

ORDINANCE NO. 593

ORDINANCE NO. 593 OF THE CITY COUNCIL OF THE CITY OF NOBLE, OKLAHOMA, AUTHORIZING THE CALLING AND HOLDING OF A SPECIAL ELECTION IN THE CITY OF NOBLE, STATE OF OKLAHOMA (THE "CITY"), ON THE 12TH DAY OF OCTOBER, 2021, FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED QUALIFIED ELECTORS OF SAID CITY THE QUESTION OF THE ISSUANCE OF THE BONDS OF SAID CITY IN AN AMOUNT NOT TO EXCEED THE SUM OF TWO MILLION SEVEN HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$2,725,000) TO PROVIDE FUNDS FOR THE PURPOSE OF DESIGNING, CONSTRUCTING, REMODELING, FURNISHING, AND EQUIPPING PUBLIC SAFETY FACILITIES WITHIN THE CITY, ALL TO BE OWNED EXCLUSIVELY BY THE CITY; ALL TO BE COMPLETED WITH OR WITHOUT THE USE OF OTHER FUNDS, AND LEVYING AND COLLECTING AN ANNUAL TAX, IN ADDITION TO ALL OTHER TAXES, UPON ALL THE TAXABLE PROPERTY IN SAID CITY FOR THE PAYMENT OF THE INTEREST AND PRINCIPAL ON SAID BONDS; PROVIDING FOR ELECTION PROCEDURES; AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS PERTAINING TO THE ISSUANCE OF SAID BONDS; DECLARING AN EMERGENCY; AND CONTAINING OTHER PROVISIONS RELATED THERETO.

WHEREAS, it is deemed advisable by the City of Noble, State of Oklahoma (the "City"), to design, construct, remodel, furnish, and equip certain public safety facilities, including a new fire station to replace an existing fire station and remodeling the existing police station to accommodate new dispatch facilities within the City, all to be owned exclusively by the City; and

WHEREAS, the estimated amount necessary for such purpose is Two Million Seven Hundred Twenty Five Thousand Dollars (\$2,725,000); and

WHEREAS, there are inadequate funds in the treasury for such purposes, and power is granted said City by Section 27, Article 10, of the Constitution and laws of the State of Oklahoma, to issue bonds to provide funds for such purposes, provided the same is authorized by the registered qualified voters thereof, voting at an election held for such purpose.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NOBLE, STATE OF OKLAHOMA:

Section 1. Proposition. That the Mayor of the City, or in his absence or incapacity, the duly qualified Vice Mayor, be and hereby is authorized and directed to call a special election to be held in the City on the 12th day of October, 2021, for the purpose of submitting to the registered qualified voters of the City, for their approval or rejection, the following proposition:

PROPOSITION

Public Safety Buildings and Facilities Projects

Shall the City of Noble, Oklahoma (the "City") incur an indebtedness by issuing its bonds in the sum of Two Million Seven Hundred Twenty Five Thousand Dollars (\$2,725,000) to provide funds for the purpose of designing, constructing, remodeling, furnishing and equipping public safety buildings within the City, including a new fire station to replace an existing fire station and remodeling of the police department for new dispatch facilities, all to be exclusively owned by said City, to be completed with or without the use of other funds, and collect an annual tax, in addition to all other taxes, upon the taxable property in such City sufficient to pay the interest on such bonds as it falls due and also to constitute a sinking fund for the payment of principal thereof when due, said bonds to bear interest at a rate not to exceed the rate of ten percentum (10%) per annum, payable semiannually and to be come due within twenty (20) years from their date?

Section 2. Description of Projects and Use of Proceeds.

The Public Safety Buildings and Facilities Projects for which the proceeds of the aforesaid not to exceed \$2,725,000 general obligation bonds shall be expended consist of designing, constructing, remodeling, furnishing and equipping public safety buildings within the City, including a new fire station to replace an existing fire station and remodeling of the police department for new dispatch facilities, all to be exclusively owned by said City. The projects may be accomplished through participation with other governmental agencies and others, and may be accomplished in phases. The specific projects for which at least seventy percent (70%) of the proceeds of the aforesaid bonds shall be expended and the dollar amount of each such project shall be as follows:

Design, construct, furnish and equip a new fire station of approximately 12,000 square feet to be located north of City Hall behind the Post Office near the corner of Maple and 2 nd Street, to include four (4) bays for emergency vehicles, all for the purpose of replacing the existing fire station currently located on Ash Street	\$2,415,000
Design, construct, furnish and equip a new dispatch office in the police department and remodel the police department office area	<u>\$310,000</u>
TOTAL: (representing 100% of \$2,725,000)	\$2,725,000

Section 3. That such call for said election shall be by proclamation, signed by the Mayor or Vice Mayor and attested by the City Clerk or Deputy City Clerk, setting forth the proposition to be voted upon, a statement regarding the specific projects for which the proceeds of the aforesaid Bonds shall be expended and the dollar amount to be expended on such projects; that the ballots shall set forth the propositions to be voted upon substantially as set out in Section 1 hereof; and that the returns of said election shall be canvassed and certified to by the Cleveland County Election Board.

Section 4. That the number and location of the polling places, the hours of opening and closing of the polls, and the names of the officers who shall conduct the election shall be the same as the regular polling places and persons prescribed and selected by the Cleveland County Election Board, for elections in Noble, Oklahoma.

Section 5. That the Special Election Proclamation and Notice of even date, a copy of which is on file with the City Clerk and which is incorporated herein by reference, calling said election is hereby approved in all respects, and the Mayor or Vice Mayor is hereby authorized to execute said Special Election Proclamation and Notice on behalf of the City, and the City Clerk or Deputy City Clerk is hereby authorized to attest and affix the seal of the City to said Special Election Proclamation and Notice, and to cause a copy of said Special Election Proclamation and Notice to be published as required by law, and a copy thereof delivered to the Cleveland County Election Board.

Section 6. That the City Clerk shall serve or cause to be served, a copy of this Ordinance and the Special Election Proclamation and Notice upon the office of the Cleveland County Election Board as required by law.

Section 7. Pursuant to Title 62, Section 896.1, the City Clerk is hereby directed to publish such project information related to the City's outstanding general obligation bonds, and project information related to the proposed general obligation bonds to be voted upon on October 12, 2021, in accordance with the Bond Transparency Act of 2017.

Section 8. In connection with the issuance of the above referenced bonds, the Mayor or Vice Mayor, on behalf of the City, is authorized to enter into professional services agreements with The Public Finance Law Group PLLC for bond counsel services, Perryman & Perryman, LLP, as counsel to the City, and with Municipal Finance Services, Inc. for financial advisory services, and the City Clerk or Deputy City Clerk is hereby authorized to attest and affix the seal of the City to said professional services agreements.

Section 9. It is necessary for the immediate preservation of the peace, health, and safety of the City, and the inhabitants thereof that the provisions of this Ordinance become operative immediately and therefore, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately from and after its passage and approval.

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PASSED AND ADOPTED AND SIGNED BY THE MAYOR THIS 2ND DAY OF AUGUST, 2021.

CITY OF NOBLE, OKLAHOMA

(SEAL)



ATTEST:

J. R. ROSE
Mayor

Marion Q. Shaw
City Clerk

STATE OF OKLAHOMA)
) SS
COUNTY OF CLEVELAND)

I, the undersigned, the duly qualified and acting Clerk of the City of Noble, Oklahoma hereby certify that the foregoing is a true and complete copy of an Ordinance authorizing the calling and holding of an election for the purpose therein set out adopted by the governing body of said municipality and Transcript of Proceedings of said governing body at a regular meeting thereof held on the date therein set out, insofar as the same relates to the introduction, reading and adoption thereof as the same appears of record in my office.

I further certify that attached hereto are true and complete copies of the Notice of the schedule of regular meetings of the governing body of the City of Noble, Oklahoma, having been given in writing to the City Clerk of said City on the 8th day of December, 2020; and public notice of this meeting, setting forth the date, time, place and agenda was posted at the Noble City Hall/Municipal Building, 304 S. Main Street, Noble, Oklahoma, 73068, in prominent view and open to the public twenty-four (24) hours each day, seven (7) days each week at _____ o'clock p.m. on the _____ day of July, 2021, being twenty-four (24) hours or more prior to this meeting, excluding Saturdays, Sundays and State designated legal holidays, all in compliance with the Oklahoma Open Meeting Act (as attached hereto).

WITNESS my hand and the seal of said City this 2nd day of August, 2021.



Marion D. Shaw

City Clerk

PURSUANT TO THE LEGAL NOTICE AS IS REQUIRED BY THE OKLAHOMA OPEN MEETING ACT INCLUDING THE POSTING OF NOTICE AND AGENDA AS IS REQUIRED BY THE TERMS THEREOF, THE MAYOR AND THE CITY COUNCIL OF THE CITY OF NOBLE, STATE OF OKLAHOMA (THE "CITY") MET IN REGULAR SESSION AT THE NOBLE CITY HALL/MUNICIPAL BUILDING, 304 S. MAIN STREET IN NOBLE, OKLAHOMA, ON THE 2ND DAY OF AUGUST, 2021, AT 6:30 O'CLOCK P.M.

PRESENT:

ABSENT:

Notice of the schedule of regular meetings of the governing body of the municipality for calendar year 2021 was given in writing to the Clerk of the municipality on the 8th day of December, 2020, and public notice of this meeting, setting forth the date, time, place and agenda was posted at the Noble City Hall/Municipal Building, 304 S. Main Street, Noble, Oklahoma, 73068, in prominent view and open to the public twenty-four (24) hours each day, seven (7) days each week at 4:30 o'clock p.m. on the 30th day of July, 2021, being twenty-four (24) hours or more 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 introduced an Ordinance, which was read by title by the Clerk and upon motion by Councilmember Parker, seconded by Councilmember Hicks, said Ordinance was adopted by the following vote:

AYE: PARKER, HICKS, HILL, ROESLEN

NAY: NONE

THEREUPON, Councilmember Roesler moved that an emergency be declared and that the Ordinance become effective immediately. Councilmember Parker seconded the motion. The motion was adopted by the following vote:

AYE: Roesler, Parker, Hicks, Hill

NAY: None

Said Ordinance was thereupon signed by the Mayor, attested by the Clerk, sealed with the seal of said municipality, and is as follows: