October, 2019.

(SEAL)

City Clerk