

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, MAY 12, 2020**

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

Although our City Council meetings are open to the public, space is limited and citizens are encouraged to watch the meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens attending in person are asked to maintain a distance of at least six (6) feet from other members of the public, City Council and City staff. Citizens not attending in person, but wishing to address the City Council, may submit comments on any topic or agenda item electronically by utilizing the Citizen Participation Form on our website at www.midlothian.tx.us/Participate. All forms must be received by 5:00 p.m. on the date of the meeting and will be provided for the record.

REGULAR AGENDA 6:00 p.m.

Call to Order, Invocation and Pledge of Allegiance

2020-139 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 prior to 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.*

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.

2020-140 Consider and act upon minutes from the City Council meetings of April 28 and May 5, 2020.

2020-141 Consider and act upon a resolution to deny the Oncor Electric Company, LLC application filing to increase distribution rates.

PUBLIC HEARINGS

2020-142 Conduct a public hearing and consider and act upon an ordinance amending the use and development regulations of Planned Development District No. 128 (PD-128), as adopted by Ordinance No. 2020-13. The property is generally located east of Onward Road and ±1,520 feet north of Mockingbird Road (Case No. Z14-2020-049) (April 21, 2020 PZ Agenda Item 011).

2020-143 Conduct a public hearing and consider and act upon an ordinance amending the development standards of Planned Development District No. 89 (PD-89), relating to the number of units and parking spaces as adopted by Ordinance No. 2016-31. The property is located at 610 S. 14th Street (Lot 2 Block 1 of Midlothian Assisted Living Addition) (Case No. Z12-2020-041) (April 21, 2020 PZ Agenda item 009).

- 2020-144 Conduct a public hearing and consider and act upon an ordinance relating to the use and development of 38.89± acres from the current Agricultural (A) Zoning District to Planned Development District No. 34 (PD-34), currently being 66.3± acres; amending the development and use regulations of PD-34 as set forth in Ordinance No. 2006-36 and Ordinance No. 2017-08. The subject property is generally located south of Mt. Zion Road and east of Ledgestone Lane (Case No. Z13-2020-046) (April 21, 2020 PZ Agenda item 010).
- 2020-145 Conduct a public hearing to consider and act upon an ordinance for a Specific Use Permit (SUP) for a solar farm for 720± acres out of the John Chamblee Survey, Abstract No. 192 and the S. D. Sutton Survey, Abstract No. 1015, described and depicted in Exhibit “A” hereto, presently zoned Single-Family One (SF-1) District and Heavy Industrial (HI) District. Including property parcel numbers 201487,181191,181167,181149, 191218, 181260, 181168, 238841, and 181089. The majority of the property is generally located to the north of U.S. Hwy 67 between Ward Road South Weatherford Road and extending north of Wyatt Road. A small portion of the property is located South of U.S. Hwy 67, between Ward Road and South Weatherford Road and being within the Gerdau Steel (a.k.a. Chaparral Steel) facility (Case No. SUP07-2020-043) (April 21, 2020 PZ Agenda item 007).

REGULAR AGENDA

- 2020-146 Consider and act upon a request for a special exception from the standard construction details in accordance with Section 6.11(10) of the Subdivision Ordinance for “Street Width and Paving Width” standards in Phase 4 of Jordan Run Estates. The property is located within the Extraterritorial Jurisdiction (ETJ) and contains 98.322± acres of land, generally located to the east of Norrell Road, between FM 875 and Murr Road (Case No. M04-2020-042) (April 21, 2020, PZ Agenda No. 004).
- 2020-147 Consider and act upon a request to approve an addition to the Site Plan for an Office Building “Hub-1” on 375.680± acres situated on Lot 1, Block 1 of the Sharka Mdn Addition, within Planned Development District No. 106 (PD-106). The property is generally located off of U.S. Highway 67, between RailPort Parkway and V.V. Jones Road (Case No. SP02-2020-059).
- 2020-148 Receive an update on event preparations in response to COVID-19 for the Midlothian Chamber of Commerce Spring Wine & Arts Festival and direct staff as necessary.
- 2020-149 Consider and act upon a First Amendment to an Agreement for Professional Services with Freese and Nichols, Inc. for additional engineering-related services associated with the expansion of the City of Midlothian’s Auger Water Treatment Plant (WTP #2) in an amount not to exceed \$64,027.
- 2020-150 Consider and act upon an Amendment to Development Agreement between Bloomfield Homes, L.P. and the City of Midlothian, Texas for participation in the construction of infrastructure and site improvements for an approximate ±65.097-acre single family development referred to as Wind Ridge Development (PD 110).
- 2020-151 Consider and act upon authorizing the City Manager to execute a contract with G.A.W. Construction Services, LLC (GAW) of Palmer, Texas for Concrete Pavement Services throughout the City of Midlothian.
- 2020-152 Consider and act upon a Guaranteed Maximum Price Contract with Dean Electric, Inc. (dba Dean Construction) out of Cedar Hill, Texas, Construction Manager at Risk (the CMAR), by accepting the first bid package for site work, utilities and amenity improvements for Phase II of the Community Park, in an amount not to exceed \$21,397,751.22 which includes a contingency amount of \$928,254.75 subject to approval of funding.
- 2020-153 Consider and act upon a resolution directing publication of Notice of Intention to Issue Certificates of Obligation, Series 2020, directing the preparation of a preliminary official statement and related materials; and providing an effective date.

- 2020-154 Consider and act upon a resolution authorizing the execution of a sales tax remittance agreement with Midlothian Community Development Corporation (MCDC) and providing an effective date.
- 2020-155 Consider and act upon adoption of the FY 2020-2025 Strategic Plan as a planning document for the City of Midlothian to include personnel and capital equipment for the General Fund, Utility Fund, Conference Center and Senior Citizen Center.
- 2020-156 Review and discuss summer 2020 special events in relation to COVID-19 protocols and direct staff as necessary.

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.

REGULAR AGENDA

- 2020-157 Action resulting from Executive Session, Item #1: Legal
- 2020-158 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 8th day of May, 2020 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.