

**NOTICE OF MEETING OF THE
GOVERNING BODY OF
CITY OF WHARTON**

Notice is hereby given that a Regular meeting of the governing body of the City of Wharton will be held on the 27th day of March 2006 at 7:00 p.m., at City Hall located at 120 East Caney Street

Wharton, Texas, at which time the following subjects will be discussed, to-wit: _____
See Attached Agenda

Dated this 24th day of March 2006.

By: Bryce D. Kocian
Bryce D. Kocian, Mayor

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Wharton is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board, at City Hall in Wharton, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on March 24, 2006, at 4:30 p.m., and remained so posted continuously for at least 72 hours preceding the schedule time of said Meeting.

The City of Wharton City Hall and Council Chambers are wheelchair accessible. Access to the building and special parking are available at the primary entrance. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at (979) 532-4811, Ext. 225 or by FAX (979) 532-0181 at least two (2) days prior to the meeting date.

BRAILLE IS NOT AVAILABLE.

Dated this 24th day of March 2006.

CITY OF WHARTON, TEXAS

By: Lisa Stavena
Lisa Stavena, City Secretary

AGENDA
CITY OF WHARTON
Regular City Council Meeting, City Hall
7:00 p.m., Monday, March 27, 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 February 2006.
6. **Review & Consider:** Request by Mrs. Christine Stransky for City Council to address the City of Wharton deposit requirement for utility service.
7. **Review & Consider:** Planning Commission recommendation for City Council consideration of the following:
 - A. Request by Mr. David Allen for a 5 feet east property line variance from the required 10 feet interior side yard property line setback and a 3.5 feet west property line variance from the required 10 feet interior side yard property line setback to construct a 61.25 feet x 30 feet addition to the existing commercial building located at 423 Boling Hwy; Chambers Business Park. Lot 2A.
 - B. Request by Navasota Energy LLC for approval of the preliminary / final re-plat of a portion of the former Cane Belt Railroad and Lots 5 thru 24, and a portion of Dyann Drive and Rebecca Street of Plantation Acres, Section No. 2.
8. **Review & Consider:** Request by the City Staff for City Council authorization to seek funding for the replacement of the ambulance Unit 1120.
9. **Review & Consider:** Request by Phoenix EMS, Inc. for an Ambulance Provider Permit.
10. **Review & Consider:** Request by Exuma Construction Company for infrastructure improvements for the following properties:

- A. Hawes 4th, Block 19, Lot 14.
- B. Hawes 4th, Block 19, Lots 1, 2, 3, 4, and 5.
- C. Hawes 5th, Block 26, Lots 7, 8, 9, 10,11, and 12.
- D. Hawes 5th, Block 40, Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19.

11. Review & Consider: Road Extension Project between FM 1301 and County Road 235:

- A. **Resolution:** A resolution of the Wharton City Council approving a Professional Engineering Services Contract between the City of Wharton and Jones & Carter, Inc. to develop the preliminary engineering report for the road extension project between FM 1301 and County Road 235 and authorizing the Mayor of the City of Wharton to execute the agreement.
- B. Funding Sources for the Project.

12. Review & Consider: **Resolution:** A resolution of the Wharton City Council approving an agreement between the City of Wharton and the Lower Colorado River Authority for the construction and maintenance of a shallow water monitoring well located at WM. Kincheloe, Block 68 and authorizing the Mayor of the City of Wharton to execute the agreement.

13. Review & Consider: City of Wharton Boards, Commissions and Committees:

- A. Beautification Commission:
 - 1. City Council acceptance of the resignation of Dr. Merrell “Doc” Barfield.
 - 2. Appointment to fill the vacant position.
- B. Youth Advisory Commission:
 - 1. City Council acceptance of the resignation of Mr. Steven May.
 - 2. Appointment to fill the vacant position.

14. Review & Consider: Request by Councilmember Domingo Montalvo, Jr. for travel reimbursement to attend the Texas Municipal League Legislative Committee Task Force on Utility Issues meetings.

15. Review & Consider: Texas Municipal League Region 14 Spring Meeting, March 30, 2006, Houston, Texas.

16. 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 Mr. Benedict L. Hundl for the Santa Fe Drainage Outfall Channel Project.
- B. Discussion:** Acquisition of real estate from Mr. Wilbert C. Hundl, Sr. and Albina Hundl for the Santa Fe Drainage Outfall Channel Project.
- C. Discussion:** Acquisition of real estate from Mr. Edwin W. Kostka, Sr. for the Santa Fe Drainage Outfall Channel Project.
- D. Discussion:** Acquisition of real estate from Josef's Farms, Inc. for the Santa Fe Drainage Outfall Channel Project.
- E. Discussion:** Acquisition of real estate from the Union Pacific Railroad for the road extension project between FM 1301 and County Road 235.

17. Return to Open Session:

Action on items discussed in Executive Session:

- A. Review & Consider: Resolution:** A resolution of the Wharton City Council approving the acquisition of real estate from Mr. Benedict L. Hundl for the Santa Fe Drainage Outfall Channel Project.
- B. Review & Consider: Resolution:** A resolution of the Wharton City Council approving the acquisition of real estate from Mr. Wilbert C. Hundl, Sr. and Albina Hundl for the Santa Fe Drainage Outfall Channel Project.
- C. Review & Consider:** Acquisition of real estate from Mr. Edwin W. Kostka, Sr. for the Santa Fe Drainage Outfall Channel Project.
- D. Review & Consider:** Acquisition of real estate from Josef's Farms, Inc. for the Santa Fe Drainage Outfall Channel Project.
- E. Review & Consider:** Acquisition of real estate from the Union Pacific Railroad for the road extension project between FM 1301 and County Road 235.

18. **Review & Consider:** Recommendation by the City Council Public Works Committee to request two seats for representation regarding the I-69/Trans-Texas Corridor Stakeholders Committee.
19. **Review & Consider:** Update on the City of Wharton Projects.
20. **Review & Consider:** City Council Committees, Boards and Commission's Reports:
- A. Mayor's Committee on People with Disabilities Committee meeting held March 15, 2006.
 - B. Youth Advisory Commission meeting held March 20, 2006.
 - C. Planning Commission meeting held March 20, 2006 and March 27, 2006.
 - D. City Council Public Works Committee meeting held March 24, 2006.
21. **City Manager's Reports:**
- | | |
|--|-------------------------------|
| A. City Secretary/Personnel. | H. Legal Department. |
| B. Code Enforcement. | I. Municipal Court. |
| C. Community Services Department/
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. |
22. **Adjournment.**