

RESOLUTION # 113-23-24

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF TEXAS COUNTY, OKLAHOMA (THE "COUNTY") APPROVING THE INCURRENCE OF INDEBTEDNESS BY THE MEMORIAL HOSPITAL OF TEXAS COUNTY AUTHORITY (THE "AUTHORITY") ISSUING ITS SALES TAX REVENUE NOTE, TAXABLE SERIES (THE "NOTE"); PROVIDING THAT THE ORGANIZATIONAL DOCUMENT CREATING THE AUTHORITY IS SUBJECT TO THE PROVISIONS OF THE INDENTURE AUTHORIZING THE ISSUANCE OF THE NOTE; WAIVING COMPETITIVE BIDDING WITH RESPECT TO THE SALE OF THE NOTE AND APPROVING THE PROCEEDINGS OF THE AUTHORITY PERTAINING TO THE SALE OF THE NOTE; APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDED SALES TAX AGREEMENT BY AND BETWEEN THE COUNTY AND THE AUTHORITY PERTAINING TO THE YEAR-TO-YEAR PLEDGE OF CERTAIN SALES TAX REVENUES; AND CONTAINING OTHER PROVISIONS RELATING THERETO.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF TEXAS COUNTY, OKLAHOMA:

SECTION 1. INDEBTEDNESS AUTHORIZED. The Memorial Hospital of Texas County Authority (the "Authority") heretofore issued its \$3,500,000 Sales Tax Revenue Note, Taxable Series 2019 (the "2019 Note") pursuant to the provisions of a Note Indenture dated as of July 1, 2019 (the "2019 Indenture"). The Authority is hereby authorized to incur indebtedness by the issuance of its Sales Tax Revenue Note, Taxable Series in the amount of \$1,310,000 (the "Note"), according to the terms and conditions of an Amendment to the 2019 Note Indenture or an Amended Indenture which will replace and supersede the 2019 Indenture (collectively, the "New Indenture"), by and between the Authority and Anchor D Bank, Texhoma, Oklahoma, as original purchaser of the Note, provided that the Note shall never constitute a debt of Texas County, Oklahoma (the "County").

SECTION 2. ORGANIZATIONAL DOCUMENT SUBJECT TO INDENTURE. The organizational document creating the Authority, is hereby made subject to the terms of the New Indenture authorizing the issuance and securing the payment of the Note as more fully described in Section 1 hereof.

SECTION 3. WAIVING COMPETITIVE BIDDING; APPROVAL OF SALE PROCEEDINGS. The waiving of competitive bidding for the sale of the Note and the sale of said Note by the Authority to Anchor D Bank, Texhoma, Oklahoma, at a price of par, is hereby approved.

SECTION 4. AMENDED SALES TAX AGREEMENT. The County hereby approves and authorizes the execution of an Amended Sales Tax Agreement between the County and the Authority (the "Sales Tax Agreement"), which Sales Tax Agreement pertains to a year-to-year pledge of certain sales tax revenue (the ".45 Cent Sales Tax") as security for the Note.

SECTION 5. AUTHORIZING EXECUTION. The Chairman or Vice Chairman and County Clerk or Deputy County Clerk of the County representing the County at the closing of the above-referenced Note issue are hereby authorized to execute and deliver on behalf of the County any and all certifications and documentation necessary or attendant to the delivery of the Note, as directed by Bond Counsel.

PASSED AND APPROVED THIS 4TH DAY OF JANUARY, 2024.

BOARD OF COUNTY COMMISSIONERS OF
TEXAS COUNTY, OKLAHOMA

By: Levi Bickford
Chairman

By: Drew Sledge
Commissioner

By: Ted Hedling
Commissioner

(SEAL)

ATTEST:



By: Wendy Johnson
County Clerk

CERTIFICATE
OF
BOARD OF COUNTY COMMISSIONERS ACTION

I, the undersigned, hereby certify that I am the duly qualified and acting County Clerk of Texas County, Oklahoma.

I further certify that the Board of County Commissioners of Texas County, Oklahoma, held a Special Meeting at 5:00 p.m., on January 4, 2024, 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 Board of County Commissioners 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 Commissioners 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: *Ted Keeling, Dolan Sledge, Levi Bickford.*

ABSENT:

MOTION MADE BY: *Sledge.*

MOTION SECONDED BY: *Keeling*

AYE: *Sledge, Keeling, Bickford.*

NAY: *None.*

WITNESS MY HAND THIS 4TH DAY OF JANUARY, 2024.

BOARD OF COUNTY COMMISSIONERS OF
TEXAS COUNTY, OKLAHOMA

(SEAL)



Wendy Johnson

County Clerk