



**NOTICE OF A REGULAR CITY COUNCIL MEETING
OF THE CITY OF DONNA
TUESDAY, AUGUST 20, 2024 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, August 20, 2024 at 5:30 PM for the purpose of discussing the following items:

Roll Call, Establish Quorum, Pledge of Allegiance & Prayer

Citizens Participation

Open Public Hearing to consider the following:

1. Consideration and possible action on Zone Change request submitted by Melden and Hunt representing Kyndel W. Bennett from Single Family Residential (R1) to General Business (B2) the property is located at 3300 IH-2 Donna, Texas. 78537.
2. Consideration and possible action on zone change request submitted by Jazmine Murillo from Multi Family Residential (R2) to Local Business (B1) the property is located at 506 N. Main St Donna, TX 78537.
3. Consideration and possible action on Conditional Use Permit submitted by Victor Cano to operate a tire shop off of a designated major thoroughfare the property is located at 522 S. Salinas Blvd Donna, Texas, 78537.
4. Consideration and possible action on Conditional Use Permit requested by Gracie Ibanez to operate a late-night hour's BYOB event center located at 4510 N. FM 493 Donna, Texas, 78537.
5. Consideration and possible action on Conditional Use Permit requested by 7 Eleven Inc. for Stripes Store #40606H for the sale of alcohol for on and off premise consumption property is located at 1009 Expressway 83 Donna, Texas 78537.
6. Conditional Use Permit by 7-Eleven New SSP Beverage LLC. Representing Stripes Store 40607H for the sale of Malt Beverage on premise consumption the property is located at 416 W. Expressway 83. Donna, Texas, 78537.

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.)

7. Consideration and possible action on request from Lightning's Karate to use Rec Center for a student karate tournament.
8. Consideration and possible action on Resolution 2024-40 for Waterline Access Agreement with North Alamo Water Supply for Emerald Acres Subdivision.
9. Consideration and possible action on Interlocal Cooperation Agreement between the City of Donna and the County of Hidalgo County, concerning the development of the Precinct 1 Hike and Bike Trail.

Regular Items

10. Discussion and possible action to adopt a resolution and order of the City of Donna, Texas, ordering a general municipal election to be held in the City of Donna, on Tuesday, November 5, 2024, for the election of Commissioner, Place 2, for the City of Donna, and Commissioner, Place 4, for the City of Donna, Texas, as per the order of the 13th Court of Appeals.
 11. Consideration and possible action on items discussed during public hearing:
 - A. Consideration and possible action on first reading of Ordinance 2024-29 Zone Change Submitted by Melden & Hunt Representing Kyndel Bennett from Single Family residential (R1) to General Business (B2).
 - B. Consideration and possible action on first reading of Ordinance 2024-28 Zone Change submitted by Jazmine Murillo from Single Family (R1) to Local Business (B1).
 - C. Conditional Use Permit requested by Victor Cano to operate a Tire Shop on a Major Thoroughfare.
 - D. Conditional Use Permit requested by Gracie Ibanez for late night hour BYOB event center "A.M Afterparty."
 - E. Conditional Use Permit requested by 7-Eleven Inc. for Stripes Store #40606H for the sale of alcohol mixed beverage.
 - F. Conditional Use Permit requested by 7-Eleven Inc. for Stripes Store #40607H for the sale of alcohol mixed beverage.
 12. Presentation and discussion on city investment report through the period ending June 30, 2024.
 13. Presentation of worksheets for the 2024 Tax Rate Calculation of the No New Revenue and Voter Approved Tax Rates.
 14. Discussion on proposed tax rate; take a record vote on proposal and set public hearing date, if necessary.
 15. Consideration and possible action on purchase of server with configuration from Telepro Communications.
 16. Consideration and possible action to authorize staff to advertise for chemicals needed at Waste Water Plant and Water Treatment Plant.
 17. Consideration and possible action on the purchase of additional Commercial Containers for the Sanitation Department.
 18. Consideration and possible action on the approval of first reading of Ordinance 2024-27 amending Ordinance 2016-16 solid waste residential and commercial rates.
 19. Consideration and possible action to approve the purchase of 54" PVC Restraints.
 20. Consideration and possible action on first reading of Ordinance 2024-30 for non-permitted businesses.
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21. Consideration and possible action on preliminary plat approval for Villa Paraiso Subdivision submitted by MDC Engineering, PLLC.
 22. Consideration and possible action on preliminary plat approval for Artsob Subdivision #2 submitted by Robles Engineering LLC, Representing Rene Pena.
 23. Consideration and possible action on first reading of Ordinance 2024-26 authorizing the release from the City of Donna's extraterritorial jurisdiction of an approximately 33 acre tract of land, known as property ID 193096 and ordering the changing of the city of Donna's extraterritorial jurisdiction boundary map in accordance with said change.

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 Notice of legal claim reference termination of Jesus Jimenez.

24. Discussion and possible action on notice of legal claim reference termination of Jesus Jimenez.

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 16th day of August 2024 at 5:00 pm.

WITNESS MY HAND, this 16th day of August 2024.

/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.