

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

**Tuesday, June 12, 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

2012-209 Announcements/Presentations

- a. Community Affairs calendar
- b. Proclamation honoring Larry Pool for his tenure as Planning and Zoning Commission chairman
- c. Administrative announcements related to personnel

2012-210 Citizens to be heard

2012-211 Consider and act upon minutes from City Council meeting of May 21, 2012

2012-212 Consider and act upon resolutions amending the authorized representatives for TexPool and TexStar and designating investment officers

2012-213 Consider and act upon a request to encroach 3.8 feet of the right-of-way of W. Avenue E to allow an existing garage. Property is located at 303 N. 4<sup>th</sup> Street and contains ± 0.169 acres and generally located at the northwest intersection of N. 4<sup>th</sup> Street W. Ave. E. in the City of Midlothian, Texas

2012-214 Consider and act upon a proposed amended lease agreement between the City of Midlothian and Ellis County for office space for the Ellis County Constable Precinct 4, and Justice of the Peace Precinct 4 at the Midlothian Justice Center

2012-215 Consider and act upon recommendations of the City Council Nomination Subcommittee for appointments to various City boards and commissions

**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 Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
2. Section 551.087 Deliberation regarding economic development negotiations
3. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
4. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
5. Section 551.071 Legal: Consultation with attorney regarding contemplated litigation (construction contract)
6. Section 551.071 Legal: Consultation with attorney based on an ethical duty to advise regarding potential litigation
7. Section 551.074 Personnel Matters: (a)(1) to deliberate the appointment, employment, evaluation, reassignment, and duties of the Parks Manager, Utility Superintendent and Planning Director positions

*This meeting will be conducted pursuant to the Texas Government Code Section 551.001 et seq. At any time during the meeting the Council reserves the right to adjourn into Executive Session on any of the above posted agenda items in accordance with the Sections 551.071 (litigation and certain consultation with attorney), 551.072 (acquisition of interest in real property), 551.073 (contract for gift to city), 551.074 (certain personnel deliberations) or 551.076 (deployment/implementation of security personnel or devices).*

### **REGULAR AGENDA**

- 2012-216 Action resulting from Executive Session, Item #1: Texas Central Business Lines
- 2012-217 Action resulting from Executive Session, Item #2: Economic Development
- 2012-218 Action resulting from Executive Session, Item #3: Real Estate
- 2012-219 Action resulting from Executive Session, Item #4: Real Estate
- 2012-220 Action resulting from Executive Session, Item #5: Contemplated litigation (construction)
- 2012-221 Action resulting from Executive Session, Item #6: Contemplated litigation
- 2012-222 Action resulting from Executive Session, Item #7: Personnel
- 2012-223 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 June, 2012 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.**