



**NOTICE OF A REGULAR CITY COUNCIL MEETING  
OF THE CITY OF DONNA  
TUESDAY, FEBRUARY 07, 2023 5:30 PM**

Pursuant to Texas Government Code Section 551.127, on a regular, non-emergency basis, the Donna City Commission may attend and participate in the meeting remotely by videoconference call. If this occurs, a quorum of the members will be physically present at the location noted above on this agenda.

Pursuant to Chapter 551, Title 5 of the Texas Government Code and Texas Open Meetings Act, notice is hereby given that the City of Donna, Texas will convene a Regular City Council Meeting at Donna City Hall 307 S 12th St. Donna, TX 78537, on Tuesday, February 07, 2023 at 5:30 PM for the purpose of discussing the following items:

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**Roll Call, Establish Quorum, Pledge of Allegiance & Prayer**

**Citizens Participation**

**Open Public Hearing to consider the following:**

1. Conditional Use Permit requested by Minerva Hernandez to operate a food truck court "Koko's Food Truck Paradise" in conjunction with a General Business (B2). The property is located at 701 W BUS 83 DONNA, TX further described as VALLEY VIEW PLANTATION AN IRR TR N98.5'-E248.88' BLK 5 0.759AC GR 0.704AC NET, Hidalgo County, TX.
2. Zone Change requested by Dustin Hoover from Single Family Residential (R1) to General Business (B2) for property located at LOTT, TOWN & IMPROVEMENTS W476'-S474'-N948' BLK 35 5.17 AC NET, Hidalgo County, TX. The property is located at the intersection of Murphy and Goolie Avenue.
3. Zone Change requested by Benjamin Gonzalez for proposed "Event on Midway" from Single Family Residential (R1) to General Business (B2) for property located at LA BLANCA (A) E100'-W892.2'-S250'-BLK 16 0.57AC NET, Hidalgo County, TX. The property is located at 3708 E Business 83 DONNA, TX.
4. Public Hearing regarding Hidalgo County's proposed grant application to the Department of Transportation under the RAISE FY 2023 Program for the Nolana Loop Corridor Project.

**Close Public Hearing**

**Consent Agenda**

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests that an item be removed and considered separately.)

5. Consideration and possible action on \$5,000 sponsorship for the 4th Annual Donna ISD Superintendent's Student Scholarship Golf Tournament.
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6. Consideration and possible action on Memorandum of Understanding between the City of Donna and South Texas College.
  7. Consideration and possible action on approval of a MOU agreement with DISD to use school gymnasium / facilities for the use of Recreational Sports Leagues.
  8. Consideration and possible action on Resolution No. 2023-08 adopting the Work Plan and Budget for Year 36 (2023) Urban County Program
  9. Consideration and possible action on Resolutions 2023-09 approving submittal of Grant#3406207 FY 2024 Local Boarder Security Program.
  10. Consideration and possible action on Resolution #2023-10 supporting legislation relating to the provision of solid waste disposal services by Hidalgo County.
  11. Proclamation declaring February 17 "South to Freedom Day"
  12. Consideration and possible action on the approval to repair Rotor Aerator at Wastewater Treatment Plant in the amount of \$39,722.75.
  13. Consideration and possible action on approval of engineering contract for North Ave Canal Crossing Project in the amount of \$31,765.66.
  14. Consideration and possible action on Work Order 6 with S & B Infrastructure for the Environmental and Value Engineering Study for the Donna Bridge Full Commercialization Project.

### **Regular Items**

15. A. Conditional Use Permit to operate a food truck court "Koko's Food Truck Paradise"  
  
B. Ordinance No. 2023-01 approving Zone Change requested by Dustin Hoover from Multi Family Residential (R1) to General Business (B2) for property located at the intersection of Murphy and Goolie Avenue.  
  
C. Ordinance No. 2023-02 Zone Change requested by Benjamin Gonzalez for proposed "Event on Midway" from Single Family Residential (R1) to General Business (B2) for property located at 3708 E Business 83
16. First reading of Ordinance No. 2023- 03 an ordinance amending Ordinance No. PI-2006-01-01 model subdivision rules by removing garden homes, patio homes, and zero lot line homes as an allowable use; providing street construction standards; regulations for traffic calming measures; requirement for corner monuments and corner markings; sidewalk; streetlights; regulations for fire hydrants and water mains; buffer fencing; fees for subdivision improvement inspections; construction improvements construction of mailbox; in development within city limits and ETJ; replacing all ordinances, orders or resolution in conflict herewith.
17. Preliminary Plat for The Oasis Apartments Subdivision submitted by Pablo Soto Jr. P.E representing Castro Family
18. Preliminary and Final Plat approval for De Agave at 493 Phase I Subdivision submitted by Rio Delta Engineering representing Rivera Properties LLC
19. Consideration and possible action to amend the contractual fire fighter rate of pay.
20. Consideration and possible action to hire a fire fighter position at the Fire Department.

### **Executive Session**

Executive Session as authorized by Ch. 551 of the Texas Government Code:

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Pursuant to Sec. 551.074, the City may convene in a closed, non-public meeting to discuss any matters related to appointment, employment, evaluation, reassignment, duties and discipline or dismissal of a public officer or employee and to hear any complaints or charges against an officer or employee. The City and its attorney may also discuss such issues with the appropriate staff including members so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Sec. 551.071, the City may convene in a closed, non-public meeting with its attorney and discuss any matters related to legal advice on pending or contemplated litigation, settlement offer, and/or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Sec. 551.072, the City may convene in a closed, non-public meeting to discuss any matters related to real property and deliberate the purchase, exchange, lease, or value of real property as such would be detrimental to negotiations between the City and a third party in an open meeting. The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Sec. 551.087, the City may convene in a closed, non-public meeting to (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1). The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

### **Adjourn**

I do hereby certify that the above notice was posted on the designated bulletin boards at Donna City Hall, 307 S. 12th Street, Donna, Texas on the 3rd day of February 2023 at 5:00 pm.

WITNESS MY HAND, this 3rd day of February 2023.

/s/ Norma Yanez

City Secretary

If, during the course of this meeting, the City Council should determine that a closed or executive meeting or session of the City Council is required, then the Donna City Council will convene in such closed or executive meeting or session whether or not such item is posted as an executive session item at any time during the meeting as authorized by the Texas Open Meetings Act. Note: If any accommodations for disability are required, please notify the City Secretary's Office at (956) 464-3314 at least 48 hours prior to the meeting date.

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