

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
TUESDAY, MAY 25, 2021**

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. The meeting may be viewed online at [www.midlothian.tx.us/watchlive](http://www.midlothian.tx.us/watchlive).

**WORKSHOP AGENDA 5:00 P.M.**

Call to Order.

- 2021-238 Review and discuss prioritizing a timeline for the voter approved bond/capital improvement projects and direct staff as necessary.

**REGULAR AGENDA 6:00 P.M.**

Call to Order, Invocation, and Pledge of Allegiance.

- 2021-239 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 no less than five minutes prior to the start of 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. Citizens not attending in person may submit comments on our website at [www.midlothian.tx.us/Participate](http://www.midlothian.tx.us/Participate).*

**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.*

- 2021-240 Consider and act upon minutes from the City Council meeting of May 11, 2021.
- 2021-241 Consider and act upon a resolution to deny Oncor Electric Delivery Company LLC's application to increase distribution rates filing.

**PUBLIC HEARINGS**

- 2021-242 Conduct a public hearing and consider and act upon an ordinance relating to the use and development of 3.00± acres in the Martha Brenan Survey, Abstract No. 43 described in Exhibit "A" hereto by changing the zoning from Agricultural (A) Zoning District to Planned Development District No. 143 (PD-143) to allow for a "Commercial Communication Tower, Type 2" use. The property is generally located at 751 Apple Lane (Case No. Z23-2021-102).
- 2021-243 Conduct a public hearing and consider and act upon an ordinance to amend and restate in its entirety Urban Village Planned Development District No. 114 (UVPD-114), on Lot 2, Block 52 in Original Town. The property is located at 101 South 3rd Street (Case No. Z30-2021-126).

## REGULAR AGENDA

- 2021-244 Consider and act upon a Right of Use License and Hold Harmless Agreement for use of the eighty- foot (80.0') wide public street right-of-way adjacent to the eastern property line of the Property on Lot 2, Block 52 in Original Town, to allow for on-street parking. The property is located at 101 South 3rd Street (Case No. M14-2021-109).
- 2021-245 Consider and act upon authorizing the City Manager to execute a Reimbursement Agreement with Permian Express Partners, LLC for the re-conditioning of an existing 16-inch-diameter pipeline.
- 2021-246 Consider and act upon a resolution authorizing an expenditure from the Midlothian Community Development Corporation in the amount of \$644,615.40 to fund a Change Order No. 2 to the Guaranteed Maximum Price agreement for the construction of Community Park Phase II between Dean Electric, Inc. (dba Dean Construction) and the City of Midlothian to add construction services for a Veteran's Memorial in Community Park Phase II, at a cost of \$586,014.00 and a 10% contingency of \$58,601.40.
- 2021-247 Consider and act upon a recommendation from Midlothian Economic Development ("MED") approving a bid award to Dake Construction for the Midlothian Business Park ("MBP") Lift Station Improvements in a bid amount of \$156,300 plus \$39,075 in contingency, for a total amount not to exceed \$195,375.00.

## 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. S. Walnut Grove Road Right-of-Way.
3. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property. McAlpin Road Right-of-Way.
4. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property. Hawkins Run Road Right-of-Way.
5. Section 551.072 Real Estate: Deliberation regarding real property - to deliberate the purchase, exchange, lease or value of real property. 301 W. Avenue F

## REGULAR AGENDA

- 2021-248 Action resulting from Executive Session, Item #1: Legal
- 2021-249 Action resulting from Executive Session, Item #2: Real Estate
- 2021-250 Action resulting from Executive Session, Item #3: Real Estate
- 2021-251 Action resulting from Executive Session, Item #4: Real Estate
- 2021-252 Action resulting from Executive Session, Item #5: Real Estate
- 2021-253 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 21<sup>st</sup> day of May, 2021 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 972-775-3481 for further information.**