



**NOTICE OF A REGULAR CITY COUNCIL MEETING  
OF THE CITY OF DONNA  
TUESDAY, NOVEMBER 21, 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, November 21, 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. Zone Change requested by Jose Angel Rocha from Single Family Residential (R1) to Local Business (B1) for property located at 2402 Carlos St, Donna, TX. The legal description of property is SCHROEDER LOT 2 BLK 4, Hidalgo County, TX.
2. Conditional Use Permit requested by Efrain S Garcia DBA "Garcia Apparel & Flea Market" to allow operation of an unpermitted business (Flea Market) along a major thoroughfare (Main Street) in a General Business District (B2). The property is located at 116 S MAIN ST, Donna, TX. The legal description of the property is DONNA ORIGINAL TOWNSITE LOT 19-21 BLK 4, Hidalgo County, TX.
3. Conditional Use Permit requested by Ricardo Lara for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off-premise consumption (BQ) for "La China 956 #2 " The property is located at 1001 E BUS HWY 83, Donna, TX. The legal description of property is DONNA ORIGINAL TOWNSITE LOT 17 & W 104' LOT 18 BLK 3, Hidalgo County, TX.
4. Conditional Use Permit requested by Yucary Montes for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off-premise consumption (BQ) for "Maldonado Drive Thru" The property is located at 4510 N FM 493 Suite A, Donna, TX. The legal description of property is TEXAS VALLEY ESTATES 4 LOT 1 EXC S10' X 150.78', Hidalgo County, 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.)

5. Consideration and possible action on the Attorney Representation Notice and Disclosure related to the proposed transfer of Water CCN Salamanca Phase 2
6. Second reading of:
  - A. Ordinance #2023-25 for Zone Change from Single Family Residential (R1) to General Business (B2) for ORO ESTATES LOT 5
  - B. Ordinance #2023-26 amending fire fees
7. Consideration and Action regarding proposed Amendment No.3 to Interlocal Lease Agreement between the City of Donna and the Texas Alcoholic Beverage Commission for a One-Year Term Lease of Lot 14, Donna International Bridge Subdivision.
8. Consideration and possible action on the Utility Customer Account Adjustments.
9. Consideration and possible action on approval of 2024 Holiday Calendar.
10. Consideration and possible action on Resolution 2023-38 approving the waterline access agreement between City of Donna, North Alamo Water Supply Corporation, and Coastal King LTD for Coastal King Subdivision

### **Regular Items**

11. Consideration and possible action to approve lease agreement with C&C Management for an Ekoton Sludge Press at the Waste Water Treatment Plant.
  12. Consideration and possible action to approve lease agreement with C & C management for 9 DO2E Aerators at the Waste Water Treatment Plant.
  13. Action on Items discussed during the public hearing:
    - A. First reading of Ordinance # 2023-27 Zone Change requested for SCHROEDER LOT 2 BLK 4
    - B. Conditional Use Permit for "Garcia Apparel & Flea Market"
    - C. Conditional Use Permit for "La China 956 #2"
    - D. Conditional Use Permit for "Maldonado Drive Thru"
  14. Discussion, consideration and possible action on Resolution 2023-39, City of Donna's vote for the election of Hidalgo County Appraisal District Board of Directors for 2024-2025.
  15. Preliminary Plat approval of Tierra Roosevelt Subdivision submitted by Quintanilla Headley & Associates Engineering representing C & N Farms
  16. Preliminary Plat approval of MC Rios Subdivision submitted by R Gutierrez Engineering representing Maria Cristina Rios
  17. Discussion, consideration and possible action on approval of the Preliminary Workplan Summary for Urban County Program CDBG Fiscal Year 37 (2024)
  18. Consideration and possible action on approval of security cameras for Water Treatment Plant.
  19. Consideration and possible action on Resolution 2023-27 authorizing submittal, acceptance, and operation of FY23 COPS Hiring Program through the City of Donna Police Department
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20. Consideration and possible action on award acceptance and approval of the operation of FY 2023 Motor Vehicle Crime Prevention Authority Grant Program and an adjustment of the hourly rate of pay for officer funded through the grant.
  21. Consideration and possible action on authorizing the operation and purchase of items related to Operation Lone Star 2023 Grant Program

### **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. (551.072) Real Estate - Discussion on potential lease, sale or purchase of property

B. (551.071) Private consultation with attorney regarding personnel issues

22. Consideration and possible action on item(s) discussed in Executive Session.

A. (551.072) Real Estate - Discussion on potential lease, sale or purchase of property

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**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 17th day of November 2023 at 5:10 pm.

WITNESS MY HAND, this 17th day of November 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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