

**NOTICE OF A WORKSHOP & REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, August 11, 2015**

Pursuant to the provisions of Chapter 551 VTCA Government Code, notice is hereby given of a Workshop & a Regular Meeting of the Midlothian City Council, to be held at Midlothian City Hall, 104 West Avenue E, Midlothian, Texas

**WORKSHOP 5:00 p.m. (Administrative Conference Room)**

Call to Order

2015-263 Review and discuss the Governance Policy in regards to the Board Nomination Subcommittee and direct staff as necessary.

2015-264 Adjourn

**REGULAR AGENDA 6:00 p.m. (City Council Chambers)**

Call to Order, Invocation and Pledge of Allegiance

2015-265 Constitution Week Proclamation

2015-266 Agency budget presentations and funding requests

2015-267 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.*

2015-268 Consider and act upon minutes from the City Council meetings of July 28, July 31 and August 4, 2015.

2015-269 Consider and act upon an Administrative Services Contract between the City of Midlothian and Midlothian Economic Development (MED).

2015-270 Consider and act upon an Administrative Services Contract between the City of Midlothian and the Midlothian Community Development Corporation (MCDC).

2015-271 Consider and act upon the Midlothian Chamber of Commerce's request to expend \$3,902.35 of Municipal Hotel/Motel Tax monies for advertisement and other related expenditures for the 2015 Fall Festival.

**PUBLIC HEARINGS**

2015-272 Conduct a Public Hearing to act upon a request to rezone The Reserve at Silken Crossing, containing  $\pm$  17.055 acres from Community Retail (CR) District to a Planned Development District No. 79 (PD-79) for multifamily uses developed at a density not to exceed fourteen (14) living units per gross acre; being situated within the William Hawkins Survey, Abstract No. 465, and the Benjamin F. Hawkins Survey, Abstract No. 464, in the City of Midlothian, Ellis County, Texas; and being located on the south side of George Hopper Road, approximately 1,900 feet east of South 14th Street (Case No. Z09-2014-96).

## REGULAR AGENDA

- 2015-273 Consider and act upon an “Agreement for the Sale and Delivery of Treated Water to Sardis-Lone Elm Water Supply Corporation by the City of Midlothian”
- 2015-274 Consider and act upon the rejection of bids received June 23, 2015 for Water Treatment Plant Facility Pumps & Motors Maintenance with agreement to re-bid in six months. Legacy Contracting, LLC dba Control Specialists is the current Facility Electrical Maintenance Services contractor for the Water Treatment Plant.
- 2015-275 Consider and act upon an extension of the existing contract with Legacy Contracting, LLC, for six months to provide Facility Electrical Maintenance Services for the Water Treatment Plant.
- 2015-276 Consider and act upon a fencing plan and preliminary plat of Four Trees Addition containing ± 195.585 acres. Said acreage being situated in the S. Fredrick Survey, Abstract No. 357, E. Bryson Survey, Abstract 117, and the John Crane Survey, Abstract 246, being located at the northeast corner of future North Walnut Grove Road and West Shiloh Road, in the City of Midlothian, Texas. (Case No. PP09-2014-71)
- 2015-277 Consider, discuss and take a record vote to propose an ad valorem tax rate of \$0.708244 and schedule two public hearings regarding the proposed ad valorem tax rate for August 25, 2015 and September 1, 2015.
- 2015-278 Consider a draft Development Agreement and Finance Plan with City of Midlothian Municipal Management District No. 2 and ECOM Real Estate Management, Inc. relating to the development and financing of public improvements within the Diamond “J” Ranch, Planned Development District No. 75 (PD-75) and direct staff accordingly.
- 2015-279 Consider and act upon a resolution appointing the initial directors of the Midlothian Municipal Management District No. 2, and direct staff accordingly.

## 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 Supreme Court of Texas Cause No. 10-0150, ECOM Real Estate Management, Inc. v. City of Midlothian, Texas.

*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

- 2015-280 Action resulting from Executive Session, Item #1: Economic Development
- 2015-281 Action resulting from Executive Session, Item #2: Real Estate
- 2015-282 Action resulting from Executive Session, Item #3: Contemplated litigation
- 2015-283 Action resulting from Executive Session, Item #4: ECOM
- 2015-284 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 7th day of August, 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.**