



**NOTICE OF A REGULAR CITY COUNCIL MEETING
OF THE CITY OF DONNA
TUESDAY, OCTOBER 17, 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, October 17, 2023 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. Public hearing to solicit input from interested parties on the Cities needs under the Urban County Program Fiscal Year 37 (2024).
2. Conditional Use Permit requested by Eneida Montano for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for on-premise consumption (BG) and Late Hours (BL) for "Botanero Del Primo GRU " The property is located at 2103 E BUS HWY 83 Suite C3, Donna, TX. The legal description of property is HOOKS RESERVE SOUTH PRT A & B 150X200 BLK L, Hidalgo County, TX
3. Zone Change requested by Perales Pedro Gonzalez & Rosalinda Campos from Single Family Residential (R1) to General Business (B2) for property located at 8904 N FM 493, Donna, TX. The legal description of property is ORO ESTATES LOT 5, Hidalgo County, 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.)

4. Consideration and possible action on Wastewater Agreement between City of Donna and Coastal King Subdivision (Wendy's Donna)
 5. Consideration and possible action on the Utility Customer Account Adjustments.
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6. Consideration and Possible Action for approval , The Veteranos Car Club are requesting the use of City Park for their annual Car Show on November 26, 2023 and have the park fees waived, in addition to the use of the park they are requesting that Miller Avenue be closed from Main St. to 8th street and 8th street be closed from Miller Ave. to Bus. 83. This is a free event to the public.
 7. Second reading of ORDINANCE 2024-24 naming, adopting, and setting the speed limit on the one-lane portion of redskin avenue between Expressway IH2 and Redskin Avenue within the city limits of Donna, Texas.
 8. Consideration and possible action on Resolution 2023-32 to designate authorized signatories for the Community Development Block Grant – Disaster Recovery (CDBG-DR) program for GLO state contract number 23-152-005-E156.
 9. Consideration and possible action on Resolution 2023-33 regarding civil rights for the Community Development Block Grant – Disaster Recovery (CDBG-DR) program for GLO state contract number 23-152-005-E156.
 10. Proclaim April as Fair Housing Month
 11. Consideration and possible action on Memorandum of Understanding for Police Services by and between City of San Juan, Texas Police Department and City of Donna, Texas Police Department.
 12. Consideration and possible action on Resolution 2023-34 to deny the rate application and consolidation proposed by Texas Gas Service Company, a Division of ONE Gas, Inc.

Regular Items

13. Presentation and discussion of the City of Donna's ISO rating by the Fire Department.
 14. Provide annual update on status of City of Donna Tax Increment Reinvestment #2 as required by the development agreement and interlocal agreement.
 15. Action on Item in Public Hearing:
 - A. Conditional Use Permit for the selling of alcoholic beverages (Beer & Wine Retailer’s Permit) for on-premise consumption (BG) and Late Hours (BL) for “Botanero Del Primo GRU”
 - B. First reading of Ordinance for Zone Change #2023-25 from Single Family Residential (R1) to General Business (B2) for ORO ESTATES LOT 5
 16. Preliminary and Final plat approval for URI Estates Subdivison submitted by S2 Engineering representing TJ & CJ Land LTD
 17. Consideration and possible action on approval of Ordinance 2023-26 amending the fire fees
 18. Consideration and possible action on approval of an amendment to the fire marshal retainer agreement for 2023-2024
 19. Consideration and Possible action to purchase a Splash pad for the Willie Ramirez Sports Complex.
 20. Consideration and possible action on the purchase of a new rotor from Lakeside for Waste Water Treatment Plant.
 21. Consideration and possible action to approve the purchase of a JOHN DEERE 4052R Cab Tractor, double drum roller & pneumatic roller from buy board.
 22. Consideration and possible action to solicit bids for FY23-24 for hot mix.
 23. Consideration and possible action on the approval to repair and replace Aerator 2 at Waste Water Treatment Plant.
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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.

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 13th day of October 2023 at 4:30 pm.

WITNESS MY HAND, this 13th day of October 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.
