

**MINUTES
OF
CITY OF WHARTON
REGULAR CITY COUNCIL MEETING
MAY 9, 2016**

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. Mayor Montalvo led the opening devotion and Mayor Montalvo led the pledge of allegiance.

Councilmember's present were: Mayor Domingo Montalvo, Jr. and Councilmembers Tim Barker, Al Bryant, Jeff Gubbels, Vincent Huerta, and Don Mueller.

Councilmember absent was: Steven Schneider and Russell Machann.

Staff members present were: City Manager Andres Garza, Jr, Finance Director Joan Anel, City Secretary Paula Favors, City Attorney Paul Webb, Public Works Director Wade Wendt, Police Chief Terry David Lynch, Assistant to Building Official Gwyn Laney and Assistant to the City Manager Brandi Jimenez.

Visitors present were: Wharton Economic Development Director David Schroeder, D'Sean Harris, Otis D. Harris, Eric Bedford, Shawna Harris, Michael Limas, Irene Billingham, Executive Director Ron Sanders with the Wharton Chamber of Commerce, Laverne Carter and Keith McGee with the Wharton Journal Spectator.

The second item on the agenda was Roll Call and Excuses Absences. After some discussion, Councilmember Don Mueller moved to excuse Councilmember Steven Schneider and Councilmember Russell Machann. Councilmember Al Bryant seconded the motion. All voted in favor.

The third item on the agenda was Public Comments. Ms. Irene Billingham address the City Council regarding her concerns for the loud music that is played while vehicles drive in front of her home. She stated that she has had this issue for several years and it has never been resolved. After some discussion, no action was taken.

The fourth item on the agenda was the Wharton Moment. Councilmember Tim Barker thanked Mayor Domingo Montalvo, Jr. for his years of service to the City of Wharton. Councilmember Vincent Huerta thanked Mayor Montalvo for his service as well as the voters who turned out in support of him. Councilmember Don Mueller thanked Mayor Montalvo for all of the hard work he has done for the City. Councilmember Al Bryant thanked Mayor Montalvo for his years of service and stated that he would be missed. Mayor Montalvo stated the he appreciated the kind words and it was a tough job and you have to make tough decisions sometimes to move forward.

The fifth item on the agenda was a proclamation recognizing May as Motorcycle Awareness Month. Mayor Elect Tim Barker read a proclamation that declared May as Motorcycle Awareness Month. The Proclamation read as follows:

CITY OF WHARTON
OFFICE OF THE MAYOR
Proclamation

Whereas, Motorcycle riding is a popular form of transportation and recreation for over two hundred thousand people across the state and millions across the nation; and,

Whereas, In an effort to make motorcycling in Texas a safer and more enjoyable sport, motorcycling organizations from around the state are now planning a collective venture to promote Motorcycle Awareness; and,

Whereas, The City of Wharton, wishes to promote the safety campaign of The National Highway Traffic Safety Administration in their effort to ensure the safety and wellbeing of all; and,

Whereas, It is especially important that the citizens of Wharton and the State of Texas be aware of motorcycles on the streets and highways and recognize the importance of motorcycle safety; and,

Whereas, The National Highway Traffic Safety Administration and the Motorcycle Safety Foundation have named May as Motorcycle Safety and Awareness Month.

Now, Therefore, I, Domingo Montalvo, Jr., by the authority vested in me as Mayor of the City of Wharton, Texas, do hereby proclaim the month of May 2016 as

MOTORCYCLE AWARENESS MONTH

in the City of Wharton, Texas, and do hereby urge all the citizens to become aware of and support Motorcycle Awareness.

IN WITNESS THEREOF, I have set my hand and caused the seal of the City of Wharton to be affixed this 9th day of May, in the year of our Lord two thousand sixteen A.D.

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Domingo Montalvo, Jr.
Mayor, City of Wharton

The sixth item on the agenda was to review and consider the reading of the minutes from the regular meeting held April 11, 2016 and April 25, 2016. After some discussion, Councilmember Al Bryant moved to approve the reading of the minutes from the regular meeting held on April 11, 2016 and April 25, 2016. Councilmember Tim Barker seconded the motion. All voted in favor.

The seventh item on the agenda was to review and consider a resolution providing for the Public Sale of Property acquired by the City of Wharton from delinquent taxes. City Manager Andres Garza, Jr. stated that Ms. Leslie Hilliard with McCreary Veselka Bragg & Allen PC Attorneys at Law was requesting that the described properties that were offered for sale by the Sheriff of Wharton County, Texas at a public auction prior to a judgment of foreclosure for delinquent taxes by the District Courts of Wharton County. City Manager Garza stated that the properties did not receive sufficient bids as set by law and were struck off to the County of Wharton and later conveyed to the City of Wharton, Texas as Trustee and now they would be up for sale at no minimum bid. After some discussion, Councilmember Don Mueller moved to approve City of Wharton Resolution No. 2016-26, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-26**

RESOLUTION PROVIDING FOR THE PUBLIC SALE OF PROPERTY ACQUIRED BY THE CITY OF WHARTON FROM DELINQUENT TAXES.

WHEREAS, the following described properties were offered for sale by the Sheriff of Wharton County, Texas at a public auction pursuant to a judgment of foreclosure for delinquent taxes by the District Courts of Wharton County; and

WHEREAS, the following described properties did not receive sufficient bids as set by law and were struck off to the County of Wharton and later conveyed to the City of Wharton, Texas as Trustee, for the use and benefit of itself and the other taxing units for which levied taxes on the properties, pursuant to TEX. PROP. TAX CODE § 34.01 (j); and

WHEREAS, TEX. PROP. TAX CODE § 34.05 (c) and (d) provide that a taxing unit may request that the Sheriff sell the property at a public sale to the highest bidder with no minimum bid required,

THEREFORE, BE IT HEREBY RESOLVED that the City of Wharton, Texas, does hereby request the Sheriff of Wharton County, Texas to conduct a public sale in the manner prescribed by the Texas Rules of Civil Procedure and § 34.05 (c) and (d) of the Texas Tax Code and sell the following described properties to the highest bidder for cash.

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Cause #	Suit Styling	Legal Description & Account # (All properties located in Wharton County, Texas unless otherwise noted)	Deed Reference (Volume & Page of Deeds Records of Wharton County, Texas unless otherwise noted)	Original Sale Date
7900	WHARTON COUNTY, ET AL VS. RAY MOORE, ET AL	LOT 17-A IN BLOCK 1 OF THE CLINE ADDITION, CITY OF WHARTON, WHARTON COUNTY, TEXAS Account #R012799	735/406	2/5/2008
7962	WHARTON COUNTY, ET AL VS. LULA SANCHEZ	LOT 3 IN BLOCK 1 OF THE R. A. CLINE ADDITION, CITY OF WHARTON, WHARTON COUNTY, TEXAS Account #R012786	763/350	10/7/2008
8893	WHARTON COUNTY, ET AL VS. STATE STREET BANK AND TRUST COMPANY AS TRUSTEE OF THE CONSUMER OBLIGATION STRUCTURED TRUST 1993-1	THE NORTH 56.75 FEET OF LOTS 1 AND 2, BLOCK 4, CLINE ADDITION, AND ADDITION TO THE CITY OF WHARTON, WHARTON COUNTY, TEXAS Account #R012833	844/228	3/1/2011
9206	WHARTON COUNTY, ET AL VS. ISIAH MOORE, ET AL	LOT 22, BLOCK 64, CITY OF WHARTON, BEING LOT 136-C, CITY OF WHARTON, WHARTON COUNTY, TEXAS Account #R018509	886/850	5/1/2012

THEREFORE, BE IT HEREBY RESOLVED that the City of Wharton, Texas hereby directs the Sheriff of Wharton County, Texas to conduct a sale on the first Tuesday in June, 2016, in the manner prescribed by the Texas Rules of Civil Procedure and TEX. PROP. TAX CODE § 34.05 (c) and (d).

THIS RESOLUTION WAS PASSED, APPROVED AND ADOPTED this the 9th day of May, 2016.

CITY OF WHARTON, TEXAS

BY: _____
DOMINGO MONTALVO, JR.
 Mayor

ATTEST:

PAULA FAVORS
 City Secretary

Councilmember Tim Barker seconded the motion. All voted in favor.

The eighth item on the agenda was to review and consider a request by Mr. Ron Sanders, Executive Director of the Wharton Chamber of Commerce to hold the annual City-Wide Garage Sale in Guffey Park and the City of Wharton parking lot at the corner of Fulton and Caney Streets on Friday, June 10, 2016 through Saturday, June 11, 2016. City Manager Andres Garza, Jr. presented a letter dated April 29, 2016 from Mr. Ron Sanders, Executive

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Director of the Wharton Chamber of Commerce requesting City Council approval to hold the Chamber of Commerce 2016 City-Wide Garage Sale in Guffey Park and the City of Wharton parking lot at the corner of Houston and Caney Streets on Friday, June 10, 2016 and Saturday, June 11, 2016. After some discussion, Councilmember Al Bryant moved to approve the request by Mr. Ron Sanders, Executive Director of the Wharton Chamber of Commerce to hold the annual City-Wide Garage Sale in Guffey Park and the City of Wharton parking lot at the corner of Fulton and Caney Streets on Friday, June 10, 2016 through Saturday, June 11, 2016. Councilmember Tim Barker seconded the motion. All voted in favor.

The ninth item on the agenda was to review and consider a request from Ms. Linda McDonald of St. Thomas Episcopal Church for Bob-O-Link Lane to be a temporary one way street from Pecan Street to Rusk Street. City Manager Andres Garza, Jr. presented an email from Ms. Linda McDonald of St. Thomas Episcopal Church requesting barricades at the Mayfair Circle entrance for a drive thru fundraiser. City Manager Garza stated that she was also requesting for Bob-O-Link to become a one way drive from Pecan Street to the front of the parish hall at Rusk Street. He said the event was scheduled for Tuesday, May 31, 2016 and was drive thru only. After some discussion, Councilmember Al Bryant moved to approve the request from Ms. Linda McDonald of St. Thomas Episcopal Church for Bob-O-Link Lane to be a temporary one way street from Pecan Street to Rusk Street on Tuesday, May 31, 2016. Councilmember Tim Barker seconded the motion. All voted in favor.

The tenth item on the agenda was to review and consider a resolution of the Wharton City Council approving the agreement of the extension of a 12 inch water line on City of Wharton 17 acre tract of land on Halford Road (CR 222) and authorizing the Mayor of the City of Wharton to execute all documents related to said agreement. City Manager Andres Garza, Jr. stated that the City staff reached out to Infra-Tech regarding their need for water service. City Manager Garza presented an email the City received with their response. He said that although they had stated they need the service in 30 days the City staff felt they still had some additional construction work to do on the site. City Manager Garza said that the City staff was requesting the City Council authorize the City staff to pursue the company's participation on the line extension. City Manager Garza stated that the City Council Public Works Committee met on Thursday, May 5, 2016, and voted to recommend to the City Council the extension of the water line. After some discussion, Councilmember Don Mueller moved to approve City of Wharton Resolution No. 2016-27, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2017-27**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE AGREEMENT OF THE EXTENSION OF A 12 INCH WATER LINE ON CITY OF WHARTON 17 ACRE TRACT OF LAND ON HALFORD ROAD (CR 222) AND AUTHORIZE THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID AGREEMENT.

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WHEREAS, The Wharton City Council wishes to enter into an agreement with Infra Tech. for the extension of a 12 inch water line on City of Wharton 17 acre tract of land on Halford Road (CR 222); and,

WHEREAS, The City of Wharton and Infra Tech. wishes to be bound by the conditions 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.

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

Section I. The Wharton City Council hereby approves to a contract with Infra Tech. for the extension of a 12 inch water line on City of Wharton 17 acre tract of land on Halford Road (CR 222).

Section II. The City of Wharton and Infra Tech. are hereby bound by the conditions set forth in the agreement.

Section III. The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute the agreement.

Section IV. This resolution shall become effective immediately upon its passage.

Passed, Approved, and Adopted this 9th day of May 2016.

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 eleventh item on the agenda was to review and consider a resolution of the Wharton City Council amending the agreement between the City of Wharton and BEFCO Engineering for the Alabama Sanitary Sewer Project to add two (2) sewer lines along the alleys and solicit bids on the project and authorize the Mayor of the City of Wharton to execute all documents

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related to said amendment. City Manager Andres Garza, Jr. presented agreement the City executed with BEFCO Engineering for the Alabama Street Sanitary Sewer Project. City Manager Garza stated that the project was submitted to the Texas Community Development Block Grant fund for funding, but the City was not selected for funding. He said the City did allocate funds in the 2015 Bond Program to construct the project and the City Staff was recommending the engineering contract with BEFCO be amended to add the two (2) sewer lines along the alleys and solicit bids on the entire project. City Manager Garza said the City Council Public Works Committee met on Thursday, May 5, 2016 and voted to recommend the City Council the approval of the amendment to BEFCO's contract. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2016-28, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-28**

A RESOLUTION OF THE WHARTON CITY COUNCIL AMENDING THE AGREEMENT BETWEEN THE CITY OF WHARTON AND BEFCO ENGINEERING FOR THE ALABAMA SANITARY SEWER PROJECT TO ADD TWO (2) SEWER LINES ALONG THE ALLEYS AND SOLICIT BIDS ON THE PROJECT AND AUTHORIZE THE MAYOR OF THE CITY OF WHARTON TO EXECUTE DOCUMENTS RELATED TO SAID AMENDMENT.

WHEREAS, The Wharton City Council wishes to amend the agreement between the City and BEFCO Engineering for the Alabama Sanitary Sewer Project by adding two (2) sewer lines along the alleys and to solicit bids on the project; and,

WHEREAS, The City of Wharton and BEFCO Engineering wishes to be bound by the conditions 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.

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

Section I. The Wharton City Council hereby approves to amend the contract with BEFCO Engineering for the Alabama Sanitary Sewer Project by adding two (2) sewer lines along the alleys and to solicit bids on the project.

Section II. The City of Wharton and BEFCO Engineering are hereby bound by the conditions set forth in the agreement.

Section III. The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute the agreement.

Section IV. This resolution shall become effective immediately upon its passage.

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Passed, Approved, and Adopted this 9th day of May 2016.

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 twelfth item on the agenda was to review and consider Wharton Municipal Swimming Pool:

- A. Approval of the 2016 Pool Schedule.
- B. **Resolution:** A resolution of the Wharton City Council approving the 2016 Wharton Swim Team Agreement for use of the Wharton Municipal Swimming Pool and authorizing the City Manager to execute the agreement.

City Manager Andres Garza, Jr. presented a copy of the memorandum dated May 3, 2016 from City Secretary Paula Favors providing the 2016 Wharton Municipal Swimming Pool Applications, Fees and Schedule and a resolution approving the Swim Team's Agreement for use of the swimming pool. After some discussion, Councilmember Don Mueller moved to approve the 2016 Swimming Pool Schedule and City of Wharton Resolution No. 2016-29, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-29**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE 2016 WHARTON SWIM TEAM AGREEMENT FOR USE OF THE WHARTON MUNICIPAL SWIMMING POOL AND AUTHORIZING THE CITY MANAGER OF THE CITY OF WHARTON TO EXECUTE THE AGREEMENT.

WHEREAS, The Wharton Swim Team wishes to utilize the Wharton Municipal Pool for practices; and,

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WHEREAS, the City of Wharton and the Wharton Swim Team wishes to enter into an agreement for use of the Wharton Municipal Pool; and,

WHEREAS, the City of Wharton and Wharton Swim Team wishes to be bound by the conditions set forth in said agreement; and,

WHEREAS, the Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute the agreement.

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

Section I. The City Council hereby approves an agreement between the City of Wharton and the Wharton Swim Team for use of the Wharton Municipal Pool.

Section II. The City of Wharton and the Wharton Swim Team are hereby bound by the conditions set forth in the agreement.

Section III. The City of Wharton hereby authorizes the City Manager of the City of Wharton to execute the agreement.

Section IV. This resolution will become effective immediately upon its passage.

Passed, Approved and Adopted this 9th day of May 2016.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

Attest:

PAULA FAVORS
City Secretary

Councilmember Vincent Huerta seconded the motion. All voted in favor.

The thirteenth item on the agenda was to review and consider a resolution authorizing the sale of City of Wharton surplus personal property in accordance with the City Charter Section 75 Sale of City Personal Property through www.publicsurplus.com. City Manager Andres Garza, Jr. presented a copy of the list of surplus personal property that the City Staff was requesting City Council approval to advertise for bids and a draft resolution authorizing the surplus personal property bidding process through www.publicsurplus.com and authorizing the City Manager to sell items that were not sold through the bidding process on a first come first serve

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basis. City Secretary Paula Favors stated that the City Charter Section 75 Sale of City personal property; procedures, required that items that were valued at \$1,000 or more must be sold through the bidding process. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2016-30, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-30**

A RESOLUTION AUTHORIZING THE SALE OF CITY OF WHARTON SURPLUS PERSONAL PROPERTY IN ACCORDANCE WITH THE CITY CHARTER SECTION 75 SALE OF CITY PERSONAL PROPERTY THROUGH WWW.PUBLICSURPLUS.COM.

WHEREAS, the City of Wharton has identified surplus personal property; and,

WHEREAS, the Wharton City Council of the City of Wharton wishes to authorize the City Manager to sell the surplus personal property (Attachment A) directly to the public by publication notification in accordance with the City Charter Section 75 Sale of City personal property; and,

WHEREAS, the Wharton City Council authorizes sale of surplus property through www.publicsurplus.com; and,

WHEREAS, the Wharton City Council wishes to authorize the City Manager to sell City personal property out right on a first come first serve basis if said property did not sell through the bidding process.

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

Section I. The City Council of the City of Wharton hereby authorizes the City Manager to sell the City of Wharton surplus personal property (Attachment A) in accordance with the City Charter Section 75 Sale of City personal property; procedures.

Section II. The City Council of the City of Wharton hereby authorizes the sale of this personal property by publication notification.

Section III. The Wharton City Council authorizes sale of surplus property through www.publicsurplus.com; and,

Section IV. The Wharton City Council hereby authorizes the City Manager to sell City personal property out right on a first come first serve basis if said property did not sell through the bidding process.

Section V. This resolution shall become effective immediately upon its passage.

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Passed, Approved, and Adopted this 9th day of May 2016.

CITY OF WHARTON, TEXAS

By:

DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Tim Barker seconded the motion. All voted in favor.

The fourteenth item on the agenda was to review and consider a request by Mr. & Mrs. Vasquez, 2600 N. Fulton St., Hawes 3, Block 2, Lots 16B, 17B, 18B for a variance to build over existing property lines for a new home. City Manager Andres Garza, Jr. presented a request by Mr. & Mrs. Vasquez, 2600 N. Fulton St., Hawes 3, Block 2, Lots 16B, 17B, 18B for a variance to build over existing property lines for a new home. Assistant to the Building Official Gwyn Laney stated that the request did not have to go before the Planning Commission since it was not over a 50% variance. After some discussion, Councilmember Al Bryant moved to approve the request by Mr. & Mrs. Vasquez, 2600 N. Fulton St., Hawes 3, Block 2, Lots 16B, 17B, 18B for a variance to build over existing property lines for a new home. Councilmember Vincent Huerta seconded the motion. All voted in favor.

The fifteenth item on the agenda was to review and consider a resolution of the Wharton City Council adopting the City of Wharton Investment Policy after the Annual Review of City of Wharton Investment Policy and setting an effective date. City Manager Andres Garza, Jr. stated that the City of Wharton Investment Policy must be reviewed and adopted annually. City Manager Garza presented a memo from Finance Director Joan Andel with the current policy. City Manager Garza said that the City Council Finance Committee met on May 9, 2016 at 6:00 PM and recommending City Council consider approving the City of Wharton Investment Policy. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2016-31, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-31**

A RESOLUTION OF THE WHARTON CITY COUNCIL ADOPTING THE CITY OF WHARTON INVESTMENT POLICY AFTER THE ANNUAL REVIEW OF THE CITY OF WHARTON INVESTMENT POLICY, SETTING AN EFFECTIVE DATE.

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WHEREAS, the Public Funds Investment Act, requires the City Council to review and adopt, by resolution, the investment policies and strategies for the City of Wharton on an annual basis; and,

WHEREAS, the City of Wharton designates the City Manager and the Finance Director as investment officers; and,

WHEREAS, the City of Wharton approves the training courses sponsored or endorsed by the Texas Municipal League, the Government Finance Officers Association of Texas, the Government Treasurers Organization of Texas, or the North Central Texas Council of Governments as adequate to meet the investment training requirements; and,

WHEREAS, the attached investment policy complies with the Public Funds Investment Act and authorizes the investment of City funds in safe and prudent investments.

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

Section I. The City of Wharton has complied with the requirements of the Public Funds Investment Act and the Investment Policy attached hereto as “Exhibit A” is hereby adopted as the Investment Policy of the City of Wharton effective May 9, 2016.

Section II: That this resolution shall be come effective immediately upon its passage.

Passed, Approved, and Adopted this 9th day of May 2016.

CITY OF WHARTON, TEXAS

By: _____
DOMINGO MONTALVO, JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember Vincent Huerta seconded the motion. All voted in favor.

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The sixteenth item discussed on the agenda to review and consider was appointments to the City of Wharton Boards, Commissions and Committees:

A. Building Standards Commission.

City Manager Andres Garza, Jr. stated that it was time to start contacting members of the boards and committees whose term was set to expire. After some discussion, Councilmember Al Bryan moved to approve contacting members of the boards and committees whose term was set to expire to see if they wanted to continue to serve. Councilmember Tim Barker seconded the motion. All voted in favor.

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

A. Wharton Airport Board meeting held May 3, 2016.

After some discussion, no action was taken.

The eighteenth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of two (2) 20 ton air conditioning units for the Civic Center. City Manager Andres Garza, Jr. presented a resolution authorizing the purchase of two (2) 20 ton air conditioning units for the Civic Center and a memo from Finance Director Joan Anandel requesting the replacement as well as the options proposed by Roberson Air Conditioning. Mrs. Anandel stated the Civic Center was in need of two (2) 20 ton air conditioning units. After some discussion, Councilmember Al Bryant moved to approve City of Wharton Resolution No. 2016-32, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2016-32**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF TWO (2) 20 TON AIR CONDITIONING UNITS FOR THE CIVIC CENTER.

WHEREAS, The City of Wharton wishes for the City Council to approve the purchase of two (2) 20 ton air conditioning units for the Civic Center; and,

WHEREAS, The Wharton City Council wishes to authorize the City Staff to purchase (2) 20 ton air conditioning units for the Civic Center from Roberson Air Conditioning and Refrigeration Inc.; and,

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WHEREAS, The Wharton City Council wishes to authorize the City Manager to execute the agreement for the purchase of two (2) 20 ton air conditioning units for the Civic Center.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS:

SECTION I. The Wharton City Council hereby authorizes the City Manager to execute the agreement for the purchase of two (2) 20 ton air conditioning units for the Civic Center

SECTION II. That this resolution shall become effective immediately upon its passage.

PASSED AND APPROVED this 9th day of May 2016.

CITY OF WHARTON

DOMINGO MONTALVO. JR.
Mayor

ATTEST:

PAULA FAVORS
City Secretary

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

The nineteenth 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 7:26 p.m.

CITY OF WHARTON, TEXAS

By: _____
Tim Barker
Mayor

ATTEST:

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Paula Favors
City Secretary