

**AMENDED AGENDA**

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
JANUARY 22, 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

2008-14 Citizens to be Heard

2008-15 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. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

2008-16 Consider and act upon minutes from City Council meeting of January 8, 2008

2008-17 Consider and take action to approve the destruction of eight (8) SCBA cylinders that have exceeded their fifteen (15) year maximum service life

2008-18 Consider and act upon a Joint Election Agreement with the Midlothian Independent School District

**PUBLIC HEARINGS and REGULAR AGENDA**

2008-19 Continue a public hearing to consider and act upon amendments to the City of Midlothian Zoning Ordinance, adopted by Ordinance 89-13, as amended. Amending Article 14, "Adult Entertainment Establishment Regulations" with new regulations related to the creation of sexually oriented business, and any other corresponding additions, deletions or changes to various sections, articles and provisions contained in said Zoning Ordinance (Case No. OZ05-2007-25)

2008-20 Continue a public hearing and act upon an ordinance regarding amendments to the City of Midlothian Zoning Ordinance 89-13, as amended, to consider proposed amendments and changes to the City of Midlothian Zoning Ordinance 89-13, as amended: Article 6, Section 6.1, (Planned Development Amenities); and, any other corresponding additions, deletions or changes to various sections, articles and provisions contained in said Zoning Ordinance and, establishing an effective date (Case OZ06-2006-148)

**REGULAR AGENDA**

- 2008-21 Consider and act upon amendments to the City of Midlothian Zoning Ordinance, adopted by Ordinance 89-13, as amended. Amending Article 7, Section 7.7, the Screening and Fencing Regulations, and any other corresponding additions, deletions or changes to various sections, articles and provisions contained in said Zoning Ordinance (Case No. OZ04-2007-24)
- 2008-22 Consider and act upon a Memorandum of Understanding between the City of Midlothian and One Windsor Hills, L.P.
- 2008-23 Consider and take action to authorize staff to engage Mike Pietsch, P.E. Consulting Services, Inc. to perform a three-phase project to assist the City of Midlothian in achieving a reduction in our ISO rating
- 2008-24 Consider and act upon nominations to various Boards and Commissions:
  - Planning and Zoning Commission
  - 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 551.071 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
2. Section 551.071 Legal: Consultation with attorney regarding Cause No. 74216, Letha Black v. City of Midlothian, et al
3. 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
4. Section 551.072 Real Estate: Deliberate and consider the acquisition of real property necessary for roadway and parks improvement projects
5. Section 551.071 Legal: Consultation with attorney regarding Cause No. 3-07-CV-1351-N, Texas Central Business Lines Corporation v. City of Midlothian
6. Section 551.071 Legal: Consultation with attorney regarding Cause No. 68846, ECOM Real Estate Management, Inc., v. City of Midlothian
7. Section 551.074 Personnel Matters: (a)(1) to deliberate the duties, goals and objectives of the City Manager

### **REGULAR AGENDA**

- 2008-25 Action resulting from Executive Session, Item #1: TCBL
- 2008-26 Action resulting from Executive Session, Item #2: Black
- 2008-27 Action resulting from Executive Session, Item #3: Annexation
- 2008-28 Action resulting from Executive Session, Item #4: Property acquisition
- 2008-29 Action resulting from Executive Session, Item #5: TCBL federal

- 2008-30 Action resulting from Executive Session, Item #6: ECOM  
2008-31 Action resulting from Executive Session, Item #7: Personnel  
2008-31 Adjourn

I, Lou Jameson, 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 18<sup>th</sup> day of January, 2008, at or before 5:00 p.m.

  
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.**