

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, MARCH 23, 2021**

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. The meeting may be viewed online at www.midlothian.tx.us/watchlive.

WORKSHOP AGENDA 5:00 p.m.

Call to order.

2021-128 Receive ethics training from the City attorney to include use of social media by elected official.

REGULAR AGENDA 6:00 p.m.

Call to Order, Invocation, Pledge of Allegiance and the Preamble to the U.S. Constitution.

“We the People of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defence, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America.”

2021-129 Receive Quarterly Board Liaison Reports

2021-130 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 no less than five minutes prior to the start of 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. Citizens not attending in person may submit comments on our website at www.midlothian.tx.us/Participate.*

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.

2021-131 Consider and act upon minutes from the City Council meeting of March 9, 2021.

2021-132 Consider and act upon an Interlocal Cooperative Purchasing Agreement with the Town of Flower Mound, Texas.

2021-133 Consider and act upon an Interlocal Cooperative Purchasing Agreement with the City of The Colony, Texas.

2021-134 Consider and act upon a resolution authorizing the Bridges Inclusion Rally, an event hosted by the Bridges Training Foundation and scheduled for Saturday, June 26, 2021, 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. SEP06-2021).

- 2021-135 Consider and act upon a resolution authorizing continued participation with the Oncor Cities Steering Committee; and authorizing the payment of six cents (\$0.06) per capita to the Oncor Cities Steering Committee to fund activities of the Steering Committee.
- 2021-136 Consider and act upon an agreement with Medical Priority Consultants, Inc. dba Priority Dispatch Corp. for the Medical Priority Dispatch System in the amount of \$63,360.00.

PUBLIC HEARINGS

- 2021-137 Continue a public hearing and consider and act upon an ordinance changing the zoning of 6.320± acres out of the J.B. Littlepage Survey, Abstract No. 643, and the J. Sharkey Survey, Abstract No. 1065, described in Exhibit “A” hereto from Community Retail (CR) District to Planned Development District No. 142 (PD-142) for Community Retail (CR) District uses; adopting development and use regulations; granting a specific use permit for mini-warehouse storage (self-storage) uses. The property is generally located on U.S. Highway 67 and approximately 400 feet west of Overlook Drive (Case No. Z18-2021-072).
- 2021-138 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit (SUP) for a restaurant (over 1,000 square feet in size), relating to the use and development of ±1.0869 acres of land presently zoned Commercial (C) District. The property is located at 3261 FM 663, Suite B. (Case No. SUP15-2021-092).
- 2021-139 Conduct a public hearing and consider and act upon an ordinance accepting and approving a service and assessment plan and assessment rolls for the Redden Farms Public Improvement District, levying special assessments against certain property in the District and making certain findings and determinations relating to the District.

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- 2021-140 Consider and act upon an ordinance approving the issuance and sale of "City of Midlothian, Texas, Special Assessment Revenue Bonds, Series 2021 (Redden Farms Public Improvement District Improvement Areas #1-2 Project)" and approving various documents related to such bonds.
- 2021-141 Consider and act upon an ordinance approving the issuance and sale of "City of Midlothian, Texas, Special Assessment Revenue Bonds, Series 2021 (Redden Farms Public Improvement District Major Improvement Area Project)" and approving various documents related to such bonds.
- 2021-142 Consider and provide direction to staff regarding current and future International Building Code when relating to fire suppression of buildings greater than 6,000 square feet.
- 2021-143 Consider and act upon a request for a waiver from Section 13.03.003 of the City of Midlothian Code of Ordinances to not be required to connect to the city’s sanitary sewer system on 6.320± acres out of the J.B. Littlepage Survey, Abstract No. 643, and the J. Sharkey Survey, Abstract No. 1065, depicted in Attachment “1”, presently zoned Community Retail (CR) District. The property is generally located on U.S. Highway 67 and approximately 400 feet west of Overlook Drive (Case No. M12-2021-093).
- 2021-144 Consider and act upon an Interlocal Agreement for Roadway Facilities and Water Line Improvements between the Midlothian Independent School District and the City of Midlothian, Texas for the design, construction and cost sharing of public improvements along Hawkins Run Road and S. 14th Street, which are necessary to serve Elementary School #8.
- 2021-145 Consider and act upon authorizing the City Manager to enter into negotiations with Waste Connections to execute a contract to provide Solid Waste and Recycling Services for the City of Midlothian.

- 2021-146 Consider and act upon an agreement with Day Services, LLC for the 2020-2021 Utility Projects Phase II Water and Sanitary Sewer Line Improvements Project with a base bid \$593,856.00 and the Alternate Bid 2 amount of \$275,380.50 plus 10% contingency, for a total not to exceed amount of \$956,160.15.
- 2021-147 Consider and discuss an update on Midlothian Higher Education Center and Midlothian Economic Development's efforts to promote the center.
- 2021-148 Consider and act upon a recommendation from Midlothian Economic Development to approve a Purchase and Sale Agreement with Provident Realty Advisor, Inc. for approximately 58 acres of land located within the Midlothian Business Park.
- 2021-149 Consider and act upon a License Agreement with Parks of Somercrest, LTD. for the removal of soil from City owned property located on Ledgestone Lane.

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 purchase, exchange, lease or value of real property. South Walnut Grove Road Right-of-Way.
- 3. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property. McAlpin Road Right-of-Way.
- 4. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property. Hawkins Run Road Right-of-Way.
- 5. Section 551.087 Economic Development: (1) Deliberation regarding commercial or financial information received from a business prospect and/or (2) To deliberate the offer of a financial or other incentive to a business prospect. Project 2102

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- 2021-150 Action resulting from Executive Session, Item #1: Legal
- 2021-151 Action resulting from Executive Session, Item #2: Real Estate
- 2021-152 Action resulting from Executive Session, Item #3: Real Estate
- 2021-153 Action resulting from Executive Session, Item #4: Real Estate
- 2021-154 Action resulting from Executive Session, Item #5: Economic Development
- 2021-155 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 19th day of March, 2021 at or before 6pm.


 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.

**CORRECTION TO NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS**

**MARCH 23, 2021
6:00 p.m.**

REGULAR AGENDA

Agenda Item #2021-146 is amended to read as follows:

2021-146 Consider and act upon an agreement with Day Services, LLC for the 2020-2021 Utility Projects Phase II Water and Sanitary Sewer Line Improvements Project with a base bid \$593,856.00 and the Alternate Bid 3 amount of \$95,943.75 plus a 10% contingency, for a total not to exceed amount of \$758,779.73.

I, Mary McDonald, Deputy City Secretary of the City of Midlothian, Texas, do hereby certify that this Correction to Notice of a Regular 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 19th day of March, 2021, at or before 6:00 p.m.


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