

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, FEBRUARY 12, 2019**

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

2019-29 Receive a Quarterly Investment Report from Patterson & Associates

2019-30 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.

2019-31 Consider and act upon minutes from the City Council meetings of January 22 and 29, 2019.

2019-32 Consider and act upon a resolution authorizing the Midlothian Kids Fishing Derby, an annual event hosted by the City of Midlothian Parks & Recreation Department, scheduled for Saturday, April 6, 2019, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24 as amended, Section 2.04 (SEP07-2019)

2019-33 Consider and act upon a resolution authorizing the Manna House Turkey Trot 5K, an event hosted by Manna House and scheduled for Saturday, November 28, 2019, 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) (Case No. SEP08-2019).

2019-34 Consider and act upon an Ordinance of the City of Midlothian, Texas, amending the Code of Ordinances by amending Chapter 12 titled "Traffic and Vehicles" by amending and restating Article 12.04 titled "Truck Routes" by amending Section 12.04.002 titled "Restrictions on Certain Streets" to include additional streets; by amending Section 12.04.003 titled "Streets Prohibited to Certain Vehicles" to include additional streets.

2019-35 Consider and act upon a resolution authorizing the use of a temporary concrete batch plant for Massey Meadows for the purpose of completing the paving of public roads and providing for procedures established by the Texas Local Government Code and City Ordinance; providing for conditions and exemptions; and setting an effective date and termination date (Case No. M11-2019-48).

2019-36 Consider and act upon a Facility Lease Agreement Modification with Midlothian Civic Center, Inc. amending the current agreement Section IV: City Use of Leased Premises.

2019-37 Consider and act upon awarding a contract to Chameleon Industries, Inc. for Bulk Aluminum Sulfate for use at the City's water treatment plants, based on an initial unit price bid of \$220.00 per dry ton.

PUBLIC HEARINGS

- 2019-38 Conduct a public hearing to consider and act upon an ordinance amending the City of Midlothian Zoning Ordinance and Zoning Map by changing the zoning of 3.190± acres out of the William Hawkins Survey, Abstract No. 465 from Single-Family Three (SF-3) Zoning District to Planned Development District No. 36 (PD-36);amending and restating in their entirety the development and use regulations of Planned Development District No. 36 (PD-36) as adopted by Ordinance No. 2006-17 and amended by Ordinance No. 2010-29, (Case No. Z06-2019-26).
- 2019-39 Conduct a public hearing and consider and act upon an ordinance granting a Specific Use Permit for two capsule wall signs located on Lot 4, Block A, Midlothian Towne Crossing commonly known as 2210 FM 663, Suite 122 (Case No. SUP01-2019-29).
- 2019-40 Conduct a public hearing and consider and act upon an ordinance granting a Specific Use Permit for a wall sign to extend beyond the building roofline located on the South Half of Lot 11-R, Block 10 of Original Town of Midlothian, commonly known as 300 N. 8th Street (Case No. SUP02-2019-30).

REGULAR AGENDA

- 2019-41 Consider and act upon a “Detailed Site Plan” for a Professional Office Building on 30.705± acres situated on Lot 2, Block 1 of the Hopper-287 Addition 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. SP03-2019-36).
- 2019-42 Consider and act upon a request for a waiver from Section 13.3.003 of the Code of Ordinances from having to connect to the sanitary sewer system for 6.208± acres of land in OT Midlothian Section 2. The property is located at 706 W. Avenue I (Case No. M06-2019-22).
- 2019-43 Consider and act upon a resolution accepting a voluntary annexation petition and authorizing the setting of a date, time, and place for two (2) Public Hearings on the contemplated voluntary annexation of 19.28± acres of land, situated in the A.S. Jenkins Survey, Abstract Number 554, and the J.P. Alford Survey, Abstract Number 7, Ellis County, Texas and more generally described in Exhibit “A” in the associated voluntary annexation petition (Case No. AX02-2019-52).
- 2019-44 Consider and act upon an agreement with Q Roberts Trucking, Dallas, TX for the removal of approximately 120,000 cubic yard soil/rock stockpile located at the Midlothian Community Park with a bid amount of \$478,800 and a contingency of 5% for a total not to exceed \$502,740.
- 2019-45 Consider and discuss the status of Keep Midlothian Beautiful and possible conversion to a City board and direct staff as necessary.

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.
2. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the sale, exchange, or value of real property – 14th Street right-of-way

3. Section 551.071 Legal: Consultation with city attorney regarding Public Utility Commission of Texas Docket No. 44394 and appeal - Certificate of Convenience & Necessity – City of Midlothian & Mountain Peak Special Utility District
4. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the exchange, lease or value of real property – South 5th Street – Property ID: 193362

REGULAR AGENDA

- 2019-46 Action resulting from Executive Session, Item #1: Legal
- 2019-47 Action resulting from Executive Session, Item #2: Real Estate – 14th Street
- 2019-48 Action resulting from Executive Session, Item #3: Legal – PUCT Docket No. 44394
- 2019-49 Action resulting from Executive Session, Item #4: Real Estate – South 5th Street
- 2019-50 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 February, 2019 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.**