

Addendum

FOR THE CITY OF MIDWEST CITY

CITY COUNCIL AGENDA

City Hall – Midwest City Council Chamber, 100 N. Midwest Boulevard

November 14, 2017 - 7:00 PM

D. Discussion Items.

10. Discussion and consideration of approval of a Resolution regarding the financing of Sooner Town Center (i) approving and authorizing the execution of Subordination, Standstill and Intercreditor Agreement and Reaffirmation and Agreement Regarding Rights Under Ground Lease (“Agreement”), and authorizing officers of the City to finalize, modify, approve, execute and deliver the Agreement and other related documents; (ii) confirming and stating that there are no investment policies applicable to the Midwest City Municipal Authority (“Authority”) preventing the Loan to Owner approved by Authority Resolution Number 17-03 on November 1, 2017 and repealing any inconsistent investment policies; and, (iii) approving the incurrence of indebtedness by the Authority arising in the event of a Merger Event under the Agreement (“Indebtedness”) and, waiving competitive bidding on the sale of the Indebtedness and authorizing the Indebtedness to be sold at a discount by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176; and (iv) approving a mortgage of City Property in the event of a Merger Event under the Agreement.
11. Discussion and consideration of possible action, if any, resulting from executive session.

E. Executive Sessions.

2. Pursuant to §§307(B)(3) and (C)(10), Title 25, Oklahoma Statutes, consider convening in executive session on the advice of the Municipal Counselor to receive confidential communications from development counsel concerning the proposed refinancing terms with respect to the Sooner Town Center Shopping Center Project.

Addendum

FOR THE CITY OF MIDWEST CITY

MUNICIPAL AUTHORITY AGENDA

City Hall – Midwest City Council Chamber, 100 N. Midwest Boulevard

November 14, 2017 - 7:01 PM

Discussion Items.

1. Discussion and consideration of approval of a Resolution regarding the financing of Sooner Town Center (i) approving and authorizing the execution of Subordination, Standstill and Intercreditor Agreement and Reaffirmation and Agreement Regarding Rights Under Ground Lease (“Agreement”), and authorizing officers of the Authority to finalize, modify, approve, execute and deliver the Agreement and other related documents; (ii) confirming and stating that there are no investment policies of the Authority preventing the Loan to Owner approved by Authority Resolution Number 17-03 on November 1, 2017 and repealing any inconsistent investment policies; and (iii) approving the incurrence of indebtedness by the Authority secured by a mortgage, or a guaranty by the Authority of indebtedness secured by a mortgage, arising in the event of a Merger Event under the Agreement (“Indebtedness”) and, waiving competitive bidding on the sale of the Indebtedness and authorizing the Indebtedness to be sold at a discount by negotiated sale within the limits provided by Title 60, Oklahoma Statutes, Section 176.
2. Discussion and consideration of possible action, if any, resulting from executive session.

Executive Session.

1. Pursuant to §§307(B)(3) and (C)(10), Title 25, Oklahoma Statutes, consider convening in executive session on the advice of the Municipal Counselor to receive confidential communications from development counsel concerning the proposed refinancing terms with respect to the Sooner Town Center Shopping Center Project.

Addendum

FOR THE CITY OF MIDWEST CITY

HOSPITAL AUTHORITY AGENDA

City Hall – Midwest City Council Chamber, 100 N. Midwest Boulevard

November 14, 2017 - 7:02 PM

Discussion Items continued.

3. Discussion and consideration of approval of a Resolution approving and authorizing the execution of: (a) Omnibus Loan Modification and Extension Agreement (“Extension Agreement”) between the Authority and STC III, LLC, an Oklahoma limited liability company (“Borrower”), and (b) Subordination, Standstill and Intercreditor Agreement and Reaffirmation and Agreement Regarding Rights Under Ground Lease (“Standstill and Intercreditor Agreement”); and, authorizing officers of the Authority to finalize, modify, approve, execute and deliver the foregoing Agreements and other related documents.
4. Discussion and consideration of possible action, if any, resulting from executive session.

Executive Session.

1. Pursuant to §307(C)(10), Title 25, Oklahoma Statutes, consider convening in executive session on the advice of the Municipal Counselor to receive confidential communications from development counsel concerning the proposed refinancing terms with respect to the Sooner Town Center Shopping Center Project.