

MINUTES
OF
CITY OF WHARTON
SPECIAL CITY COUNCIL MEETING
JUNE 5, 2006

Mayor Pro-Tem Don Mueller declared a Special Meeting duly open for the transaction of business at 6:25 P.M. Mayor Pro-Tem Don Mueller led the opening devotion and then led the pledge of allegiance.

Councilmembers present were: Councilmembers V. L. Wiley, Jr., David Samuelson, Ken Freese, Don Mueller, and Ray Linseisen.

Councilmember absent was: Mayor Bryce D. Kocian, and Councilmember Domingo Montalvo, Jr.

Staff members present were: City Manager Andres Garza, Jr., Finance Director Joyce Vasut, City Secretary Lisa Stavena, and Assistant City Attorney Amy Rod.

Visitors present were: Benjamin Sharp with Wharton Journal Spectator, David Schroeder with Wharton Economic Development Corporation, and Police Captain Richard Coleman.

The seconded item on the agenda was roll call and excused absences. Councilmember V. L. Wiley, Jr. made a motion to excuse the absence of Mayor Bryce D. Kocian, and Councilmember Domingo Montalvo, Jr. from the Special City Council Meeting held June 5, 2006. Councilmember David Samuelson seconded the motion. All voted in favor.

The third item on the agenda was review and consider setting a Public Hearing for the 2005 Annual Drinking Water Quality Report – Consumer Confidence Report. City Manager Andres Garza, Jr. presented a copy of the public notice for the City of Wharton 2005 Annual Drinking Water Quality Report – Consumer Confidence Report. He stated that the U.S. Environmental Protection Agency (EPA) and the Texas Commission on Environmental Quality (TCEQ) required that all utility customers were provided the 2005 Annual Drinking Water Quality Report and given an opportunity to address any questions regarding the report. He stated that the City Staff was recommending the public hearing be scheduled for Tuesday, June 20, 2006 at Wharton City Hall. He also presented a copy of the report that the City Staff was preparing for distribution to the general public. After some discussion, Councilmember Ray Linseisen made a motion to approve June 20, 2006 as the public hearing date for the 2005 Annual Drinking Water Quality Report – Consumer Confidence Report. Councilmember Ken Freese seconded the motion. All voted in favor.

The fourth item on the agenda was review and consider a resolution of the Wharton City Council approving the agreement between Harris County and the City of Wharton for use of the Harris County 800 megahertz radio system and authorizing the Mayor of the City of Wharton to execute the agreement. City Manager Andres Garza, Jr. presented a copy of the letter dated May 25, 2006

from Mr. Steven W. Jennings, Harris County Chief Information Officer to Police Chief Tim Guin providing the City the agreement between Harris County and the City of Wharton for use of the Harris County 800 megahertz radio system. He then presented a copy of the agreement. He stated that the agreement was submitted to City Attorney Paul Webb for his review, which he would provide his recommendation during the meeting. He then presented a copy of a draft resolution approving the agreement. He stated that purchasing the 800 megahertz radio system would allow the police, fire, and emergency medical services departments to communicate more efficiently with other agencies. He stated that the agreement would also allow the City to lease available equipment. After some discussion, Councilmember V. L. Wiley, Jr. made a motion to approve Resolution No. 2006-40, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2006 - 40**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE AGREEMENT BETWEEN HARRIS COUNTY AND THE CITY OF WHARTON FOR USE OF THE HARRIS COUNTY 800 MEGAHERTZ RADIO SYSTEM AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE THE AGREEMENT.

WHEREAS, the City of Wharton wishes to enter into an agreement with Harris County for the use of the Harris County 800 megahertz radio system; and

WHEREAS, Harris County wishes to enter into an agreement with the City of Wharton to provide the use of the Harris County 800 megahertz radio system; and

WHEREAS, Harris County and the City of Wharton wishes to be bound by the conditions as outlined in the agreement; and

WHEREAS, the Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents related to the agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS hereby:

Section I. Authorizes the Mayor of the City of Wharton to execute an agreement with Harris County and the City of Wharton for the use of the Harris County 800 megahertz radio system.

Section II. That this resolution shall become effective immediately upon its passage.

Passed, Approved, and Adopted this 5th day of June 2006.

CITY OF WHARTON, TEXAS

By: _____
DON MUELLER
Mayor Pro-Tem

