

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, June 14, 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

2016-166 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.*

2016-167 Consider and act upon minutes from the City Council meeting of May 24, 2016.

2016-168 Consider and act upon a resolution authorizing the use of a temporary concrete batch plant for Lawson Farms, Phase 3, situated in the Martha Brenan Survey, Abstract No. 43, and the M.T. Hawkins Survey, Abstract No. 463, for the purpose of completion of a public works project 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. M19-2015-79).

2016-169 Consider and act upon a resolution amending the Bylaws of the Midlothian Community Development Corporation (MCDC) per the recommendation of the MCDC Board of Directors.

**PUBLIC HEARINGS**

2016-170 Conduct a public hearing to consider and act upon an ordinance to rezone 13.85± acres of land out of the B. Garvin Survey, Abstract No. 396, and the B. Hawkins Survey, Abstract No. 464, City of Midlothian, Ellis County, Texas, from Single Family-3 (SF-3) District to a Planned Development District for single family detached uses. Property is located on the east side of Midlothian Parkway, south of Mt. Zion Road (Case No. Z14-2015-65).

2016-171 Conduct a public hearing to consider and act upon an ordinance amending Ordinance 2014-33 and amending Planned Development District No. 68 (PD-68) to provide for the reclassification of a 2.862 acre Open Space lot to Community Retail (CR) uses, reapportioning the amount of open space and common areas, reapportioning lot size categories, and providing minimum requirements for the establishment of a Public Improvement District. Property contains ±136 acres of land located at the southeast corner of future Hawkins Run Road and FM 663 in the City of Midlothian, Ellis County, Texas (Case No. Z15-2015-66).

2016-172 Conduct a Public Hearing to consider and act upon an ordinance to rezone ±30.622 acres of land situated within the Benjamin F. Hawkins Survey, Abstract No. 464, and the Marcellus T. Hawkins Survey, Abstract No. 463, City of Midlothian, Ellis County, Texas, from Agricultural (A) District to a Planned Development District for Community Retail (CR) Uses with a Concept Plan and Site Plan review requirement. Property is located south of Mt. Zion Road and east of the future extension of S. 14th Street (Case No. Z16-2015-67).

2016-173 Conduct a public hearing to consider and act upon an ordinance amending Ordinance 2014-26 and amending Planned Development District No. 69 authorizing the installation of unified development signs and regulations relating to the design and location of such signs, including related exhibits for proposed ground monument and marquee signage located within the Midlothian Business Park. Property contains ±212 acres of land located west and south of Miller Road and north and west of US Highway 67, in the City of Midlothian, Ellis County, Texas (Case No. Z17-2015-69).

## REGULAR AGENDA

- 2016-174 Consider and act upon a resolution authorizing Chris Dick, City Manager, acting on behalf of the City of Midlothian, to make a final offer to Coventry Crossing Lot Venture, LTD, in the amount of \$14,535 for the acquisition of a 15' utility easement described as 0.2312 acres/10,071 square feet and two temporary construction easements described in total as 0.3002 acres/13,077 square feet, located in the J.D. Enlow Survey, Abstract No. 346, Midlothian, Ellis County, Texas, and more particularly described in Exhibits "A" and "B" attached hereto; and providing for an effective date
- 2016-175 Consider and act upon a request to allow a right-of-way encroachment to accommodate on-street parking along George Hopper Road adjacent to MidTowne, Phase 7. Property is currently zoned as Planned Development (PD-42) District and is located on the south side of George Hopper Road ±450 feet west of S. 14th Street (Case No. M21-2015-82).
- 2016-176 Consider and act upon a request to allow a right-of-way encroachment to accommodate on-street parking spaces along West Avenue D. Property is currently zoned as North 8th Street (N8) District and is located on the south side of West Avenue D between North 8th Street and North 9th Street (Case No. M20-2015-80).

## 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 551.087 Economic Development: Deliberation regarding economic development negotiations – Project Patriot.
3. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property.
  - a. 14<sup>th</sup> Street Right-of-Way
  - b. Ledgestone Lane Right-of-Way
4. Section 551.071(2) Legal: Consultation with city attorney regarding issues related to City's Extra Territorial Jurisdiction (ETJ).

## REGULAR AGENDA

- 2016-177 Action resulting from Executive Session, Item #1: Legal
- 2016-178 Action resulting from Executive Session, Item #2: Economic Development
- 2016-179 Action resulting from Executive Session, Item #3: Real Estate
- 2016-180 Action resulting from Executive Session, Item #4: Legal
- 2016-181 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 10<sup>th</sup> day of June, 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.**