



**NOTICE OF A REGULAR CITY COUNCIL MEETING  
OF THE CITY OF DONNA  
TUESDAY, FEBRUARY 02, 2021 5:30 PM**

This meeting will be closed to in person attendance by the public. A temporary suspension of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

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 via Conference Call and live streamed at <https://www.twitch.tv/cityofdonna>, on Tuesday, February 02, 2021 at 5:30 PM for the purpose of discussing the following items:

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

**Citizens Participation**

Members of the public who wish to participate in Citizens Participation on an agenda item must send their name, address, phone number and public comment via email to [citysecretary@cityofdonna.org](mailto:citysecretary@cityofdonna.org) by 4:30 pm on February 2, 2021. Alternatively, a written public comment can be dropped off at City Hall at 307 S. 12th Street Donna TX 78537 before said deadline.

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

Members of the public who wish to participate in the Public Hearing must send their name, address, phone number and public comment via email to [citysecretary@cityofdonna.org](mailto:citysecretary@cityofdonna.org) by 4:30 pm on February 2, 2021. Alternatively, a written public comment can be dropped off at City Hall at 307 S. 12th Street Donna TX 78537 before said deadline.

1. A. Conditional Use Permit by Edgar Moises Martinez Quintero for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for on premise consumption for "Garcia's Place" The legal description of property is DONNA ORIGINAL TOWNSITE LOT 5 BLK 4, Hidalgo County, TX. The property is located at 117 S 10th St, Donna, TX.
2. B. Conditional Use Permit by Khader Rafidi for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off premise consumption for "Donna Food Mart" The legal description of property is LOTT, TOWN & IMPROVEMENTS N220.7'-W150' BLK 101 0.76AC, Hidalgo County, TX. The property is located at 604 S 11TH ST, Donna, TX.

**Close Public Hearing**

**Consent Agenda**

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(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.)

3. Final Plat approval for Garcia Heights Donna Subdivision submitted by R Robles Engineering representing Raul Garcia
4. Final Plat for Montiel Subdivision submitted by R Robles Engineering representing Marleet Montiel
5. Final plat approval for Quintanilla Promise Land Subdivision submitted by R Robles Engineering representing Roxxy Ocanas.
6. Final plat approval of Southern Stone Subdivision submitted by R. Gutierrez Engineering representing Norma De La Garza Et Al.
7. Second and final reading of ordinance(s):
  - A. Ordinance 2021-01 Zone Change request submitted by Pablo M Galvan for rezoning from Single Family Residential (R1) to General Business (B2). The property is more fully described as SOUTH POINT PH 4 LOT 21 located at 101 REDWOOD ST, Donna, TX.
8. Consideration and possible action on approval of Interlocal Cooperation Agreement with Hidalgo County to provide reimbursement to Donna Public Library for Library services.
9. Consideration and possible action on renewal of Municode Meetings Subscription.

### **Regular Items**

10. Action on items discussed during public hearing:
  - A. Conditional Use Permit for "Garcia's Place"
  - B. Conditional Use Permit for "Donna Food Mart"
11. Consideration and possible action to approve water and sewer line escrow for Southern Stone Subdivision.
12. Preliminary plat of La Quinta Subdivision submitted by HLG Plan Review Service representing Fernando Jacinto
13. Preliminary Plat approval for Tierra Valverde Subdivision submitted by Quintanilla, Headley and Associates, Inc. representing La Media Luna Partners

### **Executive Session**

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

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.

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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 29th day of January 2021 at 5:00 pm.

WITNESS MY HAND, this 29th day of January 2021.

/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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