

**MINUTES
OF
CITY OF WHARTON
REGULAR CITY COUNCIL MEETING
JULY 28, 2014**

Mayor Domingo Montalvo, Jr. declared a Regular Meeting duly open for the transaction of business at 7:00 P.M at City Hall 120 E. Caney Street Wharton, TX. Councilmember Al Bryant led the opening devotion and the pledge of allegiance.

Councilmember's present were: Mayor Domingo Montalvo, Jr. and Councilmembers Tim Barker, Al Bryant, Jeff Gubbels, Russell Machann, Don Mueller and Steven Schneider.

Councilmember absent was: None.

Staff members present were: City Manager Andres Garza, Jr., Finance Director Joan Anandel, City Secretary Paula Favors, Assistant to the City Manager – Special Projects Cheryl Urbanovsky, Assistant to the City Manager Brandi Jimenez, Deputy Court Clerk Debra Abbott, Municipal Court Clerk Keslie Anderson, Fire Chief Anthony Abbott, Volunteer Firefighters Jason Myer, Ricky Guzman, Arthur Araguz, Paul Maldonado and Public Works Director Kyle Marchant, P.E.

Visitors present were: Karen Heintschel, Administrative Assistant of the Wharton Economic Development Corporation (WEDCO), Carlos Cotton, P.E. with Jones and Carter, Inc., Deana Myer and Natalie Frels with the Wharton Journal Spectator.

The second item on the agenda was Roll Call and Excused Absences. All members were present.

The third item on the agenda was Public Comments. No comments were given.

The fourth item on the agenda was the Wharton Moment. Mayor Domingo Montalvo, Jr. stated Greg Baines, founder and executive director of Just Do It Now, Inc., passed away unexpectedly and would be greatly missed. Mayor Montalvo said Mr. Baines has seen hard time and turned them around for the better while helping out the community in the process.

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The fifth item on the agenda was to review and consider the City of Wharton Finance Report for June 2014. Finance Director Joan Andel presented the financial report for the month of June 2014. Mrs. Andel stated that the TexPool balance for June was \$151,337.09 with an average monthly yield of .03%. She said the Prosperity Bank balance for June 2014 was \$9,915,090.00 with an average monthly yield of .15%. After some discussion, Councilmember Don Mueller moved to approve the City of Wharton Financial Report for the month of June 2014. Councilmember Al Bryant seconded the motion. All voted in favor.

The sixth item on the agenda was the introduction of City Employees to Mayor and City Councilmembers. City Manager Andres Garza, Jr. stated Department Heads would continue introducing City Staff to the Mayor and City Councilmembers. Fire Chief Anthony Abbott introduced his staff as follows: Maintenance Attendant Arthur Araguz, Maintenance Attendant Jason Miller, Maintenance Attendant Paul Maldonado, Volunteer Fire Fighter Ricky Guzman, Jr. City Secretary Paula Favors introduced her staff as follows: Municipal Court Deputy Clerk Debra Abbott and Court Clerk Keslie Anderson.

The seventh item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the City Staff to request proposals for the acquisition of right of way services for the Extension of FM 1301 and Railroad Overpass Project. City Manager Andres Garza, Jr. stated that a Right of Way acquisition firm would need to be hired for the FM 1301 Extension and Overpass Project and the City must meet all state and federal laws in the acquisition process. City Manager Garza said funds were allocated in the Bond Account for this expenditure and the City Staff had submitted a request for proposal in February 2012, however, due to the time needed to obtain environmental clearance no firm was selected. City Manager Garza said the City Staff was requesting re-authorization to solicit proposals and the Finance Committee had met on July 23, 2014 and recommended the City Council consider approving the solicitation. After some discussion, Councilmember Russell Machann moved to approve City of Wharton Resolution No. 2014-57, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2014 - 57**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE CITY STAFF TO REQUEST PROPOSALS FOR THE ACQUISITION OF RIGHT OF WAY SERVICES FOR THE EXTENSION OF FM 1301 AND RAILROAD OVERPASS PROJECT.

WHEREAS, the City of Wharton is moving forward with the road extension of FM 1301 and Railroad Overpass Project; and

WHEREAS, the Wharton City Council wishes to authorize the City Staff to solicit Requests for Proposals the procurement of a consultant(s) to provide the

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acquisition of right of way services in accordance with federal guidelines;
and

WHEREAS, the City of Wharton did receive proposals in February 2012; and

WHEREAS, the Wharton City Council wishes to reject all 2012 proposals; and

WHEREAS, the Wharton City Council wishes this resolution to become effective immediately upon its passage.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

Section I. The Wharton City Council has authorized the City Staff to solicit Requests for Proposals the procurement of a consultant(s) to provide the acquisition of right of way services in accordance with federal guidelines road extension of FM 1301 and Railroad Overpass Project.

Section II. The Wharton City Council wishes to reject all proposals received in February 2012.

Section III. That this resolution should become effective immediately upon its passage.

As officers and representatives of the City of Wharton, we the undersigned have read and fully agree and become a party to the full implementation of this program.

PASSED, APPROVED, and ADOPTED this 28th day of July 2014.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Al Bryant seconded the motion. All voted in favor.

The eighth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the City Manager or his designee to implement a Section 3

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Program, which to the greatest extent feasible, will provide job training, employment, and contracting opportunities for Section 3 businesses of the area in which the Texas Community Development Block Grant Program (TxCDBG) Contract No. 713510 for the Ahldag Additional Sanitary Sewer Improvement Project is being carried out. City Manager Garza, Jr. stated that it was required by Section 16, Subsection B-3 of the Texas Community Development Block Grant Program (TxCDBG) Contract No. 713510 for the Ahldag Additional Sanitary Sewer Improvement Project the City of Wharton to adopt a Section 3 Program as part of the requirements for the grant. City Manager Garza said the requirements include a Section 3 resident living in an area where a TxCDBG assisted program was located, a Section 3 business was defined as a business that had a Section 3 resident owning at least 51 percent or more of the business or had at least 30 percent of the permanent, full-time employees of the business identified as Section 3 residents. City Manager Garza stated that under the program the City would strive to attain goals for compliance with Section 3 regulations. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2014-58, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2014 - 58**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO IMPLEMENT A SECTION 3 PROGRAM, WHICH TO THE GREATEST EXTENT FEASIBLE, WILL PROVIDE JOB TRAINING, EMPLOYMENT, AND CONTRACTING OPPORTUNITIES FOR SECTION 3 BUSINESSES OF THE AREA IN WHICH THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (TxCDBG) CONTRACT NO. 713510 FOR THE AHLDAG ADDITIONAL SANITARY SEWER IMPROVEMENT PROJECT IS BEING CARRIED OUT.

WHEREAS, the City of Wharton has been funded under the Texas Community Development Block Grant Program (TxCDBG); and

WHEREAS, the City of Wharton is required to adopt a Section 3 Program as part of the requirements of the grant(s); and

WHEREAS, a Section 3 resident is defined as a public housing resident and/or a low to very-low income person who lives in an area where a TxCDBG assisted project is located; and

WHEREAS, a Section 3 business is defined as a business that has a Section 3 resident own at least 51 percent or more of the business or has at least 30 percent of the permanent, full-time employees of the business identified as Section 3 residents; and

WHEREAS, the City of Wharton will strive to attain goals for compliance with Section 3 regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

- Section I.** The Wharton City Council has reviewed and hereby agrees to implement the following steps, which, to the greatest extent feasible, will provide job training, employment and contracting opportunities for Section 3 residents and Section 3 businesses of the area in which the TxCDBG program/project is being carried out.
- Section II.** The City of Wharton hereby agrees to strive to attain goals for compliance with Section 3 regulations by increasing opportunities for employment and contracting with Section 3 residents and businesses where feasible.
- Section III.** The City of Wharton hereby agrees to assign duties related to implementation of this plan to the designated Section 504 and Equal Opportunity/Fair Housing Officer.
- Section IV.** The City of Wharton hereby agrees that the City of Wharton will notify Section 3 residents and business concerns of potential new employment and contracting opportunities as they are triggered by TxCDBG grant awards through the use of: Public Hearings and related advertisements; public notices, bidding advertisements and bid documents; local advertising media including public signage; and including Section 3 clauses in all TxCDBG solicitations and contracts.
- Section V.** The City of Wharton hereby agrees to maintain a list of those businesses that have identified themselves as Section 3 businesses for utilization in TxCDBG funding procurements, notify those businesses of pending contractual opportunities, and make this list available.
- Section VI.** The City of Wharton hereby agrees to maintain a list of those persons who have identified themselves as Section 3 residents and contact those persons when hiring/training opportunities are available through either the Grant Recipient or contractors.
- Section VII.** The City of Wharton hereby agrees to require that all Prime contractors and subcontractors on TxCDBG projects with contracts over \$100,000 commit to this plan as part of their contract work. Monitor the contractors' performance with respect to meeting Section 3 requirements and require that they submit records as may be required to the Grant Recipient.

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Section VIII. The City of Wharton hereby agrees to submit reports as required by the TxCDBG program regarding contracting with Section 3 businesses and/or employment as they occur; and submit reports within 20 days of calendar year end which identify and quantify Section 3 businesses and employees.

Section XI. The City of Wharton hereby agrees to maintain records for the TxCDBG program, including copies of correspondence, memoranda, etc. which document all actions taken to comply with Section 3 regulations.

As officers and representatives of the City of Wharton, we the undersigned have read and fully agree and become a party to the full implementation of this program.

PASSED, APPROVED, and ADOPTED this 28th day of July 2014.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Don Mueller seconded the motion. All voted in favor.

The ninth item on the agenda was to review and consider a resolution of the Wharton City Council approving the submission of an application to the Criminal Justice Division (CJD) of the Governor's office for funding of a diversion program titled Teaching Kids Smart Moves. City Manager Andres Garza, Jr. stated that on February 10, 2014 City Council passed a resolution approving the submission of an application to the Criminal Justice Division (CJD) of the Governor's office for Funding. Finance Director Joan Andel stated that throughout the review process of the Criminal Justice Division (CJD) they had determined that the resolution must include a statement giving written assurance that, in the event of loss or misuse of grant funds the City of Wharton will return funds to CJD. After some discussion, City Councilmember Tim Barker moved to approve City of Wharton Resolution No. 2014-59, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2014-59**

**A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE
SUBMISSION OF AN APPLICATION TO THE CRIMINAL JUSTICE**

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**DIVISION (CJD) OF THE GOVERNOR'S OFFICE FOR FUNDING OF A
DIVERSION PROGRAM TITLED TEACHING KIDS SMART MOVES.**

WHEREAS, the Wharton City Council wishes to authorize the submission of an application to CJD for funding of a diversion program titled Teaching Kids SMART Moves using an external contractor; and

WHEREAS, the application would be for funding a diversion program administered by an external contractor for the City of Wharton in the amount of \$30,816.00, and;

WHEREAS, the Wharton City Council wishes this resolution to become effective immediately upon its passage, and;

WHEREAS, the Wharton City Council designates Domingo Montalvo, Jr., Mayor, as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency.

WHEREAS, the Wharton City Council gives written assurance that in the event of loss or misuse of grant funds, the City of Wharton will return funds to CJD.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF WHARTON, TEXAS, THAT:**

Section 1. The Wharton City Council authorizes the submission of an application to CJD for funding a diversion program in the amount of \$30,816.00.

Section 2. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED AND ADOPTED this 28th day of July 2014.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

BY: _____
PAULA FAVORS
City Secretary

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Councilmember Russell Machann seconded the motion. All voted in favor.

The tenth item on the agenda a Resolution of the Wharton City Council approving Modification No. 4 to provide additional engineering services for the 1. Public Hearing 2. Plans, Specifications, Estimates 3. Right of Way Mapping 4. Topographical Survey and 5. Geotechnical Investigations for the Extension of FM 1301 and Railroad Overpass Project with IDC Inc.; and authorizing the Mayor of the City of Wharton to execute the agreement. City Manager Andres Garza, Jr. presented the agreement and all amendments with IDC, Inc. and a proposal submitted by Mr. Larry Janak P.E. of IDC, Inc. for additional engineering fees that have been applied to the FM 1301 Extension and Railroad Overpass Project. City Manager Garza stated that on July 10, 2014, the City Staff met with Janak of IDC to review his original request that has been reduced. City Manager Garza said the City Council Finance Committee and Public Works Committee met on July 23 and July 24, respectfully, and considered IDC's request and both committees were reconsidering approval of Modification No. 4 to the engineering agreement. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2014-60, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2014-60**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING MODIFICATION NO. 4 TO PROVIDE ADDITIONAL ENGINEERING SERVICES FOR THE 1. PUBLIC HEARING 2. PLANS, SPECIFICATIONS, ESTIMATES 3. RIGHT OF WAY MAPPING 4. TOPOGRAPHICAL SURVEY AND 5. GEOTECHNICAL INVESTIGATIONS FOR THE EXTENSION OF FM 1301 AND RAILROAD OVERPASS PROJECT WITH IDC, INC.; AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE THE AGREEMENT.

- WHEREAS,** IDC, Inc. has submitted additional engineering services for the FM 1301 Extension and Railroad Overpass Project; and,
- WHEREAS,** the City of Wharton and IDC Inc. wishes to amend the agreement to include the additional afore-mentioned services for said project; and,
- WHEREAS,** the City of Wharton and IDC Inc. wishes to be bound by the conditions as set forth in the Modification No. 4 to the Professional Engineering Services Agreement; and,
- WHEREAS,** the Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute said contract amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

- Section I.** The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute the Amendment No. 4 to the professional engineering services agreement between the City of Wharton and IDC Inc. to include 1. Public Hearing 2. Plans, Specifications, Estimates 3. Right of Way Mapping 4. Topographical Survey 5. Geotechnical Investigation.
- Section II.** The City of Wharton and IDC Inc. are hereby bound by the conditions as set forth in the contract amendment.
- Section III.** That this resolution shall become effective immediately upon its passage.

Passed, Approved, and Adopted this 28th day of July 2014.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Jeff Gubbels seconded the motion. All voted in favor.

The eleventh item on the agenda was to review and consider the Proposed 2014-2015 Wharton Economic Development Corporation (WEDC) Budget. City Manager Andres Garza, Jr. stated that at the July 14, 2014 City Council meeting the Council voted to hold off the approval of WEDC proposed budget until a discussion was held on the City's proposed budget for Fiscal Year 2014-2015. City Manager Garza said that at the City budget workshop on July 15, 2014, the City Staff presented the creation of a quality of life fund for the City budget that included the parks and recreation maintenance and the separate fund would be created by allocating the costs for maintaining the City Parks, the swimming pool operations, and the support for the leagues (little league, girls softball, Babe Ruth) in the City. City Manager Garza stated that the total would be approximately \$150,000.00 per year and if the City Council requested and received this funding from WEDC, this would free up \$150,000 from the City's General Fund to go towards a sustainable street improvement program. City Manager Garza said the City's Capital Improvement Program for street improvements could be funded at a level of approximately \$250,000.00 per year. City Manager Garza said the City Staff recommended the City Council requests funds for the Parks and Recreation proposed

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fund from WEDC. After some discussion, Councilmember Al Bryant moved to postpone the item until further review. The motion died for a lack of a second.

The twelfth item on the agenda was to review and consider a Resolution awarding a contract for Water and Sewer Line Extensions to JTM for the FM 102 Hotel Construction Project authorizing the Mayor of the City of Wharton to execute all documents relating to said contract. City Manager Andres Garza, Jr. presented a letter from Carlos Cotton of Jones & Carter, regarding the Construction of the City of Wharton Highway 102 Waterline and Sanitary Sewer Extension to Wharton Inn. Mr. Carlos Cotton, P.E. with Jones and Carter, Inc. stated the best lowest qualified bidder on the City of Wharton FM 102 Hotel Construction Project was JTM in the amount of \$49,895.00. After some discussion, Councilmember Don Mueller moved to approve City of Wharton Resolution No. 2014-57, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2014-57**

A RESOLUTION AWARDED A CONTRACT FOR WATER AND SEWER LINE EXTENSIONS TO JTM FOR THE FM 102 HOTEL CONSTRUCTION PROJECT AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATING TO SAID CONTRACT.

WHEREAS, sealed proposals were received July 21, 2014 for the City of Wharton FM 102 Hotel Construction Project; and

WHEREAS, JTM was deemed the best lowest qualified bidder in the amount of \$49,895.00; and

WHEREAS, the Wharton City Council wishes to award a contract to JTM for the City of Wharton Water and Sewer Line Extension Project in the amount of \$49,895.00; and

WHEREAS, the City of Wharton and JTM wish to be bound by the conditions as set forth in the agreement; and,

WHEREAS, the Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute the agreement; and,

WHEREAS, the Wharton City Council requests additional funding for this project from Wharton Economic Development Corporation

WHEREAS, this award is contingent upon the City obtaining the additional funding from WEDC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS as follows:

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- Section I.** The Wharton City Council hereby authorizes the Mayor of the City of Wharton, Texas, to execute a contract for the City of Wharton Water and Sewer Line Extension for the FM 102 Hotel Construction Project to JTM in the amount of \$49,895.00.
- Section II.** That this award is contingent upon the City receiving the additional funding from WEDC for the total project costs.
- Section III.** The City of Wharton and JTM are hereby bound by the conditions as set forth in the agreement.
- Section IV.** That this resolution shall become effective immediately upon its passage.

Passed, Approved, and Adopted this 28th day of July 2014.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Russell Machann seconded the motion. All voted in favor.

The thirteenth item on the agenda was to review and consider Appointments to the City of Wharton Boards, Commissions and Committees:

City Manager Andres Garza, Jr. presented a list of persons serving on the various City Boards, Commissions and Committees and stated that there were still vacancies that needed to be filled. City Manager Garza said four positions were set to be filled on the Wharton Economic Development Corporation Board of Directors on October 1, 2014 and the applications deadline to fill the places that consisted of three Boardmembers and one City Councilmember was September 8, 2014.

1. Appointments:

- A. Electrical Board.
- B. Holiday Light Decorating Chairman.
- C. Planning Commission.
- D. Wharton Economic Development Corporation Board of Directors.

After some discussion, no action was taken.

The fourteenth item on the agenda was to review and consider update of City of Wharton on-going Projects. City Manager Andres Garza, Jr. presented a copy of the memorandum dated July 23, 2014 providing an update on the City of Wharton current projects.

FLOOD REDUCTION (LEVEE) PROJECT

The U.S. Army Corp of Engineers (USACE) Lower Colorado River Phase I Report - City of Wharton Flood Prevention Project and Recommended report is located at the Wharton County Library and the office of the City of Wharton City Secretary for viewing or the report may be viewed on line at <http://www.cityofwharton.com/information-a-notices/lcrb-feasibility-study>.

Halff Associates submitted the 100% set of construction plans for the portion of the levee under design and the City Staff has reviewed the document. The City Staff has indicated to Halff Associates that it is too early to acquire the services of a professional land surveyor to prepare metes and bounds since we do not know for sure if the alignment will stay as shown on the current set of construction plans. The City Staff and Halff Associates went through the plan set page by page to identify utility relocations that will be necessary during or prior to construction of the levee. The City will be responsible for all relocations of water, sewer and drainage infrastructure. The City will work together with Halff Associates to coordinate other utility relocations. These include utilities owned by others including CenterPoint Electric, CenterPoint Gas, MidCoast Cable, and Panther Pipeline. The City Staff worked with Jones & Carter and has completed the preliminary layout for the Hughes St. utility relocation. Halff along with the City Staff are working together to solve the issue of spoil disposal.

This design is for the first phase of levee construction along the Colorado River from FM 102 to Business 59. The U.S. Corps of Engineers requested the City submit a letter of support for the 2016 Federal Budget. Mayor Montalvo has submitted to the Corp a letter requesting assistance for this project. The City is awaiting a response.

DRAINAGE:

1. Santa Fe Outfall Channel.

The Public Works Department has finished excavation of the channel. During the month of June, routine maintenance was done on the Channel. The channel is slowly increasing in grass cover which is allowing several eroded areas to heal themselves over time. Public Works will continue installing grade stabilization structures to eliminate erosion thereby reducing or eliminating the need to reshape the channel areas with active erosion. The Public Works Department has installed six grade stabilization structures or pipe drops along the channel so far. These structures are

part of the original engineering design and not only control erosion but are helping to improve drainage in the city by serving as the outfall for water that has been redirected to the Santa Fe Channel. Work on property owners land is now complete.

2. Stavena Addition Drainage Project.

The City Council on January 27, 2014 authorized the project. The Staff met with Schiebe Engineering on the project. The design and construction plans are complete. The challenge on this project is to find locations to place approximately 35,000 cubic yards of soil.

3. Ahldag Ditch Improvement.

The City Staff has met with Schiebe Engineering to develop the plans and specifications for the Ahldag Ditch Improvements from Wayside Street downstream to the point where the ditch is concrete lined. The project was approved in the 2013 Bond Program.

WATER/SEWER IMPROVEMENTS:

1. Alabama Road Water Plant Storage Tank Renovation Project.

The City Council approved a contract with J & A Coating, LLC. The company has begun the work.

2. On-going Water and Sewer Maintenance Program.

Water leaks and sewer failures were on average the month of April.

Grease build up has continued to be a problem in the sanitary sewer lines and manholes along Richmond Rd. This results in sewer back-ups and has kept crews busy. The Public Works Department is coordinating with Code Enforcement to begin a grease trap inspection program at restaurants throughout town. The City Staff hopes this will eliminate some of the unnecessary grease build up and sewer back-ups along Richmond Rd and other areas of the City.

3. Alabama Street Sewer Line Project/Kelving Way and Croom/Price Waterline Project.

BEFCO Engineering has begun the preliminary engineering work on this project.

4. South Highway 60 Waterline Extension Project.

The Project is moving forward. The construction contracts have been executed. A pre-construction meeting was held on June 11, 2014. Construction notice to proceed were issued. The contractor was to submit to Jones & Carter Inc. the work schedule.

5. Wastewater Treatment Plant No. 1 Improvement Project.

Jones & Carter, Inc. has begun the engineering design for the project. The City Staff and Jones & Carter Inc. representatives have met and discussed the progress of the plans and specifications.

STREET IMPROVEMENTS

1. FM 1301 Extension and Overpass Project Progress Report.

IDC Inc. continues to work with City Staff in an effort to develop preliminary engineering for the project. The City Staff continues to coordinate with TxDOT to ensure the project continues to move forward.

The City Staff and IDC Inc. have worked on placing the four (4) phases on the TxDOT State Transportation Improvement Plan (STIP). The City has submitted the City Council approved letter to TxDOT and is awaiting a response. The Federal Highway Administration (FHWA) has issued a satisfactory for further processing and public involvement. A Public Hearing was held on June 11, 2014 at the Wharton Civic Center. IDC has submitted to TxDOT the railroad overpass package of plans for TxDOT to acquire the necessary permit. Once the final report on the public hearing has been finalized it will be submitted to TxDOT and the FHWA to complete the environmental document.

2. 2014 Street Improvement Program.

The City Staff is in the process of implementing the 2014 Street Improvement Program as approved by the City Council. The work has begun in the Briar Grove Addition, Circle Drive Street, and Ford Street.

3. Wharton Sidewalk Accessibility and Historic Streetscape Project.

A. Phase I:

The project is complete. The close out phase of the project has begun.

B. Phase II:

The City Staff has received the executed Advance Funding Agreement (AFA) from TxDOT. The implementation phase has begun. The Consultant Selection Committee is in the process of evaluation engineering proposals submitted.

4. On-going Street and Drainage Maintenance Program.

The Public Works Department has continued working on cleaning residential drainage ditches that have experienced poor drainage.

5. Kansas City Southern Railroad Quiet Zone.

The City Council has approved the submission of a “notice of intent” (NOI) to the different public agencies and Kansas City Southern Railroad (KCS). BEFCO is in the process of submitting the required notifications.

WHARTON REGIONAL AIRPORT

1. Hangar Construction Project.

The City has submitted the ranking of the engineering firms approved by the City Council to TxDOT. Once TxDOT negotiates the engineering agreement the City Staff and TxDOT will meet with the firm selected to develop the project scope.

After some discussion, no action was taken.

The fifteenth item on the agenda was to review and consider City Council Boards, Commissions, and Committee Reports:

- A. City Council Finance Committee Meeting held July 09, 2014.
- B. Beautification Commission Meeting held July 10, 2014.
- C. Consultant Selection Committee for the City of Wharton Sidewalk Accessibility and Historic Streetscape Enhancement Project Meeting was held July 14, 2014.
- D. Wharton Economic Development Corporation Meeting held July 16, 2014.

After some discussion, no action was taken.

The sixteenth item on the agenda was City Manager’s Reports:

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|---|---------------------------------|
| A. City Secretary/Personnel. | H. Fire Marshall. |
| B. Code Enforcement. | I. Legal Department. |
| C. Community Services Department /
Civic Center. | J. Municipal Court. |
| D. Emergency Management. | K. Police Department. |
| E. E.M.S. Department. | L. Public Works Department. |
| F. Facilities Maintenance Department /
Wharton Municipal Pool. | M. Water / Sewer Department. |
| G. Fire Department. | N. Weedy Lots / Sign Ordinance. |
| | O. Wharton Regional Airport. |

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After some discussion, no action was taken.

The seventeenth item on the agenda was adjournment. There being no further discussion, Councilmember Don Mueller moved to adjourn. Councilmember Al Bryant seconded the motion. All voted in favor.

The meeting adjourned at 7:34 p.m.

CITY OF WHARTON, TEXAS

By: _____

Domingo Montalvo, Jr.
Mayor

ATTEST:

Paula Favors
City Secretary