RESOLUTION No. 2012-1453

PERTAINING TO DESIGNATING AND APPOINTING THE TRUSTEE IN CONNECTION WITH THE CITY'S POLLUTION CONTROL REVENUE REFUNDING BONDS 2012 SERIES (PUBLIC SERVICE COMPANY OF NEW MEXICO SAN JUAN PROJECT)

WHEREAS, on September 11, 2012, the City Council duly adopted and approved Ordinance No. 2012-1258 (the "Ordinance") creating and authorizing the issuance of the City's Pollution Control Revenue Refunding Bonds 2012 Series (Public Service Company of New Mexico San Juan Project) (the "Bonds") and adopted Resolution No. 2012-1450 (the "Resolution") authorizing, among other things, the sale of the Bonds and the designation of a trustee in connection with the Bonds; and

WHEREAS, the Resolution incorrectly designated The Bank of Albuquerque, N.A. as trustee, when the correct legal name of the Bank of Albuquerque is BOKF, NA dba Bank of Albuquerque; and

WHEREAS, the City Council wishes to avoid any ambiguities in the name of the designated trustee.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FARMINGTON, NEW MEXICO:

Section 1. Notwithstanding anything to the contrary in Resolution No. 2012-1450 adopted by the City Council on September 11, 2012, BOKF, NA dba Bank of Albuquerque, the principal corporate trust office of which is located in Albuquerque, New Mexico, is hereby designated and appointed Trustee. Except as otherwise provided in the Ordinance, all notices, certificates, requests or other communications by the City or the Company shall be sufficiently given and shall be deemed given when mailed by registered mail, postage prepaid, addressed to the Trustee, Paying Agent, or Registrar, as applicable, as follows:

BOKF, NA dba Bank of Albuquerque
201 Third Street NW
Suite 1400
Albuquerque, New Mexico
Attention: Corporate Trust Services

PASSED, ADOPTED, SIGNED AND APPROVED this 25th day of September, 2012.

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Tommy Roberts, Mayor

SEAL

ATTEST:

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Dianne Fuhrman, City Clerk