

**AGENDA**  
**CITY OF WHARTON**  
**Regular City Council Meeting, City Hall**  
**7:00 p.m., Monday, January 23, 2006**

1. **Call to Order – Opening Devotion – Pledge of Allegiance.**
2. **Roll Call and Excused Absences.**
3. **Public Comments.**
4. **Wharton Moment.**
5. **Review & Consider:** City of Wharton Financial Report for the month of December 2006.
6. **Review & Consider:** Beautification Commission recommendation for City Council to consider amending the City of Wharton Code of Ordinances Chapter 14 Animals and Fowl and Chapter 54 Parks and Recreation to restrict the walking or running of dogs along the Santa Fe Trail.
7. **Review & Consider:** **Ordinance:** An ordinance amending the City of Wharton Code of Ordinances Chapter 30 Fire Prevention and Protection, Article I. In General; Section 30-6 Fire and Rescue Service Fees; Providing for Separability and setting an effective date.
8. **Review & Consider:** City of Wharton Meter Reading Equipment:
  - A. **Resolution:** A resolution of the Wharton City Council authorizing the purchase of new meters with Radio Read Automated Meter Reading technology from Hughes Supply, Inc. under the cooperative purchasing power of the City of Pearland, Baytown, and Nederland, Texas, and authorizing the Mayor to execute all documents necessary for said purchase.
  - B. **Resolution:** A resolution of the Wharton City Council approving an Interlocal Purchasing Agreement with the City of Pearland to allow the City of Wharton to benefit from the cooperative purchasing power of the City of Pearland, Baytown and Nederland, Texas, and

authorizing the Mayor of the City of Wharton to execute the agreement.

- 9. Review & Consider:** **Ordinance:** An ordinance amending the City of Wharton Code of Ordinances Chapter 34 Health and Sanitation, Article II. Cleanliness and Sanitation of Premises; Littering, Division I. Generally, Section 34-51 Accumulation of growth of weeds or brush through Section 34-55 Same – Performance by City; Providing for Separability; Providing a penalty clause; and setting an effective date.
- 10. Review & Consider:** Texas Colorado River Floodplain Coalition:
- A. **Resolution:** A resolution authorizing the Mayor of the City of Wharton to execute an Interlocal Agreement between the City of Wharton and the Texas Colorado River Floodplain Coalition.
  - B. **Resolution:** A resolution of the Wharton City Council appointing members to the Executive and Technical Committees of the Texas Colorado River Floodplain Coalition.
- 11. Executive Session:** City Council may adjourn into an Executive Session in accordance with Section 551.072 of the Government Code, Revised Civil Statutes of Texas. Final action, decision or vote, if any with regard to any matter considered in Executive Session shall be made in Open Meeting.
- A. **Discussion:** Acquisition of real estate from Union Pacific Railroad for the road extension project between FM 1301 and County Road 235.
  - B. **Discussion:** Acquisition of real estate from Mr. Wilbert Hundl, Sr. & Albina Hundl for the Santa Fe Drainage Outfall Channel Project.
  - C. **Discussion:** Acquisition of real estate from Mr. Benedict Hundl for the Santa Fe Drainage Outfall Channel Project.
  - D. **Discussion:** Acquisition of real estate from Mr. Frank J. Felcman for the Santa Fe Drainage Outfall Channel Project.

E. **Discussion:** Acquisition of real estate from Mr. Wilbert and Katheryn Kainer for the Santa Fe Drainage Outfall Channel Project.

12. **Return to Open Session:** Action on items discussed in Executive Session:

A. **Review & Consider:** Acquisition of a tract of land from Union Pacific Railroad for the road extension project between FM 1301 and County Road 235.

B. **Review & Consider:** Acquisition of real estate from Mr. Wilbert Hundl, Sr. & Albina Hundl for the Santa Fe Drainage Outfall Channel Project.

C. **Review & Consider:** Acquisition of real estate from Mr. Benedict Hundl for the Santa Fe Drainage Outfall Channel Project.

D. **Review & Consider:** Acquisition of real estate from Mr. Frank J. Felcman for the Santa Fe Drainage Outfall Channel Project.

E. **Review & Consider:** Acquisition of real estate from Mr. Wilbert and Katheryn Kainer for the Santa Fe Drainage Outfall Channel Project.

13. **Review & Consider:** **Ordinance:** An ordinance declaring a public necessity for the acquisition of fee simple title to 4.870 acres of land, being more or less out of Abstract 38 in the City of Wharton, Wharton County, Texas, as conveyed to the Union Pacific Railroad, for a public purpose, namely the acquisition, improvement and maintenance of the road extension project between FM 1301 and County Road 235; and authorizing the City Attorney and the Law Offices of Davidson & Troilo, a professional corporation, to file eminent domain proceedings; ratifying and affirming all prior acts and proceedings done or initiated by attorneys and employees of the City to acquire such property; authorizing all other lawful action necessary or incidental to such acquisition or eminent domain proceedings.

- 14. Review & Consider:** Request for City Council authorization to pay exempt employees for compensatory time accrued during Hurricane Rita.
- 15. Review & Consider:** Update on the City of Wharton Projects.
- 16. Review & Consider:** City Council Committees, Boards and Commission's Reports:
- A. Beautification Commission meeting held December 14, 2005.
  - B. Finance Committee Meeting held January 12, 2006.
  - C. Parks Planning Committee meeting held January 18, 2006.
  - D. Mayor's Committee on People with Disabilities Committee held October 25, 2005, November 17, 2005 and January 19, 2006.
  - E. Building Standards Commission meeting January 19, 2006.
  - F. Wharton County Appraisal District update dated January 11, 2006.
- 17. City Manager's Reports:**
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| A. City Secretary/Personnel.                       | H. Legal Department.          |
| B. Code Enforcement.                               | I. Municipal Court.           |
| C. Community Services Department/<br>Civic Center. | J. Police Department.         |
| D. E.M.S. Department.                              | K. Public Works Department.   |
| E. Engineer/Planning Department.                   | L. Water/Sewer Department.    |
| F. Facilities Maintenance Department.              | M. Weedy Lots/Sign Ordinance. |
| G. Fire Department Incidents/Inspections.          | N. Wharton Municipal Pool.    |
|  | O. Wharton Regional Airport.  |
- 18. Adjournment.**