

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

June 24, 2008

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 - 6:00 PM

Call to Order, Invocation and Pledge of Allegiance

2008-242 Citizens to be Heard

2008-243 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 without separate discussion. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

2008-244 Consider and act upon minutes from City Council meeting of June 10, 2008

2008-245 Consider and take action on an Interlocal Agreement between the Midlothian Independent School District and the City of Midlothian, Texas for the assignment of a City of Midlothian police officer to MISD during the 2008-09 school year

PUBLIC HEARINGS and REGULAR AGENDA

2008-246 Conduct a public hearing to consider and act upon an Ordinance amending the City's Zoning Ordinance, Ordinance No. 89-13, as amended, by Ordinance No. 2008-16; amending Article III (Definitions) by adding general provisions, deleting certain definitions and modifying others; amending Article IV (Zoning Districts) by adding general provisions, adding, modifying or deleting certain uses from the Use Table and changing the classification of certain uses therein related to transportation uses; providing a conflicts clause; providing a severability clause, and providing for an effective date (Case No. OZ08-2007-76)

2008-247 Conduct a public hearing to consider and act upon an Ordinance amending the City's Zoning Ordinance, Ordinance No. 89-13, as amended, amending Article VII, Section 7.4 (Sign Regulations) by adding, deleting and modifying certain Sections and subsections to regulate electronic media; providing a conflicts clause; providing a severability clause, and providing for an effective date (Case No. OZ11-2007-86)

REGULAR AGENDA

- 2008-248 Consider and act upon a bid award to J.H. Proofrock, Inc. of Dallas, Texas, for exterior wall cladding and waterproofing remediation of the Midlothian Conference Center and Senior Citizen Center, in an amount not to exceed \$507,600
- 2008-249 Consider and act upon an ordinance of the City of Midlothian, Texas, amending the FY 2007-2008 General Fund Budget Appropriations in the amount of \$101,520 from the Unreserved Fund Balance for exterior wall cladding and waterproofing remediation of the Midlothian Conference Center and the Senior Citizens Center; in accordance with Chapter 102, Local Government Code; appropriating various amounts thereof; repealing conflicting ordinances and resolutions; including a severability clause; and establishing an effective date
- 2008-250 Consider and act upon nominations to various boards and commissions:
1. Zoning Board of Adjustment
 2. Midlothian Community Development Corporation (4B)
 3. Planning and Zoning Commission
 4. Utility Advisory Board
 5. Midlothian Housing Authority
 6. Corporation for Economic Development (4A)

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 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for parks improvement projects
2. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for right-of-way acquisitions
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. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
5. Section 551.071 Legal: Consultation with attorney regarding Cause No. 75885, City of Midlothian v. Randall Denton and Musket Corporation, pursuant to attorney's ethical duty to advise City regarding such matters
6. Section 551.071 Legal: Consultation with attorney regarding Cause No. 68846, ECOM Real Estate Management, Inc. v. City of Midlothian
7. Section 551.072 Real Estate: Deliberate and consider acquisition of real property needed for future expansion of City facilities
8. Section 551.071 Legal: Consultation with attorney regarding Cause No. 74,681; City of Midlothian v. Corgan Associates, et al

REGULAR AGENDA

- 2008-251 Action resulting from Executive Session, Item #1: Parks
- 2008-252 Action resulting from Executive Session, Item #2: Right-of-Way Acquisitions
- 2008-253 Action resulting from Executive Session, Item #3: TCBL
- 2008-254 Action resulting from Executive Session, Item #4: TCBL
- 2008-255 Action resulting from Executive Session, Item #5: Denton/Musket Corp.
- 2008-256 Action resulting from Executive Session, Item #6: ECOM
- 2008-257 Action resulting from Executive Session, Item #7: Real property acquisition
- 2008-258 Action resulting from Executive Session, Item #8: Corgan Associates, et al
- 2008-259 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 20th day of June, 2008, 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.**