

“WARNING”

“It is a felony for anyone to sign an initiative or referendum petition with any name other than his own, or knowingly to sign his name more than once for the measure, or to sign a petition when he is not a legal voter.”

**CITY OF EDMOND, OK
CITY CLERK'S OFFICE**

PETITION FOR REFERENDUM DATE

4/11/23

To the Honorable Darrell Davis, Mayor, City of Edmond:

Johanna Nelson
CITY CLERK

We, the undersigned legal voters of the City of Edmond, Oklahoma (collectively, “Signatories”) respectfully order that the certain resolution of the Edmond City Council identified below shall be referred to the people of the City of Edmond, Oklahoma, for their approval or rejection at the regular (or special) election to be held on the _____ day of _____, 2023, and each for himself says: I have personally signed this petition; I am a legal voter of the State of Oklahoma and the City of Edmond, Oklahoma; my residence or post office address are correctly written after my name. The time for filing this petition expires sixty (60) days from March 13, 2023.

The question we herewith submit to our fellow voters is: Shall the following Resolution be approved?

RESOLUTION NO. 3-23

SECTION 1. INDEBTEDNESS AUTHORIZED. The Edmond Public Works Authority (the “Authority”) is hereby authorized to incur an indebtedness by the issuance of its Sales Tax Revenue Note, Series 2023A in an aggregate principal amount of \$37,100,000.00, in one or more series or subseries (collectively, the “2023A Note”), it being the express intent hereof that any designations herein are merely for convenience and the said notes may be named and divided by series as deemed appropriate by Authority, all according to the terms and conditions of a Series 2023A Supplemental Note Indenture, as it supplements and amends that certain Note Indenture dated as of July 1, 2013, as previously supplemented and amended by an Amendment to Note Indenture dated as of December 1, 2016, and as further supplemented and amended (collectively, the “Note Indenture”), all by and between the Authority and BOKF, NA, as Trustee; provided that said 2023A Note shall never constitute a debt of The City of Edmond, Oklahoma (the “City”).

SECTION 2. ORGANIZATIONAL DOCUMENT SUBJECT TO NOTE INDENTURE. The organizational document creating the Authority, is hereby made subject to the terms of the Note Indenture authorizing the issuance and securing the payment of the 2023A 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 2023A Note and the sale of the 2023A Note by the Authority to _____, _____, _____ (referred to herein as the “Purchaser”), is hereby approved.

SECTION 4. SALES TAX AGREEMENT. The City hereby ratifies and confirms that certain Sales Tax Agreement dated as of December 1, 2016, by and 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 2023A Note.

SECTION 5. AUTHORIZING EXECUTION. The Mayor or Vice Mayor and City Clerk or Deputy City Clerk at the closing of the above referenced Note is hereby authorized to execute, separately or jointly, and deliver such documents and take such other action as may be necessary or appropriate in order to effectuate the issuance, execution and delivery of the 2023A Note, as directed by Bond Counsel and the Financial Advisor, including specifically, but not limited to, the 2023A Note forms, tax or tax compliance documents, closing certificates, continuing disclosure or other security or securities-related documents, disbursement orders, or any other letter, representation or certification otherwise necessary and attendant to the issuance and delivery of the 2023A Note; to approve and make any changes to the documents approved by this Resolution, for and on behalf of the City, the execution and delivery of such documents being conclusive as to the approval of any changes contained therein by the City; and to execute, record and file any and all the necessary financing statements, security instruments, including but not limited to the documents approved hereby, and to consummate the transaction contemplated hereby.

SUGGESTED BALLOT TITLE

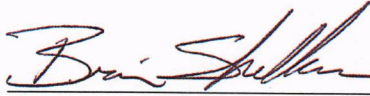
SHALL RESOLUTION NO. 3-23, CALLING FOR THE EDMOND PUBLIC WORKS AUTHORITY (“AUTHORITY”) TO INCUR INDEBTEDNESS OF \$37,100,000.00, THROUGH THE ISSUANCE OF A PROMISSORY NOTE (THE “2023A NOTE”) IN THE PRINCIPAL AMOUNT OF \$37,100,000.00, WITH WAIVER OF COMPETITIVE BIDDING, AND RATIFYING AND CONFIRMING A SALES TAX AGREEMENT BETWEEN THE AUTHORITY AND THE CITY OF EDMOND FOR A YEAR-TO-YEAR PLEDGE OF SALES TAX REVENUE TO SECURE THE 2023A NOTE BE APPROVED?

SHALL THE PROPOSED ORDINANCE BE APPROVED?

___ YES - For the proposition

___ NO - Against the proposition

Name, Address, Signature, and required data points of Proponents:



Signed this 10th day of April, 2023.

BRIAN T. SHELLEM, 1200 Timberlake Ave., Edmond, OK, 73034. (the numerical month and day of my birth is 01-09)



Signed this 10th day of April, 2023.

DON WHITNEY, 2105 Woodhill Rd., Edmond, OK 73025 (the numerical month and day of my birth is 06-19)

SIGNATURES

The "GIST" of the proposition is as follows:

SHALL THE CITY OF EDMOND'S RESOLUTION NO. 3-23, WHICH CALLS FOR \$37,100,000.00 IN NEW INDEBTEDNESS OF THE EDMOND PUBLIC WORKS AUTHORITY TO FINANCE THE CONSTRUCTION OF A NEW LIBRARY AND YMCA, TO BE SECURED BY THE CITY'S PLEDGE OF SALES TAX REVENUES, BE APPROVED?

A "YES" is a vote in favor of this Resolution. A "NO" vote is a vote against this Resolution.

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|-----|--------------------------|-----------|--------|----|-------|-----------------|
| 1. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 2. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 3. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 4. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 5. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 6. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 7. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 8. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 9. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 10. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 11. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 12. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 13. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 14. | _____ | _____ | Edmond | OK | _____ | _____ |
| | Signature of Legal Voter | Residence | City | | ZIP | Birth Month-Day |
| 15. | _____ | _____ | Edmond | OK | _____ | _____ |

	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day
16.	_____	_____	Edmond	OK	_____
	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day
17.	_____	_____	Edmond	OK	_____
	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day
18.	_____	_____	Edmond	OK	_____
	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day
19.	_____	_____	Edmond	OK	_____
	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day
20.	_____	_____	Edmond	OK	_____
	Signature of Legal Voter	Residence	City	ZIP	Birth Month-Day

AFFIDAVIT

STATE OF OKLAHOMA,)
) ss.
 COUNTY OF OKLAHOMA)

I, _____, being first duly sworn say:

That I am a qualified elector of the State of Oklahoma and that

- | | |
|-----------|-----------|
| 1. _____ | 11. _____ |
| 2. _____ | 12. _____ |
| 3. _____ | 13. _____ |
| 4. _____ | 14. _____ |
| 5. _____ | 15. _____ |
| 6. _____ | 16. _____ |
| 7. _____ | 17. _____ |
| 8. _____ | 18. _____ |
| 9. _____ | 19. _____ |
| 10. _____ | 20. _____ |

printed their name on this page of the foregoing petition, signed the foregoing petition, and each signed his name thereto in my presence. I believe that each has stated his name, post office address and/or residential address, and numerical day and month of birth correctly, and that each signer is a legal voter of the State of Oklahoma and of this municipality.

Circulator's Signature

Post Office Address

City Zip Code

Subscribed and sworn to before me this _____ day of _____, 2023.

Notary Public

My Commission Expires: _____