

**AMENDED NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, June 23, 2015  
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 City Council Chambers at Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

*Notice of Meeting being amended to correct an error in the wording of Agenda caption #2015-213 with no other changes or revisions being made.*

**REGULAR AGENDA**

Call to Order, Invocation and Pledge of Allegiance

Presentation of Certificates of Appreciation to Midlothian Animal Control volunteers

2015-208 Citizens to be heard

**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.*

2015-209 Consider and act upon minutes from the City Council meeting of June 9, 2015.

2015-210 Consider and act upon a Medical Director Services agreement with Texas Emergency Medicine Consultant, Inc. (TEMC), Dr. Ketan Trivedi.

2015-211 Consider and act upon an ordinance of the City of Midlothian, Texas, creating reserved parking spaces in the 100 Block of Plaza Dr., Midlothian, Texas; template of signs, hours of restriction; personnel designated to park vehicles in said reserved parking spaces; repealer clause. Partial invalidity clause; penalty of from \$1.00 to \$200.00, each day in violation constitutes a separate offense; effective date.

2015-212 Consider and act upon a resolution authorizing the use of a temporary concrete batch plant for The Grove, Phase One (containing  $\pm$  35.77 acres and located west of South Walnut Grove Road and 905 feet south of FM 1387) for the purpose of developing a new subdivision of single-family homes, including streets, within a residential district and providing for procedures established by the Texas Local Government Code and City Ordinance; providing for conditions and exemptions; and setting an effective date and termination date (Case No. RES06-2014-65)

**REGULAR AGENDA**

2015-213 Review and discuss the City of Midlothian animal shelter and direct staff as necessary.

2015-214 Consider and act upon authorizing the Mayor, acting on behalf of the Midlothian City Council, to execute a Final Settlement and Comprehensive General Mutual Release and Agreement with First United Methodist Church of Midlothian

2015-215 Consider and act upon an ordinance amending Section 5.101 of the City of Midlothian Zoning Ordinance (Ordinance 2013-24, as amended). The primary purpose of these amendments is to revise the amenities required for residential planned developments; incorporating changes to various articles, sections, and subsections; providing for a severability clause, and providing for an effective date. (Case No. OZ03-2014-50)

2015-216 Consider and act upon a recommendation from the Midlothian Economic Development Board of Directors to approve a real estate contract to purchase property located at 680 Mt. Zion Road for future enterprise development along public thoroughfares.

2015-217 Consider and act upon the final design and cost estimate, as recommended by the Parks Board, for the proposed restroom/concession building for the Community Park.

### 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 551.087 Deliberation regarding economic development negotiations
2. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
3. 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.
4. Section 551.071 Legal: Consultation with attorney based on an ethical duty to advise regarding potential litigation
5. Section 551.074 Personnel Matters: (a)(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – Finance Director

*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), 551.076 (deployment/implementation of security personnel or devices) or 551.087 (economic development negotiations).*

### REGULAR AGENDA

- 2015-218 Action resulting from Executive Session, Item #1: Economic Development  
2015-219 Action resulting from Executive Session, Item #2: Real Estate  
2015-220 Action resulting from Executive Session, Item #3: ECOM  
2015-221 Action resulting from Executive Session, Item #4: Contemplated litigation  
2015-222 Action resulting from Executive Session, Item #5: Personnel  
2015-223 Adjourn

I, Mary McDonald, Deputy City Secretary of the City of Midlothian, Texas, do hereby certify that this Amended 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 19th day of June, 2015 at or before 6:00 p.m.

  
Mary McDonald, 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.**