December 14, 2010

The Board of County Commissioners of Tooele County, Utah (the "Board"), met in regular session at its regular meeting place in Tooele, Utah on December 14, 2010, at 3:00 p.m., with the following members of the Board present:

Colleen S. Johnson

Chair

J. Bruce Clegg

Commissioner

Jerry Hurst

Commissioner

Also present:

Marilyn K. Gillette

County Clerk

Michael Jensen

County Auditor

Doug Hogan

County Attorney

Absent:

After the meeting had been duly called to order and after other matters not pertinent to this Resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this December 14, 2010, meeting was presented to the Board, a copy of which is attached hereto as Exhibit A.

adopted on the following recorded vote:

Those voting AYE:

Those voting NAY:

The resolution was then signed by the Chair and recorded by the County Clerk in the official records of Tooele County, Utah. The resolution is as follows:

# RESOLUTION NO. 2010-13

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF TOOELE COUNTY, UTAH (THE "COUNTY") AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A MASTER LEASE AGREEMENT, BY AND BETWEEN THE COUNTY AS LESSEE AND THE MUNICIPAL BUILDING AUTHORITY OF TOOELE COUNTY, UTAH (THE "AUTHORITY") AS LESSOR; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AGREEMENT, AUTHORIZING THE ISSUANCE AND SALE BY THE AUTHORITY OF ITS (A) LEASE REVENUE BONDS, SERIES 2010A-1 (FEDERALLY TAXABLE—ISSUER SUBSIDY— RECOVERY ZONE BONDS), IN THE AGGREGATE PRINCIPAL AMOUNT OF \$12,630,000 (THE "SERIES 2010A-1 BONDS"), (B) LEASE REVENUE BONDS, SERIES 2010A-2 (FEDERALLY TAXABLE—ISSUER SUBSIDY—BUILD AMERICA BONDS), IN THE AGGREGATE PRINCIPAL AMOUNT OF \$12,350,000 (THE "SERIES 2010A-2 BONDS") AND (C) LEASE REVENUE BONDS, SERIES 2010A-3 (FEDERALLY TAXABLE), IN THE AGGREGATE PRINCIPAL AMOUNT OF \$360,000 (THE "SERIES 2010A-3 BONDS" AND COLLECTIVELY WITH THE SERIES 2010A-1 BONDS AND THE SERIES 2010A-2 BONDS, THE "SERIES 2010 BONDS") TO (I) FINANCE THE COSTS OF THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF A JAIL FACILITY AND RELATED IMPROVEMENTS, FOR LEASE TO THE COUNTY, (II) FUND A DEPOSIT TO A DEBT SERVICE RESERVE FUND AND (III) PAY COSTS ASSOCIATED WITH THE ISSUANCE OF THE SERIES 2010 BONDS: AUTHORIZING THE EXECUTION OF A GENERAL INDENTURE OF TRUST AND A FIRST SUPPLEMENTAL INDENTURE OF TRUST, AND CERTAIN SECURITY DOCUMENTS, AND OTHER DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AUTHORIZING AND APPROVING AN OFFICIAL STATEMENT; RATIFYING AND APPROVING THE USE OF A PRELIMINARY OFFICIAL STATEMENT; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, Tooele County, Utah (the "County") is a body corporate and politic duly and regularly created, established, organized and existing under and by virtue of the Constitution and laws of the State of Utah; and

WHEREAS, the County has previously authorized and directed the creation of the Municipal Building Authority of Tooele County, Utah (the "Authority") pursuant to a resolution adopted on February 14, 1989 (the "Creating Resolution"); and

WHEREAS, pursuant to the Creating Resolution, the Authority has been duly and regularly created, established and is organized and existing as a nonprofit corporation under and by virtue of the provisions of the Constitution and laws of the State of Utah, including, in particular, the provisions of the Utah Revised Nonprofit Corporation Act, Title 16, Chapter 6a, Utah Code Annotated 1953, as amended, and the Utah Local Building Authority Act, Title 17D, Chapter 2, Utah Code Annotated 1953, as amended (collectively, the "Building Authority Act"); and

WHEREAS, under the Articles of Incorporation of the Authority (the "Articles"), the objects and purposes for which the Authority has been founded and incorporated are to acquire, improve or extend one or more projects and to finance their costs on behalf of the County in accordance with the procedures and subject to the limitations of the Building Authority Act in order to accomplish the public purposes for which the County exists; and

WHEREAS, pursuant to the provisions of the Building Authority Act and the Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended (collectively, the "Act") the Authority has authority to issue its lease revenue bonds for the purpose of financing certain improvements for and on behalf of the County; and

WHEREAS, the County desires to finance the costs of the acquisition, construction, equipping and furnishing of a jail facility and related improvements, for lease to the County (collectively, the "Project"); and

WHEREAS, the Authority proposes to finance the Project and to pay costs of issuance by issuing its (i) \$12,630,000 Lease Revenue Bonds, Series 2010A-1 (Federally Taxable—Issuer Subsidy—Recovery Zone Bonds) (the "Series 2010A-1 Bonds"), (ii) \$12,350,000 Lease Revenue Bonds, Series 2010A-2 (Federally Taxable—Issuer Subsidy—Build America Bonds) (the "Series 2010A-2 Bonds") and (iii) \$360,000 Lease Revenue Bonds, Series 2010A-3 (the "Series 2010A-3 Bonds" and collectively with the Series 2010A-1 Bonds and the Series 2010A-2 Bonds, the "Series 2010 Bonds"), to be issued pursuant to the terms of the General Indenture of Trust dated as of December 1, 2010 (the "General Indenture") between the Authority and Zions First National Bank, as trustee (the "Trustee"), as supplemented by the First Supplemental Indenture of Trust dated as of December 1, 2010 (the "First Supplemental Indenture") between the Trustee and the Authority, in substantially the forms presented to this meeting and attached hereto (the General Indenture and the First as Exhibit C and Exhibit D, respectively Supplemental Indenture are sometimes collectively referred to herein as the "Indenture"); and

WHEREAS, pursuant to the Act and a Parameters Resolution adopted on September 21, 2010, a Notice of Public Hearing and Bonds to be Issued, with regard to the Series 2010 Bonds has been (i) published once a week for two consecutive weeks in the <u>Tooele Transcript Bulletin</u>, a newspaper of general circulation in the County, (ii) posted on the Utah Public Notice Website created under Section 63F-1-701, Utah Code Annotated 1953, as amended, and (iii) posted on the Utah Legal Notices website

(www.utahlegals.com) created under Section 45-1-101, Utah Code Annotated 1953, as amended, no less than 14 days before the public hearing date, and provided for a public hearing and a 30-day period in which the registered voters of the County may submit a written petition requesting an election to approve or disapprove the issuance of the Series 2010 Bonds; and

WHEREAS, pursuant to the Act, a public hearing was held by the Authority on October 19, 2010, to receive input from the public with respect to (i) the issuance by the Authority of the Series 2010 Bonds and (ii) any potential economic impact that the improvements, facility or property financed in whole or in part with the proceeds of the Series 2010 Bonds may have on the private sector; and

WHEREAS, the County desires to lease the Project, as lessee, from the Authority, as lessor, pursuant to the terms and provisions of an annually renewable Master Lease Agreement dated as of December 1, 2010 (the "Master Lease"), in substantially the form presented to this meeting and attached hereto as Exhibit B; and

WHEREAS, the plans and specifications for, and the estimated costs of the acquisition and construction of, the Project, including a certificate of the engineer/architect for the Project setting forth the estimated useful life of the Project, have been submitted to the County; and

WHEREAS, to further secure its payment obligations under the Indenture, the Authority proposes to grant a lien on and security interest in the Project pursuant to a Deed of Trust, Assignment of Rents and Security Agreement, in substantially the form presented to this meeting and attached hereto as Exhibit E (the "Security Documents") for the benefit of the holders of the Series 2010 Bonds and as provided in the Indenture; and

WHEREAS, the Authority and the County have heretofore prepared and distributed an Amended and Restated Preliminary Official Statement dated December 10, 2010 (the "Preliminary Official Statement") with respect to the Series 2010 Bonds; and

WHEREAS, the County desires to ratify the use and distribution of the Preliminary Official Statement, a copy of which is attached hereto as <u>Exhibit G</u>, in connection with the issuance and sale of the Series 2010 Bonds; and

WHEREAS, the County desires to approve a Final Official Statement in substantially the form attached hereto as <u>Exhibit H</u>, with respect to the Series 2010 Bonds and other documents relating thereto; and

WHEREAS, the Authority and the County have determined to sell the Series 2010 Bonds to Stifel, Nicolaus & Company, Incorporated, acting on behalf of itself and Municipal Capital Markets Group, Inc. (collectively, the "Underwriter"), pursuant to the terms of the Bond Purchase Agreement dated December 14, 2010 (the "Purchase Agreement") among the Authority, the County, and the Underwriter, in the form before this meeting and attached hereto as Exhibit F; and

WHEREAS, the County desires to improve and promote the local health and general welfare of the citizens of the County by entering into the documents and taking the actions described above; and

WHEREAS, under the Articles, the Authority may not exercise any of its powers without prior authorization by the Board and, therefore, it is necessary that the Board authorize certain actions by the Authority in connection with the transactions contemplated hereby in connection with the issuance of the Series 2010 Bonds; and

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WHEREAS, there has been presented to the Board the Master Lease, the General Indenture, the First Supplemental Indenture, the Purchase Agreement, the Preliminary Official Statement, the Official Statement and the Security Documents for the purpose of obtaining the approval and authorization of the Board of the terms and provisions thereof and for the purpose of confirming the execution thereof (where required) as the official act of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF TOOELE COUNTY, UTAH AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board and by the officers of the County directed toward the creation and establishment of the Authority, the issuance of the Series 2010 Bonds, including without limitation the financing and leasing of the Project by the Authority to the County pursuant to the Master Lease, are hereby ratified, approved and confirmed.

Section 2. The Board hereby approves the plans and specifications for and the estimated costs of the Project and finds and determines, pursuant to the Constitution and laws of the State of Utah, that the leasing of the Project under the terms and provisions and for the purposes set forth in the Master Lease, and the other documents, instruments and conveyances hereinafter approved and authorized, is necessary, convenient and in furtherance of the governmental and proprietary purposes of the County and is in the best interest of the citizens of the County, and the Board hereby authorizes the financing of the Project by the Authority in accordance with the provisions of the Indenture and the leasing of the Project in the manner provided in the Master Lease. As provided in the Master Lease, the County and the Authority are hereby authorized to undertake the acquisition and construction of the Project and to execute and deliver agreements with respect to such acquisition and construction, including without limitation, finalizing the purchase of the site of the Project and related finalization of the Security Document.

Section 3. The Master Lease, the General Indenture, the First Supplemental Indenture, the Purchase Agreement, the Preliminary Official Statement, the Official Statement and the Security Documents, in substantially the respective forms presented to this meeting and attached hereto as exhibits, are in all respects approved, authorized and confirmed, and the Chair of the Board (the "Chair") is authorized to execute and deliver the Master Lease, the Official Statement and the Purchase Agreement in the forms and

with substantially the same content as attached hereto for and on behalf of the County. When authorized by the Governing Body of the Authority, the County hereby approves and authorizes the execution and delivery of the Master Lease, the Official Statement, the General Indenture, the First Supplemental Indenture, the Security Documents and the Purchase Agreement, by the Authority in substantially the forms presented to this meeting and attached hereto as exhibits for and on behalf of the Authority.

Section 4. For the purpose of providing funds to finance and refinance the acquisition of the Project and to pay certain costs of issuance and for such other purposes as may be authorized under the Indenture, the Authority shall issue the Series 2010 Bonds which shall be designated as provided in the First Supplemental Indenture.

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Section 5. The County hereby ratifies and reaffirms the utilization of the Preliminary Official Statement in the form attached hereto as Exhibit G and hereby approves the final Official Statement in substantially the form attached hereto as Exhibit H. The Chair is hereby authorized to execute the final Official Statement evidencing its acceptance by the County.

Section 6. The Authority is authorized to issue and sell the Series 2010 Bonds to the Underwriter pursuant to the terms of the Purchase Agreement in the aggregate principal amount of \$25,340,000. The Series 2010 Bonds shall be dated as of the date of delivery and shall bear interest and mature as set forth in the First Supplemental Indenture

The form, terms and provisions of the Series 2010 Bonds and the provisions for the signatures, authentication, payment, registration, transfer, exchange, redemption, tender and number shall be as set forth in the Indenture in the form to be executed by the Authority. The Series 2010 Bonds shall mature prior to the expiration of the estimated useful life of the Project. The President of the Authority is hereby authorized to execute the Series 2010 Bonds and to deliver the Series 2010 Bonds to the order of the Underwriter. The Secretary of the Authority is authorized to attest to the signature of such President and to cause the seal of the Authority (or a facsimile thereof) to be affixed to the Series 2010 Bonds. The signatures of the President and the Secretary of the Authority may be by facsimile or manual execution.

Section 7. The appropriate officers of the Authority and the County are authorized to take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated hereby, including without limitation, finalizing the purchase of the site of the Project, and are authorized to take all action necessary in conformity with the Act and the Articles to finance and refinance the Project, to acquire the Project and to lease the Project pursuant to the Master Lease, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the sale and delivery of the Series 2010 Bonds or finalization of the Security Document.

Section 8. Upon their issuance, the Series 2010 Bonds will constitute special limited obligations of the Authority payable solely from and to the extent of the sources

set forth in the Series 2010 Bonds and the Indenture. No provision of this Resolution, the Master Lease, the Preliminary Official Statement, the Official Statement, the Indenture, the Series 2010 Bonds, the Security Documents, nor any other instrument authorized hereby, shall be construed as creating a general obligation of the Authority or of creating a general obligation of the County, the State of Utah or any political subdivision of the State of Utah, nor as incurring or creating a charge upon the general credit of the County or against its taxing powers. Except as otherwise provided in the Master Lease, the County shall not be obligated to pay out of its funds, revenues, or accounts, or to make any payment in respect of the Series 2010 Bonds, Base Rentals, Additional Rentals and Purchase Option Price pursuant to the Master Lease (as those terms are defined in the Master Lease). The obligation of the County to pay any such rentals, and the obligation of the Authority to pay the Series 2010 Bonds will not constitute a general obligation or a debt of the County, the Authority, the State of Utah or any political subdivision of the State of Utah. The Series 2010 Bonds are not an indebtedness or a liability of the County, the Authority or the State of Utah.

Section 9. The Chair is hereby authorized to make any alterations, changes or additions in the Master Lease or the Official Statement herein approved and authorized necessary to correct errors or omissions therein, to remove ambiguities therefrom, or to conform the same to other provisions of such instruments and the agreement with the Underwriter, to the provisions of this Resolution, the Creating Resolution, or the provisions of the laws of the State of Utah or the United States

Section 10. The appropriate officials of the Authority are authorized to make any alterations, changes or additions in the Master Lease, the General Indenture, the First Supplemental Indenture and the Security Documents herein authorized and approved which may be necessary to correct errors or omissions therein, to remove ambiguities therefrom, to conform the same to other provisions of said instruments and the agreement with the Underwriter, to the provisions of this Resolution, the Creating Resolution or any resolution adopted by the County or the Authority, or the provisions of the laws of the State of Utah or the United States.

Section 11. If any provision of this Resolution (including the exhibits attached hereto) should be held invalid, the invalidity of such provisions shall not affect any of the other provisions of this Resolution or the Exhibits.

Section 12. The County Clerk is hereby authorized to attest to all signatures and acts of any proper official of the County, and, as necessary, to place the seal of the County on the Master Lease, and the Purchase Agreement. The Chair and other proper officials of the County and each of them, are hereby authorized to execute and deliver for and on behalf of the County any and all additional certificates, documents and other papers and to perform all other acts that they may deem necessary or appropriate in order to implement and carry out the matters herein authorized. Any action authorized to be taken by the Chair of the Board may, in his absence, be taken by any duly authorized acting chair.

- Section 13. The Secretary of the Authority is hereby authorized to attest to all signatures and acts of any proper official of the Authority, and, as necessary, to place the seal of the Authority on the Master Lease, the General Indenture, the First Supplemental Indenture, the Security Documents, and any other documents authorized, necessary or proper pursuant to this Resolution or any resolution of the Authority. The appropriate officials of the Authority, and each of them, are hereby authorized to execute and deliver for and on behalf of the Authority any and all additional certificates, documents and other papers and to perform all other acts that they may deem necessary or appropriate in order to implement and carry out the matters authorized in this resolution and any resolution of the Authority.
  - Section 14. The County has either received or expects to receive allocations of \$12,630,000 of Recovery Zone Economic Development Bonds pursuant to ARRA and hereby designates the \$12,630,000 Series 2010A-1 Bonds as Recovery Zone Economic Development Bonds for purposes of ARRA.
    - Section 15. This Resolution shall become effective immediately upon its adoption by the Board.
    - Section 16. All bylaws, orders and resolutions of the County or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution, or ordinance or part thereof.

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PASSED BY THE BOARD OF COUNTY COMMISSIONERS OF TOOELE COUNTY, UTAH THIS 14TH DAY OF DECEMBER, 2010.

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By: Marily K. Villette

STATE OF UTAH	)
	) ss
COUNTY OF TOOELE	)

- I, Marilyn K. Gillette, the undersigned duly appointed, qualified and County Clerk of Tooele County, Utah (the "County"), do hereby certify:
- 1. The foregoing pages, inclusive, are a true, perfect and complete copy of a resolution duly adopted by the Board of County Commissioners (the "Board") of the County during proceedings of the Board of the County, had and taken at a lawful regular meeting of said Board held at the County offices in Tooele County, Utah on the 14th day of December, 2010, commencing at the hour of 3:00 p.m., as recorded in the regular official book of the proceedings of the County kept in my office, and said proceedings were duly had and taken as therein shown, and the meeting therein shown was duly held, and the persons therein were present at said meeting as therein shown.
- 2. All members of said Board of said County were duly notified of said meeting, pursuant to law.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County this 14th day of December, 2010.

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## CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Marilyn K. Gillette, the undersigned County Clerk of Tooele County, Utah (the "County"), do hereby certify, according to the records of the County in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time, and place of the December 14, 2010, public meeting held by the County's Board of County Commissioners, as follows:

- (a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the County's principal offices on December 74, 2010, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting;
- By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to the Tooele Transcript Bulletin on December 7-1,2010, at least twenty-four (24) hours prior to the convening of the meeting; and
- (c) By causing a copy of such Notice, in the form attached hereto as Schedule 1 to be published on the Utah Public Notice Website (http://pmn.utah.gov) at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2010 Annual Meeting Schedule for the Board of County Commissioners (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Board of the Issuer to be held during the year, by causing said Notice to be (i) posted on principal office of the Issuer, (ii) provided to at least one newspaper of general circulation within the geographic jurisdiction of the County on \_\_\_\_\_\_, 7, \_\_\_\_, and (iii) published on the Utah Public Notice Website (http://pmn.utah.gov) during the current calendar year.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 14th day of December, 2010.



# TOOELE COUNTY CLERK

TOOELE COUNTY BUILDING

MARILYN K. GILLETTE Tooele County Clerk

47 South Main Street Tooele, Utah 84074-2194 (435)843-3140/Fax (435)882-7317 www.co.Tooele.ut.us/Clerk.htm

DEBBIE SMART Chief Deputy Clerk

## PUBLIC NOTICE OF MEETING AND AGENDA Tooele County Commission\_

NOTICE IS HEREBY GIVEN THAT THE TOOELE COUNTY COMMISSION WILL. HOLD A REGULAR SCHEDULED MEETING ON TUESDAY, DECEMBER 14, 2010 AT 3:00 PM, IN ROOM 310, TOOELE COUNTY BUILDING, 47 SOUTH MAIN STREET, TOOELE, UTAH.

THE AGENDA ITEMS FOR THIS MEETING ARE AS FOLLOWS:

- ROLL CALL
- MINUTES
- TAX ADJUSTMENTS 3.
- Invoices
- DESERET PEAK COMPLEX 5.
- DECISION ON APPEAL OF CUP 2010-1 (MONA TO OQUIRRH TRANSMISSION LINE -ROCKY MOUNTAIN POWER), FILED BY TOOELE CITY
- RESOLUTION 2010-14 RECOGNIZING THE REGULATION ENACTED BY THE TOOELE COUNTY HEALTH DEPARTMENT, WHICH PROHIBITS THE PRODUCTION. DISTRIBUTION, AND POSSESSION OF "SPICE" OR ANY SUBSTANCE CONTAINING SYNTHETIC CANNABINOIDS
- RATIFICATION OF ENGAGEMENT LETTER WITH BALLARD SPAHR AS BOND COUNSEL FOR TOOELE COUNTY, UTAH FACILITY REVENUE BONDS, SERIES 2011 (GROCERY STORE PROJECT)
- Consideration for Adoption of Resolution 2010-13 of the Board of COUNTY COMMISSIONERS OF TOOELE COUNTY, UTAH, AUTHORIZING THE ISSUANCE AND SALE BY THE MUNICIPAL BUILDING AUTHORITY OF TOOELE COUNTY, UTAH, OF ITS NOT TO EXCEED \$26,000,000 LEASE REVENUE BONDS, SERIES 2010A; AND RELATED MATTERS
- 10. ORDINANCE 2010-23 AMENDING THE OFFICIAL ZONING MAP OF TOOELE County; Rezoning Approximately 2.11 Acres of Property in Lake Point FROM C-G TO RR-1
- 11. PURCHASE OF TRUCK FOR WEED DEPARTMENT
- 12. AGREEMENT BY AND BETWEEN TOOELE COUNTY AND CONNEX INFORMATION Systems, Inc., Relating to the Provision of Computer Services for the TOOELE COUNTY JAIL
- 13. WORK AGREEMENT WITH ROCKY MOUNTAIN POWER FOR RELOCATION OF SWITCHGEAR ON ABERDEEN/VILLAGE INTERSECTION
- 14. VICTIM SERVICES REPORT FROM COUNTY ATTORNEY'S OFFICE

#### SCHEDULE 1

#### NOTICE OF MEETING

# TOOELE COUNTY CLERK

## TOOELE COUNTY

MARILYN K. GILLETTE

Tooele County Clerk

47 South Main Street
Tooele, Utah 84074-2194
(435)843-3140/Fax (435)882-7317
www.co.tooele.ut.us/clerk.htm

DEBBIE SMART
Chief Deputy Clerk

# NOTICE OF ANNUAL MEETING

# TO THE PUBLIC AND RESIDENTS OF TOOELE COUNTY

The Public is hereby given Notice that the Tooele County Board of Commissioners conducts its regular board of County Commissioners meeting on the first and third Tuesday at 3:00 P.M. of each month at the Tooele County Courthouse, Room 310, 47 South Main Street, Tooele, Utah, unless the location is specifically changed as stated on the agenda. If the meeting date is a legal holiday, then the regularly scheduled meeting will not be held.

DATED THIS 5th	_DAY OF_	JANUARY	, 2010
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MARILYN K. GILLETTE Tooele County Clerk		•	

#### SCHEDULE 2

### ANNUAL MEETING NOTICE

#### EXHIBIT B

MASTER LEASE AGREEMENT

#### EXHIBIT C

#### GENERAL INDENTURE

#### EXHIBIT D

## FIRST SUPPLEMENTAL INDENTURE

#### EXHIBIT E

# SECURITY DOCUMENTS

#### **EXHIBIT F**

PURCHASE AGREEMENT

# EXHIBIT G PRELIMINARY OFFICIAL STATEMENT

#### EXHIBIT H

OFFICIAL STATEMENT