

AGENDA
SHAWNEE MUNICIPAL AUTHORITY
December 5, 2016 AT 6:30 P.M.
COMMISSION CHAMBERS AT CITY HALL
SHAWNEE, OKLAHOMA

CALL TO ORDER

DECLARATION OF A QUORUM

All motions will be made in the affirmative. The fact that a commissioner makes or offers a second to a motion does not mean that the commissioner must vote in favor of passage.

1. Consider approval of Consent Agenda:
 - a. Minutes from November 21, 2016 meeting.
2. Consider and take action with respect to a resolution authorizing the Shawnee Municipal Authority (the "Authority") to issue its sales tax revenue note, Series 2016 in the aggregate principal amount of \$3,565,000.00 (the "Note"); waiving competitive bidding and authorizing the Note to be sold on a negotiated basis; ratifying and confirming a Sales Tax Agreement by and between the City of Shawnee, Oklahoma (the "City") and the Authority pertaining to a year-to-year pledge of certain sales tax revenue; approving and authorizing execution of a Note indenture authorizing the issuance and securing the payment of the Note; providing that the organizational document creating the Authority is subject to the provisions of the Note indenture; establishing the Authority's reasonable expectation with respect to the issuance of tax-exempt obligations by the Authority in calendar year 2016, and designating the Note as a qualified tax-exempt obligation; authorizing and directing the execution of the Note and other documents relating to the transaction, including professional services agreements; and containing other provisions relating thereto.
3. Consider Bids:
 - a. Equipment Bid: Trailer Mounted 6 Inch Trash Auto Prime Pump (Open)
4. New Business

(Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)
5. Adjournment

Respectfully submitted

Phyllis Loftis, CMC, City Clerk

Shawnee Municipal Authority**1. a.**

Meeting Date: 12/05/2016

SMA Minutes 11-21-2016

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

Information

Title of Item for Agenda

Minutes from November 21, 2016 meeting.

Fiscal Impact**Attachments**SMA Minutes 11-21-2016

THE TRUSTEES OF THE SHAWNEE MUNICIPAL AUTHORITY OF THE CITY OF SHAWNEE, COUNTY OF POTTAWATOMIE, STATE OF OKLAHOMA, MET IN REGULAR SCHEDULED SESSION IN THE COMMISSION CHAMBERS AT CITY HALL, 9TH AND BROADWAY, SHAWNEE, OKLAHOMA, MONDAY, NOVEMBER 21, 2016, DURING THE BOARD OF CITY COMMISSIONERS MEETING AT 6:30 P.M., PURSUANT TO NOTICE DULY POSTED AS PRESCRIBED BY LAW. UPON ROLL CALL, A QUORUM WAS DECLARED WITH THE FOLLOWING MEMBERS IN ATTENDANCE:

PRESENT: Bushong, Gillham, Harrod, Finley, Rutherford, Shaw

ABSENT: Dykstra

Call to Order

Declaration of a Quorum

AGENDA ITEM NO. 1: Consider approval of Consent Agenda

a. Minutes from the November 7, 2016 meeting.

A motion was made by Trustee Harrod, seconded by Trustee Rutherford, to approve Consent Agenda item No. 1(a). Motion carried 6-0.

AYE: Harrod, Rutherford, Shaw, Bushong, Gillham, Finley

NAY: None

AGENDA ITEM NO. 2: New Business (Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)

There was no New Business.

AGENDA ITEM NO. 3:

Adjournment

There being no further business to be considered, the meeting was adjourned by power of the Chair. (8:09 p.m.)

RICHARD FINLEY
CHAIRMAN

ATTEST:

PHYLLIS LOFTIS, SECRETARY

Shawnee Municipal Authority**2.**

Meeting Date: 12/05/2016

SMA Financing Reso

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

Information**Title of Item for Agenda**

Consider and take action with respect to a resolution authorizing the Shawnee Municipal Authority (the "Authority") to issue its sales tax revenue note, Series 2016 in the aggregate principal amount of \$3,565,000.00 (the "Note"); waiving competitive bidding and authorizing the Note to be sold on a negotiated basis; ratifying and confirming a Sales Tax Agreement by and between the City of Shawnee, Oklahoma (the "City") and the Authority pertaining to a year-to-year pledge of certain sales tax revenue; approving and authorizing execution of a Note indenture authorizing the issuance and securing the payment of the Note; providing that the organizational document creating the Authority is subject to the provisions of the Note indenture; establishing the Authority's reasonable expectation with respect to the issuance of tax-exempt obligations by the Authority in calendar year 2016, and designating the Note as a qualified tax-exempt obligation; authorizing and directing the execution of the Note and other documents relating to the transaction, including professional services agreements; and containing other provisions relating thereto.

Fiscal Impact**Attachments**SMA Financing Reso

RESOLUTION NO. SMA-2016-____

A RESOLUTION AUTHORIZING THE SHAWNEE MUNICIPAL AUTHORITY (THE "AUTHORITY") TO ISSUE ITS SALES TAX REVENUE NOTE, SERIES 2016 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$3,565,000.00 (THE "NOTE"); WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE NOTE TO BE SOLD ON A NEGOTIATED BASIS; RATIFYING AND CONFIRMING A SALES TAX AGREEMENT BY AND BETWEEN THE CITY OF SHAWNEE, OKLAHOMA (THE "CITY") AND THE AUTHORITY PERTAINING TO A YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUE; APPROVING AND AUTHORIZING EXECUTION OF A NOTE INDENTURE AUTHORIZING THE ISSUANCE AND SECURING THE PAYMENT OF THE NOTE; PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE NOTE INDENTURE; ESTABLISHING THE AUTHORITY'S REASONABLE EXPECTATION WITH RESPECT TO THE ISSUANCE OF TAX-EXEMPT OBLIGATIONS BY THE AUTHORITY IN CALENDAR YEAR 2016, AND DESIGNATING THE NOTE AS A QUALIFIED TAX-EXEMPT OBLIGATION; AUTHORIZING AND DIRECTING THE EXECUTION OF THE NOTE AND OTHER DOCUMENTS RELATING TO THE TRANSACTION, INCLUDING PROFESSIONAL SERVICES AGREEMENTS; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE SHAWNEE MUNICIPAL AUTHORITY:

SECTION 1. INDEBTEDNESS AUTHORIZED. The Shawnee Municipal Authority (the "Authority") is authorized to incur an indebtedness by the issuance of its Sales Tax Revenue Note, Series 2016, for and on behalf of the City of Shawnee, Oklahoma (the "City"), in an aggregate principal amount of \$3,565,000.00 (the "Note") for the purpose of providing funds to: (i) finance capital improvements, including the reconstruction and equipping of a fire station and the acquisition of firefighting vehicles and equipment; and (ii) pay certain costs related to issuance of the Note. The Note shall bear interest at the rate of ____% per annum and shall mature in principal installments as set forth on Exhibit "A" attached hereto.

SECTION 2. COMPETITIVE BIDDING WAIVED. Competitive bidding on the sale of said Note is waived and the Note is authorized to be sold to _____, at a price of par.

SECTION 3. SALES TAX AGREEMENT. The Authority hereby ratifies and confirms the execution of a Sales Tax Agreement dated as of December 1, 2011, between the City and the Authority (the "Sales Tax Agreement"), which Sales Tax Agreement pertains to a year-to-year pledge of certain sales tax revenue as security for the Note.

SECTION 4. NOTE INDENTURE. The Series 2016 Supplemental Note Indenture, as it supplements and amends that certain Note Indenture dated as of December 1, 2011 (as heretofore supplemented and amended) (collectively, the "Note Indenture"), all by and between the Authority and BancFirst, as Trustee, authorizing the issuance of and securing the payment of the Note approved in Section 1 hereof, is hereby approved and the Chairman or Vice Chairman and Secretary

or Assistant Secretary of the Authority are authorized and directed to execute and deliver same for and on behalf of the Authority.

SECTION 5. ORGANIZATIONAL DOCUMENT SUBJECT TO THE NOTE INDENTURE. The organizational document creating the Authority is subject to the provisions of the Note Indenture referenced in Section 4 hereof.

SECTION 6. CERTIFICATE OF DESIGNATION. The Authority anticipates that the total amount of tax-exempt obligations (other than private activity bonds) issued by the Authority or other issuers on behalf of the City, will not exceed \$10,000,000 for calendar year 2016, and hereby designates the Note to be a qualified tax-exempt obligation with respect to the financial institution interest deduction provisions contained in the Internal Revenue Code of 1986, as amended, and authorizes the Chairman or Vice Chairman of the Authority to execute and deliver on behalf of the Authority a Certificate of Designation to that effect.

SECTION 7. EXECUTION OF NECESSARY DOCUMENTS. The Chairman or Vice-Chairman and Secretary or Assistant Secretary of the Authority are hereby authorized and directed on behalf of the Authority to execute and deliver the Note to _____, upon receipt of the purchase price and are further authorized and directed to execute all necessary documentation and closing and delivery papers required by Bond Counsel, including but not limited to professional services agreements with The Public Finance Law Group PLLC, as Bond Counsel, and BOSC, Inc., a subsidiary of BOK Financial Corporation, as Financial Advisor; approve the disbursement of the proceeds of the Note, including any costs of issuance; to approve and make any changes to the documents approved by this Resolution, for and on behalf of the Authority, the execution and delivery of such documents being conclusive as to the approval of any changes contained therein by the Authority; and to execute, record and file any and all the necessary financing statements and security instruments, including but not limited to the documents approved hereby, and to consummate the transaction contemplated hereby.

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PASSED AND APPROVED this 5th day of December, 2016.

ATTEST:

RICHARD FINLEY, Chairman

LISA LASYONE, Secretary

CERTIFICATE
OF
AUTHORITY ACTION

I, the undersigned, hereby certify that I am the duly qualified and acting Secretary of the Shawnee Municipal Authority.

I further certify that the Trustees of the Shawnee Municipal Authority held a Regular Meeting at 6:30 o'clock P.M. on December 5, 2016, after due notice was given in full compliance with the Oklahoma Open Meeting Act.

I further certify that attached hereto is a full and complete copy of a Resolution that was passed and approved by said Trustees at said meeting as the same appears in the official records of my office and that said Resolution is currently in effect and has not been repealed or amended as of this date.

I further certify that below is listed those Trustees present and absent at said meeting; those making and seconding the motion that said Resolution be passed and approved, and those voting for and against such motion:

PRESENT:

ABSENT:

MOTION MADE TO APPROVE RESOLUTION BY:

MOTION SECONDED TO APPROVE RESOLUTION BY:

AYE:

NAY:

WITNESS MY HAND THIS 5TH DAY OF DECEMBER, 2016.

SHAWNEE MUNICIPAL AUTHORITY

(SEAL)

Lisa Lasyone, CMC, Deputy City Clerk
Secretary of Authority

EXHIBIT “A”

[Principal Payment Schedule]

Payment Date	Principal Amount
June 1, 2017	\$240,000.00
December 1, 2017	240,000.00
June 1, 2018	240,000.00
December 1, 2018	245,000.00
June 1, 2019	245,000.00
December 1, 2019	250,000.00
June 1, 2020	255,000.00
December 1, 2020	255,000.00
June 1, 2021	260,000.00
December 1, 2021	260,000.00
June 1, 2022	265,000.00
December 1, 2022	265,000.00
June 1, 2023	270,000.00
December 1, 2023	275,000.00

Shawnee Municipal Authority

3. a.

Meeting Date: 12/05/2016

Bids Pump (Open)

Submitted By: Lisa Lasyone, City Clerk

Department: City Clerk

Information

Title of Item for Agenda

Equipment Bid: Trailer Mounted 6 Inch Trash Auto Prime Pump (Open)

Fiscal Impact

Attachments

Prime Pump Notice

Prime Pump Plan Holders

NOTICE TO BIDDERS

Sealed bids will be received by the Shawnee Municipal Authority/City of Shawnee, Beneficiary, 16 W. 9th Street, P. O. Box 1448, Shawnee, Oklahoma 74802-1448, until 4:00 p.m. Monday, December 5th, 2016 for:

**EQUIPMENT BID:
TRAILER MOUNTED 6 INCH TRASH AUTO PRIME PUMP**

Instructions and bid documents are available to qualified bidders at the office of the Utility Director, 111 S. Kickapoo, P.O. Box 1448, Shawnee, Oklahoma 74802-1448. Please call (405) 273-1960 and request for a Bid packet.

A BID FORM will be issued by the Shawnee Municipal Authority. Each bid shall be filed in a sealed envelope. On the front of each envelope shall be written the following words to the left of the address:

**EQUIPMENT BID:
TRAILER MOUNTED 6 INCH TRASH AUTO PRIME PUMP**

DECEMBER 5th, 2016

The ORIGINAL BID shall be filed with the Secretary of the Shawnee Municipal Authority/City of Shawnee Beneficiary, together with a sworn non-collusion affidavit in writing that the BIDDER has not entered into any agreement, expressed or implied, with any other bidder, or bidders, for the purpose of limiting the bid, or bidders or parcel out to any bidder, or bidders or any other persons, any part of the contract or subject matter of the bid.

The BIDS filed with the City Clerk will be opened and considered by the Board of City Commissioners at a Public Meeting in the City Hall Commission Chambers at 16W. 9th Street, Shawnee, Oklahoma, at 6:30 p.m. Monday, **DECEMBER 5th, 2016.**

The Shawnee Municipal Authority/City of Shawnee, Beneficiary reserves the right to reject any or all bids.

SHAWNEE MUNICIPAL AUTHORITY/
CITY OF SHAWNEE, BENEFICIARY
A MUNICIPAL CORPORATION

By: _____

Justin Erickson
Justin Erickson, General Manager



ATTEST: _____

Phyllis Loftis
Phyllis Loftis, Authority Secretary

SHAWNEE MUNICIPAL AUTHORITY/BENIFICIARY CITY OF
SHAWNEE
PLAN HOLDER'S LIST
EQUIPMENT BID:
TRAILER MOUNTED 6 INCH TRASH AUTO PRIME PUMP

Business Name: Normco Energy Products
Contact: Nathan Hanks
Address: 1025 E. Highland
Shawnee Ok 74801
Telephone: 281-433-0522
E-Mail: nathan.hanks1@gmail.com
Picked Up Specs: emailed on 11/15/16

Business Name: Premier Pump and Power
Contact: Tyler Bringman
Address: 7600 NE 47th Ave
Vancouver, WA 98661
Telephone: 360-574-4519
Fax: 772-679-5989
E-Mail: tyler@premier-pump.net
Picked Up Specs: faxed on 11/17/16

Business Name: Pumps of Oklahoma
Contact: Bret Bowers
Address: 1220 N. W. 3rd Street
Oklahoma City, OK 73106
Telephone: 405-235-2695
Fax: 405-235-9897
E-Mail: bbowers@pumpsok.com
Picked Up Specs: emailed on 11/15/16

Business Name: Pollard Water
Contact: Steven Hancey
Address: 17515 NE 67th CT
Redmond, WA 98052
Telephone: 425-602-5256
E-Mail: steveh@pollardwater.com
Picked Up Specs: emailed on 11/23/16