

AGENDA
CITY OF WHARTON
Regular City Council Meeting, City Hall
7:00 p.m., Monday, February 23, 2004

1. **Call to Order – Opening Devotion – Pledge of Allegiance.**
2. **Roll Call and Excused Absences.**
3. **Public Comments.**
4. **Wharton Moment.**
5. **Proclamations:**
 - A. Shanghai Days Cowboy Gathering.
 - B. Salute to Black History Month.
6. **Review & Consider:** Wharton Volunteer Fire Department:
 - A. Recognition Awards.
 - B. Annual Report for 2003.
 - C. Appointment of Fire Chief – David Copeland.
7. **Review & Consider:** City of Wharton Financial Report for the month of January 2004.
8. **Review & Consider:** Request by Mr. Clement J. Kovar to re-plot and for a variance for a minimal lot size located at 215 West Alabama Street, Hawes, Block D, Lots 1 and 2.
9. **Review & Consider:** Hazard Mitigation Action Plan:
 - A. **Public Hearing:** To receive comments from interested parties regarding the Hazard Mitigation Action Plan.
 - B. **Resolution:** A resolution of the Wharton City Council adopting the Hazard Mitigation Action Plan.
10. **Review & Consider:** Jr's Texas Best Smokehouse & Bakery:
 - A. **Public Hearing :** To obtain input from interested persons as to whether or not the City of Wharton Reinvestment Zone No. 04-01 should be created.
 - B. **Ordinance:** An ordinance designating certain property as herein legally described, including certain lots and blocks as therein continued, a Reinvestment Zone and Providing that said Reinvestment Zone shall hereinafter be referred to as City of Wharton Reinvestment Zone No. 04-01; Said property being generally located on U.S. Highway 59 and County Road 467, Wharton, Texas, And making other findings and conclusions as required by law.

C. **Ordinance:** An ordinance approving and authorizing the Mayor of the City of Wharton to sign and execute for and on behalf of the City of Wharton a Tax Abatement Agreement with Mr. Ervin Herzik, Jr. and Mr. Scott Chambers for Jr's Texas Best Smokehouse & Bakery in a form as attached hereto and marked Exhibit "1" and making certain findings of fact in accordance with the requirements of law.

11. **Review & Consider:** Solicitation for Management Services for the Texas Capital Fund Project – Contract No. 723092, Jr's Texas Best, LLC.
12. **Review & Consider:** **Ordinance:** An ordinance approving and authorizing the Mayor of the City of Wharton to sign and execute for and on behalf of the City of Wharton a Tax Abatement Agreement with Mr. Yic Desai, DVD Enterprises, LTD for the Holiday Inn Express in a form as attached hereto and marked Exhibit "1" and making certain findings of fact in accordance with the requirements of law.
13. **Review & Consider:** Wharton Economic Development Corporation Fiscal Year 2004-2005 budget to be allocated toward the Wharton County Courthouse Lighting Project.
14. **Review & Consider:** **Ordinance:** An ordinance establishing procedures for the City of Wharton to establish an ad valorem tax freeze on residence homesteads of the disabled and of the elderly and their spouses.
15. **Review & Consider:** **Resolution:** A resolution authorizing the Mayor of the City of Wharton to execute an agreement with Dr. Larry Lipscomb, M.D., FAAFP for Medical Director Services for the City of Wharton Emergency Medical Services (EMS) Program.
16. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council approving an extension to the Agreement for Emergency Medical Services between the City of Wharton and Wharton County and Authorizing the Mayor of the City of Wharton to execute all documents related to said contract.
17. **Review & Consider:** Pay Request by Anthony Rachunek & Associates for engineering services for the City of Wharton 24" Sewer Line Repair Project at Wastewater Treatment Plant No. 2.

- 18. Review & Consider:** Request by Councilmember Darryl Darnell to discuss Invoice procedures and records submitted by the City Attorney's Office.
- 19. Review & Consider:** Construction Contracts:
- A. Pay Request No. 3 – Nunn Constructors, Ltd. - Water Plants/Wastewater Treatment Plant No. 1 – Hazard Mitigation.
 - B. Pay Request No. 5 and No. 6 – Uticon, Inc. - Caney Creek Outfall Ditch.
 - C. 2003 Sewer Rehabilitation Project:
 - 1. Change Order No. 1 – Mercer Construction Company.
 - 2. Fourth and Final Pay Request – Mercer Construction Company.
 - D. Civic Center Improvement Project:
 - 1. Change Order No. 3 – Cob's Carpet.
 - 2. Pay Request No. 3 – Cob's Carpet.
- 20. Review & Consider:** City Council Boards, Committees, and Commission Reports:
- A. Beautification Commission meeting held February 11, 2004.
 - B. Intergovernmental Relations Committee meeting held February 16, 2004.
 - C. City Council Finance Committee Meeting held February 16, 2004.
 - D. Wharton Economic Development Corporation meeting held February 16, 2004.
 - E. Planning Commission meeting held February 16, 2004.
- 21. City Manager's Reports:**
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| A. Police Department. | I. Engineer/Planning Department. |
| B. City Secretary/Personnel. | J. Facilities Maintenance Department. |
| C. Municipal Court. | K. Community Services Department/
Civic Center. |
| D. E.M.S. Department. | L. Wharton Municipal Pool. |
| E. Fire Department Incidents/Inspections. | M. Wharton Regional Airport. |
| F. Code Enforcement Department. | N. Legal. |
| G. Water & Sewer Department. | O. Weedy Lots/Sign Ordinance. |
| H. Public Works Department. | |
- 22. Adjournment.**