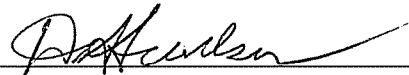


**NOTICE OF MEETING OF THE
GOVERNING BODY OF
CITY OF WHARTON**

Notice is hereby given that a Regular meeting of the governing body of the City of Wharton will be held on the 26th 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 23rd day of April 2010.

By: 
David W. Samuelson, Mayor

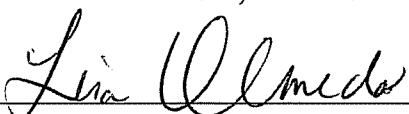
I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the City of Wharton is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board, at City Hall in Wharton, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on April 23, 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 23rd 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 26, 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 April 2010.
6. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council approving the purchase of two Jacobsen 628 Turfcut, 29.1 Kubota Diesel engine lawn mowers from Luber Bros. in the total amount of \$37,076.44 through the Buy Board Local Government Purchasing Cooperative for use by the Facilities Maintenance Department.
7. **Review & Consider:** **Ordinance:** An ordinance declaring a public necessity for the acquisition of fee simple title to surface only of 12 acres +/- of property out of a called 149.52 acres to L. Bolton Outlar, Jr. by deed Vol. 384, Pg. 116 WCDR and a called 158.185 acres to N.B.O. Partnership by Special Warranty Deed Vol. 713, Pg. 785 WCDR, located in Wharton, Texas, from Ms. Myrtis Outlar, MSA Ltd. & NBO Family Partnership for a public purpose, namely the acquisition, improvement and maintenance of the Road Extension Project between FM 1301 and County Road 235; Ratifying and Affirming all prior acts and proceedings done or initiated by Attorneys and Employees of the City to acquire such property; Authorizing all other lawful action necessary or incidental to such acquisitions.
8. **Executive Session:** City Council may adjourn into an Executive Session in accordance with Section 551.072 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: Acquisition of real estate from Ms. Myrtis Outlar, MSA Ltd. & NBO Family Partnership for the Road Extension Project between FM 1301 and County Road 235.

9. Return to Open Session: Action on items discussed in Executive Session:

A. Review & Consider: Acquisition of real estate from Ms. Myrtis Outlar, MSA Ltd. & NBO Family Partnership for the Road Extension Project between FM 1301 and County Road 235.

10. Review & Consider: **Resolution:** A resolution of the Wharton City Council approving a Road Right of Way Acquisition Agreement between the City of Wharton and the Wharton Economic Development Corporation for the City of Wharton Road Extension Project between FM 1301 and County Road 235 and authorizing the Mayor of the City of Wharton to execute the agreement.

11. Review & Consider: **Resolution:** A resolution of the Wharton City Council approving a contract between the City of Wharton and Jones & Carter, Inc. for the surveying services required for the City of Wharton Road Extension Project between FM 1301 and County Road 235 and authorizing the Mayor of the City of Wharton to execute the agreement.

12. Review & Consider: **Resolution:** A resolution of the Wharton City Council approving a contract between the City of Wharton and SMC Consulting, Inc. for Phase I Environmental Site Assessment & Preliminary Wetlands Delineation for the approximate 6,000 lineal foot segment of the proposed roadway between Owens Road and Wilke Road required for the City of Wharton Road Extension Project between FM 1301 and County Road 235 and authorizing the Mayor of the City of Wharton to execute the agreement.

- 13. Review & Consider:** Status Report on City of Wharton Projects.
- 14. Review & Consider:** City Council, Committee, Commissions, and Boards Reports:
- A. City Council Public Safety Committee meeting April 19, 2010.

15. City Manager's Reports:

- | | |
|---|--------------------------------|
| A. City Secretary/Personnel. | I. Legal Department. |
| B. Code Enforcement. | J. Municipal Court. |
| C. Community Services Department /Civic Center. | K. Police Department |
| D. Emergency Management. | L. Public Works Department. |
| E. E.M.S. Department. | M. Water/ Sewer Department. |
| F. Engineer/Planning Department. | N. Weedy Lots/ Sign Ordinance. |
| G. Facilities Maintenance Department. | O. Wharton Municipal Pool. |
| H. Fire Department. | P. Wharton Regional Airport. |

- 16. Review & Consider:** Recommendation by the Planning Commission for City Council consideration to approve the request by Mr. Eric Muegge for a preliminary/final replat of Tract 23, A subdivision of 4.12 Acres of Land out of the Martin Allen League, A-1.

- 17. Adjournment.**