

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, January 24, 2012**

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

- 2012-17 Announcements/Presentations
- a. Community Affairs calendar
  - b. Proclamation recognizing Southern Star Christmas Celebration organizers
  - c. Administer Oaths to Police and Fire Department personnel
  - d. 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.*

- 2012-18 Consider and act upon minutes from City Council meeting of January 10, 2012
- 2012-19 Consider and act upon approval of a new three-year agreement between the City and Intermedix Technologies, Inc. for ambulance billing and related professional services.

**WORKSHOP**

- 2012-20 Conduct a workshop to review a major update to the Parks, Recreation and Open Space Master Plan, a supplement to the City of Midlothian Comprehensive Plan. This plan will help to guide the development of the City of Midlothian's park system and recreation programs

**PUBLIC HEARINGS**

- 2012-21 Conduct a public hearing to consider and act upon an ordinance for a Specific Use Permit (SUP), to allow an electronic message sign for the following elementary schools: T.E. Baxter Elementary – 1050 Park Place Boulevard, J.A. Vitovsky Elementary – 333 Church Street and Mt. Peak Elementary – 5201 FM 663 (Case No. SUP02-2011-09)

**REGULAR AGENDA**

- 2012-22 Citizens to be heard
- 2012-23 Consider and act upon authorizing Amendment No. Six to the agreement for Construction Manager at Risk Services for Water Treatment Plant No. 2 with Garney Companies, Inc. to award the remaining Bid Set One packages and all of the Bid Set Two packages in a total amount not to exceed \$12,595,708

- 2012-24 Consider and act upon an ordinance establishing requirements for the placement of mailboxes within public rights-of-way in the City of Midlothian, attached hereto as Exhibit “A”; providing that this ordinance shall be cumulative of all ordinances; providing for a severability clause; providing for a penalty that any violation of the terms of this Ordinance is declared to be a misdemeanor, and any person found to be guilty thereof shall be punishable by a fine not to exceed one thousand dollars (\$1,000), and each day that such violation continues shall constitute a separate offense and shall be punishable accordingly; and providing for an effective date
- 2012-25 Consider and act upon adopting the City of Midlothian Purchasing Policy and Procedures Manual
- 2012-26 Consider and act upon adopting the City of Midlothian Debt Management Policy
- 2012-27 Consider and act upon adopting the City of Midlothian Financial Policies

### **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 551.087 Deliberation regarding economic development negotiations
4. 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
5. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
6. 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**

- 2012-28 Action resulting from Executive Session, Item #1: Randall Denton, et al
- 2012-29 Action resulting from Executive Session, Item #2: Texas Central Business Lines
- 2012-30 Action resulting from Executive Session, Item #3: Economic Development
- 2012-31 Action resulting from Executive Session, Item #4: Personnel – Economic Development Executive Director
- 2012-32 Action resulting from Executive Session, Item #5: Real Estate
- 2012-33 Action resulting from Executive Session, Item #6: Real Estate
- 2012-34 Action resulting from Executive Session related to Section 551.071(2)
- 2012-35 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 20th day of January, 2012 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.**