

MINUTES OF THE REGULAR MEETING
OF THE STATE BANKING BOARD

FEBRUARY 16, 2011

First item in order of business on the agenda, Chairman Thompson called the Banking Board meeting to order at 10:00 a.m., pursuant to the Agenda that was posted for public display prior to 10:00 a.m. on February 15, 2011. Notice of the meeting was also made available to the Secretary of State pursuant to Title 25 O.S. § 311 (The Open Meeting Act). The meeting was held in the Conference Room of the State Banking Department, Oklahoma City, Oklahoma.

Second item on the agenda was roll call; the following members were present:

Mick Thompson, Chairman
David Burrage
Chris Conn
Brad Krieger
Gordon Greer
Bob Newcomb

Member Weaver was absent.

Also present: Charles Griffith, Deputy Commissioner; Dudley Gilbert, Assistant Deputy Commissioner; Sherbie Kiffin, Assistant Deputy Commissioner; Rhonda Bruno, Director of Administration; and Angela Morris, Executive Secretary.

The Chairman noted for the record that a quorum was present.

Third item on the agenda was the approval of the minutes for the special meeting held December 1, 2010 and approval of minutes from the emergency meeting held January 28, 2011.

Chairman Thompson noted that Charles Griffith's name was left out of the December 1, 2010 minutes and should be included in the vote.

Member Conn made the motion for approval of the minutes, as amended, for the special meeting held December 1, 2010. The motion was seconded by Member Krieger and approved as follows:

David Burrage – voted yes
Chris Conn – voted yes
Brad Krieger – voted yes
Gordon Greer – voted yes
Bob Newcomb – voted yes

Member Newcomb made the motion for approval of the minutes from the emergency meeting held January 28, 2011, including the executive session minutes. The motion was seconded by Member Krieger and approved as follows:

David Burrage – voted yes
Chris Conn – voted yes
Brad Krieger – voted yes
Gordon Greer – voted yes
Bob Newcomb – voted yes

Fourth item on the agenda, Commissioner’s Monthly Reports:

A. Department Status Update

Chairman Thompson discussed the Department’s current budget figures with the Board and explained the items. He also explained the Department’s Revenue Report and the amounts collected over the past month and fiscal year-to-date. Two new examiners have been hired for the Tulsa office.

Chairman Thompson discussed expenses to be used for the new storage building; covered parking (which will have solar panels to help with energy costs); removing wooden fence around the dumpster and adding brick. All projects are being processed through Department of Central Services. Other state agencies are moving in toward the north. The stockade fence will eventually come down. Additional parking will be to the east of this building.

Chairman Thompson discussed the current Tulsa Field Office location will be moving to the Triad Center soon (FDIC is also in the Triad Center). They will have a small conference room and new cubicles. All old furniture and cubicles will be sent to surplus.

B. Examination Report

Chairman Thompson said during the month of January two Federal Reserve member banks; one non member bank; two credit unions; one savings and loan; and one trust department were examined. Three bank exams; two credit unions; one trust company; and one trust department were in process at the end of January.

Schools attended in January:

1 examiner attended FDIC Introduction to Examinations School; and
1 examiner completed CSBS Online Bank Financial Analysis Course.

C. Legislative and Rulemaking Update

Chairman Thompson said over 2,000 bills were introduced. The Oklahoma Bankers Association supports a bill that will allow sheriffs to declare vacated properties abandoned within thirty days so banks can deal with them more quickly.

Chairman Thompson sent Representative Lankford a letter about current bank issues. He asked Board members to please contact him with any questions or comments you may have.

Chairman Thompson discussed the overdraft protection guidance. The Commissioner met with Attorney General Pruitt who is reviewing a challenge to the FDIC Guidance because rulemaking/laws were not instituted first.

Fifth item on the agenda:

Consideration of, and possible action on, request by American State Bank, Tulsa, Oklahoma, for approval to voluntarily liquidate and dissolve, pursuant to Title 6 Okla. Stat. §1201.

Paul Foster, Attorney; Stephen Coates, Attorney; and Miya Littlejohn, American State Bank, Tulsa were present to answer questions.

Mr. Gilbert said the request is brought to the Board to dissolve the corporation and to discontinue banking operations. The bank does not have many assets and its deposits have been purchased by Peoples Bank, Tulsa, as of February 11, 2011.

Mr. Foster introduced Mr. Coates and Ms. Littlejohn. Ms. Littlejohn has been acting as CFO for the bank since November 2010 and has done an excellent job. Depositors, loan customers, employees, and safe deposit box owners have been protected. Peoples Bank has offered two free years for safe deposit box use to those who want to continue using them.

Ms. Littlejohn said funds are available for all liabilities of the bank.

Mr. Foster said the Department and FDIC have been very helpful during this process. He has reviewed the call reports for 2007-2010, and appears the bank has made no money during that time.

Member Newcomb asked if the FDIC will have any loss?

Mr. Foster said no.

Member Greer made the motion to approve the voluntary liquidation of American State Bank, Tulsa. Motion was seconded by Member Newcomb and approved as follows:

David Burrage – voted yes
Chris Conn – voted yes
Brad Krieger – voted yes
Gordon Greer – voted yes
Bob Newcomb – voted yes

Sixth item on the agenda: New Business.

None.

Seventh item on the agenda: Adjournment.

Motion made to adjourn by Member Conn.
Motion seconded by Member Krieger.

Motion was approved as follows:

David Burrage – voted yes
Chris Conn – voted yes
Brad Krieger – voted yes
Gordon Greer – voted yes
Bob Newcomb – voted yes

Meeting was adjourned at 10:45 a.m.

Mick Thompson, Chairman

David Burrage

Chris Conn

Brad Krieger

Gordon Greer

Bob Newcomb