

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, September 22, 2015
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 the City Council Chambers at Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

REGULAR AGENDA

Call to Order, Invocation and Pledge of Allegiance

2015-336 Citizens to be heard

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.

2015-337 Consider and act upon minutes from the City Council meeting of September 8, 2015.

2015-338 Consider and act upon a resolution authorizing Creekside Manor Haunted House, an event hosted by Rusty Minter and Rheta Pressnell, scheduled for Fridays and Saturdays in October of 2015 for a total of 10 days, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24 as amended, Section 2.04 (Case No. SEP32-2014)

2015-339 Consider and act upon the updated pay plans for General Government, Police and Fire for FY 2015-2016

2015-340 Consider and act upon authorizing the City Manager to execute a "Permit to Operate and Maintain Facilities within Trinity River Authority of Texas Easement" for a new sanitary sewer force main to serve the Midlothian Business Park

2015-341 Consider and act upon an agreement between the Midlothian Community Development Corporation and Brad Oldham International, Inc. for the commission of the sculpture "Combination" to be constructed for the Conference Center and the new Courtyard by Marriott in the amount of \$275,100.

REGULAR AGENDA

2015-342 Consider and act upon a Development Agreement between The Grove E.C., LTD ("Grove E.C.") and the City of Midlothian, Texas for participation in the construction of infrastructure and site improvements for an approximate \pm 133.79 acre planned development referred to as The Grove (PD 62-A)

2015-343 Consider and act upon a resolution confirming an apportionment agreement with the City of Ovilla, Texas involving the release of approximately 1.05 acres of extraterritorial jurisdiction (ETJ) from the City of Midlothian to the City of Ovilla.

2015-344 Consider and act upon a resolution to nominate candidates to the 2016-2017 Board of Directors for the Ellis Appraisal District

2015-345 Consider and act upon an agreement for the expansion of the Midlothian Senior Citizens Community Center.

2015-346 Discuss potential agenda topics for City Council Workshops and direct staff as necessary

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 551.087 Deliberation regarding economic development negotiations
2. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
3. Section 551.071 Legal: Consultation with attorney based on an ethical duty to advise regarding potential litigation
4. Section 551.071 Legal: Consultation with attorney regarding ECOM Real Estate Management, Inc. v. City of Midlothian, Cause No. 68,846 in the 40th Judicial District Court, Ellis County, Texas
5. Section 551.071 Personnel Matters: (a)(1) Annual performance evaluations for City Manager and City Secretary

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), 551.076 (deployment/implementation of security personnel or devices) or 551.087 (economic development negotiations).

REGULAR AGENDA

2015-347 Action resulting from Executive Session, Item #1: Economic Development

2015-348 Action resulting from Executive Session, Item #2: Real Estate

2015-349 Action resulting from Executive Session, Item #3: Contemplated litigation

2015-350 Action resulting from Executive Session, Item #4: ECOM

2015-351 Action resulting from Executive Session, Item #5: City Manager and City Secretary evaluations

2015-352 Adjourn

I, Mary McDonald, 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 18th day of September, 2015 at or before 5:00 p.m.



Mary McDonald, 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.