

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, April 10, 2012**

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 and Administrative Conference Room of City Hall, 104 West Avenue E, Midlothian, Texas

REGULAR AGENDA – 6:00 P.M.

Call to Order, Invocation and Pledge of Allegiance

- 2012-125 Announcements/Presentations
- a. Community Affairs calendar
 - b. Receive donation from Midlothian Area Historical Society
 - c. Presentation of proclamation to Midlothian Panthers Varsity Hockey Club
 - d. 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.

- 2012-126 Consider and act upon minutes from City Council meetings of March 26 and 27, 2012
- 2012-127 Consider and act upon a cooperative purchasing agreement with the City of Frisco, Texas in order to gain access to a personal protective gear contract and various other contracts
- 2012-128 Consider and act upon a resolution authorizing a block party, located and hosted by property owners in a section of MidTowne, scheduled for Saturday, April 21, 2012, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 89-13 as amended, Section 4.4 (Case No. RES12-2011-43)

PUBLIC HEARINGS

- 2012-129 Conduct a public hearing to consider and act upon an ordinance designating Ash Grove Addition, Block 1, Lot 1R as the Northwest Tax Abatement Reinvestment Zone Number One, containing approximately 113.267 acres, located north of Gifco Road and 3,478 feet west of old Highway 67, in the City of Midlothian, Texas; establishing the boundaries thereof; and providing for an effective date

REGULAR AGENDA

- 2012-130 Citizens to be heard
- 2012-131 Consider and act upon authorizing the purchase of an Onsite Hypochlorite Generator System for Water Treatment Plant No. 2 from Process Solutions, Inc. in an amount not to exceed \$460,392
- 2012-132 Consider and act upon a contract with Circle H Contractors of Midlothian, Texas, for the construction of the Northridge Sanitary Sewer Project (south trunk line) in an amount not to exceed \$308,320.00
- 2012-133 Consider and act upon an ordinance amending the City of Midlothian's FY 2011-2012 Utility Fund Budget Appropriations in an amount not to exceed \$768,712 from the Unreserved Fund Balance for capital projects relating to Water Treatment Plant No. 2 and a priority sanitary sewer system improvement, 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

- 2012-134 Consider and act upon approving the expenditure of funds for pavement resurfacing services for Old Fort Worth Road with Reynolds Asphalt and Construction Company in an amount not to exceed \$56,147.60

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 City of Midlothian v. Randall Denton, MidTexas International Center, Inc., Texas Properties Trust and Trade Zone Operations, Inc.
2. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
3. Section 551.087 Deliberation regarding economic development negotiations
4. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
5. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
6. Section 551.071 Legal: Consultation with attorney regarding contemplated litigation (construction contract)

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

REGULAR AGENDA

- 2012-135 Action resulting from Executive Session, Item #1: Randall Denton, et al
- 2012-136 Action resulting from Executive Session, Item #2: Texas Central Business Lines
- 2012-137 Action resulting from Executive Session, Item #3: Economic Development
- 2012-138 Action resulting from Executive Session, Item #4: Real Estate
- 2012-139 Action resulting from Executive Session, Item #5: Real Estate
- 2012-140 Action resulting from Executive Session, Item #6: Contemplated litigation (construction)
- 2012-141 Action resulting from Executive Session related to Section 551.071(2)
- 2012-142 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 6th day of April, 2012 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.**