

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
Tuesday, August 22, 2017**

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

2017-318 Constitution Week Proclamation

2017-319 Midlothian Police Department Leadership Team Presentation

2017-320 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.*

2017-321 Consider and act upon minutes from the City Council meetings of August 1, 4, and 8, 2017.

2017-322 Consider and act upon a resolution authorizing the Midlothian Chamber of Commerce Fall Festival & 5K, scheduled for Saturday, October 21, 2017, 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. SEP27-2017)

2017-323 Consider and act upon the Midlothian Chamber of Commerce's request to expend \$3,037.00 of Municipal Hotel/Motel Tax monies for advertisement and other related expenditures for the 2017 Fall Festival.

2017-324 Consider and act upon a Joint Election Contract for Election Services with the Ellis County Elections Administrator in an amount not to exceed \$7,605.14.

**REGULAR AGENDA**

2017-325 Consider and act upon an ordinance annexing territory currently in the City's extraterritorial jurisdiction consisting of approximately  $\pm$  110 acres of land out of the Coleman Jenkins Survey, Abstract No. 555 and Abstract No. 556, and generally located to the north of Highway 287, between Primrose Drive and South Walnut Grove Road (also commonly known as Eastgate) into the City of Midlothian, Texas, extending the boundary limits of the city to include said territory within the City's limits, granting to all inhabitants and owners of the territory all of the rights and privileges of other citizens, and binding the inhabitants by all the acts, ordinances, and regulations of the city; adopting a service plan for the described territory; and providing an effective date.

2017-326 Consider and act upon four (4) annexation development agreements with Gary and Mary Redden on properties currently located in the extraterritorial jurisdiction (ETJ) of the City of Midlothian and described as being approximately  $\pm$ 8 acres of Lot 1, Block 3, Phase 2; Lots 2 and 3, Block 3, Phase 3; and Lot 7, Block 4, Phase 7; of the Eastgate Industrial Park Plat recorded in Cabinet B, Slide 73 and 91, Plat Records of Ellis County Texas (ECAD Parcel ID No's: 150037, 150038, 150040, and 150118) and more generally described in Exhibits A & B in the associated development agreement. Properties are located east of Dividend Road, north of Sand Road and  $\pm$  2,400 feet north of US HWY 287.

## PUBLIC HEARINGS

- 2017-327 Conduct a public hearing and consider and act upon an ordinance amending the City of Midlothian comprehensive plan and future land use map by changing the future land use designation of land located within the extraterritorial jurisdiction of the City of Midlothian adjoining the present city limit boundary lines from Suburban Module to Corporate Module; which land is proposed to be annexed into the corporate limits of the City of Midlothian, said land being 118± acres generally located north of Highway 287, between Primrose Drive and South Walnut Grove Road (Case No. Z36-2017-150).
- 2017-328 Conduct a public hearing and consider and act upon an ordinance amending the City of Midlothian's Zoning Ordinance and map by establishing the initial zoning classification as Medium Industrial (MI), of approximately ± 110 acres of land out of the Coleman Jenkins Survey, Abstract No. 555 and No. 556, located within the extraterritorial jurisdiction (ETJ) of the City of Midlothian and adjoining the present city limit boundary lines; said Annexation Area being located to the north of Highway 287, between Primrose Drive and South Walnut Grove Road (Case No. Z35-2017-151).
- 2017-329 Conduct a public hearing and consider and act upon an ordinance to rezone Lots 7-10, and the east 10 feet of Lot 11, Block 1 of the Mary K. Hawkins Addition from the current Residential Three (R3) District to an Urban Village Planned Development District No. 104 (UVPD 104) for residential uses. Property contains +/-0.67 acres of land and is located on East Avenue F, between North 12th and North 13th Street (Case No. Z30-2017-126).
- 2017-330 Conduct a public hearing regarding the proposed FY 2017-2018 Annual Operating Budgets for the City of Midlothian.
- 2017-331 Conduct a public hearing regarding the proposed FY 2017-2018 tax rate, and schedule and announce the date, time and place of the meeting to adopt the tax rate.
- 2017-332 Conduct a public hearing and consider and act upon an ordinance amending the City of Midlothian Subdivision Regulations by amending Section 6.14 "Lots," Subsection 5 and Subsection 6 relating to lots on which on-site sewage facilities are installed (Case No. OS03-2017-155).

## REGULAR AGENDA

- 2017-333 Consider and act upon an ordinance of the City of Midlothian, Texas, amending the Code of Ordinances by amending Chapter 3 titled "Utilities" by amending Article 13.03 titled "Sanitary Sewer Connection" by amending Section 13.03.003 titled "Connection Required" by providing new requirements for connection of an on-site sewage facility to the city's sanitary sewer system; providing a Repealing Clause; providing a Severability Clause; providing a Savings Clause; providing for a Penalty of fine not to exceed Five Hundred Dollars (\$500.00); and providing for an Effective Date.
- 2017-334 Consider and act upon a resolution adopting the Master Fee Schedule, providing a repealing clause, and providing an effective date.

## 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 appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. Parks and Recreation Director

## REGULAR AGENDA

- 2017-335 Action resulting from Executive Session, Item #1: Legal
- 2017-336 Action resulting from Executive Session, Item #2 : Personnel Matters
- 2017-337 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 18<sup>th</sup> day of August, 2017 at or before 6:00 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.**