

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, May 10, 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

2016-135 Elect Mayor pro tem

2016-136 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.

2016-137 Consider and act upon minutes from the City Council meeting of April 26, 2016.

2016-138 Consider and act upon a resolution authorizing the Relay For Life event hosted by the American Cancer Society scheduled for Friday, June 10, 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. SEP16-2015)

2016-139 Consider and act upon an ordinance approving the negotiated rate settlement with Atmos resolving the 2016 Rate Review Mechanism ("RRM") filing, and implementing the rate change.

PUBLIC HEARINGS

2016-140 Conduct a public hearing to consider and act upon an ordinance to rezone 15.41± acres out of the Coleman Jenkins Survey, Abstract No. 555, located at 3080 Shady Grove Road from Agricultural (A) to Planned Development (PD) District No. 82 for Plant Nursery/Greenhouse uses and associated ancillary uses, including adoption of a site plan and development regulations (Case No. Z07-2015-36).

2016-141 Conduct a public hearing to consider and act upon a request to amend the use and development regulations of Planned Development District No. 23 (PD-23), to eliminate the minimum park/open space requirement, change the base zoning of Lot 20, Block B, Cotton Creek Ranch Addition (generally located at the western cul-de-sac of Chuck Wagon Drive, ± 670 feet west of Rattlesnake Drive), and adopt development regulations for said Lot 20 (Case No. Z10-2013-59).

2016-142 Conduct a public hearing to consider and act upon an ordinance granting a Specific Use Permit (SUP) for a Contractor Shop and Storage Yard use for property currently zoned Light Industrial (LI), situated in the Robert Horton Survey, being specifically located at 619 North 7th Street, approximately 174 feet north of West Avenue B (Case No. SUP02-2015-60).

2016-143 Conduct a public hearing to consider and act upon an ordinance to rezone Lot 2, Block 2, Hale's Addition, located ±70 feet north of West Avenue K (commonly known as 319 South 9th Street) from Residential-Three (R-3) District to Planned Development District No. 81 for Professional Office uses (Case No. Z12-2015-56).

- 2016-144 Conduct a public hearing to consider and act upon an ordinance amending Ordinance 2011-23, by adding one (1) new road segment, specifically an auxiliary lane along FM 663 at Tower Road, to the City's Roadway Impact Fee-Capital Improvement Project (IF-CIP) List and Map; providing for a conflicts clause; providing for a severability clause, and providing an effective date (Case No. M11-2015-52).
- 2016-145 Conduct a public hearing to consider and act upon an ordinance granting a Specific Use Permit (SUP) for a Pole Sign, with a changeable electronic variable message board on property located in Planned Development District No. 78 (PD-78), being 3.799± acres out of the H.F. Hinkley Survey, Abstract No. 459, located on the east side of U.S. Highway 67, approximately 2,600 feet north of 9th Street, and adopting regulations relating to the location, design, and operation of said sign (SUP03-2015-62).
- 2016-146 Conduct a public hearing to consider and act upon an ordinance to rezone ± 10.278 acres from the current Planned Development District No. 2 (PD-2) to a Planned Development District No. 84 (PD-84) for Attached Residential Townhomes and Community Retail land uses. Property is described as being in the William Hawkins Survey, Abstract 465, and is situated on the south side of East Ridge Drive, ±400 feet east from N. 14th Street. (Case No. Z11-2015-48).

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 551.071(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 purchase, exchange, lease or value of real property – Ledgestone Lane and Plainview Road right-of-way
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

- 2016-147 Action resulting from Executive Session, Item #1: Legal
- 2016-148 Action resulting from Executive Session, Item #2: Real Estate
- 2016-149 Action resulting from Executive Session, Item #3: Personnel
- 2016-150 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 May, 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.**