

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, October 25, 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

2011-425 Announcements/Presentations

- a. Community Affairs calendar
- b. Presentation of proclamation recognizing Hospice Month
- c. Historic book presentation by the Reynolds family
- d. Administrative announcements related to personnel

WORKSHOP

2011-426 Review and discuss Code Enforcement issues and direct staff accordingly (Part I of II)

PUBLIC HEARING

2011-427 Continue a public hearing to consider and act upon a request for a Specific Use Permit (SUP), to allow a convenience store on property zoned Commercial (C) District. Property is located at 3261 FM 663, being out of the M. Brenan Survey, Abstract 43, containing ±1.0869 acres and is located ±531 feet south of Belmont Street and west of FM 663, in the City of Midlothian, Texas (Case No .SUP01-2010-65)

REGULAR AGENDA

2011-428 Citizens to be heard

2011-429 Consider and act upon minutes from City Council meeting of October 11, 2011

2011-430 Consider and act upon a three-year Dell Enterprise License Agreement to cover all Microsoft licenses in use by the City of Midlothian. This contract has an annual cost of \$42,675.26 for a total of \$128,025.78

2011-431 Consider and act upon the purchase of a Ford F350 Crew Cab Pickup Truck from Philpot Motors of Nederland, Texas through the Houston-Galveston Area Council (HGAC) Purchasing Cooperative in an amount not to exceed \$33,554.64

2011-432 Consider and act upon a resolution supporting the reconstruction and intersection improvements of FM 1387 at Walnut Grove Road and pledging commitment for matching funds for a United States Department of Transportation TIGER Discretionary Grant application to assist in financing this project

2011-433 Consider and act upon approval to order and lease two 2012 Ford Escape vehicles to be assigned to the Criminal Investigations Unit, in the amount of \$51,903.04

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 551.071 Legal: Consultation with attorney regarding City of Midlothian v. Randall Denton, MidTexas International Center, Inc., Texas Properties Trust and Trade Zone Operations, Inc.
2. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
3. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3:10-cv-01521-K, Paul Nichols v. City of Midlothian
4. Section 551.087 Deliberation regarding economic development negotiations
5. 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.
6. Section 551.071 Legal: Consultation with attorney regarding Cause No. 74,681; City of Midlothian v. Corgan Associates, et al
7. Section 551.074 Personnel Matters: (a)(1) to deliberate the appointment, employment or duties of an Economic Development Executive Director for the City of Midlothian
8. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property

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

- 2011-434 Action resulting from Executive Session, Item #1: Randall Denton, et al
- 2011-435 Action resulting from Executive Session, Item #2: Texas Central Business Lines
- 2011-436 Action resulting from Executive Session, Item #3: Paul Nichols
- 2011-437 Action resulting from Executive Session, Item #4: Economic Development
- 2011-438 Action resulting from Executive Session, Item #5: ECOM
- 2011-439 Action resulting from Executive Session, Item #6: Corgan
- 2011-440 Action resulting from Executive Session, Item #7: Personnel – Economic Development Executive Director
- 2011-441 Action resulting from Executive Session, Item #8: Real Estate
- 2011-442 Action resulting from Executive Session related to Section 551.071(2)
- 2011-443 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 21st day of October, 2011 at or before 5:00 p.m.


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.**