

**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 22nd day of November 2010 at 7:00 p.m., at City Hall located at 120 East Carey Street

Wharton, Texas, at which time the following subjects will be discussed, to-wit: _____
See Attached Agenda

Dated this 19th day of November 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 November 19, 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 19th day of November 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, November 22, 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 October 2010.
6. **Review and Consider:** Request by NanYa Plastics Corporation, USA for the City Council to reconsider the Tax Abatement Agreement approved November 8, 2010.
7. **Review & Consider:** Wharton Economic Development Corporation Annual Report for 2009- 2010.
8. **Review & Consider:** Waste Corporation of America Solid Waste and Collection Service Franchise Agreement:
 - A. **Resolution:** A resolution of the Wharton City Council approving the Amendment No. 4 to the Franchise Agreement for Solid Waste Collection Services with Waste Corporation of America and authorizing the Mayor of the City of Wharton to execute the agreement.
 - B. **Ordinance:** An ordinance repealing and replacing the City of Wharton Code of Ordinances, Chapter 86 Utilities & Services, Article III, Solid Waste Disposal Exhibit A; 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 and setting an effective date.
9. **Review & Consider:** **Resolution:** A resolution of the Wharton City Council approving the purchase of two (2) generators for the City of Wharton

through the Houston-Galveston Area Council Cooperative Purchasing Program and authorizing the Mayor of the City of Wharton to execute all documents related to said purchase.

10. Review & Consider:

Resolution: A resolution of the Wharton City Council approving an agreement between the City of Wharton and the Texas Engineering Extension Service (TEEX) EMS Students to conduct clinical rotations with the Wharton EMS and authorizing the Mayor of the City of Wharton to execute the agreement.

11. Review & Consider:

Ordinance: An ordinance of the City of Wharton, Texas, prohibiting the sale or delivery of restricted smoking materials; prohibiting the possession of restricted smoking materials, whether labeled for such purposes or not; prohibiting the sale, use, distribution or gifting, whether labeled for such purpose or not, subject to this regulation shall be those substances known as synthetic cannabinoids or salvia divinorum which are frequently known as or marketed as products such as “K-2”, “K-2 Summit”, “K-2 Sex”, “Genie”, “Dascents”, “Zohai”, “Sage”, “Spice”, “Ko Knock-Out 2”, “Spice Gold”, “Spice Diamond”, “Yucatan Fire”, “Solar Flare”, “Pep Spice”, “Fire N Ice”, and “Salvia Divinorum”; providing a savings clause; Providing a severability clause; providing a penalty of a fine not to exceed two thousand dollars (\$2,000.00); and providing for an effective date.

12. Executive Session:

City Council may adjourn into an Executive Session in accordance with Sections 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:** City Manager Performance and/or Evaluation.

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

A. **Review & Consider:** City Manager Performance and/or Evaluation.

14. **Review & Consider:** City of Wharton City Council Boards, Commissions, and Committees:

- A. Beautification Commission.
- B. Building Standards Commission.
- C. Holiday Lighting Chairman.
- D. Mayor's Committee on People with Disabilities.
- E. Wharton Economic Development Corporation Board of Directors.

15. **Review & Consider:** Status Report on City of Wharton Projects.

16. **Review & Consider:** City Council, Committee, Commissions, and Boards Reports:

- A. Wharton Economic Development Corporation meeting held November 15, 2010.
- B. City Council Public Health Committee meeting held November 22, 2010.
- C. City Council Finance Committee meeting held November 22, 2010.

17. **City Manager's Reports:**

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| 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. |

18. **Adjournment.**