

**NOTICE OF A REGULAR MEETING
OF THE GOVERNING BODY
OF THE CITY OF MIDLOTHIAN, TEXAS
TUESDAY, FEBRUARY 28, 2023**

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 regular 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.

2023-056 Receive racial profiling and juvenile curfew annual reports

2023-057 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.

2023-058 Consider and act upon minutes from the City Council meetings of February 7 and 14, 2023.

2023-059 Consider and act upon extending the Motorola Service Agreement for all dispatch console maintenance for one additional year at a cost of \$97,651.05 as budgeted in the FY 2022-23 budget.

2023-060 Consider and act upon extending the Motorola Service Agreement for radio site maintenance for one additional year at a cost of \$127,629.74 as budgeted in the FY 2022-23 budget.

2023-061 Consider and act upon a resolution that authorizes continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation.

2023-062 Consider and act upon a resolution adopting the Ellis County Hazard Mitigation Action Plan 2022 Update.

2023-063 Consider and act upon an Interlocal Agreement between the County of Johnson and the City of Midlothian, Texas regarding jurisdiction of plat approval in the City's ETJ.

REGULAR AGENDA

2023-064 Consider and act upon a request to utilize the Utility Fund unreserved fund balance for funding of unforeseen expenditures related to the replacement of pump numbers 3 and 4 at the City's Joe Pool Lake Raw Water Pump Station in the amount of \$250,000.

- 2023-065 Consider and act upon an ordinance amending the City of Midlothian's Fiscal Year 2022-2023 Utility Fund Budget Appropriations in an amount not to exceed \$250,000 from the Unreserved Fund Balance for the replacement of pump numbers 3 and 4 at the City's Joe Pool Lake Raw Water Pump Station in accordance with Chapter 102, Local Government Code; appropriating various amounts thereof; repealing conflicting ordinances and resolutions; including a severability clause; and establishing an effective date.
- 2023-066 Consider and act upon Change Order No. 6 to the agreement with Dean Electric, Inc. (dba Dean Construction), Cedar Hill, Texas, Construction Manager at Risk (the CMAR), for additional improvements in the construction of Midlothian Community Park Phase II trail extension called the Lakegrove Project, in an amount not to exceed \$ 711,500.
- 2023-067 Consider and act upon an agreement with Texas Custom Commercial Floors to replace the carpet in the Conference Center in the amount of \$106,248.00.
- 2023-068 Consider and act upon an ordinance amending the City of Midlothian's Fiscal Year 2022-2023 Conference Center Fund Budget Appropriations in an amount not to exceed \$24,110.95 from Operational Savings from FY 2021-2022 for Texas Custom Commercial Floors, the second lowest bidder, to replace the carpet at the Midlothian Conference Center in accordance with Chapter 102, Local Government Code; appropriating various amounts thereof; repealing conflicting ordinances and resolutions; including a severability clause; and establishing an effective date.
- 2023-069 Consider and act upon the approval of a Funding Agreement between Midlothian Economic Development and the City of Midlothian for infrastructure improvements associated with the New Town Square project in an amount not to exceed \$3,000,000.

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 within the city of Midlothian.

REGULAR AGENDA

- 2023-070 Action resulting from Executive Session, Item #1: Legal
- 2023-071 Action resulting from Executive Session, Item #2: Real Estate
- 2023-072 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 25th day of February, 2023 at or before 6:00pm.


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.