



**NOTICE OF A REGULAR CITY COUNCIL MEETING
OF THE CITY OF DONNA
TUESDAY, JUNE 01, 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 Donna Rec Center 307 Miller Ave. Donna, TX 78537, connectivity will also be available via Conference Call and live streamed at <https://www.twitch.tv/cityofdonna>, on Tuesday, June 01, 2021 at 5:30 PM for the purpose of discussing the following items:

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 by 4:00 pm on June 1, 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 by 4:00 pm on June 1, 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. Consideration and possible action on Conditional Use Permit by Edith Garcia for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off premise consumption for "Garcia's Tortilla Factory" The legal description of property is PECAN VILLAGE PH 1 LOT 2, Hidalgo County, TX. The property is located at 12203 N FM 493, Donna, TX.
2. Consideration and possible action on Conditional Use Permit by Elias Hernandez for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off premise consumption for "H & H Drive Thru" The legal description of property is SUN GROVE PARK LOTS 33, Hidalgo County, TX. The property is located at 106 W BUS 83 Donna, TX.

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.)

3. Consideration and possible action on Resolution No. 2021-17 for NAWSC Water Access Agreement submitted by Comarex LLC for La Villita Estates Subdivision.
4. Discussion and possible action on Memorandum of Understanding between the City of Donna and Donna Independent School District for summer rec program.
5. Consideration and possible action on use of Donna Square Park to host Mercado De Donna from Saturday June 12 thru Sunday June 13, 2021 from 11AM-10PM
6. Consideration and possible action on Sister City Agreement with Rio Bravo.
7. Consideration and possible action to approve Interlocal Agreement between the City of Donna and the County of Hidalgo for mutual aid.
8. Consideration and possible action on approval of 5k run request submitted by Basilio Mendoza for Colorado Benefit 5k run.

Regular Items

9. Action on items discussed during public hearing:
 - A. Conditional Use Permit for "Garcia's Tortilla Factory"
 - B. Conditional Use Permit for "H &H Drive Thru"
10. Consideration and possible action for approve the Investment Grade Traffic and Revenue study to be performed by C & M Associates Inc.
11. Consideration and possible action to approve the purchase of three zero turn mowers for city wide use.
12. Consideration and approval of a resolution 2021-18 Declaring intention to reimburse certain expenditures.

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. 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.

A. 551.071 (Consultation with Attorney) Discussion regarding legal issues with the bridge financial status

13. Consideration and possible action on item(s) discussed in executive session:

A. 551.071 (Consultation with Attorney) Discussion regarding legal issues with the bridge financial status

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 28th day of May 2021 at 4:30 pm.

WITNESS MY HAND, this 28th day of May 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.
