

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS**

**Tuesday, July 12, 2011**

Pursuant to the provisions of Chapter 551 VTCA Government Code, notice is hereby given of a Regular Meeting of the Midlothian City Council, to be held in the Council Chambers of City Hall, 104 West Avenue E, Midlothian, Texas

**REGULAR AGENDA – 6:00 P.M.**

Call to Order, Invocation and Pledge of Allegiance

2011-261 Announcements/Presentations

- a. Community Affairs calendar
- b. Administer Oath of Honor to new Police Dept. personnel
- c. Administrative announcements related to personnel

**CONSENT AGENDA**

*All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion without separate discussion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

2011-262 Consider and act upon minutes from City Council meetings of June 27 and 28, 2011

2011-263 Consider and take action to approve the transfer of two 2003 Crown Victoria Police Interceptors from the Midlothian Police Department's fleet to the Midway Regional Airport

2011-264 Consider and take action to approve the addition of one seized vehicle to the Midlothian Police Department's Fleet. This vehicle was seized through the Ellis County District Attorney as part of a criminal investigation and awarded to the Midlothian Police Department for their use in the furtherance of its law enforcement operation and future undercover operations

**PUBLIC HEARINGS**

2011-265 Continue a public hearing to consider and act upon an Impact Fee ordinance relative to the "Roadways, Water and Wastewater Impact Fee CIP Study" as required by Chapter 395, Texas Local Government Code, and consider and act upon the Roadway, Water and Wastewater Capital Improvements Plan update, following consideration of commentary from the Utility Advisory Board

**REGULAR AGENDA**

2011-266 Citizens to be Heard

2011-267 Consider and act upon the proposed Strategic Guide (Capital Projects), a long-range planning document to be utilized by City of Midlothian staff, boards and commissions to assist with decision-making (Case No. M06-2010-45)

**EXECUTIVE SESSION**

*Executive Session items are discussed in closed session but any and all action is taken in regular open session. Executive Session is not open to the public because there is a compelling need of confidentiality (e.g., certain real estate, litigation, or personnel matters).*

1. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects

2. Section 551.071 Legal: Consultation with attorney regarding City of Midlothian v. Randall Denton, MidTexas International Center, Inc., Texas Properties Trust and Trade Zone Operations, Inc.
3. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
4. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3:10-cv-01521-K, Paul Nichols v. City of Midlothian
5. Section 551.087 Deliberation regarding economic development negotiations
6. Section 551.071 Legal: Consultation with attorney regarding Supreme Court of Texas Cause No. 10-0150, ECOM Real Estate Management, Inc. v. City of Midlothian, Texas.
7. Section 551.071 Legal: Consultation with attorney regarding Cause No. 74,681; City of Midlothian v. Corgan Associates, et al

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

### REGULAR AGENDA

- 2011-266 Action resulting from Executive Session, Item #1: Real Estate/Roadway and Parks
- 2011-267 Action resulting from Executive Session, Item #2: Randall Denton, et al
- 2011-268 Action resulting from Executive Session, Item #3: Texas Central Business Lines
- 2011-269 Action resulting from Executive Session, Item #4: Paul Nichols
- 2011-270 Action resulting from Executive Session, Item #5: Economic Development
- 2011-271 Action resulting from Executive Session, Item #6: ECOM
- 2011-272 Action resulting from Executive Session, Item #7: Corgan
- 2011-273 Action resulting from Executive Session related to Section 551.071(2)
- 2011-274 Adjourn

I, Tammy Varner, Deputy City Secretary of the City of Midlothian, Texas, do hereby certify that this Notice of Meeting was posted on the front window of City Hall, 104 West Avenue E, Midlothian, Texas, at a place readily accessible to the general public at all times, no later than the 8<sup>th</sup> day of July, 2011 at or before 5:00 p.m.

  
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 Tammy Varner, Deputy City Secretary

**This facility is wheelchair accessible and accessible parking spaces are available.  
 Requests for reasonable accommodations must be made 48 hours prior to this meeting.  
 Please contact the City Secretary at 775-3481 for further information.**