

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, January 22, 2013**

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 Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

**WORK SESSION AGENDA - 5:00 p.m.
Administrative Conference Room**

- 2013-18 Review of Draft Construction Details
- 2013-19 Discussion of Single Family Development Incentives
- 2013-20 Review and discussion of Regular Agenda items.

**REGULAR AGENDA – 6:00 p.m.
City Council Chambers**

- Call to Order, Invocation and Pledge of Allegiance
- 2013-21 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.

- 2013-22 Consider and act upon minutes from City Council meeting of January 8, 2013
- 2013-23 Consider and act upon a resolution providing for an election to be held to elect two councilmembers in the City of Midlothian; defining the term of office; designating the polling location; designating the election judge and providing for clerical personnel; designating the time and place; providing for a run-off election; and providing for the filing of applications for the official ballots for said election
- 2013-24 Consider and act upon a Joint Election Agreement with the Midlothian Independent School District
- 2013-25 Consider and act upon an amendment to the Interjurisdictional Agreement for Mutual Aid in Disaster Assistance with Ellis Dallas Unified Cooperative Team (“EDUCT”)
- 2013-26 Consider and act upon a resolution authorizing the Midlothian Plaza Chili Cook-off and Blood Drive benefiting the Midlothian Firefighter’s Association, to be held in the parking lot at 1000 East Main Street, and scheduled for Saturday, February 2, 2013, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 89-13 as amended, Section 4.4 (Case No. RES07-2012-35)

PUBLIC HEARINGS

- 2013-27 Conduct a public hearing to consider and act upon an ordinance for a Specific Use Permit (SUP) to allow a secondary dwelling unit on 1450 Mt. Zion Road. Property is located in the Agricultural (A) District, contains ± 13.745 acres and generally located south of Mt. Zion Road and ± 595 feet east of S. Midlothian Parkway in the City of Midlothian, Texas (Case No. SUP01-2012-24)

REGULAR AGENDA

- 2013-28 Citizens to be heard
- 2013-29 Receive an update on various City Board and Commission meetings and activities
- 2013-30 Consider and act upon the repeal of the current solicitor ordinance and adoption of a new solicitor ordinance to ensure the safety and privacy of its residents; set reasonable time frames for soliciting and require appropriate permits
- 2013-31 Consider and act upon a resolution declaring intention to reimburse certain expenditures with proceeds from debt
- 2013-32 Consider and act upon a land lease agreement with Dallas MTA, L.P. d/b/a Verizon Wireless, for the installation of a tower and radio communication equipment to be located at the City's Public Works Service Center Yard located at 1050 N. US Highway 67
- 2013-33 Conduct and act upon a resolution initiating proceedings to annex four (4) separate tracts containing a total of approximately 43.019 acres of land as described by the attached maps, by setting the date and location for 2 public hearings and directing staff to prepare required service plans (Case No. RES06-2012-33)

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 and easements
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
6. Section 551.074 Personnel: Personnel Matters: (a)(1) City Attorney annual evaluation

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

- 2013-34 Action resulting from Executive Session, Item #1: Texas Central Business Lines
- 2013-35 Action resulting from Executive Session, Item #2: Economic Development
- 2013-36 Action resulting from Executive Session, Item #3: Real Estate
- 2013-37 Action resulting from Executive Session, Item #4: Denton
- 2013-38 Action resulting from Executive Session, Item #5: Contemplated litigation
- 2013-39 Action resulting from Executive Session, Item #6: City Attorney evaluation
- 2013-40 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 18th day of January, 2013 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.**