

PUBLIC NOTICE OF REGULAR MEETING

OF

FILED FOR RECORD

MIDLAND COUNTY UTILITY DISTRICT

2025 MAY -9 PM 2: 16

Meeting Agenda

May 14, 2025

ALISON HALEY
COUNTY CLERK
MIDLAND COUNTY, TX.
BY *[Signature]* DEPUTY

In accordance with the Open Meeting Act, Chapter 551 of the Government Code of the State of Texas, notice is hereby given to the public that the Board of Directors of the Midland County Utility District will hold a regular meeting on the 14th of May 2025 at 5:00pm. The meeting will be held at 415 West Wall Street, Suite 1815, Midland, Texas 79701, which is open to the public. The meeting will be held at the District office for the following purposes:

1. Call to order;
2. Establish a quorum;
3. Receive public comments. *Individuals may address the Board on matters related to the District. In accordance with the Texas Attorney General opinion, any public comment that is made on an item that is not on the published final agenda will only be heard by the Board of Directors. No formal action, discussion, deliberation, nor comment will be made by the Board of Directors.*

Consent Items

4. Consider action regarding Consent Agenda. Items on the consent agenda may be considered in a single motion and without discussion. Any Director may request discussion and individual action on any item listed as part of the Consent Agenda;
 - a. Minutes of April 23, 2025, regular meeting;
 - b. Receive Financial report from District's Bookkeeper and consider taking action regarding;
 - i. Payment of Bills and Invoices
 - ii. Monthly Financial Reports;
 - c. Resolution Approving Second Amendment to the Construction Manager at Risk Agreement;

Discussion Items

5. Receive report from District's Interim General Management Team regarding election, operations, contract management, facilities, and communication with others on behalf of the District and consider taking action if needed;

6. *See Supplemental Agenda for Election Items;*
7. Receive report from District's attorney and consider taking action regarding contracts, legislative issues, regulatory issues and matters relating to upcoming elections;
8. Discuss time, date, and agenda items for upcoming meetings; and
9. Adjourn.

The Board may retire to Executive Session any time between the meeting's opening and adjournment for any purpose authorized by the Texas Open Meetings Act, including but not limited to: consultation with legal counsel (Section 551.071 of the Texas Government Code); personnel matters (Section 551.074); discussion of real estate acquisition (Section 551.072); discussion regarding a prospective gift to the District (Section 551.073); and/or deliberation regarding security devices or security audits (Section 551.076). Action, if any, will be taken in open session.

Supplemental Agenda Item No. 6

**Order Canvassing the Returns and Declaring
the Results of Bond Election and Other Matters
in Connection Therewith**

AN ORDER CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION; AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Board of Trustees (the *Board*) of the Midland County District (the *District*) ordered an election to be held on May 3, 2025 (the *Election*) for the purpose of determining whether the qualified voters of the District would authorize the District's issuance of general obligation bonds; and

WHEREAS, the Board has reviewed and investigated all matters pertaining to the Election, including the ordering, notices, election officers, holding, and returns thereof; and

WHEREAS, the Board has diligently inquired into the poll lists and the official election returns that were duly and lawfully made to the Board by the judges and clerks holding and conducting the Election; and

WHEREAS, the precinct returns are attached and incorporated for all purposes; and

WHEREAS, from these returns, this Board hereby finds that the following votes were cast in the Election by qualified voters of the District:

PROPOSITION A

The issuance of bonds in the amount of \$645,785,000 for water and drainage system facilities and the levy of taxes sufficient to pay the principal of and interest on the bonds.

	For	Against
Early Votes in Person	220	661
Early Votes by Mail (absentee)	0	1
Election Day Votes	108	377
TOTAL	328	1039

Under Votes, if any: 0 Total Votes Cast: 1367
Provisional Ballots, if any: Counted: 0 Uncounted: 0

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF TRUSTEES OF THE MIDLAND COUNTY UTILITY DISTRICT THAT:

The Board officially finds, determines, and declares that the Election was properly ordered, that proper legal notice of the Election was given, that proper election officers were appointed prior to the Election, that the Election was legally held, that all qualified voters of the District were permitted to vote at the Election, that returns of the results of the Election had been made and delivered, and that the Board has canvassed such returns, all in accordance with the state and federal laws and the order calling the Election.

A MAJORITY of the qualified voters of the District voting in the Election, having voted AGAINST Proposition A, the Board hereby finds and determines that this Proposition failed at the Election.

The President of the Board is authorized to execute this Order, and the Secretary of the Board is authorized to certify this Order regardless of their participation in the quorum required by the Election Code.

The recitals contained in the preamble of this Order are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as a part of the judgment and findings of the Board.

All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters resolved herein.

This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

If any provision of this Order or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Board hereby declares that this Order would have been enacted without such invalid provision.

It is officially found, determined, and declared that the meeting at which this Order is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Order, was given, all as required by Chapter 551, as amended, Texas Government Code.

This Order shall be in force and effect from and after its final passage and it is so resolved.

PASSED, ADOPTED, AND APPROVED on May 14, 2025, the date of the canvassing meeting.

MIDLAND COUNTY UTILITY DISTRICT

Dr. Shelton Viney
President, Board of Trustees

ATTEST:

Joe Patten
Secretary, Board of Trustees

(DISTRICT SEAL)

MIDLAND COUNTY UTILITY DISTRICT
SUPPLEMENTAL MEETING AGENDA

May 14, 2025

FILED FOR RECORD
2025 MAY -9 PM 2: 16

TO: THE BOARD OF DIRECTORS OF MIDLAND COUNTY UTILITY DISTRICT AND
ALL OTHER INTERESTED PERSONS:

ALISON HALEY
COUNTY CLERK
MIDLAND COUNTY, TX.
BY *[Signature]* DEPUTY

Notice is hereby given that the Board of Directors of Midland County Utility District will hold a meeting at 5:00 p.m. on Wednesday, May 14, 2025, at 415 West Wall Street, Suite 1815, Midland, Texas 79701. The following matters will be considered and may be acted upon at the meeting.

1. Canvass returns of May 3, 2025 Election;
2. Adopt an Order Canvassing the Returns and Declaring the Results of Bond Election and Other Matters in Connection Therewith; and
3. Any other matters in connection with the District's May 3, 2025 Bond Election.

**DISTRITO DE SERVICIOS PÚBLICOS DEL CONDADO DE MIDLAND ORDEN DEL
DÍA DE LA REUNIÓN COMPLEMENTARIA**

14 DE MAYO DE 2025

A: LA JUNTA DIRECTIVA DEL DISTRITO DE SERVICIOS PÚBLICOS DEL
CONDADO DE MIDLAND Y TODAS LAS DEMÁS PERSONAS INTERESADAS:

Se notifica por la presente que la Junta Directiva del Distrito de Servicios Públicos del Condado de Midland celebrará una reunión a las 5:00 p.m. el miércoles 14 de mayo de 2025 en 415 West Wall Street, Suite 1815, Midland, Texas 79701. Los siguientes asuntos serán considerados y podrán ser tratados en la reunión.

1. Resultados del escrutinio de las elecciones del 3 de mayo de 2025;
2. Adoptar una orden para el escrutinio de los resultados y la declaración de los resultados de la Elección de Bonos y otros asuntos relacionados con la misma; and
3. Cualquier otro asunto relacionado con la Elección de Bonos del Distrito del 3 de mayo de 2025.