

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

**Tuesday, March 12, 2013  
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 Council Chambers of Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

**REGULAR AGENDA**

Call to Order, Invocation and Pledge of Allegiance

2013-81 Announcements/Presentations

- a. Community Affairs calendar
- b. Draw for order of candidate names on May 11 City Council election ballot
- c. Presentation of DeMolay proclamation
- d. Administrative announcements related to personnel

2013-82 Consider and act upon minutes from City Council meeting of February 26, 2013

2013-83 Citizens to be heard

2013-84 Receive an update on various City Board and Commission meetings and activities

**PUBLIC HEARINGS**

2013-85 Conduct a public hearing to consider and act upon an ordinance to amend PD-1 to approve and formalize an associated site plan. Property contains  $\pm$  3.563 acres and is located in the Pebble Creek Addition at the southwest corner of N. 9<sup>th</sup> Street and Pebble Creek Drive, in the City of Midlothian, Texas (Case No. Z07-2012-38)

2013-86 Conduct a public hearing and act upon an ordinance to amend PD-42, Ordinance 2007-14, as amended (MidTowne PD), to alter the structure, requirements and powers of the MidTowne Architectural Review Committee. (Case No. Z06-2012-28)

**REGULAR AGENDA**

2013-87 Consider and act upon an ordinance repealing Ordinance 2012-473 in its entirety and establishing an ordinance adopting the Building Permit Fee Schedule of the City of Midlothian, Texas attached hereto as Exhibit "A"; providing that this ordinance shall be cumulative of all ordinances; providing for a repealer clause; providing for a severability clause; and providing for an effective date

2013-88 Consider and act upon an ordinance amending Ordinance No. 2009-28 by establishing a new school speed zone on Meadow Glen Drive as described in the "*TABLE OF SCHOOL SPEED ZONES*" (*ATTACHED as EXHIBIT A*); postings and/or signalization shall set maximum speed and hours of enforcement; authorizing erection of appropriate signs; providing for a cumulative effect; providing for a penalty; providing for a severability clause; and setting an effective date

2013-89 Consider and act upon staff's request to purchase seven (7) Ford Police Interceptors from Sam Packs Five Star Ford, 1635 S. I-35 Carrollton, Texas. This request includes both the acquisition of seven (7) 2013 Ford Police Interceptor Utility Vehicles and additional equipment as well as extended warranties for these vehicles, in an amount not to exceed \$332,394.

## 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).*

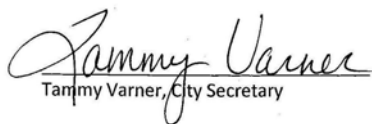
1. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
2. Section 551.087 Deliberation regarding economic development negotiations
3. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property and easements
4. Section 551.071 Legal: Consultation with attorney regarding Supreme Court of Texas Cause No. 10-0150, ECOM Real Estate Management, Inc. v. City of Midlothian, Texas.
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

- 2013-90 Action resulting from Executive Session, Item #1: Texas Central Business Lines
- 2013-91 Action resulting from Executive Session, Item #2: Economic Development
- 2013-92 Action resulting from Executive Session, Item #3: Real Estate
- 2013-93 Action resulting from Executive Session, Item #4: Contemplated litigation
- 2013-94 Action resulting from Executive Session, Item #5: ECOM
- 2013-95 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 8<sup>th</sup> day of March, 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.**