

RESOLUTION NO. 743

A RESOLUTION DIRECTING THE CITY OF POLSON TO EXECUTE A PROMISSORY NOTE IN FAVOR OF SECURITY STATE BANK PURSUANT TO ANNUAL AIRPORT LEASE PAYMENT TO THE CONFEDERATED TRIBES OF THE SALISH AND KOOTENAI NATION


WHEREAS, The City of Polson has executed a Lease Agreement with the Confederated Tribes of the Salish and Kootenai Nation for use of its lands for the Polson City Airport; and

WHEREAS, The Lease Agreement requires the City of Polson to bond or otherwise provide security in the amount of the annual lease payment to the Confederated Tribes of the Salish and Kootenai Nation; and

WHEREAS, The City has secured a letter of credit from Security State Bank of Polson in the sum of \$4760.00 a copy of which is attached hereto as Exhibit "A" and by this reference made a part hereof, to satisfy said lease provision, which letter of credit requires the City to execute a Promissory Note to the Bank to be utilized only in the event the letter of credit is drawn upon.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON, THAT THE CITY EXECUTE A PROMISSORY NOTE IN FAVOR OF SECURITY STATE BANK OF POLSON IN CONJUNCTION WITH THE BANK'S LETTER OF CREDIT IN THE SUM OF \$4,760.00.

PASSED AND APPROVED BY THE CITY COUNCIL AND MAYOR OF THE CITY OF POLSON THIS 5TH DAY OF JANUARY, 1998


Michael F. Lies, Mayor

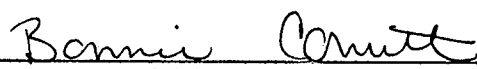
ATTEST:


Aggi Loeser, City Clerk

STATE OF MONTANA)
 : ss.)
County of Lake)

On this 6th day of January, 1998, before me, the undersigned Notary Public for the State of Montana, personally appeared JOHN W. GLUECKERT and AGGI LOESER, known to me to be the Mayor and the City Clerk of the CITY OF POLSON, Montana, the municipal corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.


Notary Public for the State of Montana
Residing at Polson Montana
My commission expires: 8.16.2000

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387130

Security State Bank & Trust Company

P.O. Box 1299
Polson, Montana 59860

LETTER OF CREDIT NO. 173
FOR LEASE NO. 5-97002-97-06

Date: January 7, 1998

We the undersigned, do hereby establish our Letter of Credit in favor of the Confederated Salish & Kootenai Tribes of the Flathead Reservation, United States Department of Interior, Bureau of Indian Affairs, for the account of Lake County Polson Airport up to an aggregate amount of Four Thousand Seven Hundred And Sixty Dollars and no/100ths (\$4,760.00), available by your drafts on us at sight.

Drafts may be drawn under this under this Letter of Credit by and in the name of the Confederated Salish & Kootenai Tribes of the Flathead Reservation, United States Department of the Interior, Bureau of Indian Affairs, and are to be for the outstanding amount of any unpaid rental payments or cost of corrective measures for failure to perform any other covenant of provision of the agreement designated above.

Drafts drawn under this credit must bear the clause, "Drawn under Security State Bank & Trust Co. Letter of Credit No. 173 dated January 7, 1998", and must be accompanied by an invoice detailing the amounts of the infraction(s) and the due dates thereof. This letter of Credit replaces Letter of Credit number 163 which was dated May 14, 1997 in the amount of \$4,500.00.

This Letter of Credit expires at this office on December 31, 2001, and coincides with the first five year rental rate period in reference to the above-detailed agreement. It is further understood and agreed between all parties hereto that Security State Bank & Trust Co. may cancel this Letter of Credit by giving at least 45 days advance notice in writing to both the lessor or permitter and the Superintendent or other officer in charge of the Flathead Indian Agency, and this Letter of Credit shall be deemed cancelled as of the date specified on such notice.

We hereby agree with the drawers, endorsers and bonafide holders of drafts drawn in compliance with the terms of this Letter of Credit that the same shall be honored on presentation to drawee.

\$4,760.00

Security State Bank & Trust Co.

By: 
DENNIS DEVRIES
Vice President

Phone (406) 883-5363
Acct. Info. (406) 883-3916

Fax (406) 883-2356
Member F.D.I.C.