

**THE BOARD OF COUNTY COMMISSIONERS OF MUSKOGEE COUNTY, OKLAHOMA,
MET IN REGULAR SESSION IN THE COMMISSIONERS BOARD ROOM, SUITE 10,
OFFICE OF THE COUNTY COMMISSIONERS, 400 W. BROADWAY, MUSKOGEE,
OKLAHOMA, ON THE 22 DAY OF SEPTEMBER, 2025, AT 9:00 O'CLOCK A.M.**

PRESENT:

ABSENT:

NOTICE of the schedule of regular meetings of the Board of County Commissioners of Muskogee County, Oklahoma, for the calendar year 2025 having been given in writing to the County Clerk of Muskogee County, Oklahoma, prior to December 15, 2024, and Public Notice and Agenda having been posted in prominent public view at the first floor bulletin board in the offices of the County Commissioners, 400 W. Broadway, Muskogee, 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, Commissioner Payne introduced and moved passage of a Resolution which was read in full by the Clerk and considered by sections. Upon motion of Commissioner Hyslop, the Resolution was finally passed with the following vote:

AYE: 3

NAY: 0

The Resolution was thereupon signed by the Chairman and attested and sealed with the seal of the County by the County Clerk and is as follows:

RESOLUTION 2025-07

A RESOLUTION RELATING TO THE INCURRING OF INDEBTEDNESS BY THE TRUSTEES OF THE MUSKOGEE COUNTY PUBLIC SAFETY AUTHORITY; WAIVING COMPETITIVE BIDDING; AND APPROVING A SALES TAX AGREEMENT

WHEREAS, the Authority was created by a Declaration of Trust dated as of November 15, 2024, (the "Trust Indenture"), for the use and benefit of Muskogee County, Oklahoma (the "County"), and the City of Muskogee, Oklahoma (the "City") under authority of and pursuant to the provisions of Title 60, Oklahoma Statutes 2021, Section 176 to 180.3, inclusive, as amended and supplemented, and other applicable statutes of the State of Oklahoma; and

WHEREAS, the County pursuant to Resolution adopted October 15, 2024 (the "Resolution"), which was approved by the qualified electors of Muskogee County at an election held for that purpose on January 14th, 2025, is levying a sales tax of Eight Hundred Forty Nine Thousandths of one percent (.849%) in accordance with Title 68, Oklahoma Statutes 2021, Section 1370, as amended (the "Sales Tax"), to provide funds for the purpose of the acquisition of sites and the construction, erecting, furnishing, equipping, operating, maintaining, remodeling and repairing of public safety buildings and facilities and operating public safety programs, operations and purposes, including police, fire, emergency management, 911, sheriff, ambulance and other public safety programs, operations and purposes, and/or to be applied or pledged toward the payment of principal and interest on any indebtedness, including refunding indebtedness, incurred by or on behalf of Muskogee County for such purpose; and

WHEREAS, the County has determined upon a project consisting of construction, erecting, furnishing, and equipping public safety buildings and facilities as authorized in the resolution authorizing the Sales Tax which are estimated not to exceed \$43,000,000 (the "Project"); and

WHEREAS, the Authority has determined that it would be economically advantageous at this time to issue its revenue bonds in the aggregate principal amount of not to exceed \$43,000,000 (the "Bonds") for the purpose of paying the costs and expenses of the Project and to pay the costs of issuance of such bonds; and

WHEREAS, the Trustees of the Authority have received an offer from SAMCO, Inc. (the "Underwriter"), to purchase the Bonds under the terms and conditions set forth in a contract of purchase between the Underwriter and the Authority; and

WHEREAS, there has been presented to this meeting a form of Sales Tax Agreement (the "Sales Tax Agreement"), between the Authority and the County relating to the Bonds.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MUSKOGEE COUNTY, OKLAHOMA:

Section 1. The incurring of indebtedness by the Trustees of the Muskogee County Public Safety Authority in the aggregate principal amount of not to exceed \$43,000,000 to be evidenced by the Bonds of the Authority is hereby approved by the Board of County Commissioners of Muskogee County, Oklahoma, the governing body of said County.

Section 2. Competitive bidding is hereby specifically waived with respect to the issuance and sale of the Bonds and the issuance and sale of such Bonds to the Underwriter for a purchase price of not less than ninety-nine percent (99.0%) of the principal amount of the Bonds, all pursuant to the terms of the Purchase Contract, which purchase price may constitute an underwriter's discount equal to not more than one percent (1.00%) of the principal amount of the Bonds is hereby specifically approved.

Section 3. The form of Sales Tax Agreement presented to this meeting be, and the same hereby is, approved, and the Chairman of the Board of County Commissioners of Muskogee County, Oklahoma, and County Clerk or any Deputy County Clerk of Muskogee County, Oklahoma be, and they hereby are, authorized, directed and empowered to execute and deliver in the name and on behalf of the Authority the Sales Tax Agreement in said form and containing substantially the terms and provisions therein contained, with such additions or modifications as shall be approved by the officers executing the Sales Tax Agreement, the execution thereof by such officers being conclusive evidence of such approval, and to execute and deliver in the name and on behalf of the Authority all documents, closing papers, certificates and such other documents as are necessary to accomplish the issuance and delivery of the Bonds.

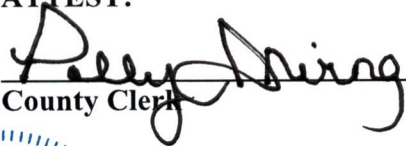
Section 4. The signatures of the officers of the County appearing on the Sales Tax Agreement and other agreements, documents, closing papers and certificates executed and delivered pursuant to this Resolution shall be conclusive evidence of their approval of the changes, if any, in the form thereof and of their authority to execute and deliver such agreements and documents.

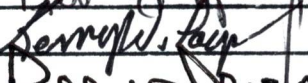
Section 5. The Chairman of the Board of County Commissioners of Muskogee County, Oklahoma, and the County Clerk or any Deputy County Clerk of Muskogee County, Oklahoma be, and they hereby are, authorized and empowered for and on behalf of the County, to execute and deliver such further agreements and documents and to take such action as such officer or officers may deem necessary or desirable in order to carry out and perform the Sales Tax Agreement, as the same may be amended, and to effect the purposes thereof and to consummate the transactions contemplated by the Sales Tax Agreement and by the issuance and delivery of the Bonds.

ADOPTED this 22 day of September, 2025.


Chairman

ATTEST:


County Clerk

22nd day of Sept 2025
Chairman 
Member 
Member 
Attest 
County Clerk



[illegible]

I, the undersigned, the duly qualified and acting County Clerk of Muskogee County, Oklahoma do hereby certify that attached hereto is a true and complete copy of the schedule of regularly scheduled meetings of the Board of County Commissioners of Muskogee County, Oklahoma, for the calendar year 2025, as filed in my office.

I further certify that a true and correct copy of the Public Notice and Agenda attached hereto was posted in prominent public view at the first floor bulletin board in the offices of the County Commissioners, 400 W. Broadway, Muskogee, Oklahoma, twenty-four (24) hours prior to said meeting, excluding Saturdays, Sundays and legal holidays.

WITNESS my hand and seal this 22 day of September, 2025.


County Clerk



THE TRUSTEES OF THE MUSKOGEE COUNTY PUBLIC SAFETY AUTHORITY MET IN SPECIAL SESSION IN THE COMMISSIONERS BOARD ROOM, SUITE 10, IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS OF MUSKOGEE COUNTY, OKLAHOMA, 400 W. BROADWAY, MUSKOGEE, OKLAHOMA, ON THE 16TH DAY OF SEPTEMBER, 2025, AT 10:00 O'CLOCK A.M.

PRESENT: 8

ABSENT: 1

Written notice of this special meeting of the Authority having been given to the County Clerk of Muskogee County, Oklahoma forty-eight (48) hours prior to such meeting, and public notice of this meeting having been posted in prominent view on the first floor bulletin board at the Office of the Board of County Commissioners, 400 W. Broadway, Muskogee, Oklahoma, twenty-four (24) hours prior to this meeting, excluding Saturdays, Sunday and legal holidays, all in compliance with the Oklahoma Open Meeting Act.

(OTHER PROCEEDINGS)

THEREUPON, a Resolution was introduced and read in full and considered by sections. Upon motion of Trustee K. Payne, seconded by Trustee P. Cate, the Resolution was finally passed with the following vote:

AYE: 8

NAY: 0

The Resolution was thereupon signed by the Chairman of Trustees of the Authority and attested and sealed with the seal of the Authority by the Secretary of Trustees and is as follows:



Gen L. Stoute
9-16-2025

RESOLUTION

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$43,000,000 MUSKOGEE COUNTY PUBLIC SAFETY AUTHORITY REVENUE BONDS, SERIES 2025; DESIGNATING THE FINANCIAL ADVISOR, UNDERWRITER AND BOND COUNSEL; WAIVING COMPETITIVE BIDDING ON SAID BONDS AND AUTHORIZING THE SALE OF THE BONDS AT A DISCOUNT; AUTHORIZING THE BOND DOCUMENTS AND SUCH OTHER DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY OR REQUIRED; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

WHEREAS, the Authority was created by a Declaration of Trust dated as of November 15, 2024, (the "Trust Indenture"), for the use and benefit of Muskogee County, Oklahoma (the "County"), and the City of Muskogee, Oklahoma (the "City") under authority of and pursuant to the provisions of Title 60, Oklahoma Statutes 2021, Section 176 to 180.3, inclusive, as amended and supplemented, and other applicable statutes of the State of Oklahoma; and

WHEREAS, the County pursuant to Resolution adopted October 15, 2024 (the "Resolution"), which was approved by the qualified electors of Muskogee County at an election held for that purpose on January 14th, 2025, is levying a sales tax of Eight Hundred Forty Nine Thousandths of one percent (.849%) in accordance with Title 68, Oklahoma Statutes 2021, Section 1370, as amended (the "Sales Tax"), to provide funds for the purpose of the acquisition of sites and the construction, erecting, furnishing, equipping, operating, maintaining, remodeling and repairing of public safety buildings and facilities and operating public safety programs, operations and purposes, including police, fire, emergency management, 911, sheriff, ambulance and other public safety programs, operations and purposes, and/or to be applied or pledged toward the payment of principal and interest on any indebtedness, including refunding indebtedness, incurred by or on behalf of Muskogee County for such purpose; and

WHEREAS, the County has determined upon a project consisting of construction, erecting, furnishing, and equipping public safety buildings and facilities as authorized in the resolution authorizing the Sales Tax which are estimated not to exceed \$43,000,000 (the "Project"); and

WHEREAS, in order to finance the costs and expenses of the Project the Trustees of the Authority have determined to issue their revenue bonds in the aggregate principal amount of not to exceed \$43,000,000,(the "Bonds"), pursuant to a Bond Indenture (the "Indenture"), between the Authority and BOKF, National Association (the "Trustee"); and

WHEREAS, in order to induce the Authority to issue the Bonds, the County and the Authority will enter into a Sales Tax Agreement (the "Sales Tax Agreement"), relating to the Bonds, wherein the Authority agrees to issue the Bonds and the County agrees to appropriate the Sales Tax to the Authority for payment of debt service on the Bonds subject to the limitations set forth therein; and

WHEREAS, the Authority has determined in connection with the issuance and sale of the Bonds that The Baker Group, LP will be engaged as Financial Advisor, and Hilborne & Weidman,

a professional corporation, be appointed as Bond Counsel (the "Bond Counsel") and SAMCO, Inc. be appointed as Underwriter (the "Underwriter") and that competitive bidding be waived for purpose of approving and contracting for the negotiated sale of the Bonds; and

WHEREAS, the Underwriter has offered to purchase the Bonds and the Authority has determined to sell the Bonds to the Underwriter under the terms and conditions hereinafter set forth in the Bond Purchase Agreement described below.

BE IT RESOLVED BY THE TRUSTEES OF THE MUSKOGEE COUNTY PUBLIC SAFETY AUTHORITY:

Section 1. The Bond Counsel, Authority Counsel and the staff of the Authority are hereby authorized and directed to prepare all documents and instruments necessary or convenient for the sale, issuance and delivery of the Bonds, including the Sales Tax Agreement, the Indenture, the Bond Purchase Agreement between the Authority and the Underwriter, the Continuing Disclosure Agreement of the Authority, the Arbitrage and Use of Proceeds Certificate, and the Preliminary and Final Official Statements (all such documents and agreements shall be referred to herein as the "Bond Documents").

Section 2. The Bond Documents be, and hereby are, approved, and the Chairman or Vice Chairman of Trustees and the Secretary or any Assistant Secretary of Trustees of the Authority be, and they hereby are, authorized, directed and empowered to execute and deliver in the name of the Authority the Bond Documents, and other documents and agreements in said forms and containing substantially the terms and provisions as shall be approved by the officers executing the Bond Documents and other documents and agreements, the execution thereof by such officers being conclusive evidence of such approval, and to execute and deliver in the name and on behalf of the Authority all documents, closing papers, certificates and such other documents as are necessary to accomplish the issuance and sale of the Bonds.

Section 3. The signatures of the officers of the Authority appearing on the Bond Documents and other 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 Authority.

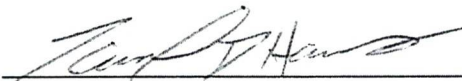
Section 4. The Chairman or Vice Chairman of Trustees and the Secretary or any Assistant Secretary of Trustees of the Authority be, and they hereby are, authorized and empowered for and on behalf of the Authority, to execute and deliver such further agreements and documents and to take such action as such officer or officers may deem necessary or desirable in order to carry out and perform the Bond Documents and any contracts, documents, or instruments executed and delivered in connection with the issuance of the Bonds, and to effect the purposes thereof and to consummate the transactions contemplated thereby.

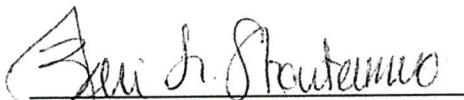
Section 5. It is hereby determined to be necessary and in the best interest of the trust estate that the Bonds be issued and the issuance thereof in the aggregate principal amount of not to exceed \$43,000,000, the specific principal amount thereof to be determined by the Chairman or Vice Chairman of the Authority and set forth in a written certificate of determination prior to the issuance

of the Bonds is hereby authorized and approved. It is further hereby determined to be necessary and in the best interest of the trust estate that the aforesaid offer of the Underwriter be accepted and that the Bonds be issued and sold to it at a price equal to not less than ninety-nine percent (99.00%) of the principal amount thereof, the specific purchase price to be determined by the Chairman or Vice Chairman of the Authority and set forth in a written Certificate of Determination at or before the issuance of the Bonds, and competitive bidding is hereby specifically waived with respect to the sale of the Bonds and the sale of the Bonds for a purchase price determined as aforesaid, which purchase price may constitute an underwriter's discount of not to exceed one percent (1.00%) of the principal amount of the Bonds is hereby specifically approved. The Chairman or Vice Chairman of the Authority is hereby authorized, empowered and directed to determine and establish the interest rate or rates on the Bonds, which shall not exceed an average interest rate of five and percent (5.00%) per annum, and to establish the maturity dates of the Bonds, which maturities of the Bonds shall not exceed eleven (11) years and to set forth such interest rate or rates and maturities in a Certificate of Determination at or prior to the issuance of the Bonds.

ADOPTED the 16th of September, 2025.

ATTEST:


Chairman of Trustees


Secretary of Trustees

(SEAL)

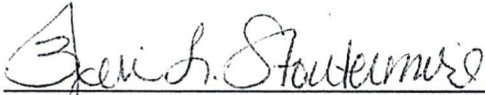


STATE OF OKLAHOMA)
)ss
COUNTY OF MUSKOGEE)

I, the undersigned, the duly qualified and acting Secretary of Trustees of the Muskogee County Public Safety Authority, hereby certify that the foregoing is a true, correct and complete copy of a Resolution of the Trustees of the Authority 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.

I hereby certify that attached hereto as Exhibit A is a true and complete copy of the written notice of the special meeting of the Authority held September 16, 2025, which was given to the County Clerk of Muskogee County, Oklahoma forty-eight (48) hours prior to such meeting, and that attached hereto as Exhibit "B" is a true and correct copy of the Agenda posted in prominent public view on the first floor bulletin board at the Office of the Board of County Commissioners, 400 W. Broadway, Muskogee, Oklahoma, twenty-four (24) hours prior to the date of the meeting therein described, excluding Saturdays, Sundays and legal holidays.

WITNESS my hand and seal of said Authority this 16th day of September, 2025.


Secretary of Trustees

(SEAL)

