

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, JUNE 26, 2007**

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

WORKSHOP – 5:00 PM

2007-280 Review and discuss long term water and wastewater rate plan

REGULAR AGENDA - 6:00 PM

Call to Order, Invocation and Pledge of Allegiance

2007-281 Citizens to be Heard

2007-282 Announcements/Presentations

1. City Council announcements
2. City Manager announcements

CONSENT AGENDA

All matters listed under Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

2007-283 Consider and act upon minutes from City Council meetings of April 26, May 8, and June 12, 2007

2007-284 Consider and take action to approve the purchase of an Identix Touchprint 3000X Fingerprint Scanner from E-Plus Group, Inc. of Raleigh, NC, for the Midlothian Police Department with cost not to exceed \$29,302.22

2007-285 Consider and act upon an ordinance establishing and/or amending speed zones for vehicles under the provisions of Transportation Code, Section 545.356 upon Harvest Hill Road; setting maximum speeds; authorize erection of appropriate signs; providing for a penalty; and setting an effective date

PUBLIC HEARINGS and REGULAR AGENDA

2007-286 Conduct a public hearing and act upon an ordinance establishing special design and construction standards for the Eagle Ford (Soils) Group relative to design and construction to reduce potential for post-construction movement of residential structures and infrastructure associated with active clay and weathered shale; providing a cumulative effect; establishing penalties and fines for non-compliance; establishing a severability clause and establishing an effective date

REGULAR AGENDA

2007-287 Consider and act upon a request to purchase radio read water meters from Britton Meter for completion of the residential radio read replacement program in an amount not to exceed \$71,000

2007-288 Consider and act upon nominations to various boards and commissions:

1. Planning and Zoning Commission
2. Utility Advisory Board
3. Midlothian Housing Authority

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. 70419, George Slayton and Roberta Slayton v. City of Midlothian and Oscar Renda Contracting, Inc., 40th District Court, Ellis County, Texas
2. Section 551.071 Legal: Consultation with attorney regarding Cause No. 68846, ECOM Real Estate Management, Inc., v. City of Midlothian
3. Section 551.071 Legal: Consultation with attorney regarding Cause No. 67202, Midlothian v. Texas Central Business Lines Corporation, et al, pursuant to attorney's ethical duty to advise City regarding such matters
4. Section 551.071 Legal: Consultation with attorney regarding Cause No. 74216, Letha Black v. City of Midlothian, et al
5. Section 551.071 Legal: Consultation with attorney regarding issues related to Mid-Wax Certificate of Convenience and Necessity Permit application status
6. Section 551.071 Legal: Consultation with attorney regarding Cause No. 72768, Robert Ratzman, et al, v. City of Midlothian
7. Section 551.071 Legal: Consultation with attorney regarding legal issues related to pending annexation of areas subject to a municipal annexation plan, pursuant to attorney's ethical duty to advise city regarding such matters
8. Section 551.072 Real Estate: Deliberation regarding real property – potential swap of real estate parcels between City of Midlothian and Midlothian Independent School District located along Hwy 287 Bypass
9. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
10. Section 551.072 Real Estate: Deliberate regarding real property – potential Sports Park real property exchange between City of Midlothian and Midlothian Independent School District
11. Section 551.072 Real Estate: Deliberate regarding real property – potential real property exchange between City of Midlothian and Harlan Meyers
12. Section 551.071 Legal: Consultation with attorney regarding contract with NucentCom, Inc. pursuant to attorney's ethical duty to advise City regarding such matters
13. Section 551.071 Legal: Consultation with attorney regarding ethical duty to advise regarding potential litigation concerning the construction of the Midlothian Conference Center and Senior Citizen's Center

REGULAR AGENDA

- 2007-289 Action resulting from Executive Session, Item # 1: Legal - Slayton
- 2007-290 Action resulting from Executive Session, Item # 2: Legal – ECOM
- 2007-291 Action resulting from Executive Session, Item # 3: Legal – TCBL
- 2007-292 Action resulting from Executive Session, Item # 4: Legal – Black
- 2007-293 Action resulting from Executive Session, Item # 5: Legal – Mid-Wax CCN
- 2007-294 Action resulting from Executive Session, Item # 6: Legal – Ratzman
- 2007-295 Action resulting from Executive Session, Item # 7: Legal – Annexation
- 2007-296 Action resulting from Executive Session, Item # 8: Real Estate – Hwy 287 Bypass land swap with MISD
- 2007-297 Action resulting from Executive Session, Item # 9: Real Estate – Property acquisition
- 2007-298 Action resulting from Executive Session, Item # 10: Real Estate – Sports Park
- 2007-299 Action resulting from Executive Session, Item # 11: Real Estate – Harlan Meyers
- 2007-300 Action resulting from Executive Session, Item # 12: Legal – NucentCom, Inc.
- 2007-301 Action resulting from Executive Session, Item #15: Legal – Conference Center and Senior Citizen’s Center
- 2007-302 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 22nd day of June 2007, 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.**