

**NOTICE OF A REGULAR MEETING  
OF THE GOVERNING BODY  
OF THE CITY OF MIDLOTHIAN, TEXAS  
TUESDAY, OCTOBER 10, 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](http://www.midlothian.tx.us/watchlive).

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

Call to Order and Invocation

2023-396 Cub Scout Pack 962 - Presentation of flags, Pledge of Allegiance and Cub Scout oath.

2023-397 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 item being opened for discussion. 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](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.*

2023-398 Consider and act upon minutes from the City Council meeting of September 26, 2023.

2023-399 Consider and act upon an ordinance of the City of Midlothian, Texas, amending the Code of Ordinances by amending Chapter 8 titled "Offenses and Nuisances" by deleting Article 8.05 titled "Curfew for Minors" in its entirety and reserving Article 8.05 for future use.

2023-400 Consider and act upon a resolution authorizing the Jingle Belles 5K and Rubies Fun Run, an event hosted by the Heritage Belles Booster Club and scheduled for Saturday, December 2, 2023, 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. SEP01-2024).

2023-401 Consider and act upon a three-year Enterprise License Agreement with SHI for all Microsoft Licenses in use by the City of Midlothian with an annual cost of \$142,967.24 for a total cost of \$428,901.72 and authorize the City Manager to execute any associated agreements.

2023-402 Consider and act upon the purchase of two (2) network switches to replace and upgrade the server network switches at the Police Department as part of the City's network maintenance program approved in the FY 2023-24 Budget.

2023-403 Consider and act upon a sixty (60) month lease with Dell Financial Services for two (2) Dell PowerStore 500T SAN appliances and associated installation and configuration services through Waypoint Solutions and authorize the City Manager to execute any associated agreements.

2023-404 Consider and act upon an Interlocal Cooperative Purchasing Agreement with the City of Humble and authorize the City Manager to sign said agreement.

- 2023-405 Consider and act upon a resolution accepting and supporting the Mid-Way Regional Airport Automated Weather Observing System (AWOS) Project and request for Texas Department of Transportation financial assistance.
- 2023-406 Consider and act upon a resolution accepting and supporting the Mid-Way Regional Airport Runway Rehabilitation and Marking Project and the request for Texas Department of Transportation financial assistance.

### PUBLIC HEARINGS

- 2023-407 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit (SUP) for a “secondary dwelling” relating to the use and development of Lot 2, Heritage Ranch Estates, City of Midlothian, Ellis County, Texas. The property is presently zoned Agricultural (A) District and is located on ±7.132 acres at 931 Belmont Dr. (Case No. SUP12-2023-071).
- 2023-408 Conduct a public hearing and consider and act upon an ordinance for a Specific Use Permit (SUP) for a “Day Care” relating to the use and development of Lot 1, Block A, Creekside Church of Christ Addition, City of Midlothian, Ellis County, Texas. The property is presently zoned Agricultural (A) District and is located on ±19.08 acres at 5401 E Highway 287 (Case No. SUP13-2023-072)
- 2023-409 Conduct a public hearing and consider and act upon an ordinance amending the zoning of Planned Development-123 (PD-123) to allow for development of a “Hotel”, relating to the use and development of a portion of WM Hawkins Survey, Abstract 465, City of Midlothian, Ellis County, Texas. The property is located on ±2.5 acres and is generally located along the north side of East Main Street and Aspen Parkway. (Case No. Z21-2023-068).
- 2023-410 Conduct a public hearing and consider and act upon an ordinance amending the zoning from Agricultural (A) District to a Single Family-2 (SF-2) zoning to allow for single family residential use, being Lots 24 and 25, Rolling Wood Estates, City of Midlothian, Ellis County, Texas. The property is located on ±3.8 acres at 3830 Oak Tree Lane. (Case No. Z25-2023-076).
- 2023-411 Conduct a public hearing and consider and act upon an ordinance of the City of Midlothian, Texas, amending the City of Midlothian Zoning Ordinance and Zoning Map relating to the temporary zoning designation relating to the use and development of 370± acres of the property annexed into the Corporate Limits of the City pursuant to Ordinance No. 2004-10 and Ordinance No. 99-51 by changing the zoning classification of the 370± acres from Temporary Agricultural (A) to Agricultural (A) Zoning District (Z26-2023-78). Generally described as follows:

Beginning at the southeast corner of the intersection of Farm to Market Road 875 (FM 875) and Singleton Road, southerly along the eastern boundary of Singleton Road to its intersection with the City Limits of the City of Midlothian as described and depicted in City of Midlothian, Texas, Ordinance No. 2004-10 (Ord. No. 2004-10); then easterly along said City Limits, then northerly along the western boundary of Baucum Road and continuing along Baucum Road back to the point of beginning; and including a seventy (70) acre parcel to the north generally described as being part of the G.S. Smith Survey, Abstract 1074, the A.J. Cornelius Survey, Abstract 1285, and the G.B. Glover Survey, Abstract 1219, Ellis County, Texas, and being a part of the 3212.1279-acre tract described in deed from So. Creek Ranch, LLC, a Texas Liability Limited Company to the Salvation Army, a Georgia Corporation recorded in Volume 1773, Page 1957, Official Public

2023-411 (Continued) Records of Ellis County, Texas. For purposes of clarity, the property contained within the above bounded area are those properties, and portions of properties to the extent located within the corporate limits of the City of Midlothian, Texas, identified by the Ellis Appraisal District by the following Property Identification Numbers: 138485, 244793, 244794, 244795, 244796, 265615 and 273163.

### 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 – property located within the City of Midlothian.
3. Section 551.087 Economic Development: (1) Deliberation regarding commercial or financial information received from a business prospect and/or (2) To deliberate the offer of a financial or other incentive to a business prospect.  
Project 2308

### REGULAR AGENDA

- 2023-412 Action resulting from Executive Session, Item #1: Legal
- 2023-413 Action resulting from Executive Session, Item #2: Real Estate
- 2023-414 Action resulting from Executive Session, Item #3: Economic Development
- 2023-415 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 7<sup>th</sup> day of October, 2023 at or before 6:00 pm.

  
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.**