



**CITY OF WHARTON
PUBLIC WORKS COMMITTEE MEETING**

**Monday, March 14, 2022
5:30 PM**

***CITY HALL 120 EAST CANEY STREET
WHARTON, TEXAS 77488***

**NOTICE OF
CITY OF WHARTON
PUBLIC WORKS COMMITTEE MEETING**

Notice is hereby given that a Public Works Committee Meeting will be held on Monday, March 14, 2022 at 5:30 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 10th day of March 2022.

By: 
Joseph R. Pace, City Manager

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Public Works Committee 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 March 10, 2022, at 4:30 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 10th day of March 2022.

CITY OF WHARTON

By: 
Paula Favors
City Secretary



A G E N D A
CITY OF WHARTON
Public Works Committee Meeting
Monday, March 14, 2022
City Hall - 5:30 PM

Call to Order.

Roll Call.

Public Comments.

Review & Consider:

1. Minutes from the meeting held February 14, 2022.
2. Presentation and request for support/assistance from Wharton County for assistance on drainage improvements for Lake Nett.
3. Request from Mr. Russ Baird to address the City Council regarding water services at the 200 & 300 Blocks of West Milam Street.

Adjournment.

City of Wharton
120 E. Caney Street
Wharton, TX 77488

PUBLIC WORKS COMMITTEE

Meeting Date:	3/14/2022	Agenda Item:	Minutes from the meeting held February 14, 2022.
Attached are the draft minutes from the meeting held February 14, 2022.			
City Manager: Joseph R. Pace		Date: Thursday, March 10, 2022	
Approval: 			
Mayor: Tim Barker			

**MINUTES
OF
CITY OF WHARTON
PUBLIC WORKS COMMITTEE MEETING
City Hall, 120 East Caney Street, Wharton, Texas
Monday, February 14, 2022 6:15 p.m.**

City Manager, Joseph R. Pace, declared a meeting of the City Council Public Works Committee duly open for the transaction of business at 6:15 p.m.

Committee Members present: Councilmember, Terry Freese; Councilmember, Don Mueller and Councilmember, Clifford Jackson.

Committee Member absent: None.

Staff Members present: City Manager, Joseph R. Pace; Assistant to the City Manager, Brandi Jimenez; Finance Director, Joan Andel; Director of Planning & Development, Gwyn Teves; City Secretary, Paula Favors and Public Works Director, Anthony Arcidiacono.

Staff Members absent: None.

Visitors present: Councilmember, Russell Machann and Mayor, Tim Barker.

Public comments. There were no public comments.

The first item on the agenda was to review and consider minutes from the meeting held November 22, 2021. Councilmember, Don Mueller, made a motion to approve the minutes as presented. Councilmember, Terry Freese, seconded the motion. All voted in favor.

The second item on the agenda was to review and consider a Resolution: A resolution of the Wharton City Council approving a contract for Engineering in connection with the Texas Water Development Board Flood Infrastructure Fund (FIF) Project and authorizing the Mayor of the City of Wharton to execute all documents related to said contract. Director of Planning & Development, Gwyn Teves, stated to the Committee that the City Council had approved the establishment of a Consultant Selection Committee on July 26, 2021 and had authorized the City Staff to go out for engineering services for the Texas Water Development Board Flood Infrastructure Fund (FIF). She stated that the City of Wharton had been approved for funding to complete a citywide drainage study and construction projects. She stated that proposals were received at City Hall on February 1, 2022. After some discussion, Councilmember, Clifford Jackson, made a motion to recommend to the City Council to approve a contract for Engineering in connection with the Texas Water Development Board Flood Infrastructure Fund (FIF) Project to Jones & Carter. Councilmember, Don Mueller, seconded the motion. All voted in favor.

The third item on the agenda was adjournment.
The meeting adjourned at 6:17 p.m.

Joseph R. Pace, City Manager

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

CITY COUNCIL COMMUNICATION

Meeting Date:	3/14/2022	Agenda Item:	Presentation and request for support/assistance from Wharton County for assistance on drainage improvements for Lake Nett.
---------------	-----------	--------------	--

The City Staff met with Wharton County Commissioner Richard Zahn and Consulting Engineer Eric Scheibe about the Wharton County Lake Nett Drainage Improvement Plan on March 7, 2022. Mr. Scheibe presented the intended multi-phased plan for drainage improvements to alleviate current existing drainage problems in Lake Nett and adjoining areas. Mr. Scheibe advised that the project was going to be multi-phased due to the extent of the amount of work, the need for easement acquisitions and cost of the project.

It was requested that the City consider assisting with a ~1,600 LF segment of the channel improvements. The channel will be a 12-ft bottom width channel that is about 4 feet deep with 4:1 side slopes. There would need to be a 60-ft drainage easement. The estimated cost for this segment is approximately \$150,000 to construct and acquire easements.

The County is constructing the rest of the channel with CDBG-DR funds and County funds but is requesting assistance with this last segment. The design for this effort is about 60% complete. There is still a need to approach landowners and coordinate final details for this last segment (including boundary survey and topo survey efforts).

Attached is an exhibit showing the project and the benefits before and after. Mr. Scheibe will be present to present the project and answer any questions.

City Manager: Joseph R. Pace	Date: Thursday, March 10, 2022
Approval: 	
Mayor: Tim Barker	



City of Wharton

120 E. Caney • Wharton, TX 77488
Phone (979) 532-2491 • Fax (979) 532-0181

MEMORANDUM

DATE: March 9, 2022
FROM: Gwyneth Teves, Director of Planning & Development
TO: City of Wharton City Council Public Works Committee
SUBJECT: Request from Wharton County for assistance with Lake Nett drainage plan

The City of Wharton staff met with Wharton County Commissioner Richard Zahn and Consulting Engineer Eric Scheibe about the Wharton County Lake Nett Drainage Improvement Plan on March 7, 2022.

Mr. Scheibe presented the intended multi-phased plan for drainage improvements to alleviate current existing drainage problems in the Lake Nett and adjoining areas. Mr. Scheibe advised the project was going to be multi-phased due to the extent of the amount of work, the need for easement acquisitions and cost of the project.

It was requested that the City consider assisting with a ~1,600 LF segment of the channel improvements. The channel will be a 12-ft bottom width channel that is about 4 feet deep with 4:1 side slopes. There would need to be a 60-ft drainage easement. The estimated cost for this segment is approximately \$150,000 to construct and acquire easements.

The County is constructing the rest of the channel with CDBG-DR funds and County funds but is requesting assistance with this last segment. The design for this effort is about 60% complete. There is still a need to approach landowners and coordinate final details for this last segment (including boundary survey and topo survey efforts).

Attached is an exhibit showing the project and the benefits before and after. Mr. Scheibe will be present to present the project and answer any questions.

If you should have any questions, please contact me at 979-532-2491 ext. 238. Thank You.

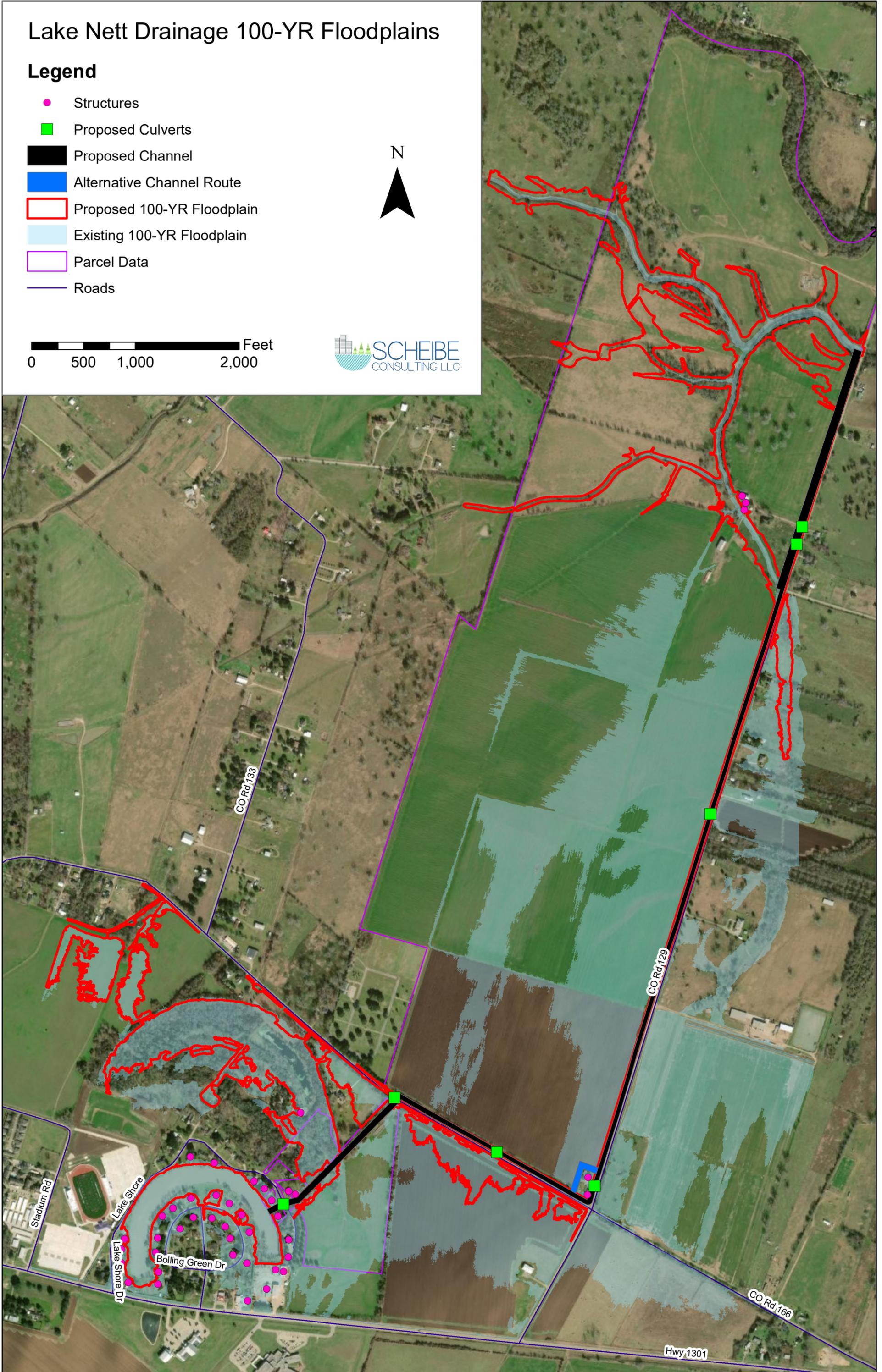
Lake Nett Drainage 100-YR Floodplains

Legend

- Structures
- Proposed Culverts
- ▬ Proposed Channel
- ▬ Alternative Channel Route
- ▭ Proposed 100-YR Floodplain
- ▭ Existing 100-YR Floodplain
- ▭ Parcel Data
- ▬ Roads



0 500 1,000 2,000 Feet



City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

PUBLIC WORKS COMMITTEE

Meeting Date:	3/14/2022	Agenda Item:	Request from Mr. Russ Baird to address the City Council regarding water services at the 200 & 300 Blocks of West Milam Street.
<p>Attached you will find the request from Mr. Russ Baird to address the City Council regarding water services at the 200 & 300 Blocks of West Milam Street.</p>			
City Manager: Joseph R. Pace		Date: Thursday, March 10, 2022	
Approval: 			
Mayor: Tim Barker			

Proposal to the City of Wharton

City Council

For the agenda

March, 14, 2022

Please add
to agenda
Russ Baird

Presented to Wharton City Council at its regularly scheduled meeting

By Russell James Baird, a city resident and property owner

Purpose of motion,

To allow owners of property in the original City of Wharton to obtain city of Wharton water, sewer and trash without substantial additional costs.

Motion:

The City of Wharton will under paragraph one Section 86-15 will agree to providing services to owners of property on West Milam St 200 and 300 blocks, provided such owners provide reasonable access. A written agreement shall be offered to any owner of said property that makes a request in writing during the remainder of March 2022. Cost shall be at the normal charge of the tap. Property owner shall provide an easement acceptable to the City or Wharton

Sec. 86-15. - Water and sewer tap charges, deposits, administrative penalties and other charges.

Water and sewer tap charges, deposits, administrative penalties and other charges shall be as follows:

(1) *Water.* Standard water tap fees for customers inside the city limits and outside the city limits are as follows:

	Size of Tap	Cost of Service
a.	¾-inch T-off	\$313.82
b.	¾-inch	\$627.60
c.	1-inch	\$824.85 + cost of meter
d.	1½-inch	\$1,237.27 + cost of meter
e.	2-inch	\$1,649.55 + cost of meter

Customers must pay for the cost of the meter for taps one inch and larger. Tap fees for taps larger than two inches shall be determined and based on the cost to install plus cost of water meter.

In addition to the standard water tap fee, customers must also pay the city for any and all additional costs associated with installing a water tap:

1. Customers are responsible for the actual cost for main line extensions, boring under a street or pre-existing utility line, or any other additional costs necessary to install a water tap. All main line extensions will require the extension to be extended the width of the property to the next adjacent property line unless a variance is issued. All main line extensions will require a written agreement between the city and the customer.
2. Residential customers inside the city limits that qualify for a homestead exemption prior to applying for a building permit will receive up to 200 feet of line extension at no charge for the cost of materials and installation. Residential homestead customers in the city limits will be charged for any borings associated with the installation of the first 200 feet of line extension and will be charged for any main line extensions in

excess of 200 feet. Residential customers outside the city limits will be charged for the first 200 feet as well as for any boring associated with the first 200 feet and for any main line extensions in excess of 200 feet.

3. Customers will be required to pay the city in advance for any additional costs associated with connecting to the city's main line based on the city's engineer's estimate for projected engineer and construction costs. Once the project is complete, the customer will either be billed or refunded the difference between the estimate and the actual cost.

(2) *Sewer.* Standard sewer tap fees for customers inside the city limits and outside the city limits are as follows:

	Size of Tap	Cost of Service
a.	4-inch	\$627.60
b.	6-inch	\$1,030.91

In addition to the standard sewer tap fee, customers must also pay the city for any and all additional costs associated with installing a sewer tap:

1. Customers are responsible for the actual cost for main line extensions, boring under a street or pre-existing utility line, or any other additional costs necessary to install a sewer tap. All main line extensions will require the extension to be extended to the width of the property to the next adjacent property line unless a variance is issued. All main line extensions will require a written agreement between the city and the customer.
2. Residential customers inside the city limits that qualify for a homestead exemption prior to applying for a building permit will receive up to 200 feet of line extension at no charge for the cost of materials and installation. Residential homestead customers in the city limits will be charged for any borings associated with the installation of the first 200 feet of line extension and will be charged for any main line extensions in excess of 200 feet. Residential customers outside the city limits will be charged for the first 200 feet as well as for any boring associated with the first 200 feet and for any main line extensions in excess of 200 feet.
3. Customers will be required to pay the city in advance for any additional cost associated with connecting to the city's main line based on the city's engineer's

estimate for projected engineer and construction costs. Once the project is complete the customer will either be billed or refunded the difference between the estimate and the actual cost.

Residential and commercial customers are required to put a sewer clean out at the property line where the city's line ties into the customer's line.

(3) *Deposits.* As a condition of receiving water, sewer and garbage service, the following deposits shall be charged:

a. Deposit amount:

Residential customer\$100.00

Residential—Senior citizens (60 years or over)\$50.00

Commercial customer's (Based on estimated bill)\$100.00 minimum

The deposit for all commercial customers including businesses, industrial users, multi-residential units and all others will be based on the estimated water, sewer and garbage charges for one month. If the customer has consumption history, the estimate will be based on a 12-month average. If the customer is a new customer with no consumption history, the estimate will be based on usage of a similar customer and consider the type of garbage service requested. Current deposit amounts will remain for commercial customers until there is a change in ownership or account status.

- b. Deposits will not be required for public schools, counties, and other governmental entities.
- c. Customers may transfer their deposits from one account to another account if they move from one address to another. The account must have a zero balance or the current balance will be transferred with the deposit and the new service enacted.
- d. Customers transferring from one address to another must have paid the maximum deposit or must pay the difference between the deposit paid and the maximum deposit before the deposit can be transferred and the new service enacted.
- e. Residential customers' deposits will be refunded by crediting the deposit amount to the customer's account after the customer has completed 24 months with no delinquent payments or no dishonored payments. If the customer has additional active accounts without deposits that have delinquent payments, the deposit will be transferred to one of the other accounts. A new deposit will be required if a customer appears on the cut-off list after the original deposit has been returned.
- f. Customers must terminate utility services by providing written authorization signed or emailed by the customer whose name is on the account. In the event that the account

established under more than one name, any one person may authorize the disconnection of service.

- g. Customers' deposits will be refunded by crediting the deposit amount to the customer's account when the account is finalized. Any remaining deposit will be mailed to the forwarding address provided by the customer. If the customer has additional active accounts without deposits, the deposit will be transferred to one of the other accounts.
 - h. Letters of credit are not acceptable in lieu of cash for payment of deposits as required in this section.
 - i. In the event a current utility service customer requests service at an additional address, the deposit may be waived if the customer has had no more than two delinquent payments on the existing account for the previous 12 months prior to the date of the request. In the event that either the initial account or any additional accounts appear on the cut-off list, an additional deposit will be required for each account.
- (4) *Administrative penalty.* If payment is not received on a delinquent account and is placed on the cut-off list and water is due to be or is disconnected, an administrative penalty will be assessed as follows:

Administrative penalty\$25.00

- (5) *Other charges* include the following:

- a. *Late charges.* If payment is not received by the 15th of each month, a penalty will be assessed on the 16th of each month at the rate noted below:
Late charges5% of
balance due
- b. *After hours charge.* An after hours charge will be assessed for a reconnection due to nonpayment requested by the customer that is not between the hours of 8:00 a.m. and 5:00 p.m. on Monday through Friday. Services requested on holidays will also be charged an after hour charge.
After hours charge\$30.00
- c. *Charges of damages.* Charges shall also be made for damages to equipment, such as meters, cut-off valves and locks. These charges shall be based on the actual cost of replacement, including labor, where applicable.
- d. *Industrial users.* Industrial users may be subject to additional charges and fees, relating to permitting and noncompliance issues, as outlined in article II, Industrial Waste Disposal and Pretreatment, sections 86-41 through 86-78.
- e. *Restaurants, food preparation facilities and other commercial users.* Restaurants

preparation facilities, institutional facilities and other commercial type facilities utilizing grease traps will be subject to a \$100.00 fee for each exceedance of the local oil and grease limit of 100 mg/l. This fee is not a surcharge. The payment of this fee does not authorize the discharge of wastes containing oil and grease in concentrations greater than 100 mg/l. This limit applies only to food grade oils of animal or vegetable origin. The concentration of petroleum-based oil and grease is limited to 15mg/l. The oil and grease exceedance fee will be assessed for each sample result, which indicates an excess oil and grease concentration in sewer discharges from the facility. The city will be responsible for collecting and analyzing all oil and grease samples from grease traps. Oil and grease trap sampling will be conducted on a periodic basis at the city's discretion.

- f. *Septic tank waste* hauled or trucked into wastewater treatment plant as outlined in article II, section 86-54 will be billed at the following rate:

Fees for hauling waste, per 1,000 gallons\$63.53

(Ord. No. 2012-10, § I, 8-27-12; Ord. No. 2014-06, § 1, 8-25-14; Ord. No. 2015-10, 8-24-15; Ord. No. 2016-06, § I, 8-22-16; Ord. No. 2017-09, § I, 8-28-17; Ord. No. 2018-06, § I, 8-27-18; Ord. No. 2019-23, § I, 8-26-19; Ord. No. 2020-11, § I, 8-24-20; Ord. No. 2021-11, § I, 8-23-21)