

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, September 11, 2012
6:00 p.m.**

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

Call to Order, Invocation and Pledge of Allegiance

2012-334 Announcements/Presentations

- a. Community Affairs calendar
- b. 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.

2012-335 Consider and act upon minutes from City Council meeting of August 28, 2012

2012-336 Consider and act upon appointments to the City Council Transportation Subcommittee

PUBLIC HEARINGS

2012-337 Conduct a public hearing and act upon an ordinance for the proposed FY 2012-2013 Annual Operating Budget/Service and Assessment Plan for the City of Midlothian Public Improvement District Number One (MidTowne PID), as established by Ordinance 2008-28, as authorized by Chapter 372 of the Texas Local Government Code (Case No. M11-2011-71)

2012-338 Conduct a public hearing regarding the proposed FY 2012-2013 Annual Operating Budget for the City of Midlothian and act upon an ordinance adopting the FY 2012-2013 Annual Operating Budget and plan for municipal services for the ensuing fiscal year beginning October 1, 2012 and ending September 30, 2013, in accordance with Local Government Code §102; appropriating money to a Sinking Fund to pay interest and principal on the City's indebtedness; appropriating the various amounts thereof; repealing conflicting ordinances and resolutions; including a severability clause and establishing an effective date

REGULAR AGENDA

2012-339 Citizens to be heard

2012-340 Receive an update on various City Board and Commission meetings and activities

2012-341 Consider and act upon an ordinance, by record vote of the City Council of the City of Midlothian, Texas, levying and assessing municipal ad valorem taxes for the City of Midlothian, for the fiscal year 2012-2013, at \$0.283204 for Maintenance and Operations and \$0.366796 for Interest and Sinking Funds, for a total of sixty-five (\$0.65), specifically for the purpose for which said taxes may be expended and directing the assessment and collection thereof; repealing conflicting Ordinances and Resolutions; including a severability clause and establishing an effective date

- 2012-342 Consider and take a separate vote to ratify a property tax revenue increase as reflected in the FY 2012-2013 Annual Operating Budget when compared to the FY 2011-2012 Annual Operating Budget; this Budget will raise more total property taxes than last year's Budget by \$444,420 or 3.51%, and of that amount \$156,456 is tax revenue to be raised from new property added to the tax roll this year
- 2012-343 Consider and act upon an ordinance of the City of Midlothian, Texas, providing for a seventy thousand dollar (\$70,000) residential homestead exemption for persons sixty-five years of age or older from all ad valorem taxes hereafter levied and providing an exemption for disabled veterans based upon the degree of their disability; repealing conflicting ordinances and resolutions; including a severability clause and establishing an effective date
- 2012-344 Consider and act upon approval of the Midlothian Chamber of Commerce's request to expend \$3,768 of Municipal Hotel/Motel Tax monies for advertisement and other related expenditures for the 2012 Fall Festival
- 2012-345 Consider and act upon a service contract between the City of Midlothian and Republic Mechanical to provide maintenance and repair services for Heating, Ventilation and Air Conditioning (HVAC) equipment citywide

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).

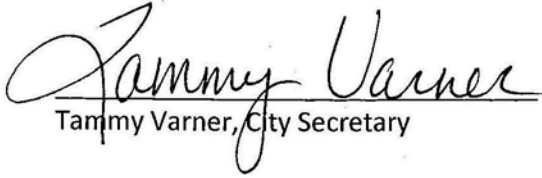
1. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
2. Section 551.087 Deliberation regarding economic development negotiations
3. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
4. Section 551.071 Legal: Consultation with attorney regarding City of Midlothian v. Randall Denton, MidTexas International Center, Inc., Texas Properties Trust and Trade Zone Operations, Inc.
5. Section 551.071 Legal: Consultation with attorney based on an ethical duty to advise regarding potential litigation

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

- 2012-346 Action resulting from Executive Session, Item #1: Texas Central Business Lines
- 2012-347 Action resulting from Executive Session, Item #2: Economic Development
- 2012-348 Action resulting from Executive Session, Item #3: Real Estate
- 2012-349 Action resulting from Executive Session, Item #4: Denton
- 2012-350 Action resulting from Executive Session, Item #5: Contemplated litigation
- 2012-351 Adjourn

I, Tammy Varner, 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 7th day of September, 2012 at or before 5:00 p.m.


Tammy Varner, 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.**