

**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 12th day of April 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 9th day of April 2010.

By: 

David W. Samuelson, 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 April 9, 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 9th day of April 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, April 12, 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:** Reading of the minutes from the regular meetings held March 8, 2010 and March 22, 2010.
6. **Review & Consider:** Over 50% Variance Requests from the following:
 - A. Mr. and Mrs. Edward Guajardo for a fourteen feet (14') variance for the construction of a 16' x 24' carport with attached storage area to be located at Hawes 4th, Block 14, Lot 1; 912 East Wayside.
 - B. Ms. Delia Perez for a zero foot (0') variance to construct a home over the center property line located River Road, Block 7, Lot 9 and 10; 619 Lincoln Street.
7. **Review & Consider:** Request by Mr. Bo Philips, Chairman of the Wharton Tea Party for City Council consideration to close Houston Street between Burleson and Milam Streets on Thursday, April 15, 2010.
8. **Review & Consider:** City Staff request for City Council authorization to request qualifications from energy service companies for performance contracting (Utility Conservation and Cost Reduction Services).
9. **Review & Consider:** Request by Mr. Manual Thomas Trigo, Jr., Blue Cross EMS for City Council reconsideration to approve a City of Wharton Ambulance Provider Permit Application.
10. **Review & Consider:** **Ordinance:** An ordinance providing for the regulation of smoking in public places in the City of Wharton, Texas, by amending the City of Wharton

Code of Ordinances, Chapter 34 Health and Sanitation by adding Article V Smoking; Providing for fines and penalties; Providing for a severability clause; Providing for an effective date; and Providing for a Repealer Clause.

11. Review & Consider:

Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 82 Traffic, 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 for severability and setting an effective date.

12. Review & Consider:

Resolution: A resolution of the Wharton City Council establishing the 2010 Street Improvement Program and authorizing the City Manager to create a temporary construction crew for said Street Improvement Program for the City of Wharton.

13. Review & Consider:

Resolution: A resolution of the Wharton City Council approving supplemental agreement to the professional engineering services agreement between the City of Wharton and BEFCO Engineering, Inc. for the Ahldag Addition Sanitary Sewer System Improvement Project, TxCDBG Contract No. 728459 and authorizing the Mayor of the City of Wharton to execute the agreement.

14. Review & Consider:

City of Wharton Utility System:

A. Water Plant Control Modifications:

1. Bid Tabulation.
2. **Resolution:** A resolution awarding a contract for the City of Wharton Water Plant Control Modifications and authorizing the Mayor of the City of Wharton to execute the agreement.

B. Cloud Street Water Plant Control Modifications:

1. Bid Tabulation.
2. **Resolution:** A resolution awarding a contract for the City of Wharton Water Plant Control Modifications and authorizing the Mayor of the City of Wharton to execute the agreement.

15. **Review & Consider:** City of Wharton 2010 – 2011 Fiscal Year Budget Calendar.

16. **Review & Consider:** City Council, Committee, Commissions, and Boards Reports:
 - A. City Council Finance Committee meeting held April 1, 2010.
 - B. City Council Public Works Committee meeting held April 6, 2010.
 - C. Wharton Regional Airport Board meeting held April 6, 2010.
 - D. City Council Public Health Committee meeting held April 8, 2010.

17. **Adjournment.**