

**MIDLAND DEVELOPMENT CORPORATION AS AUTHORIZED BY CHAPTER 504 OF THE TEXAS  
LOCAL GOVERNMENT CODE**

**NOTICE OF PUBLIC MEETING**

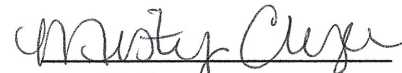
In accordance with Chapter 551, Texas Government Code, as amended, notice is hereby given to the public that the Board of Directors of the Midland Development Corporation will meet in regular session, open to the public, in the Midland City Hall basement conference room, 300 North Loraine Street, Midland, Texas, at 10:00 a.m. on November 5, 2018. At such meeting, the Board of Directors will consider the following:

1. Call meeting to order.
2. Consider a motion approving the minutes of the October 1, 2018, meeting of the Midland Development Corporation.
3. Receive and discuss a presentation from Fasken Oil and Ranch, Ltd., regarding the transportation of high level nuclear waste through Midland.
4. Consider a resolution authorizing the execution of a promotional agreement with Hispanic Cultural Center of Midland, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises.
5. Consider a resolution authorizing the execution of a promotional agreement with City of Midland Aquatics, Inc., to advertise or publicize the City of Midland for the purpose of developing new and expanded business enterprises.
6. Receive and discuss a presentation from the Midland Memorial Hospital on the Hospital's progress, accomplishments, and any ongoing projects or programs related to physician recruitment.
7. Consider a resolution authorizing payment in the amount of \$244,949.94 to the Midland County Hospital District pursuant to the Midland Development Corporation's Reimbursable Physician Recruitment Agreement with the Midland County Hospital District.
8. Consider a resolution authorizing the execution of a third amendment to the reimbursable physician recruitment agreement between the Midland Development Corporation and the Midland County Hospital District D/B/A Midland Memorial Hospital.
9. Receive and discuss and consider the October 2018 monthly expenses from the Midland Development Corporation.
10. Consider a resolution delegating signature authority to the Director of Project Development for the submission of SWPPP NOI forms, NOT forms, NOC forms and construction site notices, in accordance with 30 Tex. Admin. Code § 305.44 and TPDES General Permit TXRI50000, Construction General Permit, and the submission of TDLR owner agent designation and other related documents in accordance with 16 Tex. Admin. Code Chapter 68.

11. Consider a resolution delegating signature authority to the Director of Project Development for the purpose of executing necessary task orders for board-approved agreements and projects related to the development, improvement, or maintenance of property owned by the Midland Development Corporation.
12. Consider a resolution delegating signature authority to the Director of Project Development for the purpose of executing necessary project development and construction related documents, including coordination documents with regulatory agencies, governmental entities, and construction contract change orders.
13. Consider a motion authorizing the Chairman to grant a cure period to S.P.M. Flow Control, Inc. and Seaboard International, Inc., as permitted by their economic development agreement with the Midland Development Corporation.
14. Receive and discuss the monthly economic development activity report from the MDC staff as well as any reports on marketing and advertising activities.
15. Pursuant to Texas Government Code §551.101, the Board of Directors will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:
  - a. Section 551.071 Consultation With Attorney
    - i. Discuss pending or contemplated litigation involving the Midland Development Corporation.
  - b. Section 551.072 Deliberation Regarding Real Property
    - i. Discuss the sale, exchange, lease or value of real property described as an approximate 374 acre tract of land out of Section 33, Block 40, T-1-S, T&P RR Co. Survey, Midland County, Texas.
    - ii. Discuss the sale, exchange, lease or value of real property described as an approximate 53.62 acre tract of land out of Section 11, Block 40, T-2-S, T&P RR Co. Survey, Midland County, Texas.
    - iii. Discuss the purchase, exchange, lease or value of real property described as Lots Five (5), Six (6), Seven (7), and Eight (8), Block Thirty-Five (35), Original Town of Midland, an addition to the City of Midland, Midland County, Texas.
    - iv. Discuss the sale, exchange, lease or value of real property described as Lot 6, Block 9, Midland International Airport Industrial Park Addition, Section 5, Midland, Midland County, Texas.
  - c. Section 551.087 Deliberation Regarding Economic Development Negotiations
    - i. Discuss business prospects that the Midland Development Corporation seeks to have, locate, stay, or expand in or near the City of Midland, Texas, and discuss possible incentives, and discuss contract compliance on the part of businesses.

16. Consider a resolution ratifying the employment of (i) the law firm of Cotton, Bledsoe, Tighe & Dawson, P.C., as outside legal counsel to represent the Midland Development Corporation, its directors, officers and employees acting in their official capacities and (ii) the law firm of Lynch, Chappell & Alsup, P.C., as outside legal counsel to represent the directors, officers and employees of the Midland Development Corporation acting in their individual capacities in the case styled Schwob Building Company, Ltd., V. S.P.M. Flow Control, Inc., Weir Group PLC, Team Con, Ltd., NCS Holdings, Inc., and Newton Charles Sturgeon (48<sup>th</sup> Judicial District Court of Tarrant County, Texas; Case No. 048-295957-17); approving the indemnification of the Midland Development Corporation's directors, officers, and employees against any liability or expense incurred by reason of any action or omissions that may arise out of the functions and activities of the Midland Development Corporation with regard to the case styled herein; and authorizing the payment of all costs.

Posted this 2<sup>nd</sup> day of November, 2018.

  
for Amy M. Turner  
City Secretary