

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26,2006**

The City Council of the City of Midlothian convened in a Regular Meeting in the Council Chambers of City Hall, 104 West Avenue E, with the meeting having been open to the public and notice of said meeting having been posted as prescribed by V.T.C.A., Government Code, Chapter 551, with the following members present to-wit:

Boyce L. Whatley	§	Mayor
Tommy Mitchell	§	Councilmember Place 2
Jimmy Beaudoin	§	Councilmember Place 3
Tracy Davidson	§	Councilmember Place 4
Wayne Sibley	§	Councilmember Place 5
Steve Massey	§	Councilmember Place 6

Absent: Mayor pro tem Fryer

REGULAR AGENDA - 6:00 PM

Mayor Whatley called the meeting to order at 6:02 p.m. Councilmember Sibley gave the invocation and led in the pledges.

2006-459 CITIZENS TO BE HEARD

Robert Miklos, attorney representing Rural Citizens Against Annexation, asked that annexation public hearings be moved up on the agenda.

Dan Freeland, 1760 Pine Drive, stated that problems with Choice Homes remained unresolved. He stated that the city was responsible for inadequate grading work on their property and for allowing Choice Homes to direct stormwater across their property without a drainage easement. If the city continued to attempt to silence critics and not respond to their concerns, they would also run roughshod over other in the future, including those to be annexed.

Sherri Freeland, 1760 Pine Drive, stated that communication with the city had completely broken down – phone calls and emails go unanswered. Further, the city had contributed to their problem by not doing their job even though they continue to ask for help. Mayor Whatley agreed to call Ms. Freeland the next day.

Bill Redding, 2010 Clearview Drive, asked that the Tract B public hearing continue where it left off at the last meeting and that a full three minutes be afforded each speaker

2006-460 ANNOUNCEMENTS/PRESENTATIONS

1. City Council announcements

The audience was invited to participate in a blood drive at City Hall on October 2

2. City Manager announcements

None were received.

CONSENT AGENDA

2006-461 CONSIDER AND ACT UPON MINUTES FROM CITY COUNCIL MEETINGS OF AUGUST 22 AND 29, 2006

- 2006-462 CONSIDER AND ACT UPON APPROVING A CONTRACT WITH KINLOCH EQUIPMENT & SUPPLY, INC. TO PURCHASE A VACTOR IBAK VIDEO INSPECTION SYSTEM IN AN AMOUNT NOT TO EXCEED \$56,884.20**
- 2006-463 CONSIDER AND ACT UPON A PROFESSIONAL SERVICES AGREEMENT WITH FREESE AND NICHOLS, INC. (F&N) FOR THE DEVELOPMENT OF A PAVEMENT MANAGEMENT SYSTEM (PMS) IN AN AMOUNT NOT TO EXCEED \$75,000**
- 2006-464 CONSIDER AND ACT UPON AUTHORIZING THE ISSUANCE OF CITY OF MIDLOTHIAN, TEXAS WATERWORKS AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2006; AND A DELEGATION TO PRICING OFFICER; APPROVING AN OFFICIAL STATEMENT; AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT AND AN ESCROW AGREEMENT; MAKING PROVISIONS FOR THE SECURITY THEREOF; AND ORDAINING OTHER MATTERS RELATING TO THE SUBJECT**

Councilmember Sibley moved to approve the consent Agenda as presented. Motion was seconded by Councilmember Beaudoin and carried unanimously (6-0).

PUBLIC HEARINGS and REGULAR AGENDA

- 2006-465 CONSIDER AND ACT UPON A CONTRACT BETWEEN NUCENTCOM, INC., AND THE CITY OF MIDLOTHIAN TO INSTALL WIRELESS INTERNET ACCESS THROUGHOUT THE CITY**

Mayor Whatley abstained from discussion and vote; Councilmember Beaudoin assumed charge of the meeting

Information Technology Analyst Denny Lassetter advised that all changes requested by council had been incorporated into the contract.

Councilmember Sibley moved to approve Item 2006-465 as presented. Motion was seconded by Councilmember Mitchell and carried by a vote 5-0-1 with Mayor Whatley abstaining.

Mayor Whatley resumed charge of the meeting.

- 2006-466 CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS, ADOPTING THE FY 2006-2007 ANNUAL OPERATING BUDGET AND PLAN FOR MUNICIPAL SERVICES FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007, IN ACCORDANCE WITH CHAPTER 102, LOCAL GOVERNMENT CODE; APPROPRIATING THE VARIOUS AMOUNTS THEREOF; REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS; INCLUDING A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE**

Councilmember Beaudoin moved to approve Item 2006-466 as presented. Motion was seconded by Councilmember Davidson and carried unanimously (6-0).

- 2006-467 CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS, LEVYING AND ASSESSING MUNICIPAL AD VALOREM TAXES FOR THE CITY OF MIDLOTHIAN,**

FOR THE FISCAL YEAR 2006-2007, AT TWENTY-FOUR AND 0.008037 CENTS (\$0.248037) FOR MAINTENANCE AND OPERATIONS AND FORTY AND 0.009916 CENTS (\$0.409916) FOR INTEREST AND SINKING FUNDS, FOR A TOTAL OF SIXTY-FIVE AND 0.007953 CENTS (\$0.657953), SPECIFICALLY FOR THE PURPOSE FOR WHICH SAID TAXES MAY BE EXPENDED AND DIRECTING THE ASSESSMENT AND COLLECTION THEREOF

Councilmember Sibley moved to approve Item 2006-467 as presented. Motion was seconded by Councilmember Massey and carried unanimously (6-0).

2006-468 CONSIDER AND ACT UPON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS, PROVIDING FOR A SEVENTY THOUSAND DOLLARS (\$70,000) RESIDENTIAL HOMESTEAD EXEMPTION FOR PERSONS SIXTY-FIVE YEARS OF AGE OR OLDER FROM ALL AD VALOREM TAXES HEREAFTER LEVIED AND PROVIDING AN EXEMPTION FOR DISABLED VETERANS BASED UPON THE DEGREE OF THEIR DISABILITY

Mayor Whatley moved to approve Item 2006-468 as presented. Motion was seconded by Councilmember Mitchell and carried unanimously (6-0).

2006-469 CONSIDER AND ACT UPON CASTING VOTES FOR TML INTER-GOVERNMENTAL RISK POOL BOARD OF TRUSTEES

Mayor Whatley nominated the following: Place 11 – Greg Ingham, Place 12 – Frank Estrada, Place 13 – Byron Black, and Place 14 – Pat Noriss.

Councilmember Beaudoin moved to appoint the individuals nominated. Motion was seconded by Councilmember Sibley and carried unanimously (6-0).

2006-470 CONDUCT A PUBLIC HEARING AND ACT UPON A REQUEST TO APPROVE A REZONING REQUEST OF LAKE RIDGE SECTION 24, CURRENTLY ZONED LIGHT INDUSTRIAL (LI), MEDIUM INDUSTRIAL (MI), & RESIDENTIAL THREE (R3) DISTRICTS TO A PROPOSED PLANNED DEVELOPMENT (PD) DISTRICT WITH MINIMUM ONE (1) ACRE LOTS (CASE NO. Z17-2005-139). PROPERTY CONTAINS ± 147.30 ACRES AND IS OUT OF THE H.H. BRADFORD SURVEY, ABSTRACT NO. 93, THE S. SNIDER SURVEY, ABSTRACT NO. 1008, THE A. MILNE SURVEY, ABSTRACT NO. 1225, AND THE S.B. HOLLAR SURVEY, ABSTRACT NO. 529, AND IS GENERALLY LOCATED NORTH OF TAYMAN ROAD AND 883 FEET WEST OF WILEY STREET IN THE CITY OF MIDLOTHIAN, TEXAS

Mayor Whatley opened the public hearing and moved to continue it to the October 10th meeting. Motion was seconded by Councilmember Sibley and carried unanimously (6-0).

2006-471 CONDUCT A PUBLIC HEARING AND ACT UPON PROPOSED AMENDMENTS AND CHANGES TO THE CITY OF MIDLOTHIAN ZONING ORDINANCE 89-13, AS AMENDED (CASE NO. OZ07-2005-161). TO CONSIDER PROPOSED AMENDMENTS AND CHANGES TO THE CITY OF MIDLOTHIAN ZONING ORDINANCE 89-13, AS AMENDED, ARTICLE VII, SECTION 7.4, FOR THE REGULATION OF SIGNS LOCATED IN THE

EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ELLIS COUNTY, TEXAS, AND, ANY OTHER CORRESPONDING ADDITIONS, DELETIONS OR CHANGES TO VARIOUS SECTIONS, ARTICLES AND PROVISIONS CONTAINED IN SAID ZONING ORDINANCE

The Item was deferred to the October 10th meeting at the request of staff.

2006-472 CONDUCT A PUBLIC HEARING AND ACT UPON AN ORDINANCE REGARDING A SPECIFIC USE PERMIT (SUP) FOR MESSIAH LUTHERAN CHURCH OF MIDLOTHIAN, LOT 1R-B, BLOCK 1 (CASE NO. SUP18-2005-159) TO ALLOW A CHILD CARE FACILITY ON PROPERTY LOCATED AT 111 ROUNDABOUT STREET AND CURRENTLY ZONED PLANNED DEVELOPMENT 6 (PD-6). PROPERTY CONTAINS ± 1.499 ACRES IN THE MESSIAH LUTHERAN CHURCH, BLOCK 1, LOT 1R-B AND IS LOCATED NORTH OF THE ROUNDABOUT STREET AND EAST OF FM 663, IN THE CITY OF MIDLOTHIAN, TEXAS

Mayor Whatley opened the public hearing and Mr. Hastings presented the request unanimously (6-0) recommended for approval, with 11 conditions, by P&Z and staff.

Councilmember Mitchell moved to approve Item 2006-472 with the 11 conditions recommended by P&Z and staff. Motion was seconded by Councilmember Davidson and carried unanimously (6-0).

Council moved to Executive Session at 6:30 p.m. for the purpose of discussing three items (PD-4, Annexation, and Cause No. 72768), with the following present: Mayor Whatley, Councilmembers Mitchell, Beaudoin, Davidson, Sibley, Massey; City Manager, Deputy City Manager, City Attorney

EXECUTIVE SESSION

- 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 A PROPOSED MEDIATED SETTLEMENT OFFER IN CAUSE NO. 3-04CV-1694H, SARDIS-LONE ELM WATER SUPPLY V. CITY OF MIDLOTHIAN AND MIDLOTHIAN WATER DISTRICT**
- 3. SECTION 551.071 LEGAL: CONSULTATION WITH ATTORNEY REGARDING CAUSE NO. 68846, ECOM REAL ESTATE MANAGEMENT, INC., V. CITY OF MIDLOTHIAN**
- 4. 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**
- 5. SECTION 551.071 LEGAL: CONSULTATION WITH ATTORNEY REGARDING CAUSE NO. 70243, PEGGY COLVIN V. CITY OF MIDLOTHIAN**

6. SECTION 551.071 LEGAL: CONSULTATION WITH ATTORNEY REGARDING ISSUES RELATED TO MID-WAX CERTIFICATE OF CONVENIENCE AND NECESSITY PERMIT APPLICATION STATUS
7. SECTION 551.071 LEGAL: CONSULTATION WITH ATTORNEY CONCERNING CONTEMPLATED LITIGATION RELATED TO PROPERTY WEST OF WALTER STEPHENSON ROAD KNOWN AS PD-4
8. 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
9. SECTION 551.071 LEGAL: CONSULTATION WITH ATTORNEY REGARDING CAUSE NO. 72768, ROBERT RATZMAN, ET AL, V. CITY OF MIDLOTHIAN

Council reconvened in Regular Session at 6:42 p.m. with no action taken in Executive Session. Mayor Whatley opened Item 2006-474 first and continued to receive public comment at the point it was interrupted at the September 12th meeting.

2006-474 CONDUCT A PUBLIC HEARING OF CASE NO. AX02-2005-42, THE SECOND OF TWO (2) PUBLIC HEARINGS FOR A PROPOSED ANNEXATION; THE PROPOSED ANNEXATION CONTAINS +/- 985 ACRES (TRACT B) OF LAND LYING WITHIN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN AND ADJOINING THE PRESENT BOUNDARY LIMIT LINES OF THE CITY OF MIDLOTHIAN; IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE CHAPTER 43 SUBCHAPTER C

SPEAKING IN OPPOSITION WERE:

Terry Ricketts 1351 Tower Road	Deborah LeMoine 3421 Starwashed	Fred Major 542 Bluebonnet	Nancy Ricketts 1351 Tower Road
Ann Major 561 Allen Lane	Steven Waugh 4210 Sir Lancelot	Neal Haynes 2811 Starwashed	Jerry Thompson 1130 Pimlico
Donald Lish 2811 Clearview	Sherry Mossbarger 2810 Clearview	John Bottkol 4411 Sir Lancelot Cir.	Lana Shuman 740 Apple Lane
Anne Rogers 1140 Cedar Drive	Dean Thomas 990 King Arthur	Mike Burnard 2621 Clearview	Edwin Phelps 2030 Starwashed
John Wickersham 1120 Cedar Drive	Marsha Massie 551 Bluebonnet	David Mosser 1511 Tower Road	Leon Baker 3050 Starwashed
Teresa Smart 911 Pimlico	Dennis Smart 911 Pimlico	Terri Wickersham 1121 Cedar Drive	Sam Rogers 1140 Cedar Drive
Craig Shuman 740 Apple Lane	Jack Peel 3410 Starwashed	Don Holsen 3230 Starwashed	Nelson Kaufman 2010 Starwashed
Robin Smitherman 3250 Bluegrass	Steve Smitherman 3250 Bluegrass	Jeff Vance 531 Bluebonnet	Steve Slayter 2020 Clearview

Willem Noteboom 3040 Starwashed	Jan Armstrong 741 Belmont	Larry Massie 3210 Bluebonnet	Charley Gross 3441 Bluegrass
Virginia Jenkins 4400 Sir Lancelot Cir.	Debbie Rocket 1111 Pimlico	Carolyn Pickle 2210 Starwashed	Charles Pickle 2210 Starwashed
Joseph F. Hazzard, Jr. 3241 FM 663	William Redding 2010 Clearview	Kathleen Wood Granbury	Kenneth Dodd 3221 Starwashed
Jerry Lindall 3220 Starwashed	Randel Kirk 1525 Tower Road	Jeanne Munger 4641 FM 663	Vernice Cox 1310 Apple Court

Robert Miklos
Dallas

COMMENTS RECEIVED WERE:

- Most states outside of Texas offer services and then call for a vote for areas considered for annexation, give people a vote and a voice
- Forcible annexation will unleash a firestorm that will take years to finalize; divisiveness will last for years
- Opposition is extremely organized, a new political force will be created
- City is growing too fast to provide services to those inside city without taking in more area to service; services inside city would have to be cut in order to provide services to areas taken in
- Moved to country to get away from city, drugs, traffic, crime, and taxes
- Brought other families into area by promoting the rural atmosphere and friendly community, now being destroyed
- Have all services needed: fire response, ambulance, police, water, septic system, garbage pick-up; will receive nothing of equal value for tax dollars
- Raise angora and alpaca goats, would have to discontinue if inside city
- Others that have been annexed report that services have never been provided
- Pledge of allegiance and justice for all can't be said of forced annexation, willing to fight for rights and defend principles of freedom, democracy means governing without tyranny
- Some on council were annexed themselves in recent years, contributed to their campaign, now trying to annex others
- Need protection from city not from high density and growth
- City needs tax dollars because fiscal irresponsibility has taken them to bankruptcy; government is inefficient and wasteful
- Tax large businesses not residents, discontinue abatements
- Legislature should be petitioned to make annexation illegal; even though legal, not morally right; unjust law should be overturned
- If council has already made up their minds, hearings are wasted effort
- Area already developed, protection from unregulated density and/or uses not an issue
- Do not want codes, rules, regulations, permits, inspections, red tape, bureaucracy
- For a fair distribution of costs, implement user fees for non-residents using city facilities
- Will no longer shop or dine in Midlothian, will spend money in other communities
- Characterization as freeloader is offensive, spend money locally, city benefits from sales tax
- If inside city, power of eminent domain can be used to take property

- If the city takes money from families with strained budgets they won't be able to vote for school bond issues and schools will suffer
- Many outside city have served as volunteer firefighters, coach sports, organize fund raisers for high school band, contribute toward local benevolent organizations
- First rural fire prevention organization formed to benefit city
- Those inside city have sewer, water, fire stations and police stations closer to their homes, concrete streets – sounds like my fair share is to pay for their services and gain nothing because we already have services
- Heavy price for widows, poor, infirm – could be difference between medicine and food; extra tax burden changes lifestyles and future for some
- Council will become known as unethical oath-breakers when the dollar is more important than people
- Do not agree with caustic remarks, know council to be good people but bad decision; respect community leaders, need to examine philosophy concerning leadership – man over the mission
- Have a petition signed by over 600 people asking that they not be annexed
- Annexing residential tracts that are already developed will always be a financial drain

NON-SPEAKERS REGISTERED IN OPPOSITION WERE:

Paula Noteboom 3040 Starwashed	David Bostwick 2468 FM 1387	Bill Redding 2010 Clearview	Connie Perry 4290 Sir Lancelot
Sondra Gross 3441 Bluegrass	Karen Coffman 2010 Starwashed	Audrey Baker 3050 Starwashed	William Massie 551 Bluebonnet
Margaret Thomas 990 King Arthur Drive	Edward Munger 4641 FM 663	Barbara Lish 2811 Clearview	Charles Wright 3241 Starwashed
Barbara Wright 3241 Starwashed	Diana Thompson 1130 Pimlico	Sherry Major 542 Bluebonnet	Lynda Massey 3210 Bluegrass
Reta Norris 1131 Pimlico	Bill Wilson 3241 Bluegrass	Michael Pullen 731 Allen Lane	Linda Pullen 731 Allen Lane
Alica Wesbrooks 4410 Sir Lancelot Cir.	Helen Mosser 1511 Tower Road	Lynda Massey 3210 Bluegrass	Kay Luttrell 630 Mr. Bob
Don Luttrell 630 Mr. Bob	Pat Thornton 1120 Bluegrass Ct.	Bryan Floyd 2420 Starwashed	Carole Floyd 2420 Starwashed
Karen Bryant 3211 Starwashed	Robert Latimer 592 Bluebonnet	Una Haynes 2811 Starwashed	Clyde Bryant 3211 Starwashed
David Berrier 2240 Clearview	Jackie Carbajal 710 Belmont	Bobby Carbajal 710 Belmont	Lori Chapman 2211 Clearview
Robert Carbajal 541 Apple Lane	Lala Carbajal 541 Apple Lane	Shane Chapman 2211 Clearview	James Chapman 2221 Clearview
Robert Ueberroth 1160 Cedar Drive	Sue MacAllister 3231 Starwashed	Mike Mullins 3011 Starwashed	Bill Major 561 Allen Lane
Donna Mullins 3011 Starwashed	James Garner 3061 Starwashed	Midge Garner 3061 Starwashed	Kenneth Lundberg 2830 Clearview

Roger Mangum 940 Apple Lane	Duff Hale 2830 Starwashed	Kevin Cox 1330 Apple Court	Davonnia Cox 1330 Apple Court
Janice Holson 3230 Starwashed	Wynette Green 1120 Apple Lane	Linda Waugh 4210 Sir Lancelot	Hank Miller 3031 Clear Creek
Regina Raybourn 2021 Clearview	Sam Raybourn 2021 Clearview	Patricia Cox 1310 Apple Court	Wanda Wilkerson 280 S. Walnut Grove
Patricia Lucia 1130 Sweetaire	Kevin Lucia 2820 Starwashed	Bradley Young 3021 Clear Creek	Mary Redding 2010 Clearview
Raymond Cuddy 2841 Starwashed	LaFerne Cuddy 2841 Starwashed	Sandra Justus 1121 Pimlico	V. Ray Justus 1121 Pimlico
Helen Lundberg 2830 Clearview	Darlia Hobbs Fort Worth	Rhonda Burch 1111 Bluegrass Court	Patricia Miller 3031 Clearcreek
William Gay 520 Allen Lane	Robert Armstrong 741 Belmont	Carol Dodd 3221 Starwashed	Gail Emanuel 741 Allen Lane
Dan Pratt 2231 Starwashed	Peggy Pratt 2231 Starwashed	Jennifer Matthews 3430 Starwashed	Pat Hall 2821 Starwashed
Kenneth Bruce 111 Lonquist	Peggy Phelps 2030 Starwashed	Robt Bass 2240 Starwashed	Laurie Young 3021 Clearcreek
Richard Temple 1340 Walter Stephnson	Juan Cariaga 751 Bluebonnet	Frances Cariaga 751 Bluebonnet	

With there being no further speakers, Councilmember Mitchell moved to close the public hearing. Motion was seconded by Councilmember Sibley and carried unanimously (6-0).

2006-473 CONDUCT A PUBLIC HEARING OF CASE NO. AX02-2005-42, THE SECOND OF TWO (2) PUBLIC HEARINGS FOR A PROPOSED ANNEXATION; THE PROPOSED ANNEXATION CONTAINS +/- 256 ACRES (TRACT A) OF LAND LYING WITHIN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN AND ADJOINING THE PRESENT BOUNDARY LIMIT LINES OF THE CITY OF MIDLOTHIAN; IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE CHAPTER 43 SUBCHAPTER C

Mayor Whatley opened the public hearing to receive public input.

SPEAKING IN OPPOSITION WERE:

Allen Reed 321 Linnie Pennie	Bill Bullinger 2496 Frances Lane	Darlia Hobbs Fort Worth	Pauline DelosSontos 251 McAda
Tamora Warmack 2810 Stevie Mike	Julie Dill 120 Clinton Lane	Tony Gill 560 Kirk Road	Nicki Smith 2080 FM 1387
Randy Smith 2080 FM 1387	Terri Neef 2141 Lon Hayes	Elizabeth Dykes 660 Primrose	John Hermanson 340 Linnie Pennie
David Lister 901 Pimlico Drive	Linda Hamilton 130 Clinton Lane	Brenda Sposito 2410 Stevie Mike	R. Glynn Dill 120 Clinton Lane

John Bottkol 4411 Sir Lancelot Cir.	Johnny Grant 2241 Lon Hayes	Bill Hamilton 130 Clinton Lane
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COMMENTS RECEIVED WERE:

- Annexation will create a personal grudge among people who will get even by voting incumbents out of office and then voting to kill any and everything proposed by the city; will be bitter, unwilling and resentful citizens; have awakened a sleeping giant
- Have right to do what we want with our own land; can add on to house or build barns
- Taxes will increase overall in order to provide services to new areas
- Against anything forced
- Wont be allowed to have grandparents visit and stay in travel trailer
- Emotion stress causes person to wake up during night and grab for gun because feel like being burglarized
- Maintain ball fields, volunteer with PTE, drive senior citizen bus, deliver meals on wheels, help bring food from food bank for local distribution, give back in many ways
- People moved here to get away from greater expansion, thousands of homes – Midlothian should stay a country town

NON-SPEAKERS REGISTERING IN OPPOSITION WERE:

Sharon Perdasofpy 2811 Stevie Mike	Anna White 111 Lynnne Pennie	Ursula Held 541 Lynnne Pennie	Terry Mach 2221 Stevie Mike
Kathleen Wood Granbury	Donald Luttrell 630 Mr. Bob Drive	Lisa K. Christie 341 Daisy Road	Gary Baker 5011 Vernon Point
Melanie Pritchett 610 Primrose	Ana Olvera 650 Primrose	Kay Luttrell 630 Mr. Bob Drive	Allan Christie 341 Daisy Road
Bill Hollingsworth 550 Lonquist	Bobbie Holland 330 Clinton Lane	Steve Holland 330 Clinton Lane	Dretha Welch 1021 McAda
Constance Wilson 660 McAda	Marceline Havens 541 Clinton Lane	Chris Houston 2121 Lon Hayes	Sheila Humphrey 810 Mr. Bob Drive
Sheila Wallace 130 Kirk Road	David Wallace 130 Kirk Road	Sherry Bruce 111 Lonquist	John Crenshaw 440 Mr. Bob Drive
Deborah Pasley 310 Clinton Lane	Hoyt Evans 640 Primrose	Toni Samaniego 640 Primrose	Greg Pasley 310 Clinton Lane
Jose´ E. Martinez 2840 Stevie Mike	Donna Gill 560 Kirk Road	Chris Houston 2121 Lon Hayes	Kim Houston 2121 Lon Hayes
Estala DeLos Santos 411 McAda	Steven DeLosSantos 411 McAda	Paul Welch 1021 McAda	Sharon Hendrickson 2426 Frances Lane
Cynthia K. Dugas 670 McAda	Roger Hodge 2424 Frances Lane	Mary Hodge 2424 Frances Lane	Sandra Grant 2241 Lon Hayes
Angie Stephens 510 Daisy Road	Bill Yandrak 631 Primrose	Tyda Shields 530 Lynnne Pennie	Horst Held 541 Lynnne Pennie
Jo Yindrak 631 Primrose			

With no more individuals registered to speak, Councilmember Beaudoin moved to close the public hearing. Motion was seconded by Councilmember Sibley and carried unanimously (6-0).

Mayor Whatley concluded the meeting by affirming council's respect for residents and their input. Council's purpose for the meetings was to provide accurate information rather than media distortions. All questions asked during the public hearings are to be answered on the city's website. Careful consideration will be given to all comments received from the public and council will deliberate as one body before deciding annexation issues

REGULAR AGENDA

2006-475 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 1: LEGAL – SLAYTON

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-476 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 2: LEGAL – SLEW SETTLEMENT

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-477 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 3: LEGAL – ECOM, CAUSE 68846

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-478 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 4: LEGAL – TCBL

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-479 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 5: LEGAL – COLVIN

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-480 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM #6: LEGAL– CCN

The Item was not discussed in Executive Session and no action was taken in Regular Session.

2006-481 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 7: LEGAL – PD4

No action was taken following Executive Session.

2006-482 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM # 8: LEGAL – ANNEXATION

No action was taken following Executive Session.

2006-483 ACTION RESULTING FROM EXECUTIVE SESSION, ITEM #9: LEGAL – RATZMAN

No action was taken following Executive Session.

2006-484 ADJOURN

With there being no further business to discuss, Councilmember Beaudoin moved to adjourn. Motion was seconded by Councilmember Massey and carried unanimously (6-0). The meeting was adjourned at 11:22 p.m.

ATTEST:

Boyce L. Whatley, Mayor

Lou Jameson, City Secretary