

MIDLAND DEVELOPMENT CORPORATION

MINUTES

September 12, 2022

The Board of Directors of the Midland Development Corporation convened in regular session at the Midland Chamber of Commerce board room, 303 West Wall Street, Suite 200, Midland, Texas, at 10:00 a.m. on September 12, 2022.

Board Members present: Chairman Stephen Lowery, Director Berry Simpson, Director Brad Bullock Director Lourcey Sams, Director Lucy Sisniega, Director Jill Pennington and Director Chase Gardaphe

Board Members absent: None

Staff Members present: Assistant City Manager Tina Jauz, City Attorney Nicholas Toulet-Crump, and Engineering Director Jose Ortiz

Council Member(s) present: Mayor Patrick Payton, Council Member Lori Blong, Council Member Dan Corrales, and Council Member Robin Poole

MDC Staff Members present: Executive Director Sara Harris, Business Retention & Expansion Coordinator Sammi Steele, and Marketing & Administrative Coordinator Gabrielle Franks

1. Call meeting to order.

Chairman Lowery called the meeting to order at 10:00 am

2. Motion approving the minutes of the August 01, 2022 meeting of the Midland Development Corporation.

Director Bullock moved to approve the minutes of the August 01, 2022 meeting of the Midland Development Corporation; seconded by Director Gardaphe. The motion carried by the following vote: AYE: Lowery, Sams, Sisniega, Simpson and Pennington. NAY: None. ABSTAIN: None. ABSENT: None.

3. Presentation from the Midland Community Theatre on the Cole Theatre capital campaign project.

Midland Community Theatre Managing Director Ken Olson and Campaign Manager Chair Ann Hankins gave a presentation on the Cole Theatre Capital Campaign Project.

4. Presentation from MOTRAN Alliance, Inc. on infrastructure projects and initiatives in Midland and the Permian Basin.

MOTRAN Alliance president James Beauchamp gave a presentation on new and ongoing infrastructure projects in the Permian Basin.

5. Resolution authorizing the execution of an economic development agreement with MOTRAN Alliance, Inc.

Director Bullock moved to approve Resolution ED-420 authorizing the execution of an economic development agreement with MOTRAN Alliance, Inc. seconded by Director Gardaphe. The motion carried by the following vote: AYE: Lowery, Sams, Simpson, Sisniega and Pennington. NAY: None. ABSTAIN: None. ABSENT: None.

6. Resolution authorizing an amendment to that certain Economic Development Agreement between the Midland Development Corporation and the City of Midland for the Todd Drive Expansion and CR 1160 Overpass Improvements Project.

Director Sams moved to approve Resolution ED-421 authorizing an amendment to that certain Economic Development Agreement between the Midland Development Corporation and the City of Midland for the Todd Drive Expansion and CR 1160 Overpass Improvements Project. seconded by Director Simpson. The motion carried by the following vote: AYE: Lowery, Sisniega, Gardaphe, Bullock and Pennington. NAY: None. ABSTAIN: None. ABSENT: None.

7. Resolution authorizing the execution of a professional services agreement with Kimley-Horn and Associates, Inc., in the amount of \$974,060.99 for professional services related to mainlane, bridge, and intersection improvements located at Todd Drive and State Loop 250; and authorizing payment for said agreement.

Director Bullock moved to approve Resolution ED-422 - authorizing the execution of a professional services agreement with Kimley-Horn and Associates, Inc., in the amount of \$974,060.99 for professional services related to mainlane, bridge, and intersection improvements located at Todd Drive and State Loop 250; and authorizing payment for said agreement. seconded by Director Gardaphe. The motion carried by the following vote: AYE: Lowery, Sams, Simpson, Sisniega and Pennington. NAY: None. ABSTAIN: None. ABSENT: None.

8. Resolution authorizing the execution of a consultant services agreement with The Perryman Group in an amount not to exceed \$80,000.00 for the production of certain economic indices and reports regarding the City of Midland, Texas, and the Permian Basin.

Director Sams moved to approve Resolution ED-423 - authorizing the execution of a consultant services agreement with The Perryman Group in an amount not to exceed \$80,000.00 for the production of certain economic indices and reports regarding the City of Midland, Texas, and the Permian Basin. seconded by Director Gardaphe. The motion carried by the following vote: AYE: Lowery, Simpson, Sisniega, Bullock and Simpson. NAY: None. ABSTAIN: None. ABSENT: None.

9. Presentation on the August 2022 monthly expenses and economic development activity report from the Midland Development Corporation Executive Director and staff.

Sara Harris gave an overview of the month's expenses and sales tax collection, and Sammi Steele updated the board on the previous month's business retention visits and survey responses.

Board recessed into executive session at 11:10 a.m.

10. 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 551.072 Deliberation Regarding Real Property

- i. Discuss the sale, exchange, lease or value of real property described as Lots 5 and 6, Block 35, Original Town of Midland, an addition to the City of Midland, Midland County, Texas.

b. 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.

Board reconvened into open session at 11:37 a.m.

All the business at hand having been completed, Chairman Lowery adjourned the meeting at 11:37 a.m.

Respectfully submitted,

Vanessa White, Deputy City Secretary

PASSED AND APPROVED the 3rd Day of October 2022.

Jill Pennington, Secretary