



**CITY OF WHARTON
CITY COUNCIL REGULAR MEETING**

**Monday, August 26, 2019
7:00 PM**


CITY HALL

**NOTICE OF
CITY OF WHARTON
CITY COUNCIL REGULAR MEETING**

Notice is hereby given that a City Council Regular Meeting will be held on Monday, August 26, 2019 at 7:00 PM at the Wharton City Hall, 120 East Caney Street, Wharton, Texas, at which time the following subjects will be discussed to-wit:

SEE ATTACHED AGENDA

Dated this 22nd day of August 2019.

By: 
Tim Barker, Mayor

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the City Council Regular Meeting 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 of said City or Town in Wharton, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on August 22, 2019, at 6:00 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

The Wharton City Hall is wheelchair accessible. Access to the building and special parking is 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 22nd day of August 2019.

CITY OF WHARTON

By: 
Paula Favors
City Secretary



A G E N D A
CITY OF WHARTON
City Council Regular Meeting
Monday, August 26, 2019
City Hall - 7:00 PM

Call to Order –Opening Devotion –Pledge of Allegiance

Roll Call and Excused Absences.

Public Comments.

Wharton Moment.

Public Hearing

1. Proposed annexation to enlarge and extend the boundary limits of said city for areas in the City of Wharton’s Extra-Territorial Jurisdiction (ETJ) for Annexation:
 - A. A METES & BOUNDS description of a 121.92 acre tract of land in the George Singleton Survey, Abstract 58, and the William Kincheloe Survey, Abstract 38, Wharton County, Texas, and being an approximate 1000-foot wide strip of land along U. S. Highway 59 extending northerly from the northern existing City Limits of the City of Wharton, with all bearings based upon a portion of the westerly right-of-way line of U. S. Highway 59 as being North 18 degrees 04 minutes 55 seconds East (called North 18 degrees 04 minutes 55 seconds East).

Review and Consider:

1. City of Wharton Financial Report for July 2019.
2. Request by Mr. Ron Sanders, Executive Director of the Wharton Chamber of Commerce & Agriculture, for City of Wharton assistance by approving the following for the Party Under the Bridge to be held Thursday, October 24, 2019:
 - A. Closing to traffic from 4 pm to 8 pm a portion Colorado Street from Dinosaur Park to underneath the southbound lane of Business 59.
 - B. Closing to traffic from 4 pm to 8 pm the U-shaped access road from the south side of the Dinosaur parking lot to Colorado Street.
 - C. Traffic control as needed.
 - D. Access to electrical power in close proximity as possible to the entrance to the park at Colorado Street.
 - E. Trash cans, and if possible, clean up assistance.
 - F. Labor to pick up, set up and return rented tables and chairs from Simply Devine Event Center.
 - G. Allow open containers within the confines of the event area coordinated with the Wharton Police Department.
3. City of Wharton Code of Ordinances:

A. Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 18, Building and Construction, Article III Construction Codes, Sections 18-66 through Section 18-77; removing Section 18-78 Exterior Building (Façade) Design Standards, 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; providing for separability and setting an effective date.

B. Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 18, Building and Construction, Article V. Electrical Codes, Sections 18-256 through Section 18-300; 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; providing for separability and setting an effective date.

4. Resolution: A resolution providing for the Public Sale of Property acquired by the City of Wharton from Delinquent Taxes.
5. City of Wharton Street Closures:
 - A. Ordinance: An ordinance of the City of Wharton, Texas, finding that the portion of North Abell Street located between East Ahldag Avenue and East Belle Avenue, within the City of Wharton, is not necessary for public use as a thoroughfare; providing for the vacation, abandonment and closure of the street; and releasing any and all public right, title and interest save and except any required utility easements.
 - B. Ordinance: An ordinance of the City of Wharton, Texas, finding that the portion of Old Boling Road located between Alabama Road and John Knox Street, within the City of Wharton, is not necessary for public use as a thoroughfare; providing for the vacation, abandonment and closure of the street; and releasing any and all public right, title and interest save and except any required utility easements.
6. Resolution: A resolution of the Wharton City Council approving the purchase of a restroom building facility for Harris Park from CXT through National Joint Powers Alliance and authorizing the City Manager of the City of Wharton to execute all documents related to said purchase.
7. Ordinance: An ordinance amending the City of Wharton Code of Ordinances, Chapter 86, Sections 86-15, 86-16, 86-17, 86-18 and 86-21, Utilities and Services, Article I in General; 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; Providing a savings clause and revoking all ordinances or parts of ordinances in conflict herewith only to the extent same are in conflict herewith otherwise provided herein.
8. Waste Corporation of America, L.P. (WCA) Rate Modification to the Solid Waste Collection and Disposal Service Franchise Agreement:
 - A. Resolution: A resolution of the Wharton City Council approving Amendment No. 1 to the Franchise Agreement for Solid Waste Collection Services with Waste Corporation of America dated October 1, 2018 and authorizing the Mayor of the City of Wharton to execute said agreement.

B. Ordinance: An ordinance repealing and replacing the City of Wharton Code of Ordinances, Chapter 86 Utilities and 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. City Manager Travel Reimbursement.
10. Update of City of Wharton Grant Programs.
11. Update of City of Wharton on-going Projects.
12. Appointments and Resignations to the City of Wharton Boards, Commissions and Committees:
 1. Appointments:
 - A. Beautification Commission.
 - B. Building Standards Commission.
 - C. Plumbing and Mechanical Board.
 2. Resignations: None.
13. City Council Boards, Commissions and Committee Reports:
 - A. Beautification Commission meeting held August 14, 2019.
14. City Manager's Reports.

Executive Session:

15. City Council may adjourn into an Executive Session in accordance with Section 551.087 of the Local 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.

Discussion:

 - A. Industrial District Agreement with Colorado Bend II Power LLC.

Return to Open Session:

16. Action on items discussed in Executive Session:
 - A. Industrial District Agreement with Colorado Bend II Power LLC.

Review & Consider:

17. Publication of 2019 Tax Year Proposed Property Tax Rate for the City of Wharton.
18. City Manager's submission of the City of Wharton, Texas, Proposed Budget for the fiscal year October 1, 2019-September 30, 2020.
19. Setting a public hearing date for the City of Wharton, Texas, Proposed Budget for the fiscal year October 1, 2019-September 30, 2020.

Adjournment.