

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, SEPTEMBER 11, 2018**

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 6:00 p.m.

- Call to Order, Invocation and Pledge of Allegiance
- 2018-306 Fire Department 9/11 Remembrance
- 2018-307 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.

- 2018-308 Consider and act upon minutes from the City Council meetings of August 28 and September 4, 2018.
- 2018-309 Consider amending the Human Resources Policy Manual to include Martin Luther King, Jr. as an official holiday observed by the City of Midlothian.
- 2018-310 Consider and act upon a resolution authorizing the Midlothian High School Homecoming Parade, scheduled for Monday, September 17, 2018, 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. SEP28-2018).
- 2018-311 Consider and act upon a resolution authorizing the Community Campout, scheduled for Friday, November 2, 2018 through Saturday, November 3, 2018, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24, as amended, Section 2.04 (Use Table) (SEP29-2018)
- 2018-312 Consider and act upon a resolution authorizing a negotiated settlement between the Atmos Cities Steering Committee and the Atmos Energy Corporation.

PUBLIC HEARINGS

- 2018-313 Conduct a public hearing and consider and act upon an ordinance amending the City of Midlothian Zoning Ordinance by adopting a combination concept plan and development site plan, including building elevations and landscape plan, for a 30.70± acre portion of the property within Planned Development District No. 113 (PD-113). The property is generally located to the east of South 14th Street (1,000 feet), between U.S. Highway 287 and George Hopper Road (Case No. SP16-2018-129).
- 2018-314 Conduct a public hearing and consider and act upon an ordinance granting a Specific Use Permit (SUP) to allow for the use of a gasoline station with retail sales relating to the development and use of 0.8995± acres out of the William Hawkins Survey, Abstract Number 465 and the Benjamin F. Hawkins Survey, Abstract Number 464, generally located to the north of Business 287 (East Main Street), between North Midlothian Pkwy and Murray Street. (SUP14-2018-132).

- 2018-315 Conduct a public hearing and consider and act upon an ordinance to rezone Lots 3 and 4, Block 37, Original Town, from Residential Three (R3) District to Urban Village Planned Development District No. 115 (UVPD-115) for Professional Office uses. The property is located at 209 South 5th Street (Case No. Z25-2018-127).
- 2018-316 Conduct a public hearing regarding the proposed FY 2018-2019 Annual Operating Budgets for the City of Midlothian.

REGULAR AGENDA

- 2018-317 Consider and act upon an ordinance, by record vote to adopt the FY 2018-2019 Annual Operating Budget and plan for municipal services for the ensuing fiscal year beginning October 1, 2018 and ending September 30, 2019, in accordance with Local Government Code §102; appropriating money to a Sinking Fund to pay interest and principal on the City's indebtedness; appropriating the various amounts thereof; repealing conflicting ordinances and resolutions; including a severability clause and establishing an effective date
- 2018-318 Consider and act upon an ordinance, by record vote of the City Council of the City of Midlothian, Texas, levying and assessing municipal ad valorem taxes for the City of Midlothian, for the fiscal year 2018-2019, at \$0.381223 for Maintenance and Operations and \$0.327021 for Interest and Sinking Funds, for a total of \$0.708244, specifically for the purpose for which said taxes may be expended and directing the assessment and collection thereof; repealing conflicting ordinances and resolutions; including a severability clause and establishing an effective date.
- 2018-319 Consider and take a separate vote to ratify a property tax revenue increase as reflected in the FY 2018-2019 Annual Operating Budget when compared to the FY 2017-2018 Annual Operating Budget; this budget will raise more total property taxes than last year's budget by \$4,793,562 which is an 22.42% increase from last year's budget and, of that amount, \$4,091,991 is tax revenue to be raised from new property added to the tax roll this year.
- 2018-320 Consider and act upon an ordinance of the City of Midlothian, Texas, providing for a seventy thousand dollars (\$70,000) residential homestead exemption and tax ceiling for persons sixty-five years of age or older and providing an exemption for disabled veterans based upon the degree of their disability; repealing conflicting ordinances and resolutions; including a severability clause and establishing an effective date.
- 2018-321 Consider and act upon a request to allow direct residential driveway access onto Mockingbird Lane for Lot 2, Block A, Sinsontli Addition, commonly known as 5041 Mockingbird Lane (Case No. M14-2018-116).
- 2018-322 Consider and act upon an Agreement for Professional Services with Freese and Nichols, Inc. for engineering-related services associated with the preparation of a preliminary assessment of the City of Midlothian's Auger and Tayman water treatment plants for future expansion alternatives and costs in a not to exceed amount of \$193,197.
- 2018-323 Consider and act upon a bid award to Circle H Contractors, LP for the Ledgestone Lane Roadway Improvement Project comprised of a base bid in the amount of \$3,571,708.50 and Change Order No. 1 in a deductive amount of \$670,000, resulting in a revised contract amount of \$2,901,708.50, plus contingency funds in the amount of \$100,000, for a total project amount not to exceed \$3,001,708.50.
- 2018-324 Consider and act upon a Third Amendment to the "Agreement for the Sale and Delivery of Treated Water to Sardis-Lone Elm Water Supply Corporation by the City of Midlothian."

2018-325 Consider and act upon a resolution authorizing an expenditure in the amount of Five-hundred fourteen thousand eight-hundred and 00/100 (\$514,800.00) dollars, by the Midlothian Community Development Corporation (MCDC or 4B) to fund half the cost of the Field Use Agreement with MISD and the purchase of accessible playground equipment for various City parks.

2018-326 Consider and act upon the rejection of bids received August 9, 2018 for the construction of the City of Midlothian Fire Department Training Facility.

EXECUTIVE SESSION

The City Council will convene into executive session pursuant to the following sections of the Texas Government Code. Executive Session items are discussed in closed session but any and all action is taken in regular open session.

1. Section 551.071(2) Legal: Consultation with city attorney on any agenda item listed herein.

REGULAR AGENDA

2018-327 Action resulting from Executive Session, Item #1: Legal

2018-328 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 September, 2018 at or before 6:00 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.**