

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

Tuesday, October 26, 2010

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 P.M.

Call to Order, Invocation and Pledge of Allegiance

2010-388 Announcements/Presentations

- a. Community Affairs calendar
- b. Receive presentation from Midlothian Middle School Problem Solvers
- c. Receive presentation regarding Honor Flight trip to Washington D.C.
- d. Receive presentation from Pastor Bruce Prindle regarding Help Hope Build Haiti Project
- e. Administrative Announcements related to personnel

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.

2010-389 Consider and act upon minutes from City Council meetings of October 12, 2010

2010-390 Consider and act upon a professional service agreement with Bill Marquis, Marquis Restoration & Preservation (Case NO. M01-2010-08), to perform repairs to the historic Larkin Newton Log Cabin in an amount not to exceed \$60,000

REGULAR AGENDA

2010-391 Citizens to be Heard

2010-392 Receive update and review Ordinance 2010-01 regarding temporary reduction of impact fee rates for construction of single family residences within the City of Midlothian, and amend ordinance to remove building permit cap

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 roadway and parks improvement projects
2. Section 551.071 Legal: Consultation with attorney regarding City of Midlothian v. Randall Denton, MidTexas International Center, Inc., Texas Properties Trust and Trade Zone Operations, Inc.
3. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
4. Section 551.071 Legal: Consultation with attorney regarding Cause No. 08-C-3999, Ken Chambers v. Boyce Whatley, Steve Massey, Joe Frizzell and the City of Midlothian, pursuant to attorney's ethical duty to advise City regarding such matters
5. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3:10-cv-01521-K, Paul Nichols v. City of Midlothian

6. Section 551.087 Deliberation regarding economic development negotiations
7. Section 551.074(a)(1) Personnel: City Manager annual evaluation

REGULAR AGENDA

- 2010-393 Action resulting from Executive Session, Item #1: Real Estate/Roadway and Parks
- 2010-394 Action resulting from Executive Session, Item #2: Randall Denton, et al
- 2010-395 Action resulting from Executive Session, Item #3: Texas Central Business Lines
- 2010-396 Action resulting from Executive Session, Item #4: Ken Chambers, et al
- 2010-397 Action resulting from Executive Session, Item #5: Paul Nichols
- 2010-398 Action resulting from Executive Session, Item #6: Economic Development
- 2010-399 Action resulting from Executive Session, Item #7: City Manager evaluation
- 2010-400 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 October, 2010 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.**