

**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 11th day of July 2011 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 8th day of July 2011.

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 July 8, 2011, at 4:30 p.m., and remained so posted continuously for at least 72 hours preceding the schedule time of said Meeting.

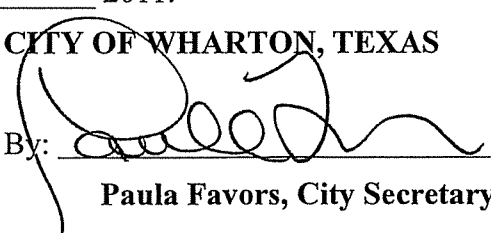
The City of Wharton City Hall and Council Chambers are wheelchair accessible. Access to the building and special parking are available at the primary entrance. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are 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 8th day of July 2011.

**CITY OF WHARTON, TEXAS**

By: \_\_\_\_\_

  
**Paula Favors, City Secretary**

**AGENDA**  
**CITY OF WHARTON**  
**Regular City Council Meeting, City Hall**  
**7:00 p.m., Monday, July 11, 2011**

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 June 13, 2011 and June 27, 2011.
6. **Review & Consider:** Request by Mr. Brandon Cruz on behalf of the Wharton Masonic Lodge #621 for the following:
  - A. Use of Riverfront Park to hold a Bar-b-que Cook-off Friday, August 12, 2011 through Sunday, August 14, 2011.
  - B. Variance from the City of Wharton Code of Ordinances, Chapter 54 Parks and Recreation, Section 54-2 and 54-8 Operating or parking motor vehicles in parks.
  - C. Variance for the City of Wharton Code of Ordinances, Chapter 54 Parks and Recreation, Section 54-3 Hours of use of city parks.
  - D. Waive applicable fees for the following:
    1. Use of Riverfront Park.
    2. Temporary permit for Possession/Consumption of Alcoholic Beverages in City Parks.
7. **Review & Consider:** Proposed City of Wharton City Council Redistricting resulting from the 2010 Census:
  - A. Presentation by Bojorquez Law Firm of Initial Assessment Results regarding existing City Council districts and 2010 Census Data results.

Presentacion por el Bufete de Abogados Borjorquez de los resultados de la evaluacion inicial en lo que concierne los distritos existents del Concejo Municipal y los resultados de los datos del Censo de 2010.

- B. **Resolution:** A resolution adopting redistricting criteria and project timeline for use in redrawing existing councilmember districts to reflect 2010 Census data results.

**Resolucion:** Una resolucion para aprobar los criterios para dividir nuevamente en distritos y el cronograma del proyecto para usar para volver a dibujar los distritos existentes de los concejales para reflejar los resultados de los datos del Censo de 2010.

- C. **Resolution:** A resolution establishing guidelines for citizens submitting specific redistricting proposals.

**Resolucion:** Una resolucion para establecer pautas para los ciudadanos para someter propuestas especificas para dividir nuevamente en distritos.

8. **Review & Consider:**

**Third Reading: Ordinance:** An ordinance authorizing the Mayor of the City of Wharton to execute on behalf of the City of Wharton, Texas, an Electric Power Distribution Franchise with Wharton County Electrical Cooperative, Inc., and its successors and assigns, to use the Public Rights-of-Way of the City for the Distribution of Electric Power; Providing for Period of Grant; for Consideration; for Construction and Relocation of System Facilities; for assignment; and for Publication in accordance with the Authority Granted in this Ordinance.

9. **Review & Consider:**

**Ordinance:** An ordinance of the City of Wharton, Texas, Reviewing the rate increase request of Centerpoint Energy Entex; Denying the requested increase in rates; Ordering that no change in rates occur; Requiring the reimbursement of rate case expenses; Establishing an effective date for this Ordinance; Making such other findings and provisions related hereto; containing a savings clause; and providing for the effective date thereof.

10. **Review & Consider:**

City of Wharton FM 102 Relocation and/or FM 1301 Extension and Overpass Projects:

- A. **Resolution:** A resolution of the Wharton City Council rescinding the City of Wharton Resolution approving a Local Transportation

Project Advance Funding Agreement to a Category 11 Project-On System, namely the City of Wharton FM 102 Relocation and Overpass Project, between the City of Wharton and the Texas Department of Transportation.

- B. **Resolution:** A resolution of the Wharton City Council approving a Local Transportation Project Advance Funding Agreement to a Category 11 Project (Construct New Location Roadway) on System, Generally described as constructing the extension of FM 1301 from SH 60 to US 59 to in Wharton; between the City of Wharton and the Texas Department of Transportation and authorizing the Mayor of the City of Wharton to execute the agreement.

11. **Review & Consider:**

Wharton Economic Development Corporation proposed fiscal year 2011 – 2012 budget.

12. **Review & Consider:**

City of Wharton Ogden Sanitary Sewer Line Replacement Project – Supac Construction, Inc.:

- A. Change Order No. 1
- B. Pay Request No. 1 in the amount of \$58,479.75.
- C. Pay Request No. 2 and Final in the amount of \$7,060.25.

13. **Review & Consider:**

Appointments to the City of Wharton City Council Boards, Commissions, and Committees:

- A. Wharton Regional Airport Board.
- B. Beautification Commission.
- C. Building Standards Commission.
- D. Electrical Board.
- E. Holiday Light Decorating Chairman.
- F. Mayor's Committee on People with Disabilities.
- G. Planning Commission.
- H. Plumbing and Mechanical Board.
- I. Wharton Economic Development Corporation Board of Directors.
- J. Youth Advisory Commission.
- K. City Council Committees:
  - 1. Annexation Committee.
  - 2. Finance Committee.
  - 3. Housing Committee.

4. Intergovernmental Relations Committee.
5. Legislative Committee.
6. Public Health Committee.
7. Public Safety Committee. Public Works Committee.
8. Public Works.
9. Telecommunications Committee.
10. Wharton Economic Development Corporation Board of Directors Selection Committee.

- 14. Executive Session:** City Council may adjourn into an Executive Session in accordance with Section 551.072 and 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:** Deliberation regarding real property; deliberate the purchase, exchange, lease, or value of real property. The properties are as follows:
1. 110 N. Richmond Road; Block 11, Lot 2B, 3B; R26064
  2. 500 N. Richmond; Wharton, Block 29, Lot 7A, 7B, 7F, 8A; R26319
- B. Discussion:** City Manager's Performance Evaluation.
- 15. Return to Open Meeting:** Action on items discussed in Executive Session:
- A. Review & Consider:** The purchase, exchange, lease, or value of real properties as follows:
1. 110 N. Richmond Road; Block 11, Lot 2B, 3B; R26064
  2. 500 N. Richmond; Wharton, Block 29, Lot 7A, 7B, 7F, 8A; R26319
- B. Review & Consider:** City Manager's Performance Evaluation.
- 16. Review & Consider:** City Council Committees, Boards and Commission's Reports:
- A. Wharton Regional Airport Board meeting held July 5, 2011.
- 17. Adjournment.**