

**MINUTES
OF
CITY OF WHARTON
SPECIAL CITY COUNCIL MEETING
DECEMBER 29, 2009**

Mayor David W. Samuelson declared a Special Meeting duly open for the transaction of business at 12:05 P.M. Mayor David W. Samuelson led the opening devotion and then led the pledge of allegiance.

Councilmembers present were: Mayor David W. Samuelson, Councilmembers V. L. Wiley, Jr., Lewis Fortenberry, Jr., Terry David Lynch, Don Mueller, and Domingo Montalvo, Jr.

Councilmember absent was: Jeff Gubbels.

Staff members present were: City Manager Andres Garza, Jr., Finance Director Joyce Vasut, City Secretary Lisa Olmeda, and City Attorney Paul Webb.

Visitors present were: Dale Cheesman, Stacy Cheesman, and Tom Joines.

The second item on the agenda was roll call and excused absences. Councilmember V. L. Wiley, Jr. made a motion to excuse the absence of Councilmember Jeff Gubbels from the special City Council meeting held on December 29, 2009. Councilmember Lewis Fortenberry, Jr. seconded the motion. All voted in favor.

The third item on the agenda was public comments. No comments were given. No action was taken.

The fourth item on the agenda was to review and consider an application submitted by Mr. Dale C. Cheesman, III of Cico Oil & Gas to obtain a permit to drill, complete and operate an oil and/or gas well within the City limits of Wharton, Texas:

A. Public Hearing on Application.

Mayor David W. Samuelson opened the public hearing for comments at 12:03 p.m.

No comments were given.

Mayor David W. Samuelson closed the public hearing at 12:04 p.m.

B. City Council action regarding the request by Mr. Dale C. Cheesman, III of Cico Oil & Gas permit to drill, complete and operate an oil and/or gas well within the City Limits of Wharton, Texas.

City Manager Andres Garza, Jr. stated that during the regular December 14, 2009 Wharton City Council meeting, the City Council had provided the application submitted by Mr. Dale C. Cheesman, III of Cico Oil & Gas permit to drill, complete and operate an oil and/or gas well within the City Limits of Wharton, Texas. He said that the City Council set the required public hearing for December 29, 2009 at 12:00 noon and the company published the required notice on December 19, 2009. He then presented a copy of the letter dated December 15, 2009 to Mr.

City of Wharton
Special City Council Meeting
December 29, 2009

Cheesman from City Secretary Lisa Olmeda regarding the permitting process. After some discussion, Councilmember Don Mueller made a motion to approve the request by Mr. Dale C. Cheesman, III of Cico Oil & Gas permit to drill, complete and operate an oil and/or gas well within the City Limits of Wharton, Texas. Councilmember Terry David Lynch seconded the motion. All voted in favor.

The fifth item on the agenda was adjournment. After some discussion, Councilmember Don Mueller made a motion to adjourn. Councilmember Lewis Fortenberry, Jr. seconded the motion. All voted in favor.

The meeting adjourned at 12:05 p.m.

CITY OF WHARTON, TEXAS

By: _____
DAVID W. SAMUELSON
Mayor

ATTEST:

LISA OLMEDA
City Secretary