

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, April 12, 2016
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

- 2016-102 Midlothian Arts Council recognition of Kids Fishing Derby photography contest winners
- 2016-103 Motorcycle Safety Month proclamation
- 2016-104 Distracted Driving Month proclamation
- 2016-105 National Public Safety Telecommunicators Appreciation Week proclamation
- 2016-106 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.

- 2016-107 Consider and act upon minutes from the City Council meeting of March 22, 2016.
- 2016-108 Consider and act upon a resolution authorizing the Heroes of Midlothian 5K Benefit Run hosted by the Heroes of Midlothian Foundation scheduled for Saturday, May 21, 2016, in accordance with zoning requirements for Special Events as established by the City of Midlothian Zoning Ordinance 2013-24 as amended, Section 2.04 (Use Table) (Case No. SEP13-2015)
- 2016-109 Consider and act upon a resolution authorizing the City of Midlothian Movies In The Park, an event hosted by the Parks & Recreation Department, scheduled on Saturdays, June 11, July 9, and August 13, 2016, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24 as amended, Section 2.04 (SEP15-2015).
- 2016-110 Consider and act upon a resolution authorizing the Midlothian 8th Street Dance, an annual event hosted by the Parks & Recreation Department, scheduled for Saturday, May 14, 2016, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24 as amended, Section 2.04 (SEP14-2015)

PUBLIC HEARINGS

- 2016-111 Conduct a public hearing and act upon an ordinance to rezone 131.61± acres from the current Agricultural (A) and Single-Family One (SF-1) District to a Planned Development District No. 81 (PD-81) for Heritage Crossing containing residential, community retail, professional office, and open space uses. Property is in the J. Smith Survey, Abstract No. 972, the R.W. Tucker Survey, Abstract No. 1311, and the J. Powers Survey, Abstract No. 838, being generally located at the northeast corner of FM 1387 and North Walnut Grove Road (Case No. Z01-2015-03).

REGULAR AGENDA

- 2016-112 Consider and act upon a Public Improvement Participation Agreement between the City of Midlothian and Firefly Gardens, LLP for the upsizing of a City water line and other related water system improvements along the south side of US Highway 287 to serve Firefly Gardens in a total cost participation amount not to exceed \$30,417

- 2016-113 Consider and act upon an ordinance of the City of Midlothian, Texas, amending the Code of Ordinances by amending Chapter 13 titled "Utilities" by amending article 13.06 titled "Solid Waste" by amending Section 13.006.02 titled "Definitions" by adding a new definition for "Recycle Bags" and amending the definition for "Bundle"; by amending Section 13.06.003 titled "Type of Collection" by amending Subsection 13.06.003(b)(1) titled "Location of Containers, Bags, and Bundles for Collection"; by amending Section 13.06.004 titled "Preparation of Collection" to include regulations for recyclables and cut and bundled brush; by amending Section 13.06.005 "Operation" by providing a revised schedule for collection of residential refuse and holidays; providing a repealing clause; providing a severability clause; providing a savings clause; providing for a penalty of fine not to exceed two thousand dollars (\$2,000.00); and providing for an effective date.
- 2016-114 Consider and act upon awarding a contract to Champion Coatings Inc. for the Concrete Storage Tanks Roof & Wall Coatings on the one million and three million gallon concrete storage tanks located at the Tayman Water Treatment Plant in an amount not to exceed \$75,000
- 2016-115 Consider and act upon an Economic Incentive and Performance Agreement between Midlothian Community Development Corporation (MCDC) and Gatehouse Midlothian Ownership, LLC.

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: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
2. Section 551.071(2) Legal: Consultation with city attorney on any agenda item listed herein.
3. Section 551.074 Personnel Matters: (a)(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. Assistant City Manager

REGULAR AGENDA

- 2016-116 Action resulting from Executive Session, Item #1: Real Estate
- 2016-117 Action resulting from Executive Session, Item #2: Legal
- 2016-118 Action resulting from Executive Session, Item #3: Personnel Matters
- 2016-119 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 8th day of April, 2016 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.**