

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, SEPTEMBER 10, 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

2019-321 Citizens to be heard - *The City Council invites citizens to address the Council on any topic not already scheduled for a Public Hearing. Citizens wishing to speak should complete a "Citizen Participation Form" and present it to the City Secretary prior to the meeting. Speakers are limited to 3 minutes. In accordance with the Texas Open meetings Act, the City Council cannot take action on items not listed on the agenda. However, your concerns may be addressed by City Staff, placed on a future agenda, or responded to by some other course.*

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.

2019-322 Consider and act upon minutes from the City Council meeting of August 27, 2019.

2019-323 Consider and act upon a resolution amending Resolution 2019-11 authorizing the Midlothian Market, an event hosted by the Midlothian Downtown Business Association, to extend the ending date from October 12 to November 2, 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. SEP23-2019).

2019-324 Consider and act upon a resolution authorizing the annual Midlothian Downtown Trick-or-Treat; an event hosted by the Midlothian Downtown Business Association and the City of Midlothian. The event is scheduled for Thursday, October 31, 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. SEP24-2019)

2019-325 Consider and act upon a resolution authorizing the Running of the Elves 5K, an event hosted by the Midlothian High School (MHS) Project Graduation 2020 and scheduled for Saturday, December 7, 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. SEP25-2019).

PUBLIC HEARINGS

- 2019-326 Conduct a public hearing and consider and act upon an ordinance granting a Specific Use Permit (SUP) to allow for a Secondary Dwelling Unit. The property contains 1.033± acres situated on Lot 16, Block D, Crystal Forest Estates, generally located at 3070 Katy Kourt West (Case No. SUP20-2019-136).
- 2019-327 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit (SUP) authorizing property currently zoned Planned Development District No. 19 (PD-19) to be used for a restaurant over 1,000 square feet. The property is located directly to the east of Reindeer Drive, and approximately 200 feet south of the Harvest Hill Drive (Case No. SUP19-2019-135).
- 2019-328 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit on Lot 1, Block G, Massey Meadows (commonly known as 502 Marigold Drive), to allow for a residential subdivision sign located on the north side of FM 1387 near the entrance of Massey Meadows subdivision (Case No. SUP16-2019-128).
- 2019-329 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit on Lot 1, Block A, Massey Meadows (commonly known as 745 Indian Blanket Drive), to allow for a residential subdivision sign located on the east side of Walnut Grove Road near the entrance of the Massey Meadows subdivision (Case No. SUP17-2019-129).
- 2019-330 Conduct a public hearing and consider and act upon an ordinance relating to the use and development of 2.01± acres out of the Martha Brenan Survey, Abstract No. 43, by changing the zoning from an Agricultural (A) District to Single-Family One (SF-1) District. Located at 531 Bluebonnet Lane (Case No. Z20-2019-133).
- 2019-331 Conduct a public hearing and consider an act upon an ordinance granting a Specific Use Permit (SUP) for a daycare relating to the use and development of 2.01± acres out of the Martha Brenan Survey, Abstract No. 43, Ellis County, Texas (commonly known as 531 Bluebonnet Lane) and presently zoned Agricultural (A) District (Case No. SUP18-2019-134).
- 2019-332 Conduct a public hearing regarding the proposed FY 2019-2020 Annual Operating Budgets for the City of Midlothian.

REGULAR AGENDA

- 2019-333 Consider and act upon an ordinance, by record vote to adopt the FY 2019-2020 Annual Operating Budget and plan for municipal services for the ensuing fiscal year beginning October 1, 2019 and ending September 30, 2020, 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.

- 2019-334 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 2019-2020, at \$0.383540 for Maintenance and Operations and \$0.301460 for Interest and Sinking Funds, for a total of \$0.685000, 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.
- 2019-335 Consider and take a separate vote to ratify a property tax revenue increase as reflected in the FY 2019-2020 Annual Operating Budget when compared to the FY 2018-2019 Annual Operating Budget; this budget will raise more total property taxes than last year's budget by \$1,969,885 which is a 7.5% increase from last year's budget and, of that amount, \$1,140,724 is tax revenue to be raised from new property added to the tax roll this year.
- 2019-336 Consider and act upon a resolution authorizing a grant in the amount of \$78,231 be awarded by the Midlothian Community Development Corporation (MCDC or 4B) to Manna House to fund the purchase of 2018 FTR, MT8 248" Refrigerated Truck with vehicle wrap.
- 2019-337 Receive a report from Midlothian Economic Development (MED) regarding the President/CEO search and selection process.
- 2019-338 Consider and act upon a special exception to the Midlothian Subdivision Regulations, Section 6.14.6, regarding standard specifications and requirements, relating to a lot or parcel served by an on-site sewage facility, being the South Portion of Lot 2, Block 2 of Eastgate Industrial Park. The property is located at 881 Eastgate Road (Case No. M36-2019-131).
- 2019-339 Consider and act upon a special exception request to the Midlothian Subdivision Regulations, Section 6.14.6, regarding standard specifications and requirements, relating to a lot or parcel served by an on-site sewage facility, being Lots 6-10, 23-27, Block 17, Skyline Addition. The property is generally located at 4922 Cecilla Avenue (Case No. M39-2019-139).
- 2019-340 Consider and act upon a sixty (60) month lease for replacement phone equipment including 177 phones, two servers and two routers in addition to professional services to replace, upgrade, install and test all equipment as part of the City's system replacement program approved in the FY 2018-2019 Budget.
- 2019-341 Discussion regarding the creation of Redden Farms Public Improvement District and direction to 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 551.074 Personnel Matters: (a)(1) to deliberate the evaluation and duties of a public officer or employee – City Manager & City Secretary

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- 2019-342 Action resulting from Executive Session, Item #1: Legal
- 2019-343 Action resulting from Executive Session, Item #2: Personnel Matters
- 2019-344 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 6th day of September, 2019 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.**