

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, SEPTEMBER 28, 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.

REGULAR AGENDA 6:00 P.M.

Call to Order, Invocation, and Pledge of Allegiance.

2021-440 Receive Quarterly Board Liaison Reports

2021-441 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 act 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.*

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.

2021-442 Consider and act upon minutes from the City Council meetings of September 7 and 14, 2021.

2021-443 Consider and act upon an Ellis Countywide Radio System (ECRS) User Agreement between the City of Midlothian and the City of Alma to enable them to participate in the ECRS and reimburse Midlothian for their portion of the operation and maintenance of the expanded public safety radio system.

PUBLIC HEARINGS

2021-444 Conduct a public hearing and consider and act upon an ordinance accepting a petition for voluntary annexation and annexing 31.387± acres out of the N.N. J.J. & B.L. Edwards Survey, Abstract No. 340 described in Exhibit "A" hereto, 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. The Subject property is located north of FM 875, between McAlpin Rd. and Skinner Rd (Case No. AX02-2021-173).

- 2021-445 Conduct a public hearing and consider and act upon an ordinance amending the City of Midlothian Zoning Ordinance and zoning map relating to the use and development of 31.387± acres out of the N.N. J.J. & B.L. Edwards Survey, Abstract No. 340 described in Exhibit “A” hereto to adopt the initial zoning of said property by zoning said property as Planned Development District No. 142 (PD-142); amending the development and use regulations of PD-142 as set forth in Ordinance No. 2021-54 by amending the description of the property, the amount of required open space, and the planned development site plan. The property is located north of FM 875, between McAlpin Rd. and Skinner Rd. (Case No. Z42-2021-181).

REGULAR AGENDA

- 2021-446 Consider and act upon an Ordinance of the City of Midlothian, Texas, amending the Code of Ordinances by amending Chapter 12 titled “Traffic and Vehicles” by amending Article 12.03 titled “Parking, Stopping and Standing” by amending Section 12.03.014 titled “No School Drop Off, Pick Up or Parking During Specified Times”; providing a repealing clause; providing a severability clause; providing a savings clause; providing for a penalty of fine not to exceed the sum of two hundred dollars (\$200.00); and providing for an effective date.
- 2021-447 Consider and act upon a resolution authorizing a grant in the amount of \$409,800 be awarded by the Midlothian Community Development Corporation (MCDC or 4B) to the City of Midlothian Parks Department to fund the 14th Street Beautification Project from George Hopper Road to McAlpin Road.
- 2021-448 Consider and act upon a resolution authorizing a grant in the amount of \$57,553.20 be awarded by the Midlothian Community Development Corporation (MCDC or 4B) to the City of Midlothian Parks Department to fund the Heritage Park Beautification Project.
- 2021-449 Consider and act upon authorizing the City Manager to negotiate and enter into an agreement with Hoefer Welker for the architectural design of the City Hall/Library facility project.
- 2021-450 Review, discuss and provide direction to staff regarding the Development Agreements created in association with the 2017 Southeast 3-year annexation per City Council’s request (Case No. M27-2021-203).

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. 211 W. Avenue F and 207 N. 8th Street.
5. Section 551.071 Legal: Consultation with the City Attorney to seek legal advice regarding land use matters as it relates to property zoned AG generally located at the northeast corner of Midlothian Parkway and FM 1387.
6. Section 551.074 Personnel Matters: (a)(1) to deliberate the evaluation and duties of a public officer or employee – City Manager

REGULAR AGENDA

- 2021-451 Action resulting from Executive Session, Item #1: Legal
- 2021-452 Action resulting from Executive Session, Item #2: Real Estate
- 2021-453 Action resulting from Executive Session, Item #3: Real Estate
- 2021-454 Action resulting from Executive Session, Item #4: Real Estate
- 2021-455 Action resulting from Executive Session, Item #5: Legal
- 2021-456 Action resulting from Executive Session, Item #6: Personnel Matters
- 2021-457 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 24th day of September, 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.