

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
Tuesday, October 24, 2017
6:00 pm**

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

2017-408 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.

2017-409 Consider and act upon minutes from the City Council meetings of October 9 and 10, 2017

2017-410 Consider and act upon cancelling the November 28, 2017 and December 26, 2017 Regular City Council meetings.

2017-411 Consider and act upon a resolution authorizing the Southern Star Christmas Celebration, an event hosted by the Midlothian Downtown Business Association, Manna House, the Midlothian Chamber of Commerce and the City of Midlothian, scheduled on Saturday, December 2, 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. SEP02-2018)

2017-412 Consider and act upon a resolution authorizing the Run for the Veterans 5K, an event hosted by the American Legion Chris Kyle Post 388 and scheduled for Saturday, December 2, 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. SEP03-2018)

2017-413 Consider and act upon a resolution authorizing the Ellis County Toy Run (motorcycle parade), an annual event hosted by the Gryphon Motorcycle Club of Ellis County, scheduled for Sunday, December 10, 2017, in accordance with a Special Event Permit as established by the City of Midlothian Zoning Ordinance 2013-24, as amended, Section 2.04 (Case No. SEP04-2018)

2017-414 Consider and act upon a fourth Amendment to Development Agreement by and between Hawkins Midlothian Development, LLC (“Developer”), successor-in-interest to Alluvium Development, Inc., and the City of Midlothian (“City”) to clarify that Exhibit 1, Ordinance No. 2014-33, contained within the Agreement has been amended by Ordinance No.’s 2016-14 and 2017-18 and to include said ordinances as a part of the Agreement.

REGULAR AGENDA

- 2017-415 Consider and act upon an ordinance annexing territory currently located in the extraterritorial jurisdiction (ETJ) of the City of Midlothian and described as being approximately 3,080.29 acres of land, situated in the A. Forbes Survey, B. Canfield Survey, W. F. Belt Survey, T. J. Moss Survey, J. L. W. Forbes Survey, James Ball Survey, M. Cook Survey, A. James Survey, W. M. Mullens Survey, J. E. Hawkins Survey, J. F. Burks Survey, J. S. Shaver Survey, C. Maxwell Survey, E. H. Belcher Survey, E. W. Bedford Survey, T. M. Archer Survey, L. Newton Survey, J. W. Kizziar Survey, J. E. Haden Survey, H. Jacobs Survey, and the N. Phillips Survey 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. (Case No. AX03-2017-171).

PUBLIC HEARINGS

- 2017-416 Conduct a public hearing and consider and act upon an ordinance relating to the establishment of the initial zoning classification of land located within the extraterritorial jurisdiction of the City of Midlothian adjoining the present city limit boundary lines, as a Planned Development District, which land is proposed to be annexed into the corporate limits of the City of Midlothian, said land being ±3080.29 acres located approximately to the west of FM 663, between US HWY 67 and FM 875 (Case No. Z41-2017-166).
- 2017-417 Conduct a public hearing and consider and act upon an ordinance granting a Specific Use Permit (SUP) for kennels and/or boarding on 2.38± acres of land located on Lot 48 of Country East Estates, Phase One (1) also known as 2438 Frances Lane. (Case No. SUP19-2017-159) *A public hearing for this item was previously conducted at the October 10, 2017 City Council meeting and during discussion, the item was tabled to the October 24, 2017 meeting.*

REGULAR AGENDA

- 2017-418 Consider and act upon the purchase of a 2017 F-450 Road Rescue Metro Medic Ambulance at a purchase price of \$217,602 on the H-GAC contract.
- 2017-419 Consider and act upon a thirty-six (36) month fair market value lease with Dell Computers for 33 laptops and 49 desktops. The Lease is part of the City's computer replacement program as approved in the Capital Equipment Program and the FY 2017-2018 Budget.
- 2017-420 Consider and act upon an Agreement for Professional Services with Freese and Nichols, Inc. for engineering-related services associated with the preparation of the following: (a) Water Demand Update and Water Supply Planning Study and (b) Water Model Update and 10-year Capital Improvement Plan in a total not to exceed amount of \$107,000.
- 2017-421 Consider and act upon a bid award to Day Services, L.L.C. for Water and Sanitary Sewer Line Replacement Project on Stiles Drive, in a bid amount of \$235,841.56, plus contingency funds in the amount of \$24,158.44, for a total project amount not to exceed \$260,000.00.
- 2017-422 Consider and act upon the purchase of a Peterbilt Model 348, 14-yard dump truck from the Rush Truck Center of Fort Worth, utilizing the Houston-Galveston Area Council (HGAC) purchasing cooperative, in an amount not to exceed \$129,500.00.
- 2017-423 Consider and act upon the nomination and appointment of members to a joint committee with Midlothian Independent School District (MISD) Board of Trustees for the purpose of discussing potential joint projects.

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 14th Street Right-of-Way
3. Section 551.074 (a)(1) Personnel Matters: To deliberate the appointment of police officers to the position of Commercial Motor Vehicle Unit and Police Sergeant.

REGULAR AGENDA

- 2017-424 Action resulting from Executive Session, Item #1: Legal
- 2017-425 Action resulting from Executive Session, Item #2: Real Estate
- 2017-426 Action resulting from Executive Session, Item #3: Personnel Matters
- 2017-427 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 20th day of October, 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.**