

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, JUNE 9, 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

2020-178 Proclamation for #MidloRises Month

2020-179 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.

2020-180 Consider and act upon minutes from the City Council meetings of May 26 and June 2, 2020.

2020-181 Consider and act upon a resolution authorizing the use of a temporary concrete batch plant for Mockingbird Springs, Phase Two (2) for the purpose of completing the paving of public roads 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. M08-2020-69).

2020-182 Consider and act upon a resolution amending Resolution 2020-05 as amended by Resolution 2020-13 authorizing the Spring Wine & Arts Festival, an event hosted by the Midlothian Chamber of Commerce, rescheduling the event from June 13, 2020 to July 11, 2020 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. SEP11-2020).

PUBLIC HEARINGS

2020-183 Conduct a public hearing and consider and act upon a resolution adopting the Midlothian Tax Abatement Policy, establishing guidelines and criteria for a tax abatement program.

- 2020-184 Conduct a public hearing and consider and act upon an ordinance amending various exhibits to Ordinance No. 2019-62 establishing Urban Village Planned Development District No. 124 (UVPD-124). The property is located at 111 S. 7th Street (Case No. Z16-2020-053) (May 19, 2020 PZ Agenda Item 007).
- 2020-185 Conduct a public hearing and consider and act upon an ordinance changing the zoning of 40.399± acres in the R. Hosford Survey, Abstract No. 533, C. Jenkins Survey, Abstract No. 555, R.A. Bullock Survey, Abstract No. 556, B.F. Witherspoon Survey, Abstract No. 1180, as described in Exhibit “A-1” hereto from Single Family-Three (SF-3) Zoning District to Planned Development District No. 62a (PD-62a); Amending the development regulations and additional amenities as adopted by Ordinance No. 2014-48. The property is located at the west ends of Walnut Lane and Clancy Lane, between South Walnut Grove Road and Eastgate Road (Case No. Z11-2020-035) (May 19, 2020 PZ Agenda Item 008).
- 2020-186 Conduct a public hearing and consider and act upon an ordinance amending Section 2.04 “Use Tables,” Subsection (a) “Residential Uses” by amending where Secondary Dwelling Units may be located by right; amending Section 3.5700 “Secondary Dwelling Units” by amending the development regulations and standards for Secondary Dwelling Units (Case No. OZ02-2020-057) (May 19, 2020 PZ Agenda Item 010).
- 2020-187 Conduct a public hearing and consider and act upon an ordinance relating to the use and development of 21.59± acres out of the William W. Rawls Survey, Abstract No. 915, generally depicted in Exhibit “A” hereto, by changing the zoning from Agricultural (A) District and Single Family-One (SF-1) District to Planned Development District No. 130 (PD-130) for Multi-Family Residential Uses and Community Retail (CR) uses; adopting development and use regulations for PD-130. The property is generally located at the southwest corner of FM 663 and Autumn Run Drive (Case No. Z15-2020-052).
WITHDRAWN BY APPLICANT.

REGULAR AGENDA

- 2020-188 Consider and act upon a special exception in accordance to Section 7.13 of the Subdivision Ordinance from Section 3.16 “Dedication” and Section 4.14 “Final Plats” of the Subdivision Ordinance pertaining to right-of-way (ROW) dedication on Apple Court and Apple Lane. The property is approximately +/-9.43 acres and is within the Martha Brenan Survey, Abstract No 43 (commonly known as 910 Apple Court) (Case No. M06-2020-060) (May 19, 2020 PZ Agenda Item 006).
- 2020-189 Review and discuss summer 2020 special events in relation to COVID-19 protocols and direct staff as necessary.
- 2020-190 Consider and act upon a resolution for a three-month interest forbearance between the Midlothian Community Development Corporation (MCDC) and Gatehouse Midlothian Ownership, LLC from the mezzanine loan promissory note agreement. The interest amounts will be added back to the principal amount.

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

- 2020-191 Action resulting from Executive Session, Item #1: Legal
- 2020-192 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 5th day of June, 2020 at or before 6pm.

A handwritten signature in cursive script that reads "Mary McDonald".

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.