

MINUTES

November 21, 2008

The regularly scheduled meeting of the Board of County Commissioners was called to order this 21st day of November, 2008, in meeting room 240 of the Cleveland County Office Building by Chairman George Skinner. Tammy Howard, County Clerk/Secretary, called roll and those present were:

George Skinner, Chairman
Rusty Sullivan, Vice-Chairman
Rod Cleveland, Member
Tammy Howard, Secretary

Member Rod Cleveland was absent.

Others present were: Christine Brannon, David Batton, Don Holyfield, Melinda Duke, Brenda Wakeman, James Tyree, Peggy Laizure, Denise Ellison, Robert Cleveland, Bette Maffucci, Glenn Floyd, Cleona Warren, Tom Thompson, Roger Warren, Donald Casillo, Lanny Edmison, Lindsay Bailey, Tom Corley, Doug McKenzie, David Hopper, Marshall Hawkins, Thad Balkman, Jeff Raley, Sandra DeSelms, Judge William Hetherington, Doug Blaine, Gail Blissett, Daryl Covey, Bill Hussong, Marsha Blair and Joe Lester.

Chairman Skinner began the meeting with the Pledge of Allegiance.

Chairman Skinner called for the discussion, consideration, and/or action regarding approval of a Resolution by the County Commissioners to memorialize the Board's intent regarding the proposed $\frac{1}{4}$ of one percent sales tax for the construction and operation of the new County Jail.

David Batton, Assistant District Attorney, read the following resolution:

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 COUNTY COMMISSIONERS OF CLEVELAND COUNTY, STATE OF OKLAHOMA MET IN SPECIAL MEETING AT THE CLEVELAND COUNTY COURTHOUSE, 201 S. JONES, NORMAN, OKLAHOMA, ON THE 21ST DAY OF NOVEMBER, 2008, AT 9:00 O'CLOCK A.M.

COMMISSIONERS PRESENT: George Skinner, Chairman
Rusty Sullivan, Vice-Chairman
COMMISSIONERS ABSENT: Rod Cleveland, Member

(Other Proceedings)

Thereupon, a resolution was introduced and read in full by the Chairman. Commissioner Cleveland moved passage of the resolution, and Commissioner Sullivan seconded the motion. The motion, carrying with it the approval of said resolution, was approved by the following vote:

AYE: George Skinner, Rusty Sullivan, Rod Cleveland

NAY: None

The resolution so approved was as follows:

RESOLUTION

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CLEVELAND COUNTY, OKLAHOMA (THE "COMMISSIONERS") STATING ITS INTENTION AND DESIRE, UPON THE PASSAGE AND APPROVAL OF THE ¼ OF ONE PERCENT SALES TAX, TO PAY THE BONDED INDEBTEDNESS FOR CONSTRUCTION OF THE CLEVELAND COUNTY DETENTION FACILITY AS SOON AS POSSIBLE WITH THE SALES TAX PROCEEDS; PROVIDING THAT THE TAX SHALL BE TERMINATED WHEN BONDS ARE PAID; AND AUTHORIZING THE APPOINTMENT OF A CITIZENS OVERSIGHT COMMITTEE MADE UP OF REPRESENTATIVES OF THE CITIES OF THE COUNTY AND CITIZENS TO OVERSEE, ASSIST, AND MAKE RECOMMENDATIONS TO THE BOARD OF COUNTY COMMISSIONERS CONCERNING THE PAYMENT OF THE INDEBTEDNESS.

WHEREAS, the Cleveland County Commissioners have called a special election to be held on December 9, 2008 asking the voters of Cleveland County to approve a ¼ of

one percent sales tax to be used to pay indebtedness for construction and operation of the Cleveland County Detention Facility; and

WHEREAS, if and upon passage of said election, it is the intention and desire of the Board of County Commissioners to pay the indebtedness incurred on the new Cleveland County Detention Facility as soon as possible from the receipt of sales tax proceeds; and

FURTHER, the County Commissioners desire to authorize the appointment of an oversight committee to assist the County Commissioners by reviewing the receipt of proceeds and payment of funds on the indebtedness along with other duties of the committee to be agreed upon to make recommendations to the County Commissioners.

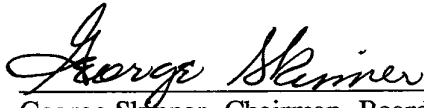
BE IT THEREFORE RESOLVED by the Board of County Commissioners of Cleveland County, Oklahoma:

1. The debt related to the project shall be structured to utilize the $\frac{1}{4}$ of one percent to retire the debt related to the Cleveland County Detention Facility as soon as possible and end the $\frac{1}{4}$ of one percent sales tax at the earliest possible date.
2. The debt related to the project shall be structured so as to utilize at least $\frac{3}{16}$ of one percent for debt service by pledging it thereto and to utilize as much of the remaining $\frac{1}{16}$ of one percent as possible for debt service.
3. The tax shall be terminated as soon as the Bonds issued for the construction of the project are paid.
4. The debt related to the project shall be structured so that early prepayment is provided for from the start, utilizing mandatory sinking fund redemption and early call features.
5. That the Cleveland County Detention Facilities Citizens Oversight Committee is hereby created to assist the County Commissioners with guidelines for the Committee attached hereto and made a part hereof.
6. The committee shall meet at least quarterly and additionally as needed to discuss and review, among other duties and responsibilities to be agreed upon, the receipt of sales tax amounts and the proposed payment of those amounts for the indebtedness and operations. This being done in keeping with the pledge of the Commissioners to pay the indebtedness on the detention facility in full as soon as possible.

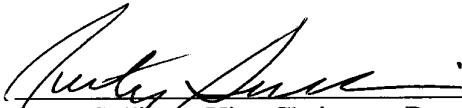
This resolution shall become effective immediately.

THIS RESOLUTION PASSED AND APPROVED this 21st day of November, 2008.


CLEVELAND COUNTY, OKLAHOMA
ACTING BY AND THROUGH ITS
BOARD OF COUNTY COMMISSIONERS



George Skinner, Chairman, Board of County
Commissioners, Cleveland County, Oklahoma



Rusty Sullivan, Vice-Chairman, Board of County
Commissioners, Cleveland County, Oklahoma



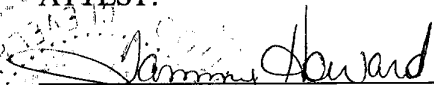
Rod Cleveland, Member, Board of County
Commissioners, Cleveland County, Oklahoma

APPROVED BY:

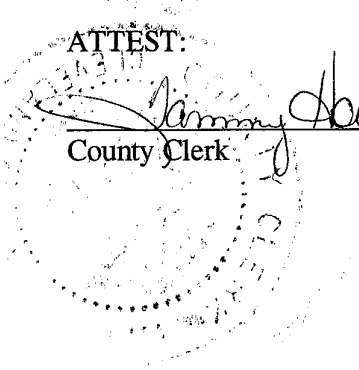


David Batton, Assistant District Attorney

ATTEST:



County Clerk



STATE OF OKLAHOMA)
)SS
COUNTY OF CLEVELAND)

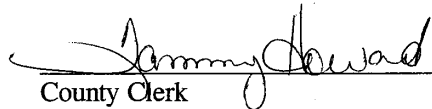
I, the undersigned, the duly qualified and acting County Clerk of the County of Cleveland, State of Oklahoma, hereby certify that the above and foregoing is a true, correct and complete copy of the Resolution duly adopted by the Board of County Commissioners of Cleveland County and of the proceedings of the Board of County Commissioners in the adoption of said Resolution, on the date therein set out as shown by the records of my office.

Further, I certify that in conformity with Title 25, Oklahoma Statutes 2001, Sections 301-314, inclusive, as amended (the Oklahoma Open Meeting Act) I received notice of the meeting as required by law, and I did, or caused to be done, the following acts:

1. At least forty-eight (48) hours prior to said meeting, give public notice in writing of the date, time and place of said meeting of the County Commissioners of Cleveland County; and
2. At least twenty-four (24) hours prior to said meeting (excluding Saturdays, Sundays and legal holidays declared by the State of Oklahoma), display public notice of said meeting in prominent public view at the principal office of the County Commissioners and at the location of said meeting, such notice setting forth thereon the date, time, place and agenda for said meeting;

and that the minutes of the meeting reflect the time and manner of such notice of the meeting required by the Oklahoma Open Meeting Act.

WITNESS my hand and seal of said County this 21st day of November, 2008.


County Clerk

(SEAL)

Cleveland County Detention Facilities Oversight Committee

Guideline for Establishment of Committee

1. Membership on the Oversight Committee (the “Committee”) shall provide that the Mayor or the Mayor’s designee of Norman, Moore, Noble, Lexington and Slaughterville and a representative of Oklahoma City serve along with a designee of each County Commissioner, a representative from commercial banking, a designee of the Sheriff, an O.U. Representative and a citizen at large.
2. Committee membership shall not include contractors or vendors of the County nor non-elected County officials.
3. The duties of the Committee shall include assisting the County Commissioners by reviewing the receipts and expenditures of the sales tax received and report to their various entities and the community as a whole. The Committee shall also serve to advise and assist the County Commissioners and make recommendations with regard to the receipts and expenditures of the sales tax proceeds for construction and operations.
4. The Committee shall issue reports of their findings to the public at least annually. This annual report will include appropriate information to communicate the correctness of budgetary assumptions, revenue trends, available resource balances, expenditure acquisition and any other action the Committee deems appropriate.
5. Committee meetings shall be open, public meetings held under the auspices of Oklahoma State Law. Minutes of each meeting provided to Cleveland County cities.
6. The Committee’s charge is to assist the County Commissioners by reviewing and reporting on the expenditures of all revenues collected by the sales tax in light of all applicable resolutions concerning the sales tax, other collateral financing documents and current operating expenses.
7. Members of the Committee shall serve as long as the Bonds are outstanding or upon resignation of any member, until their successors are named.
8. At least 3/16 of one percent shall be pledged to Debt Service and shall always be used to retire debt. Only 1/16 of one percent shall be available for operation and maintenance, but as much of the 1/16 of one percent as possible shall go to retire debt.

Chairman Skinner asked if anyone would like to address the Board with any comments or questions. The following spoke: Glenn Floyd, Marshall Hawkins, Judge William Hetherington, Don Holyfield, Joe Lester, Jeff Raley, Marsha Blair, Bill Hussell, Donald Casillo, James Tyree, Roger Warren, David Hopper, Thad Balkman, Bette Maffucci, Cleona Warren and Robert Cleveland.

Rod Cleveland moved, seconded by Rusty Sullivan, to approve Resolution by the County Commissioners to memorialize the Board's intent regarding the proposed $\frac{1}{4}$ of one percent sales tax for the construction and operation of the new County Jail.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion Carried.

There being no further business to come before the Board, Rusty Sullivan moved, that the meeting be adjourned. Rod Cleveland seconded the motion.

The vote was: George Skinner, yes; Rusty Sullivan, yes; Rod Cleveland, yes.
Motion Carried.

(Clerk's Note: Agenda was posted on 11-18-08 @ 4:06 p.m.)