



**NOTICE OF A REGULAR CITY COUNCIL MEETING
OF THE CITY OF DONNA
TUESDAY, MARCH 07, 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, March 07, 2023 at 5:30 PM for the purpose of discussing the following items:

Roll Call, Establish Quorum, Pledge of Allegiance & Prayer

Citizens Participation

1. Presentation: Expansion of Open Hands

Open Public Hearing to consider the following:

2. Conditional Use Permit requested by Dominique Claunch to operate a food truck "El Ninos Snacks" in conjunction with a General Business (B2). The property is located at 533 W BUS 83 DONNA, TX further described as WEST DONNA ESTATES LOT 24, Hidalgo County, TX.
3. Conditional Use Permit requested by Macario Ibanez for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for on-premise consumption (BG) for "Bukis Bar." The property is located at 4510 N FM 493 Suite B , Donna, TX. The legal description of property is TEXAS VALLEY ESTATES #4 LOT 1 EXC S10' X 150.78', Hidalgo County, TX.
4. Conditional Use Permit requested by Rosalinda De La Rosa for the selling of alcoholic beverages (Beer & Wine Retailer's Permit) for off-premise consumption (BQ) for "Diego's Grocery Store." The property is located at 5304 N FM 493, Donna, TX. The legal description of property is LA BLANCA 'B' N132'-S528'-W660' BLK 22 2AC GR 1.88AC NET, Hidalgo County, TX.
5. Zone Change requested by Rosalinda De La Rosa from Single Family Residential (R1) to Local Business (B1) for property located at 5304 N FM 493, Donna, TX. The legal description of property is LA BLANCA 'B' N132'-S528'-W660' BLK 22 2AC GR 1.88AC NET, 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.)

6. Consideration and possible action on Wastewater Service Agreement between City of Donna and Salamanca Estates Phase I Subdivision.
7. Consideration and possible action on Water Service Agreement between City of Donna and Salamanca Estates Phase I Subdivision.
8. Consideration and possible action on approval of Final Plat approval of Salamanca Subdivision Phase I submitted by Melden and Hunt representing SAH SANTA ANA DEVELOPMENT
9. Consideration and possible action on final plat approval for Garza-Lopez Subdivision submitted by Melden and Hunt representing Javier and Melinda Lopez.
10. Consideration and possible action to buyback or surplus old police department duty weapons.
11. Consideration and possible action to purchase police department duty weapons.
12. Consideration and possible action to surplus the 2 portable buildings at the gun range for range use improvements.
13. Consideration and possible action on Resolution No. 2023-11 to authorize the City of Donna Police Department to enter into an agreement with the Texas Department of Transportation (TxDot) for the placement of Motorola L6Q pole mounted License Plate Readers/Speed System.
14. Consideration and possible action on the approval of the Utility Customer Account Adjustments.
15. Consideration and possible action to approve SWG Engineering proposal for The Shops of 493.
16. Discussion and possible action on approval of Property Tax Refunds over \$500.00.
17. Consideration and possible action on request submitted by Hidalgo County Elections Department for use of Amigos Del Valle Building for May 2023 Election Cycle.

Regular Items

18. Action on the second reading of:
 - A. Ordinance No. 2023-01 approving Zone Change requested by Dustin Hoover from Multi Family Residential (R1) to General Business (B2) for property located at the intersection of Murphy and Goolie Avenue.
 - B. Ordinance No. 2023-02 Zone Change requested by Benjamin Gonzalez for proposed "Event on Midway" from Single Family Residential (R1) to General Business (B2) for property located at 3708 E Business 83
 - C. Ordinance No. 2023- 03 an ordinance amending Ordinance No. PI-2006-01-01 model subdivision rules by removing garden homes, patio homes, and zero lot line homes as an allowable use; providing street construction standards; regulations for traffic calming measures; requirement for corner monuments and corner markings; sidewalk; streetlights; regulations for fire hydrants and water mains; buffer fencing; fees for subdivision improvement inspections; construction improvements construction of mailbox; in development within city limits and ETJ; replacing all ordinances, orders or resolution in conflict herewith
 19. A.Conditional Use Permit requested by Dominique Claunch to operate a food truck "El Ninos Snacks"
-

B. Conditional Use Permit requested by Macario Ibanez for “Bukis Bar.”

C. Conditional Use Permit requested by Rosalinda De La Rosa for “Diego’s Grocery Store.”

D. First Reading of Ordinance No. 2023-04 approving of Zone Change requested by Rosalinda De La Rosa from Single Family Residential (R1) to Local Business (B1)

20. Preliminary Plat approval of El Encantado Subdivision Phase 2 submitted by Melden and Hunt Inc. representing Cayetano Development
21. Preliminary and Final plat for North Victoria Estates Subdivision submitted by Rio Delta Engineering representing J & C Tierra Ventures LLC.
22. Preliminary and final plat approval of Val Verde Battery Storage Facility Subdivison submitted by Artifex Engineering Consultants representing Hunt Energy Network
23. Consideration and possible action on approval of Memorandum of Understanding between Rivera Properties, INC and City of Donna for Los Agaves at 495 Subdivision.
24. Consideration and possible action on Work Order 6 with S & B Infrastructure for the Environmental and Value Engineering Study for the Donna Bridge Full Commercialization Project.
25. Consideration and possible action on MOU between City of Donna and Donna ISD for development of community park
26. First reading on Ordinance 2023-05 – Fire Fee

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. 551.087 Project Crossings

27. Discussion and possible action on approval of 380 agreement - Donna 493 JV

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 3rd day of March 2023 at 5:00 pm.

WITNESS MY HAND, this 3rd day of March 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.
