

**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 28th day of June 2010 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 25th day of June 2010.

By: 

**Domingo Montalvo, Jr., 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 June 25, 2010, 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 25th day of June 2010.

**CITY OF WHARTON, TEXAS**

By: 

**Lisa Olmeda, City Secretary**

**AGENDA**  
**CITY OF WHARTON**  
**Regular City Council Meeting, City Hall**  
**7:00 p.m., Monday, June 28, 2010**

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 May 2010.
6. **Review & Consider:** Request by Dr. David Samuelson, Executive Director of East Wharton County Habitat for Humanity for City Council consideration to waive all permitting fees and water and sewer tap fees associated with the construction of a home to be located at 707 Jefferson Street; Habitat for Humanity No. 2, Block 1, Lot 3.
7. **Review & Consider:** **Ordinance:** An ordinance authorizing the City Manager for the City of Wharton to execute an electrical power purchase contract with a retail electric provider to provide electric power to the City in accordance with the authority granted in this ordinance.
8. **Review & Consider:** Request by Mr. Walter Garrett, Secretary of the Caney Creek Conservation Foundation for the City Council to consider waiving the insurance requirements set forth in the contract between the City of Wharton and the Foundation.
9. **Review & Consider:** Request by JM Eagle for frontage road improvements.
10. **Review & Consider:** Request by Mr. Kelly Boedeker for Wharton City Council to consider approving the following:
  - A. To rescind the Wharton City Council's action to approve the request by Mr. Kelly Boedeker for water service for Lot 15, Block 5, Peach Acres Subdivision – Walters Road.

B. Request for water service at the property known as Lot 16, Block 3, Peach Acres Subdivision.

11. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council amending the contract between the City of Wharton and Colorado Valley Transit and authorizing the Mayor of the City of Wharton to execute the agreement.
12. **Review & Consider:** City of Wharton Alabama Water Well Rework Project - Layne Christensen Company – Change Order No. 1.
13. **Review & Consider:** City of Wharton Drainage Improvement Projects:
- A. **Resolution:** A resolution of the Wharton City Council approving a professional engineering services contract with Jones & Carter, Inc. for the City of Wharton Highway 60 and Old Lane City Road Drainage Project and authorizing the Mayor of the City of Wharton to execute the agreement.
  - B. **Resolution:** A resolution of the Wharton City Council approving a professional engineering services contract with Jones & Carter, Inc. for the City of Wharton Routing of Drainage to Caney Creek between Richmond Road and Fulton Street and North of Alabama Road Project and authorizing the Mayor of the City of Wharton to execute the agreement.
14. **Review & Consider:** **Resolution:** A resolution amending the agreement between the City of Wharton and SMC Consulting, Inc. to expand the scope of work for the FM 102 Relocation and Overpass Project and authorizing the Mayor of the City of Wharton to execute the agreement.
15. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council authorizing the Mayor of the City of Wharton to execute a Letter of Intent with Siemens Building Technologies, Inc. for Performance Contracting Utility Conservation and Cost Reduction Services for the City of Wharton Comprehensive Energy Efficiency Audit of City facilities.

- 16. Review & Consider:** Appointments to the City of Wharton City Council Boards, Commissions, and Committees:
- A. Wharton Regional Airport Board.
  - B. Beautification Commission.
  - C. Building Standards Commission.
  - D. Electrical Board.
  - E. Holiday Light Decorating Chairman.
  - F. Mayor’s Committee on People with Disabilities.
  - G. Planning Commission.
  - H. Plumbing and Mechanical Board.
  - I. Wharton Economic Development Corporation Board of Directors.
  - J. Youth Advisory Commission.
  - K. City Council Committees:
    - 1. Annexation Committee.
    - 2. Finance Committee.
    - 3. Housing Committee.
    - 4. Intergovernmental Relations Committee.
    - 5. Legislative Committee.
    - 6. Public Health Committee.
    - 7. Public Safety Committee.
    - 8. Public Works Committee.
    - 9. Telecommunications Committee.
    - 10. Wharton Economic Development Corporation Board of Directors Selection Committee.
- 17. Review & Consider:** Recommendation by the City Council Wharton Economic Development Corporation Board of Directors Selection Committee for City Council approval of the following:
- A. Wharton Economic Development Corporation Board of Directors Appointment Process.
  - B. Recommendation by the Wharton Economic Development Corporation Board of Directors regarding proposed appointees.
- 18. Review & Consider:** **Resolution:** A resolution of the Wharton City Council establishing the City of Wharton Municipal Court Judge position as a part-time judicial position effective July 1, 2010.

- 19. Executive Session:** City Council may adjourn into an Executive Session in accordance with Section 551.074 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:** Appointment of Municipal Court Judge.
- 20. Return to Open Session:** Action on items discussed in Executive Session:
- A. **Review & Consider:** Appointment of Municipal Court Judge.
- 21. Review & Consider:** City Manager Travel Reimbursement Request.
- 22. Review & Consider:** Update on the City of Wharton On-going Projects.
- 23. Review & Consider:** City Council Committees, Boards and Commission's Reports:
- A. I-69 Corridor Segment Committee 3 meeting held May 17, 2010.
- B. City Council Public Safety Committee meeting held May 21, 2010.
- C. City Council Public Works Committee meeting held May 21, 2010.
- D. City Council Finance Committee meeting held May 24, 2010, June 14, 2010 and June 22, 2010.
- E. City Council Public Works Committee meeting held June 17, 2010.
- F. Wharton Economic Development Corporation Board of Directors meeting held June 21, 2010.
- G. City Council Wharton Economic Development Corporation Board of Directors Selection Committee meeting held June 28, 2010.
- 24. 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.  |
- 25. Adjournment.**