

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, June 24, 2014
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
- 2014-235 Announcements/Presentations
- a. Community Affairs calendar
 - b. Introduction of new Police Department personnel
 - c. Recognition of Police Department staff by Big Brothers/Big Sisters organization
 - d. Administrative announcements related to personnel
- 2014-236 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.

- 2014-237 Consider and act upon minutes from City Council meetings of June 3 and June 10, 2014
- 2014-238 Consider and act upon a resolution authorizing the Midlothian Annual Independence Day Fireworks Display hosted by Citizens National Bank of Texas scheduled for Thursday, July 3, 2014, in accordance with the 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. SEP25-2013)

PUBLIC HEARINGS

- 2014-239 Conduct a public hearing and act upon an ordinance providing for a curfew for minors under 17 years of age. The ordinance is designed to prohibit the unsupervised and random movement of juveniles in the night time to prevent harm to the juvenile as well as deter crimes otherwise committed by juveniles.
- 2014-240 Conduct a public hearing and act upon an ordinance amending Ordinance No. 2014-12, adopted on April 22, 2014, affecting Article 10, Impact Fees, of the City of Midlothian Code of Ordinances, as established by Ordinance No. 99-12, as amended, specifically amending *Impact Fee Schedule 2 - Residential*, to consider an implementation schedule for the assessment of revised impact fees for residential roadways. (Case No. M12-2013-72)
- 2014-241 Conduct a public hearing and act upon an ordinance amending Ordinance 2011-23, by adding two (2) new roads, specifically the extension of S. 14th Street from McAlpin Road to F.M 875 and Plainview Road from McAlpin Road to F.M. 875, 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. M11-2013-65)

- 2014-242 Conduct a public hearing and act upon an amendment to Ordinance 2011-23, to expand Service Areas 2, 3, 5, and 6 to the City's Roadway Impact Fee-Capital Improvement Project (IF-CIP) map; providing for a conflicts clause; providing for a severability clause, and providing an effective date. (Case No. M14-2013-74)

REGULAR AGENDA

- 2014-243 Receive a presentation on the FM 663/S. 14th Street and Ledgestone/Plainview Roadway Corridor Studies by consultant Freese and Nichols, discuss and direct staff as appropriate
- 2014-244 Consider and act upon an Engineering Services Agreement for design and related professional services for the S. 14th Street (Ashford/Oak Tree Lane to McAlpin Road) Roadway Improvement Project with Kimley-Horn and Associates, Inc. in an amount not to exceed \$342,500
- 2014-245 Consider and act upon a recommendation from the Midlothian Economic Development Board of Directors to approve a resolution for contracting services for the Midlothian Business Park
- 2014-246 Consider and act upon approving pre-construction funds for the development of the hotel project in an amount not to exceed \$575,000, as recommended by the MCDC Board of Directors
- 2014-247 Review and approve draft agendas for the July 1st and August 5th City Council Workshops; review City Council prioritized issues/ projects list; and direct staff as necessary

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 551.087 Deliberation regarding economic development negotiations
2. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property
3. Section 551.071 Legal: Consultation with attorney regarding Supreme Court of Texas Cause No. 10-0150, ECOM Real Estate Management, Inc. v. City of Midlothian, Texas.
4. Section 551.071 Legal: Consultation with attorney based on an ethical duty to advise regarding potential litigation
5. Section 551.074 Personnel Matters: (a)(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager

This meeting will be conducted pursuant to the Texas Government Code Section 551.001 et seq. At any time during the meeting the Council reserves the right to adjourn into Executive Session on any of the above posted agenda items in accordance with the Sections 551.071 (litigation and certain consultation with attorney), 551.072 (acquisition of interest in real property), 551.073 (contract for gift to city), 551.074 (certain personnel deliberations), 551.076 (deployment/implementation of security personnel or devices) or 551.087 (economic development negotiations).

REGULAR AGENDA

- 2014-248 Action resulting from Executive Session, Item #1: Economic Development
- 2014-249 Action resulting from Executive Session, Item #2: Real Estate
- 2014-250 Action resulting from Executive Session, Item #3: ECOM
- 2014-251 Action resulting from Executive Session, Item #4: Contemplated litigation
- 2014-252 Action resulting from Executive Session, Item #5: Personnel
- 2014-253 Adjourn

I, Tammy Varner, 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 20th day of June, 2014 at or before 6:00 p.m.



Tammy Varner, 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.**