

**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 23rd day of August 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 20th day of August 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 August 20, 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 20th day of August 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, August 23, 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 July 2010.
6. **Public Hearing:** Public Hearing on a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 3.05 percent for tax year 2010.
7. **Review & Consider:** City Manager’s submission of the City of Wharton, Texas, proposed budget for the fiscal year October 1, 2010 to September 30, 2011.
8. **Review & Consider:** Setting a public hearing date for the City of Wharton, Texas, proposed budget for the fiscal year October 1, 2010 to September 30, 2011.
9. **Review & Consider:** Request by Mr. Ron Sanders, Executive Director of the Wharton Chamber of Commerce, for City Council consideration to approve the following for the Wine and Arts Fair to be held Saturday, October 9, 2010 from 4:00 p.m. to 9:00 p.m.:
 - A. Closure of Houston Street, from Milam to Burleson Streets, from 12:00 Noon until 10:00 p.m. on Saturday, October 9, 2010.
 - B. Authorization to have open containers of alcohol on City property.
10. **Review & Consider:** City Council authorization to submit formal letters to the Texas Department of Transportation requesting that I-69 be included in the Texas Department of Transportation Statewide Long-Range Transportation 2035 Plan.

- 11. Executive Session:** City Council may adjourn into an Executive Session in accordance with Sections 551.071 and 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:** Finance Director Position Interview.
 - B. **Discussion:** Cause No. 4:10-ev-02008; *Haywood Ross, et al. v. State of Texas, et al.*; In the United States District Court for the Southern District of Texas.
- 12. Return to Open Session:** Action on items discussed in Executive Session:
- A. **Review & Consider:** Appointment of the City of Wharton Finance Director.
 - B. **Review & Consider:** Cause No. 4:10-ev-02008; *Haywood Ross, et al. v. State of Texas, et al.*; In the United States District Court for the Southern District of Texas.
- 13. Review & Consider:** **Ordinance:** An ordinance amending the City of Wharton Code of Ordinances, Chapter 86, Utilities and Services, Article I In General; Providing that a violation of the ordinance or any part of the code as adopted hereby shall constitute a penalty upon conviction of a fine; Providing a savings clause and revoking all ordinances or parts of ordinances in conflict herewith only to the extent same are in conflict herewith otherwise provided therein.
- 14. Review & Consider:** City of Wharton EMS Department request for City Council approval of the following:
- A. **Resolution:** A resolution of the Wharton City Council authorizing the purchase of an ambulance from Frazier, Ltd. through the Houston-Galveston Area Council Cooperative Purchasing Program and authorizing the Mayor of the City of Wharton to execute any documents related to said purchase.
 - B. **Resolution:** A resolution of the Wharton City Council authorizing the purchase of an EMS vehicle from Holiday Chevrolet through the Houston-Galveston Area Council and authorizing the Mayor

of the City of Wharton to execute any documents related to said purchase.

- C. Authorization to solicit bids for four (4) EKG Monitors for use by the City of Wharton EMS Department.

- 15. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council approving a lease purchase agreement with Houston Community Bank for the City of Wharton EMS Department ambulance, vehicle and four (4) EKG monitors and authorizing the Mayor of the City of Wharton to execute the agreement.

- 16. **Review & Consider:** City of Wharton Ahldag Addition Sanitary Sewer System Improvement Project, TxCDBG Contract No. R729710:
 - A. Bid Tabulation.
 - B. **Resolution:** A resolution of the Wharton City Council approving a construction agreement for the City of Wharton Ahldag Addition Sanitary Sewer System Improvement Project, TxCDBG Contract No. 729710 and authorizing the Mayor of the City of Wharton to execute the agreement.

- 17. **Review & Consider:** City of Wharton Alabama Water Well Rework Project – Layne Christensen Company – Change Order No. 3.

- 18. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council approving an Egress/Ingress easement agreement with Donald E Mueller et ux Betty J for the property located at A20036 Abst. 36; Tract 29A and authorizing the Mayor of the City of Wharton to execute the agreement.

- 19. **Review & Consider:** City of Wharton Employee Uniforms:
 - A. Bid Tabulation.
 - B. **Resolution:** A resolution awarding a contract for the City of Wharton employee uniforms and authorizing the Mayor of the City of Wharton to execute the agreement.

- 20. **Review & Consider:** Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election – Official Ballot.

- 21. Review & Consider:** Wharton Fire Department:
- A. Estimated Operating Costs for proposed Fire Station Addition.
 - B. Acceptance of Wharton Fire Department property described as Lots Eight, Nine, and Ten, Block E, Hawes Addition in the City of Wharton.
 - C. **Resolution:** A resolution of the Wharton City Council approving an agreement between the City of Wharton and KSA Engineers for professional engineering services for the Wharton Fire Station New Building Project and authorizing the Mayor of the City of Wharton to execute the agreement.
- 22. Review & Consider:** Appointments to the City of Wharton City Council Boards, Commissions, and Committees:
- A. Beautification Commission.
 - B. Building Standards Commission.
 - C. Holiday Light Decorating Chairman.
 - D. Mayor's Committee on People with Disabilities.
- 23. Review & Consider:** Update on the City of Wharton On-going Projects.
- 24. Review & Consider:** City Council Committees, Boards and Commission's Reports:
- A. City Council Public Health Committee meeting held August 10, 2010.
 - B. City Council Finance Committee meetings held August 12, 2010 and August 19, 2010.
- 25. 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/
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. |
- 26. Adjournment.**