



**CITY OF WHARTON
CITY COUNCIL REGULAR MEETING**

**Monday, December 09, 2024
7:00 PM**

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

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

Notice is hereby given that a City Council Regular Meeting will be held on Monday, December 09, 2024, at 7:00 p.m. 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 5th day of December 2024.

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 December 5, 2024, 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 5th day of December 2024.

CITY OF WHARTON

By: 
Paula Favors
City Secretary



A G E N D A
CITY OF WHARTON
City Council Regular Meeting
Monday, December 09, 2024
City Hall - 7:00 PM

Call to Order –Opening Devotion –Pledge of Allegiance.

Roll Call and Excused Absences.

Public Comments.

Wharton Moment.

Review and Consider:


1. Reading of the minutes from the regular meetings held November 12, 2024, and November 25, 2024.
2. Request from the Monterey Square Business Association and Lt. Ben Guanajuato for assistance for Snow on the Square on Friday, December 20, 2024, for the following:
 - A. Post the event (Snow on the Square) on the digital billboard on Hwy. 59 by La Casona/Walmart.
 - B. Closing the 100 Block of South Fulton Street from Burleson Street to Milam Street from 3:00 p.m. to 9:30 p.m.
 - C. Use City-owned barricades for the street closures.
 - D. Provide ten (10) trash barrels and extra liners.
 - E. Pick up, set up, and return a generator-light plant that the snow committee will rent and pay for.
 - F. Waive all fees that may apply to this event.
3. Request from Mr. Imran Khan to the City Council to remove mowing charges received on the property for noncompliance.
4. Request from Mr. Michael Limas to waive the rental fee at the Wharton Civic Center for a Countywide First Responder Ball.
5. Request from Ms. Carlicia Jones to address the City Council regarding her complaints with the neighboring property owner and the City of Wharton.
6. Request from Mr. Colby Primeaux to host a professional wrestling event at the Wharton Civic Center and waive all fees for the venue.
7. Resolution: A resolution of the Wharton City Council authorizing the purchase of a commercial washing machine for the Wharton Civic Center from Alliance Laundry through the Buyboard Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase.

8. Resolution: A resolution of the Wharton City Council approving a contract for Ambulance Transfers with OakBend Medical Center and authorizing the Mayor of the City of Wharton to execute all documents related to said contract.
9. Valhalla Water Well Rehabilitation 2023:
- A. Resolution: A resolution of the Wharton City Council approving Change Order No. 1 for a cost decrease with Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023 and authorizing the Mayor to execute all documents related to said Change Order.
 - B. Pay Request No. 3 and Final from Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023.
10. City Manager Reimbursement.
11. Appointments, Resignations, and Vacancies to the City of Wharton Boards, Commissions, and Committees:
- A. Resignations.
 - B. Appointments.
 - C. Vacancies.
12. City Council Boards, Commissions, and Committee Reports:
- A. Finance Committee meeting held November 25, 2024.

Adjournment.

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Reading of the minutes from the regular meetings held November 12, 2024, and November 25, 2024.
<p>Attached, you will find the draft minutes from the regular meetings held November 12, 2024, and November 25, 2024.</p>			
City Manager: Joseph R. Pace		Date: Thursday, December 5, 2024	
Approval: 			
Mayor: Tim Barker			

**MINUTES
OF
CITY OF WHARTON
CITY COUNCIL REGULAR MEETING
NOVEMBER 12, 2024**

Mayor, Tim Barker declared a Regular Meeting duly open for the transaction of business at 7:00 P.M. at City Hall 120 E. Caney Street Wharton, TX. Councilmember, Russell Machann, led the opening devotion, and Mayor, Tim Barker led the pledge of allegiance.

Councilmembers present were: Mayor, Tim Barker, and Councilmembers, Terry Freese; Russell Machann; Burnell Neal; Steve Schneider, and David Voulgaris.

Councilmembers absent were: Larry Pittman.

Staff members present were: City Manager, Joseph R. Pace; City Attorney, Paul Webb; Finance Director, Joan Anel; Director of Planning and Development, Gwyn Teves; Assistant to the City Manager, Brandi Jimenez; Public Works Director, Roderick Semien; Building Official, Claudia Velasquez; Patrol Lt. Lance Bothell, and Airport Manager, Dwayne Pospisil.

Visitors present were: Ryan Salazar; Darrell Von Buskirk, and Colby Primeaux with the Wharton Journal Spectator.

Roll Call and Excused Absences.

Councilmember, Russell Machann, moved to excuse Councilmember, Larry Pittman. Councilmember, David Voulgaris, seconded the motion. All voted in favor.

Public Comments.

Mayor, Tim Barker, called for Public Comments. No comments were given.

Wharton Moment.

Mayor, Tim Barker, called for Wharton Moments.

1. City Manager, Joseph R. Pace, attended a Veteran's Day ceremony at the Veteran's Memorial where Mayor, Tim Barker, presented a proclamation.
2. City Manager, Joseph R. Pace, stated the paving work was to be completed within one week at the FM 1301 intersection with Richmond Rd.
3. City Manager, Joseph R. Pace, congratulated Police Chief, Terry David Lynch on receiving the Hobby School of Public Affairs Leadership Award.
4. Councilmember, Burnell Neal, congratulated the Just Do It Now Football team on advancing to the Superbowl for their league.
5. Mayor, Tim Barker, stated the he was impressed by the work that was completed on I-69 from the river bridge to FM 691.

Review and Consider:

The first item on the agenda was to review and consider the reading of the minutes from the regular meetings held on October 14, 2024, and October 28, 2024. After some discussion, Councilmember, Russell Machann, moved to approve the reading of the minutes from the regular meetings held October 14, 2024, and October 28, 2024. Councilmember, Terry Freese, seconded the motion. All voted in favor.

The second item on the agenda was to review and consider a request from Ms. Kristi Bybee to address the City Council regarding higher water/sewer bills. Ms. Bybee was not in attendance to present her item. After some discussion, no action was taken.

The third item on the agenda was to review and consider a request for disannexation of a 14.76 ac. tract of land, situated in the A. Jackson Timber League, Abstract No. 34, Wharton County, Texas. Planning and Development Director, Gwyn Teves, presented a request for disannexation. Director Teves stated that since the City's Charter was silent on disannexation, the Council could vote on whether to grant the request and pass an ordinance or deny the request. She said the Texas Local Government Code [Sec. 43.148](#) required a City that disannexes an area to refund the owner for property taxes in certain instances such as the amount of money collected by the municipality in property taxes and fees from those landowners during the period that the area was a part of the municipality less the amount of money that the municipality spent for the direct benefit of the area during that period. Director Teves stated the total amount the City would have to refund the property owners was \$1582.41. After some discussion, Councilmember, Russell Machann, moved to approve the request for disannexation of a 14.76 ac. tract of land, situated in the A. Jackson Timber League, Abstract No. 34, Wharton County, Texas. Councilmember, Terry Freese, seconded the motion. All voted in favor.

The fourth item on the agenda was to review and consider an ordinance to disannex certain territory from the corporate limits of the City of Wharton to wit: 14.76 acres in the A. Jackson Timber League, Abstract No. 34, Wharton County, Texas, and as described in the attached Exhibit "A"; finding that all required legal conditions have been satisfied; terminating the rights and privileges conferred on the property from the City of Wharton; providing for amending and correcting the official boundaries of the City of Wharton, Texas, as heretofore adopted; authorizing the City Manager to undertake certain actions relative to said disannexation; providing a severability clause; providing a repealer clause; and providing for said ordinance to take effect and be in force from and after its passage. Planning and Development Director, Gwyn Teves, stated that since the City's Charter was silent on disannexation, the Council could vote on whether to grant the request and pass an ordinance or deny the request. She said that if approved, the disannexation would be effective immediately. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Ordinance No. 2024-17, which read as follows:

CITY OF WHARTON ORDINANCE NO. 2024-17

AN ORDINANCE TO DISANNEX CERTAIN TERRITORY FROM THE CORPORATE LIMITS OF THE CITY OF WHARTON TO WIT: 14.76 ACRES IN THE A. JACKSON TIMBER LEAGUE, ABSTRACT NO. 34, WHARTON COUNTY, TEXAS, AND AS DESCRIBED IN THE ATTACHED EXHIBIT “A”; FINDING THAT ALL REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; TERMINATING THE RIGHTS AND PRIVILEGES CONFERRED ON THE PROPERTY FROM THE CITY OF WHARTON; PROVIDING FOR AMENDING AND CORRECTING THE OFFICIAL BOUNDARIES OF THE CITY OF WHARTON, TEXAS, AS HERETOFORE ADOPTED; AUTHORIZING THE CITY MANAGER TO UNDERTAKE CERTAIN ACTIONS RELATIVE TO SAID DISANNEXATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR SAID ORDINANCE TO TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE.

WHEREAS, The City of Wharton, Texas (“City”) is a home-rule city possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of the Texas Local Government Code, and the home Rule Charter for the City of Wharton, Texas; and,

WHEREAS, Effective November 12, 2024, the City of Wharton agrees to disannex the 14.76-acre tract described by metes and bounds in the attached Exhibit “A”; and,

WHEREAS, Pursuant to the authority granted in Section 43.142 of the Texas Local Government Code, a municipality may disannex an area from the municipality “as may be provided by the charter of the municipality and not inconsistent with the procedural rules prescribed by [Chapter 43 of the Texas Local Government Code]”; and,

WHEREAS, Article I, Section 9 of the City of Wharton Charter authorizes the City to fix or adjust its boundaries; and,

WHEREAS, The City, pursuant to Chapter 43 of the Texas Local Government Code, as amended, has instituted proceedings to disannex the Property from the City; and,

WHEREAS, All statutory notices pursuant to Chapter 43 of the Texas Local Government Code have been published, delivered, or otherwise accomplished.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS, that:

Section I. The facts and recitations in the preamble and recitals of this ordinance are found and declared to be true and correct and adopted as part of this ordinance for all purposes.

Section II. The property that is the subject of the agreement referenced above and that is described in Exhibit “A”, attached to this Ordinance and incorporated herein for all purposes, is hereby disannexed from the corporate limits of the City of Wharton, Wharton County, Texas, and the same is no longer a party of the City.

Section III. All rights, privileges, and responsibilities previously conferred on the property described in the attached Exhibit “A” and any citizens and inhabitants of that property are immediately terminated, and are of no force and effect, immediately upon the disannexation of the property from the City of Wharton.

Section IV. The official map and boundaries of the City heretofore adopted and amended are hereby amended to exclude the area described in Exhibit “A” so as to accurately reflect that said area no longer is a part of the City of Wharton, Wharton County, Texas.

Section V. The City Manager is directed and authorized to perform or cause to be performed all acts necessary to effectuate this Ordinance, including but not limited to any corrections to the official map of the City of Wharton so as to accurately reflect the City’s boundaries, and to delete the area hereby disannexed as required by law.

Section VI. The City Manager is directed and authorized to file a certified copy of this Ordinance with any and all necessary governmental agencies or entities so affected by the acts described herein, including the United States Department of Justice.

Section VII. It is the intent of the City Council to disannex from the corporate limits of the City of Wharton the entirety of the property described in Exhibit “A” attached hereto, and the City Council hereby finds and determines that the provisions of Chapter 43 of the Texas Local Government Code have been fully complied with in effecting this disannexation. It is not the intent of the City of Wharton to disannex any territory that it has no legal right to disannex; rather, it is the intent of the City Council and the City of Wharton to disannex only such territory as may be legally disannexed by the City within the limits of the described property.

Section VIII. It is hereby declared to be the intention of the City Council that if any word, phrase, clause, sentence, paragraph, or section of this Ordinance is declared to be illegal, invalid, or unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such adjudication shall not affect the application of any remaining word, phrase, clause, sentence, paragraph, or section of this Ordinance. Similarly, the City Council declares this if a court of competent jurisdiction determines that any portion of said properties is incapable of being annexed by the City, the City Council would have adopted the valid portions and applications of this Ordinance and would have annexed the valid property without the invalid part and the invalid properties, and to this end, the provisions of this Ordinance are declared to be severable.

Section IX. Any provision of any prior ordinance of the City, whether codified or uncoded, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncoded, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section X. This Ordinance shall take effect and be in full force immediately from and after its passage as the law in such case provides.

PASSED, APPROVED, and ADOPTED by the City Council of the City of Wharton, Texas, on the 12th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

APPROVED AS TO FORM:

PAUL WEBB
City Attorney

Councilmember, David Voulgaris, seconded the motion. All voted in favor.

The fifth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a Drive on Four (4) Post Lift for the Public Works Department from Vehicle Service Group (VSG) through the H-GAC Cooperative Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, stated the City Staff received a quote for purchasing a Drive on Four (4) Post Lift for the Public Works Department from VSG for \$46,934.91. Director Semien said the Finance Committee met on Tuesday, November 12, 2024, and recommended the City Council consider approving the request. After some discussion, Councilmember, David Voulgaris, moved to approve City of Wharton Resolution No. 20241-118, which read as follows.

**CITY OF WHARTON
RESOLUTION NO. 2024-118**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A DRIVE ON FOUR (4) POST LIFT FOR THE PUBLIC WORKS DEPARTMENT FROM VEHICLE SERVICE GROUP (VSG) THROUGH THE H-GAC COOPERATIVE PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a Drive on Four (4) Lift for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the H-GAC Cooperative Purchasing Program; and,

WHEREAS, VSG submitted a quote in the amount of \$46,934.91; and,

WHEREAS, The Wharton City Council wishes to approve VSG for the purchase of a Drive on Four (4) Post Lift in the amount of \$46,934.91 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a Drive on Four (4) Post Lift for the Public Works Department from VSG through the H-GAC Cooperative Purchasing Program in the amount of \$46,934.91.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase of the equipment.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Terry Freese, seconded the motion. All voted in favor.

The sixth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a 2025 Flatbed Trailer for the Public Works Department and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of his memorandum regarding the purchase of a 2025 Flatbed Trailer for the Public Works Department. Director Semien stated the City Staff solicited quotes, and three (3) were received as follows:

1. Trailer Place/Star Truck Equipment \$10,150.00
2. B&V Enterprises \$10,399.00
3. Country Boy Trailers, Inc. \$9,795.00

He said the Finance Committee met on November 12, 2024, and was recommending the City Council to consider purchasing the trailer from Trailer Place/Star Truck Equipment. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-119, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-119**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A 2025 FLATBED TRAILER FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL

DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, Quotes were received for the purchase of a 2025 Flatbed Trailer for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to purchase a 2025 Flatbed Trailer for the Public Works Department from Trailer Place/Star Truck Equipment in the amount of \$10,150.00; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager to execute all documents related to the said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the purchase of a 2025 Flatbed Trailer for the Public Works Department from Trailer Place/Star Truck Equipment in the amount of \$10,150.00.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to said purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Terry Freese, seconded the motion. All voted in favor.

The seventh item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a truck-mounted crane lift for the Public Works Department and authorizing the City Manager to execute all documents related to the said purchase. Public Works Director, Roderick Semien, presented a copy of his memorandum regarding the purchase of a truck-mounted crane lift for the Public Works Department. Director Semien stated the City Staff solicited quotes and they were as follows:

1. Trailer Place/Star Truck Equipment \$17,380.00
2. B&B Truck Crane \$16,128.00
3. General Truck Body no response

He said the Finance Committee met on November 12, 2024, and recommended the City Council consider approving the purchase through Trailer Place/Star Truck Equipment for \$17,380. After some discussion, Councilmember, Terry Burnell, moved to approve City of Wharton Resolution No. 2024-120, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-120**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A TRUCK-MOUNTED CRANE LIFT FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, Quotes were received for the purchase of a truck-mounted crane lift for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to purchase a truck-mounted crane lift for the Public Works Department from Trailer Place/Star Truck Equipment in the amount of \$17,380.00; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager to execute all documents related to the said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the purchase of a truck-mounted crane lift for the Public Works Department from Trailer Place/Star Truck Equipment in the amount of \$17,380.00.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to said purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The eighth item on the agenda was to review and consider a resolution of the Wharton City Council approving the roof repairs at Hesed House located at 413 W. Colorado Street and authorizing the Mayor of the City of Wharton to execute all documents related to said repairs. Public Works Director, Roderick Semien, presented a copy of a memorandum regarding the roof repairs at Hesed House located at 413 W. Colorado Street. Director Semien stated the property sustained significant damage to the roof because of Hurricane Beryl with the repairs being covered by the City's insurance provider. He said the Finance Committee had met and was recommending the City Council consider using Priority Roofing and Construction for \$ 9,750.00. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-121, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-121**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE ROOF REPAIRS AT HESED HOUSE LOCATED AT 413 W. COLORADO STREET AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID REPAIRS.

WHEREAS, Quotes were received for the roof repairs at Hesed House located at 413 W. Colorado Street; and,

WHEREAS, Priority Roofing and Construction was deemed the best lowest qualified bidder in the amount of \$9,750.00; and,

WHEREAS, The Wharton City Council wishes to award an agreement to Priority Roofing and Construction for the roof repairs at Hesed House in the amount of \$9,750.00; and,

WHEREAS, The City of Wharton and Priority Roofing and Construction wish to be bound by the conditions as set forth in the agreement; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute the agreement.

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

SECTION I. The Wharton City Council hereby authorizes the Mayor to execute an agreement

for the roof repairs at Hesed House to Priority Roofing and Construction in the amount of \$9,750.00.

SECTION II. The City of Wharton and Priority Roofing and Construction are hereby bound by the conditions as set forth in the agreement.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Terry Freese, seconded the motion. All voted in favor.

The ninth item on the agenda was to review and consider a resolution of the Wharton City Council accepting, through the Office of the Governor, the Operation Lone Star Grant for the Wharton Police Department and authorizing the Mayor of the City of Wharton to execute all documents related to said grant. Patrol Lieutenant, Lance Bothell, stated that in October 2021, the Wharton Police Department applied for the Operation Lone Star Grant through the Office of the Governor and was awarded the grant. Lt. Bothell said the grant was a two-year grant and expired on August 31, 2023. He said the new grant covered the period from 09/01/2024 to 08/31/2025, or one year, and approval was needed from the Council to accept the award of the grant in the amount of \$209,454.87. After some discussion, Councilmember, Terry Freese, moved to approve City of Wharton Resolution No. 2024-122, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-122**

A RESOLUTION OF THE WHARTON CITY COUNCIL ACCEPTING, THROUGH THE OFFICE OF THE GOVERNOR, THE OPERATION LONE STAR GRANT FOR THE WHARTON POLICE DEPARTMENT AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID GRANT.

WHEREAS, The City of Wharton City Council wishes to accept, through the Office of the Governor, the Operation Lone Star Grant for the Wharton Police Department; and,

WHEREAS, The purpose of the grant is to enhance interagency border security operations supporting Operation Lone Star, including the facilitation of direct actions to deter interdict criminal activity and detain non-citizen inmates; and,

WHEREAS, The grant would be for the time period of September 1, 2024, to August 31, 2025, or one year; and,

WHEREAS, Said total of the grant is in the amount of \$209,454.87 with no match from the City; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents relating to said grant.

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

SECTION I. The Wharton City Council hereby accepts, through the Office of the Governor, the Operation Lone Star Grant for the Wharton Police Department.

SECTION II. The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute all documents related to said grant.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The tenth item on the agenda was to review and consider the resolution of the Wharton City Council accepting a grant through the Governor's Office Criminal Justice Division to replace body-worn cameras for the Wharton Police Department and authorizing the Mayor of the City of Wharton to execute all documents related to said grant. Patrol Lieutenant, Lance Bothell, stated the Wharton Police Department had been awarded a grant through the Governor's Office – Criminal Justice Division to replace the current body-worn cameras. Lt. Bothell said the cameras

the department currently had were nearing the end of life. He said the grant included purchasing twenty-two (22) body-worn cameras, a new server, maintenance, and warranty, totaling \$56,565.00 with the City's cash match being approximately \$2,928.75. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-123, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-123**

A RESOLUTION OF THE WHARTON CITY COUNCIL ACCEPTING A GRANT THROUGH THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION TO REPLACE BODY-WORN CAMERAS FOR THE WHARTON POLICE DEPARTMENT AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID GRANT.

WHEREAS, The City of Wharton City Council wishes to accept a grant from the Governor's Office Criminal Justice Division to replace current body-worn cameras; and,

WHEREAS, The total amount of said grant is in the amount of \$56,565.00 and requires a 25% match or \$14,628.75; however, there is an in-kind match for the trade-in of the cameras that would bring the City's match to approximately \$2,928.75; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents relating to said grant.

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

SECTION I. The Wharton City Council hereby approves the grant from the Governor's Office Criminal Justice Division to replace current body-worn cameras.

SECTION II. The City designates the Mayor as the person authorized to sign all forms related to the grant.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Terry Freese, seconded the motion. All voted in favor.

The eleventh item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the submission of an application to the Motor Vehicle Crime Prevention Authority for the FY 2025 SB 224 Catalytic Converter Grant for the Wharton Police Department and authorizing the Mayor of the City of Wharton to execute all documents related to said submission. Patrol Lieutenant, Lance Bothell, stated the Wharton Police Department was requesting to submit an application to the Motor Vehicle Crime Prevention Authority for the FY 2025 SB 224 Catalytic Converter Grant for the purpose of catalytic converter theft aversion. Lt. Bothell said the grant would provide for the installation of five (5) additional Flock Cameras to be used in conjunction with the nine (9) units currently in use. He said the total for the grant was \$21,250.00. After some discussion, Councilmember, Burnell Neal, moved to approve City of Wharton Resolution No. 2024-124, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-124**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE MOTOR VEHICLE CRIME PREVENTION AUTHORITY FOR THE FY 2025 SB 224 CATALYTIC CONVERTER GRANT FOR THE WHARTON POLICE DEPARTMENT AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID SUBMISSION.

WHEREAS, The City of Wharton City Council wishes to submit an application to the Motor Vehicle Crime Prevention Authority for the FY 2025 SB 224 Catalytic Converter Grant for the Wharton Police Department; and,

WHEREAS, Under the provisions of the Texas Transportation Code Chapter 1006 and Texas Administrative Code Title 43; Part 3; Chapter 57, entities are eligible to receive grants from the Motor Vehicle Crime Prevention Authority to provide financial support to law enforcement agencies for economic automobile theft enforcement teams and to combat motor vehicle burglary in the jurisdiction; and,

WHEREAS, Said grant program will assist this jurisdiction in combating catalytic converter theft; and,

WHEREAS, The City of Wharton has agreed that in the event of loss or misuse of the grant funds, the City of Wharton assures that the grant funds will be returned in full to the Motor Vehicle Crime Prevention Authority; and,

WHEREAS, Lance A. Bothell, Lieutenant, is designated as the Program Director, and Joan Anandel, Finance Director, is designated as the Financial Officer for this grant; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents relating to said application submission.

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

SECTION I. The Wharton City Council hereby approves the submission of an application to the Motor Vehicle Crime Prevention Authority for the FY 2025 SB 224 Catalytic Converter Grant for the Wharton Police Department.

SECTION II. The City designates Tim Barker, Mayor, as the Authorized Official to apply for, accept, decline, modify, or cancel the grant application for the Motor Vehicle Crime Prevention Authority Grant Program and all other necessary documents to accept said grant and designates Lance A. Bothell, Lieutenant, as the Program Director and Joan Anandel, Finance Director, as the Financial Officer for this grant.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 12th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Terry Freese, seconded the motion. All voted in favor.

The twelfth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the Mayor of the City of Wharton to submit three (3) Notices of Intent for the City of Wharton's participation in the Texas General Land Office Disaster Recovery Reallocation Program. Director of Planning & Development, Gwyn Teves, stated the City Staff received the information from the Texas General Land Office on the Disaster Recovery Reallocation Program. Director Teves said the City needed to submit the Intent to Apply by November 21, 2024, and the full applications, if approved, would be submitted February-April 2025. She said there was no required match for the program, but putting in a match could increase the scoring. Director Teves

stated that the Staff recommended that applications be submitted for a street improvement program, permanently affixed emergency telecommunications equipment, and water and wastewater improvements. Mrs. Teves said the Finance Committee met on November 12, 2024, and was recommending the City Council consider approving the request. After some discussion, Councilmember, Terry Freese, moved to approve City of Wharton Resolution No. 2024-125, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-125**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO SUBMIT THREE (3) NOTICES OF INTENT FOR THE CITY OF WHARTON'S PARTICIPATION IN THE TEXAS GENERAL LAND OFFICE DISASTER RECOVERY REALLOCATION PROGRAM.

WHEREAS, The Wharton City Council wishes for recovery projects to be conducted in the City of Wharton; and,

WHEREAS, Said recovery projects would include a street improvement project, permanently affixed emergency communications equipment and water and wastewater improvements; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to submit three (3) Notices of Intent to participate in said program.

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

Section I. That the Wharton City Council hereby authorizes the Mayor of the City of Wharton to submit three (3) Notices of Intent to participate in the Texas General Land Office Disaster Recovery Reallocation Program to apply for funding to be used for a street improvement project, permanently affixed emergency communications equipment and water and wastewater improvements.

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

Passed, Approved, and Adopted this the 12th day of November 2024.

CITY OF WHARTON

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS

City Secretary

Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The thirteenth item on the agenda was to review and consider Pay Request No. 16 and Final from E-Contractors for the Wharton Well and Water Plant Contract No. 1 – General Construction. Director of Planning & Development, Gwyn Teves, presented a copy of Pay Request No. 16 and Final from E-Contractors for the Wharton Well and Water Plant Contract No. 1 – General Construction in the amount of \$140,433.27. After some discussion, Councilmember, Russell Machann, moved to approve and consider Pay Request No. 16 and Final from E-Contractors for the Wharton Well and Water Plant Contract No. 1 – General Construction in the amount of \$140,433.27. Councilmember, David Voulgaris, seconded the motion. All voted in favor.

The fourteenth item on the agenda was to review and consider Pay Request No. 5 from Reddico Construction Company for the U.S. 59 Water & Wastewater Utility Relocations. Director of Planning and Development, Gwyn Teves, presented Pay Request No. 5 from Reddico Construction Company for the U.S. 59 Water & Wastewater Utility Relocations in the amount of \$364,467.00. After some discussion, Councilmember, Burnell Neal, moved to approve Pay Request No. 5 from Reddico Construction Company for the U.S. 59 Water & Wastewater Utility Relocations in the amount of \$364,647.00. Councilmember, David Voulgaris, seconded the motion. All voted in favor.

The fifteenth item on the agenda was to review and consider appointments, resignations, and vacancies to the City of Wharton Boards, Commissions, and Committees:

- A. Resignations.
- B. Appointments.
- C. Vacancies.

After some discussion, no action was taken.

The sixteenth item on the agenda was to review and consider the City Council Boards, Commissions, and Committee Reports:

- A. Finance Committee meeting held October 28, 2024.

After some discussion, no action was taken.

There being no further discussion, Councilmember, David Voulgaris, moved to adjourn. All voted in favor.

The meeting adjourned at 7:23 p.m.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

DRAFT

**MINUTES
OF
CITY OF WHARTON
CITY COUNCIL REGULAR MEETING
NOVEMBER 25, 2024**

Mayor, Tim Barker, declared a Regular Meeting duly open for the transaction of business at 7:02 P.M. at City Hall 120 E. Caney Street Wharton, TX. Mr. Ryan Salazar led the opening devotion, and Mayor, Tim Barker, led the pledge of allegiance.

Councilmembers present were: Mayor, Tim Barker and Councilmembers, Russell Machann; Burnell Neal; Steve Schneider; Larry Pittman, and David Voulgaris.

Councilmember absent was: Terry Freese.

Staff members present were: City Manager, Joseph R. Pace; City Attorney, Paul Webb; Finance Director, Joan Andel; City Secretary, Paula Favors, TRMC, CPM, MMC; Director of Planning and Development, Gwyn Teves, CPM; Assistant to the City Manager; Brandi Jimenez; Police Chief, Terry David Lynch; Public Works Director, Roderick Semien; Fire Chief, Hector Hernandez, and EMS Director, Christy Gonzales.

Visitors present were: Ryan Salazar; Clifford Jackson; Sarah Lockley; Richard Lockley; Susie Carlson, and Colby Primeaux with the Wharton Journal Spectator.

Roll Call and Excused Absences.

Councilmember, Russell Machann, moved to excuse Councilmember, Terry Freese. Councilmember, Steve Schneider, seconded the motion. All voted in favor.

Public Comments.

Mayor, Tim Barker, called for Public Comments.

Wharton Moment.

Mayor, Tim Barker, called for Wharton Moments.

1. City Manager, Joseph R. Pace, stated the Wharton Chamber of Commerce Holiday Parade would take place on Tuesday, November 26th, 2024 at 7 p.m.
2. Mayor, Tim Barker, announced it was Director of Planning and Development, Gwyn Teves' Birthday.
3. Councilmember, Burnell Neal, congratulated the Just Do it Now Freshman football team on their undefeated season winning their Superbowl over Columbus.
4. Police Chief, Terry David Lynch, stated he was excited to announce that Sgt. Stephen Jimenez had been hired as the Police Chief of Van Vleck Independent School District.

Review and Consider:

The first item on the agenda was to review and consider the City of Wharton Financial Report for October 2024. Finance Director, Joan Andel, presented a copy of the City of Wharton Financial Report for the month of October 2024. After some discussion, Councilmember, Russell Machann, moved to approve the City of Wharton Financial Report for October 2024. Councilmember, Steve Schneider, seconded the motion. All voted in favor.

The second item on the agenda was to review and consider a resolution of the Wharton City Council approving a third and final extension of the Memorandum of Understanding and Temporary Certificate of Occupancy between the City of Wharton and Wharton Feed and Supply and authorizing the Mayor of the City of Wharton to execute all documents related to said extension. Director of Planning & Development, Gwyn Teves, stated Wharton Feed and Supply was issued a Temporary Certificate of Occupancy (TCO) with a Memorandum of Understanding (MOU) for the continued design and construction of their drainage for the site on February 26, 2024. Director Teves said that once all drainage and detention requirements were completed and inspected, with approval, a final Certificate of Occupancy was to be issued. She said the MOU and TCO expired on May 26, 2024, and Mr. & Mrs. Lockley requested an extension from the City Council and they were granted a 90-day extension that expired on August 26, 2024. Director Teves stated a second extension was granted to expire on December 31, 2024, and Mr. & Mrs. Lockley had made a request to the City Manager's office, requesting a third extension to the MOU and TCO. She said that after reviewing the information and speaking with Mrs. Lockley, it was the City Staff's recommendation that the Council consider granting a third and final extension for the MOU and TCO for a period of three (3) months, ending on March 31, 2025, for the construction to be completed. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-126, which read as follows:

CITY OF WHARTON RESOLUTION NO. 2024-126

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING A THIRD AND FINAL EXTENSION OF THE MEMORANDUM OF UNDERSTANDING AND TEMPORARY CERTIFICATE OF OCCUPANCY BETWEEN THE CITY OF WHARTON AND WHARTON FEED AND SUPPLY AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID EXTENSION.

WHEREAS, The City of Wharton City Council wishes to approve a third and final extension of the Memorandum of Understanding with Wharton Feed and Supply and the Temporary Certificate of Occupancy through March 31, 2025; and,

WHEREAS, Wharton Feed and Supply will complete construction of the onsite drainage facilities before the expiration of the extension; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute all documents relating to said extension of the Memorandum of Understanding and Temporary Certificate of Occupancy.

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

SECTION I. The Wharton City Council hereby approves a third and final extension of the Memorandum of Understanding with Wharton Feed and Supply and the Temporary Certificate of Occupancy through March 31, 2025.

SECTION II. The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute all documents related to said extension of the Memorandum of Understanding and Temporary Certificate of Occupancy.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The third item on the agenda was to review and consider a resolution of the Wharton City Council approving the purchase of a remount and chassis, from Frazer Company, through their licensed franchise dealer, Mac Haik Dodge Chrysler Jeep, through the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program and authorizing the Mayor of the City of Wharton to execute all documents related to said purchases. EMS Director, Christy Gonzales, presented a copy of a quote from the Frazer Company, through their licensed franchise dealer, Mac Haik Dodge Chrysler Jeep, for the remount of Unit 1123. Director Gonzales stated the remount and chassis were being purchased through the H-GAC Cooperative Purchasing Program for a total of \$237,975.00. After some discussion, Councilmember, David Voulgaris, moved to approve City of Wharton Resolution No. 2024-127, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-127**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE PURCHASE OF A REMOUNT AND CHASSIS, FROM FRAZER COMPANY, THROUGH THEIR LICENSED FRANCHISE DEALER, MAC HAIK DODGE CHRYSLER JEEP, THROUGH THE HOUSTON-GALVESTON AREA COUNCIL (H-GAC) COOPERATIVE PURCHASING PROGRAM, AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ANY AND ALL DOCUMENTS RELATED TO SAID PURCHASES.

WHEREAS, The Wharton City Council wishes to approve the purchase of a remount and chassis from Frazer Company, through their licensed franchise dealer, Mac Haik Dodge Chrysler Jeep, through the Houston-Galveston Area Council Cooperative Purchasing Program, in the amount of \$237,975.00; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute any and all documents related to said purchase.

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

Section I. That the Wharton City Council hereby approves an agreement with Frazer Company, through their licensed franchise dealer, Mac Haik Dodge Chrysler Jeep, for the purchase of a remount and chassis in the amount of \$237,975.00 through the Houston-Galveston Area Council Cooperative Purchasing Program.

Section II. That the Mayor of the City of Wharton is hereby authorized to execute any and all documents related to said purchase.

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

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The fourth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a Chevrolet Silverado 2500 for the Wharton Fire Department from Parkway Chevrolet through the Buyboard Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to the said purchase. Fire Chief, Hector Hernandez, presented a copy of a quote for purchasing a Chevrolet Silverado 2500 from Parkway Chevrolet for the Wharton Fire Department. Fire Chief Hernandez stated the vendor was a member of the Buyboard Cooperative Purchasing Program and the total cost was \$67,392.00. He said that the City Council Finance Committee met and was recommending the City Council was recommending the City Council consider approving the request. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-128, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-128**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A CHEVROLET SILVERADO 2500 FOR THE WHARTON FIRE DEPARTMENT FROM PARKWAY CHEVROLET THROUGH THE BUYBOARD COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a Chevrolet Silverado 2500 for the Wharton Fire Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Buyboard Cooperative Purchasing Program; and,

WHEREAS, Parkway Chevrolet submitted a quote in the amount of \$67,392.00; and,

WHEREAS, The Wharton City Council wishes to approve Parkway Chevrolet for the purchase of a Chevrolet Silverado 2500 in the amount of \$67,392.00 for the Wharton Fire Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a Chevrolet Silverado 2500 for the Wharton Fire Department from Parkway Chevrolet through the Buyboard Cooperative Purchasing Program in the amount of \$67,392.00.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The fifth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a 2024 Caterpillar CB2.9 Utility Compactor for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing a 2024 Caterpillar CB2.9 Utility Compactor from Mustang Caterpillar. Director Semien stated the equipment would be replacing the 1990 Ferguson 8-10.5B Roller. He said the vendor was a member of Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds for \$60,415.36. Director Semien stated the City Council Finance Committee met and were recommending the City Council consider approving the request. After some discussion, Councilmember, Burnell Neal, moved to approve City of Wharton Resolution No. 2024-129, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-129**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A 2024 CATERPILLAR CB2.9 UTILITY COMPACTOR FOR THE PUBLIC WORKS DEPARTMENT FROM MUSTANG CATERPILLAR THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a 2024 Caterpillar CB2.9 Utility Compactor for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Mustang Caterpillar submitted a quote in the amount of \$60,415.36; and,

WHEREAS, The Wharton City Council wishes to approve Mustang Caterpillar for the purchase of a 2024 Caterpillar CB2.9 Utility Compactor in the amount of \$60,415.36 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a 2024 Caterpillar CB2.9 Utility Compactor for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program in the amount of \$60,415.36.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The sixth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of (2) 2023 John Deere Terrain Cut Commercial Front Mowers for the Public Works Department from Shoppa's Farm Supply, Inc., through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing (2) 2023 John Deere Terrain Cut Commercial Front Mowers from Shoppa's Farm Supply, Inc. Director Semien stated the vendor was a member of the Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds

for a total price of \$71,945.72. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-130, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-130**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF (2) 2023 JOHN DEERE 1580 TERRAIN CUT COMMERCIAL FRONT MOWERS FOR THE PUBLIC WORKS DEPARTMENT FROM SHOPPA'S FARM SUPPLY, INC. THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of (2) 2023 John Deere Terrain Cut Commercial Front Mowers for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Shoppa's Farm Supply, Inc. submitted a quote in the amount of \$71,945.72; and,

WHEREAS, The Wharton City Council wishes to approve Shoppa's Farm Supply, Inc. for the purchase of (2) 2023 John Deere Terrain Cut Commercial Front Mowers in the amount of \$71,945.72 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase (2) 2023 John Deere Terrain Cut Commercial Front Mowers for the Public Works Department from Shoppa's Farm Supply, Inc. through the Sourcewell Cooperative Purchasing Program in the amount of \$71,945.72.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER

Mayor

ATTEST:

PAULA FAVORS

City Secretary

Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The seventh item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter for the Public Works Department from Shoppa's Farm Supply, Inc. through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter from Shoppa's Farm Supply, Inc. Director Semien stated the vendor was a member of the Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds for \$117,540.34. He said the City Council Finance Committee had met and was recommending the City Council consider approving the request. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-131, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-131**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A 2024 JOHN DEERE 5120M UTILITY TRACTOR AND FC15R FLEX-WING ROTARY CUTTER FOR THE PUBLIC WORKS DEPARTMENT FROM SHOPPA'S FARM SUPPLY, INC. THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Shoppa's Farm Supply, Inc. submitted a quote in the amount of \$117,540.34; and,

WHEREAS, The Wharton City Council wishes to approve Shoppa's Farm Supply, Inc. for the purchase of a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter in the amount of \$117,540.34 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter for the Public Works Department from Shoppa's Farm Supply, Inc. through the Sourcewell Cooperative Purchasing Program in the amount of \$117,540.34.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The eighth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a JLG model T500J 50' Towable Manlift for the Public Works Department from Sunbelt Rentals through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing a JLG model T500J 50' Towable Manlift from Sunbelt Rentals. Director Semien stated the equipment would be replacing the 2004 Ford Aerial Truck. He said the vendor was a member of Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds for \$60,404.53. Director Semien stated the City Council Finance Committee had met and were recommending the City Council consider approving the request. After some discussion, Councilmember, David Voulgaris, moved to approve City of Wharton Resolution No. 2024-132, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-132**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A JLG MODEL T500J 50' TOWABLE MANLIFT FOR THE PUBLIC WORKS DEPARTMENT FROM SUNBELT RENTALS THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a JLG Model T500J 50' Towable Manlift for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Sunbelt Rentals submitted a quote in the amount of \$60,404.53; and,

WHEREAS, The Wharton City Council wishes to approve Sunbelt Rentals for the purchase of a JLG Model T500J 50' Towable Manlift in the amount of \$60,404.53 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a JLG Model T500J 50' Towable Manlift for the Public Works Department from Sunbelt Rentals through the Sourcewell Cooperative Purchasing Program in the amount of \$60,404.53.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS

City Secretary

Councilmember, Larry Pittman, seconded the motion.

The ninth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation for all lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation for all lift stations in the City of Wharton. Director Semien stated the vendor was a member of the Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds. He said the total price of the equipment was \$160,825.20. Director Semien stated the City of Wharton Finance Committee met and were recommending the City Council consider approving the request. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-133, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-133**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF (12) SUPER T SERIES ERADICATOR SELF PRIMING CENTRIFUGAL PUMPS AND INSTALLATION FOR ALL LIFT STATIONS IN THE CITY OF WHARTON FROM ODESSA PUMPS & EQUIPMENT THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation for all lift stations in the City of Wharton; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Odessa Pumps & Equipment submitted a quote in the amount of \$160,825.20; and,

WHEREAS, The Wharton City Council wishes to approve Odessa Pumps & Equipment for the purchase of (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation in the amount of \$160,825.20 for all lift stations in the City of Wharton; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation for all lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program in the amount of \$160,825.20.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The tenth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of (4) Hydromatic 4” Chopper Submersible Pumps for (2) lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a quote for purchasing (4) Hydromatic 4” Chopper Submersible Pumps for (2) lift stations in the City of Wharton. Director Semien stated the vendor was a member of the Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds. He said the total price of the equipment was 56,460.00. Director Semien stated the City Council Finance Committee met and were recommending the City Council consider approving the request. After some discussion, Councilmember, Russell Machann, moved to approve the City of Wharton Resolution No. 2024-134, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-134**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE

PURCHASE OF (4) HYDROMATIC 4" CHOPPER SUBMERSIBLE PUMPS FOR (2) LIFT STATIONS IN THE CITY OF WHARTON FROM ODESSA PUMPS & EQUIPMENT THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of (4) Hydromatic 4" Chopper Submersible Pumps for (2) lift stations in the City of Wharton; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Odessa Pumps & Equipment submitted a quote in the amount of \$56,460.00; and,

WHEREAS, The Wharton City Council wishes to approve Odessa Pumps & Equipment for the purchase of (4) Hydromatic 4" Chopper Submersible Pumps in the amount of \$56,460.00 for (2) lift stations in the City of Wharton; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase (4) Hydromatic 4" Chopper Submersible Pumps for (2) lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program in the amount of \$56,460.00.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The eleventh item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer from Mustang Caterpillar. Director Semien stated the vendor was a member of the Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds. He said the total price of the equipment was 83,816.52. Director Semien stated the City Council Finance Committee had met and was recommending the City Council consider approving the request. After some discussion, Councilmember, Burnell Neal, moved to approve City of Wharton Resolution No. 2024-135, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-135**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A 2024 CATERPILLAR 299D3 CAB AIR HIGH FLOW TRACK SKID STEER FOR THE PUBLIC WORKS DEPARTMENT FROM MUSTANG CATERPILLAR THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Mustang Caterpillar submitted a quote in the amount of \$83,816.52; and,

WHEREAS, The Wharton City Council wishes to approve Mustang Caterpillar for the purchase of a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer in the amount of \$83,816.52 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program in the amount of \$83,816.52.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, David Voulgaris, seconded the motion.

The twelfth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the purchase of a Caterpillar XQ125 Trailer-Mounted Generator for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. Public Works Director, Roderick Semien, presented a copy of a quote for purchasing a Caterpillar XQ125 Trailer-Mounted Generator from Mustang Caterpillar. Director Semien stated the vendor was a member of Sourcewell Cooperative Purchasing Program, and the equipment would be purchased through the FEMA Alternate River Project Funds. He said the total price of the equipment was Caterpillar XQ125 Trailer-Mounted Generator-\$89,000.00. Director Semien stated the City Council Finance Committee had met and were recommending the City Council consider approving the request. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-136, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-136**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A CATERPILLAR XQ125 TRAILER-MOUNTED GENERATOR FOR THE PUBLIC WORKS DEPARTMENT FROM MUSTANG CATERPILLAR THROUGH THE SOURCEWELL COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a Caterpillar XQ125 Trailer-Mounted Generator for the Public Works Department; and,

WHEREAS, The City of Wharton is a member of and participates in the Sourcewell Cooperative Purchasing Program; and,

WHEREAS, Mustang Caterpillar submitted a quote in the amount of \$89,000.00; and,

WHEREAS, The Wharton City Council wishes to approve Mustang Caterpillar for the purchase of a Caterpillar XQ125 Trailer-Mounted Generator in the amount of \$89,000.00 for the Public Works Department; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a Caterpillar XQ125 Trailer-Mounted Generator for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program in the amount of \$89,000.00.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, and ADOPTED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Steve Schneider, seconded the motion. All voted in favor.

The thirteenth item on the agenda was to review and consider a resolution of the Wharton City Council approving the EXHIBIT A Texas Settlement Subdivision Participation and Release Form for the Kroger Texas Opioid Settlement and authorizing the Mayor of the City of Wharton to execute

all documents related to said agreement. City Secretary, Paula Favors stated the City of Wharton approved the Texas Term Sheet in October of 2021, joining the settlement to receive funds from opioid manufacturers. Mrs. Favors said the City of Wharton had been allocated over \$33,204.14 but only received \$11,887.06. She said that when funds become available, they are released to the City. City Secretary Favors stated the City had also approved participating in the Janssen/J&J, Endo, Teva, Allergan, Walmart, Walgreens, and CVS settlement and cities did not have to have a Kroger in their town to participate. Mrs. Favors said the only requirement was to join in the funding distribution and approve the EXHIBIT A Texas Settlement Subdivision Participation and Release Form. After some discussion, Councilmember, Larry Pittman, moved to approve City of Wharton Resolution No. 2024-137, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-137**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING THE EXHIBIT A TEXAS SETTLEMENT SUBDIVISION PARTICIPATION AND RELEASE FORM FOR THE KROGER TEXAS OPIOID SETTLEMENT AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID AGREEMENT.

WHEREAS, The City of Wharton obtained information indicating that certain drug companies and their corporate affiliates, parents, subsidiaries, and such other defendants, as may be added to the litigation (collectively, “Defendants”), have engaged in fraudulent and/or reckless marketing and/or distribution of opioids that have resulted in addictions and overdoses; and,

WHEREAS, These actions, conduct, and misconduct have resulted in significant financial costs to the City; and,

WHEREAS, On May 13, 2020, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions entered into an Agreement entitled Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet, and now additional subdivision participation is available from Kroger and the Release Form is attached hereto as Exhibit “A”; and,

WHEREAS, Special Counsel and the State of Texas have recommended that the City of Wharton support the EXHIBIT A Texas Settlement Subdivision Participation and Release Form.

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

Section I. Support the adoption and approval of the EXHIBIT A Texas Settlement Subdivision Participation and Release Form.

Section II. Authorize the Mayor of the City of Wharton to sign the EXHIBIT A Texas Settlement Subdivision Participation and Release Form.

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

Passed, Approved, and Adopted this 25th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, David Voulgaris, seconded the motion. All voted in favor.

The fourteenth item on the agenda was to review and consider a resolution of the Wharton City Council authorizing the City Manager to contract with Barbee Services, Inc. for the installation of a manual transfer switch and electrical service at the Wharton Civic Center and authorizing the City Manager to execute all documents related to said installation. Finance Director, Joan Andel, stated the City Staff received quotes for the installation of a manual transfer switch and electrical service at the Wharton Civic Center. She said there was not any auxiliary power at this location in the event of electrical disruption and quotes were received from:

Barbee Services, Inc. - \$48,850.00
Branch Construction Group - no response
Gulf Coast A/C & Electric - no response

Director Andel stated the City Council Finance Committee met on Monday, November 25, 2024, and were recommending the City Council approve the request. After some discussion, Councilmember, Russell Machann, moved to approve City of Wharton Resolution No. 2024-138, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-138**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE CITY MANAGER TO CONTRACT WITH BARBEE SERVICES, INC. FOR THE INSTALLATION OF A MANUAL TRANSFER SWITCH AND ELECTRICAL SERVICE AT THE WHARTON CIVIC CENTER AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID INSTALLATION.

WHEREAS, The Wharton City Council wishes to approve Barbee Services, Inc. for the installation of a manual transfer switch and electrical service at the Wharton Civic

Center in the amount of \$48,850.00; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager to execute all documents related to the installation and electrical services.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to contract with Barbee Services, Inc. for the installation of a manual transfer switch and electrical service at the Wharton Civic Center in the amount of \$48,850.00; and,

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the installation and electrical services.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, AND APPROVED this 25th day of November 2024.

CITY OF WHARTON

TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, David Voulgaris, seconded the motion. All voted in favor.

The fifteenth item on the agenda was to review and consider a request for advance payment from Branch Construction for Wastewater Treatment Plant No. 2. Finance Director, Joan Anel, stated that on July 8, 2024, the City Council approved an agreement with Branch Construction Group for labor, material, and equipment to install a bypass system on the Wastewater Treatment Plant #2 (WWTP2). Finance Director Anel said the proposal called for a payment of 50% upon approval and the remaining 50% due upon completion. She said the funds for this project were allocated from the American Rescue Plan Act. Finance Director Anel stated Branch Construction was requesting an advance payment of \$197,783.80 from the remaining 50% of funds due to the demo of the current rotary screen assembly and to begin the concrete rehabilitation of the headworks. Finance Director Anel said the City Staff was requesting additional funds be paid to move the project along and upon completion would be \$135,189.20. After some discussion, Councilmember, David Voulgaris, moved to approve the request for advance payment from

Branch Construction for Wastewater Treatment Plant No. 2 in the amount of \$197,783.80. Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The sixteenth item on the agenda was to review and consider a resolution of the Wharton City Council approving an Engineering Services Agreement between the City of Wharton and Quiddity Engineering for the City of Wharton Colorado River Flood Control Utility Relocation Revision Project and authorizing the Mayor of the City of Wharton to execute all documents related to said project. Director of Planning & Development, Gwyn Teves, stated the City relocated utilities for the construction of the Levee, and conflicts of utilities were identified that would require water and sewer lines at the end of Sheppard Street to be dropped significantly below the current location. Mrs. Teves said the City utilities were necessary to stay connected to supply the City of Wharton Firing Range and Fire Department Training Grounds, the revisions must be engineered and construction placed for competitive bid. She said it was the City Staff's recommendation to enter into a Professional Services Agreement with Quiddity Engineering. After some discussion, Councilmember, Russell Machann, moved to approve the City of Wharton 2024-139, which read as follows:

**CITY OF WHARTON
RESOLUTION NO. 2024-139**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING AN ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF WHARTON AND QUIDDITY ENGINEERING FOR THE CITY OF WHARTON COLORADO RIVER FLOOD CONTROL UTILITY RELOCATION REVISION PROJECT AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID PROJECT.

WHEREAS, The Wharton City Council wishes to engage the services of Quiddity Engineering to provide professional engineering services in connection with said project; and,

WHEREAS, Quiddity Engineering wishes to provide said services for the City of Wharton Colorado River Flood Control Utility Relocation Revision Project; and,

WHEREAS, The City of Wharton and Quiddity Engineering wishes to be bound by the conditions of said professional engineering services agreement; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute the agreement.

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

Section I. The Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute a professional engineering services agreement with Quiddity Engineering

for the City of Wharton Colorado River Flood Control Utility Relocation Revision Project.

Section II. The City of Wharton and Quiddity Engineering are hereby bound by the conditions as set forth in the agreement.

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

Passed, Approved, and Adopted this 25th day of November 2024.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

Councilmember, Larry Pittman, seconded the motion. All voted in favor.

The seventeenth item on the agenda was to review and consider the cancellation of the December 23, 2024, Regular City Council Meeting. City Manager, Joseph R. Pace, requested the City Council consider canceling the second meeting in December. After some discussion, Councilmember, Burnell Neal, moved to approve the cancellation of the December 23, 2024, Regular City Council Meeting. Councilmember, Steve Schneider, seconded the motion. All voted in favor.

The eighteenth item on the agenda was to review and consider the update on the City of Wharton's ongoing projects. City Manager, Joseph R. Pace, gave an update on the City of Wharton's ongoing projects. After some discussion, no action was taken.

The nineteenth item on the agenda was to review and consider an update of the City of Wharton Grant Programs. Planning and Development Director Gwyn Teves presented the update. After some discussion, no action was taken.

The twentieth item on the agenda was to review and consider appointments, resignations, and vacancies to the City of Wharton Boards, Commissions, and Committees:

- A. Resignations.
- B. Appointments.
- C. Vacancies.

City Manager, Joseph R. Pace, stated a resignation letter was received from Mr. Adraylle Watson wishing to step down from the Beautification Commission. After some discussion, Councilmember, Russell Machann, moved to accept the resignation letter from Mr. Watson. Councilmember, Burnell Neal, seconded the motion. All voted in favor.

The twenty-first item on the agenda was to review and consider City Council Boards, Commissions, and Committee Reports:

A. Finance Committee meeting held November 12, 2024.

After some discussion, no action was taken.

The twenty-second item on the agenda was to review and consider Department Head Reports:

- A. City Secretary/Personnel.
- B. Code Enforcement.
- C. Community Services Department/Civic Center.
- D. Emergency Management.
- E. E. M. S. Department.
- F. Fire Department.
- G. Legal Department.
- H. Municipal Court.
- I. Police Department.
- J. Public Works Department.
- K. Water/Sewer Department.
- L. Weedy Lots/Sign Ordinance.
- M. Wharton Regional Airport.

After some discussion, no action was taken.

Executive Session

1. City Council may adjourn into an Executive Session in accordance with Sections 551.074 of the Local Government Code, Revised Civil Statutes of Texas. Final action, decision, or vote, if any, with regard to any matter considered in the Executive Session shall be made in an Open Meeting.

Discussion:

- A. City Managers Evaluation.

Mayor Tim Barker closed the meeting with Executive Session at 7:45 p.m.

Return to Open Session

1. Action on items discussed in Executive Session:

A. City Managers Evaluation.

Mayor Tim Barker returned the meeting to Open Session at 7:53 p.m. After some discussion, Councilmember, Russell Machann, moved to approve an additional week of vacation for City Manager, Joseph R. Pace, for a total of four weeks of vacation. Councilmember, Larry Pittman, seconded the motion. All voted in favor.

There being no further discussion, Councilmember David Voulgaris moved to adjourn. All voted in favor.

The meeting adjourned at 7:53 p.m.

CITY OF WHARTON, TEXAS


By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Request from the Monterey Square Business Association and Lt. Ben Guanajuato for assistance for Snow on the Square on Friday, December 20, 2024, for the following: <ul style="list-style-type: none">A. Post the event (Snow on the Square) on the digital billboard on Hwy. 59 by La Casona/Walmart.B. Closing the 100 Block of South Fulton Street from Burleson Street to Milam Street from 3:00 p.m. to 9:30 p.m.C. Use City-owned barricades for the street closures.D. Provide ten (10) trash barrels and extra liners.E. Pick up, set up, and return a generator-light plant that the snow committee will rent and pay for.F. Waive all fees that may apply to this event.
<p>Attached you will find the request from Lt. Ben Guanajuato for assistance for Snow Day on the Square that will be held on Friday, December 20, 2024.</p> <p>Lt. Guanajuato will be present to answer any questions.</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			

November 29, 2024

To: Joseph Pace

From: Ben Guanajuato and The Monterey Square Business Association

RE: Snow on the Square

We respectfully request the City of Wharton to consider our request related to Snow on the Square, which is set for Friday, December 20, 2024.

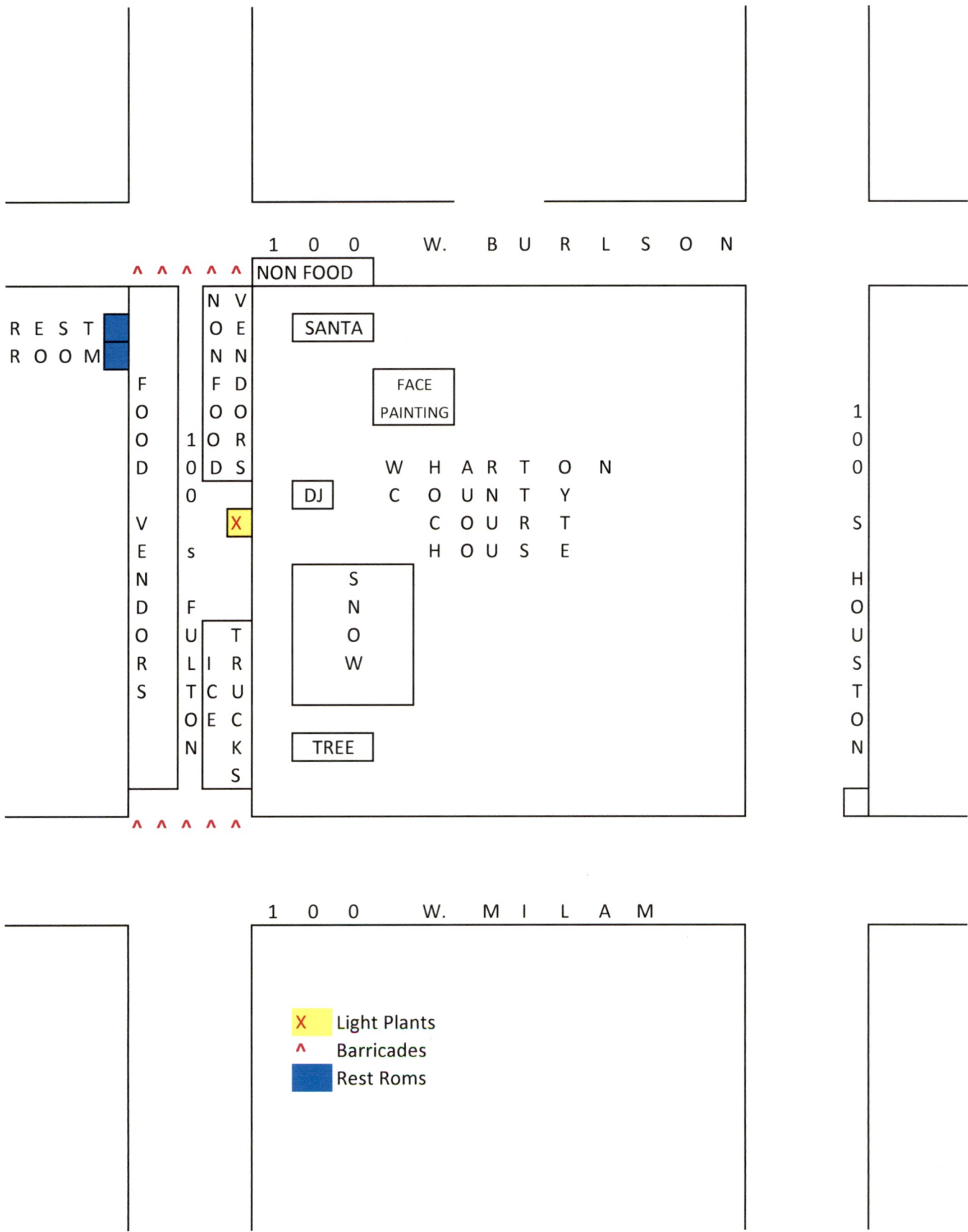
We expect to have two food trucks, two or three non-food vendors, face painting, a DJ playing Holiday Music, and a visit from Santa and the Snow. This family-oriented event is planned to take place on the east side of the courthouse (South Fulton Side of the courthouse) from 5 pm to 8 pm. We are requesting the following:

1. Post the event (Snow on the Square) on the digital billboard on Hwy 59 by La Casona/Walmart.
2. Closing the 100 block of South Fulton Street from Burleson Street to Milam Street from 3 pm to 9:30 pm.
3. Use City-owned barricades for the street closures.
4. Provide 10 Trash barrels and extra limners.
5. Picking up, setting up, and returning a generator-light plant that the snow committee will rent and pay for.
6. Waive all fees that may apply to this event.

Thank you for your continued support.


Regards,

Lt. Ben Guanajuato



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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Request from Mr. Imran Khan to the City Council to remove mowing charges received on the property for noncompliance.
<p>Attached is the request from Mr. Khan regarding the removal of mowing charges received on his property for noncompliance. The mowing charge is in the amount of \$1,275.00.</p> <p>A representative for Mr. Khan will be present to answer any questions.</p>			
City Manager: Joseph R. Pace		Date: Thursday, December 5, 2024	
Approval: 			
Mayor: Tim Barker			

To : The City Council
City of Wharton

From : Imran Khan

Re : Request of waiver of grass cutting charge and penalty on 3.07 acres of raw land by the city of Wharton.

Dear members of Wharton City Council;

We are requesting a onetime waiver of the \$ 1,275.00 penalty and service charge waiver that the City of Wharton is charging us for cutting the grass on a 3 acres parcel of land that we own at 0 Old Chaney Road, Wharton. Here is the background of this request;

1. We have been a longtime good member of the Wharton community having purchased Country Club Apartments, on Old Chaney Road about 30 years ago. For 30 years we have been a good member of Wharton community and a substantial taxpayer. At the same time providing an excellent place to live to the resident of this community, and employment in the city.
2. About 7 years back we purchased a 3-acre parcel of land next to Country Club Apartments with the intention of building 50 more apartments units on it. We have been maintaining this property nicely , with its grass cut regularly and properly since it was acquired. We have hired the services of a local contractor to maintain the property in good shape.
3. Our contractor cut the grass on the property on September 5, 2024 (please see the attached paid invoice to the vendor). Apparently the city had inspected the property in the month of September (but on or around September 3rd) . The City tried contacting us via a letter which unfortunately we did not receive.
4. Although the grass was cut by us on September 5 , the city decided to cut the grass on 10/04/2024 , and billed us a grass cutting charge and penalty totaling \$ 1,275.00 .
5. We met with the city to discuss this situation. According to the City , a certified Letter was sent to us. However , the letter was never received by us. The City also has not received the signed receipt acknowledging that the letter was delivered. So they feel that the letter may still be in transit.
6. We want to assure the City and the City Council that we will pay better attention to the grass on our land that it is maintained in accordance with the City's code requirements.

At this time , we would like to request the City Council to give us a onetime waiver of this \$1,275.00 charge. We had already cut the grass on our land, unfortunately the letter notifying us of this shortfall never reached us, and finally considering that we have always complied with all of City's requirements and NEVER had any dispute of any sort with the City.

Thanks for your kind consideration.

Best Regards

Imran I. Khan

Mowed
9/5/24

Villasana Landscaping & Lawn Service LLC

Lane City, TX 77453

INVOICE

BILL TO

Country Club Place Apt
510 Old Caney Rd
Wharton, Tx 77488

SHIP TO

Country Club Place Apt
510 Old Caney Rd
Wharton, Tx 77488

INVOICE # 5092

DATE 09/22/2024

PMT METHOD

Check

DESCRIPTION	QTY	RATE	AMOUNT
extra lot	1	200.00	200.00T
SUBTOTAL			200.00
TAX			13.50
TOTAL			213.50
BALANCE DUE			\$213.50



City of Wharton

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

Item-3.

MEMORANDUM

DATE: December 4, 2024

FROM: Claudia Velasquez, Building Official

TO: Joseph Pace, City Manager
City of Wharton Council Members

SUBJECT: Department Timeline for 0 Old Caney

The timeline below outlines the actions taken by the department, from the initial notice of the lot being in violation to the mailing of the invoice fees to the property owner after the City mowed the lot.

June 27, 2024	First Violation Notice mailed (the only notice issued for this calendar year). In accordance with department protocols, notices are sent via both regular and certified mail.
July 3, 2024	The Houston Post Office made an attempt to deliver the certified letter, leaving a notice to pick it up at the post office.
July 8, 2024	The Houston Post Office issued a reminder to schedule the redelivery of the letter.
September 16, 2024	A second violation for tall grass was observed and photos were taken.
September 30, 2024	On the 11th day, the property remained in violation, and photos were taken.
October 1, 2024	The Department submitted a memorandum requesting the City to mow the lot.
October 4, 2024	The City mowed the lot, and photos were taken to document the violations as well as the lot's condition after mowing, including the time and date.
October 15, 2024	An invoice for the weedy lot was created and mailed to the property owner, with a note stating that failure to pay may result in a lien being filed against the property.

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



City of Wharton

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

COPY

Item-3.

6/27/2024

IMRAN A KHAN

Project Number: 2400590

Via Certified Mail: 9489 0090 0027 6609 8775 82
and Regular Mail

Ref: High weeds and brush on property 0 OLD CANEY
Legal Description: Addition: , Block: GREER TRACT, Lot (s): 2

Notice of Violation

Dear IMRAN A KHAN,

The City of Wharton makes a conscientious effort to ensure the city retains the quality of being a healthy, safe, and aesthetically pleasing place to live. The City of Wharton Code Enforcement Department is responsible for working with citizens and/or businesses to ensure this goal is met. It is determined that the property listed above is currently in violation of the City of Wharton Weed and Brush Ordinance.

Violation of City Ordinance

**Chapter 34, Article II, Section 34-51. Accumulation or growth of weeds or brush.
(b) Duty to cut growth**

Required Action

- Cut weeds, grass, or uncultivated plants to below ten (10) inches to bring the property back into compliance with the City Ordinance.
- Action must be completed within ten (10) days from the date of this notice.

Failure to Comply

- The City will arrange for the property to be mowed at the owner's expense.
- Failure to pay the fees due shall result in a lien filed against the property

Please ensure grass clippings, leaves, and weeds are not blown or swept into the street to comply with a new city ordinance, Section 34-46.2, effective March 21, 2024. Be aware that if another violation of this same kind of nature poses a danger to public health and safety during this calendar year; the City, **without further notice**, will correct the violation at the Owner's expense, assess the expenses against the property, and may result with a complaint filed in Municipal Court.

If you claim not to own the property, you must provide proof that you have transferred ownership, including the new owner's name and last known address to the Code Enforcement Department no later than the 10th day you receive this notice.

City Ordinance(s) may be located on the City of Wharton website: www.cityofwharton.com. If you have any questions or need assistance understanding the City Ordinance(s), please don't hesitate to contact the Code Enforcement Office, located at City Hall via the telephone at (979) 532-2491 ext. 235.

Respectfully,

Nathan Vogt
Code Enforcement Officer
Enclosed: Photos

General Info

Status: Preliminary

Item-3.

ACCOUNT

Property ID: 15813 Agent:
Geographic ID: 10525-000-020-00
Type: R
Legal: GREER TRACT LOT 2
Description:
Property Use:

OWNER

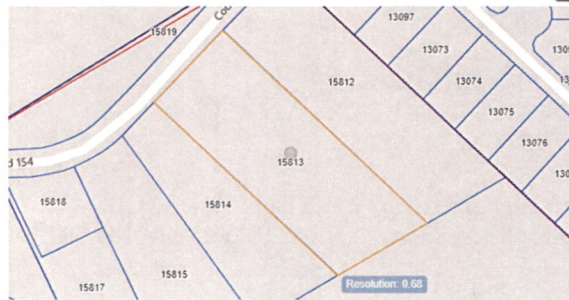
Name: KHAN IMRAN A
Secondary Name:
Mailing Address: 1524 NANTUCKET DR APT C HOUSTON TX 77057
Owner ID: 3681788
% Ownership: 100.00 %
Exemptions:
State Code: C1

LOCATION

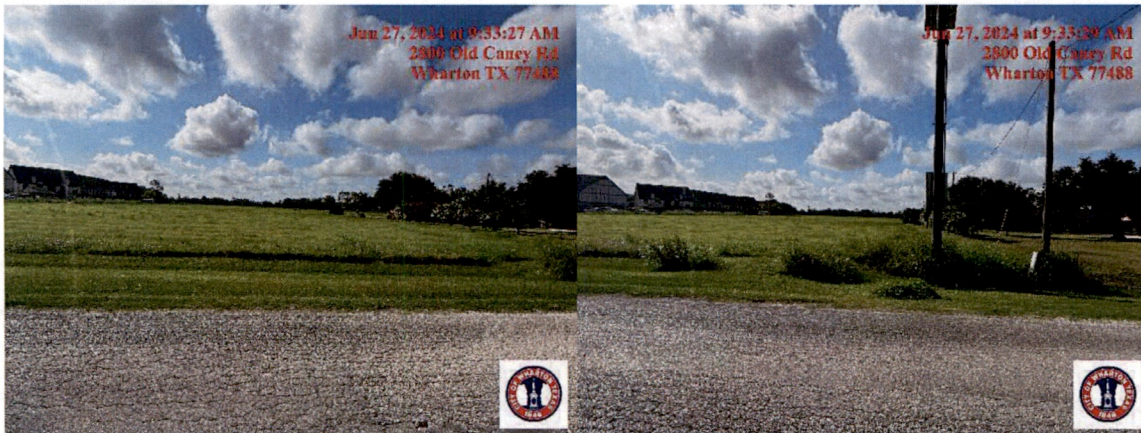
Address: 0 OLD CANEY, WHARTON
Market Area:
Market Area CD: WH-CB
Map ID: W23

PROTEST INFORMATION

Protest Status:
Informal Date:
Formal Hearing Date & Time:



0 OLD CANEY- PHOTOS TAKEN ON June 27, 2024.



USPS Tracking®

FAQs >

Tracking Number:

9489009000276609877582

Copy

Add to Informed Delivery (https://informedelivery.usps.com/)

Remove X

Latest Update

Your item arrived at our USPS facility in SOUTH HOUSTON PROCESSING CENTER on August 31, 2024 at 9:38 am. The item is currently in transit to the destination.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Moving Through Network

Arrived at USPS Regional Facility

SOUTH HOUSTON PROCESSING CENTER

August 31, 2024, 9:38 am

Reminder to Schedule Redelivery of your item

July 8, 2024

Notice Left (No Authorized Recipient Available)

HOUSTON, TX 77057

July 3, 2024, 11:06 am

In Transit to Next Facility

July 2, 2024

Arrived at USPS Regional Facility

NORTH HOUSTON TX DISTRIBUTION CENTER

June 28, 2024, 11:34 pm

Departed Post Office

WHARTON, TX 77488

June 28, 2024, 5:28 pm

USPS picked up item

WHARTON, TX 77488

June 28, 2024, 10:19 am

Pre-Shipment, USPS Awaiting Item

June 27, 2024

Hide Tracking History

What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package?_gl=1*1ua3962*_gl_au*MjA4OTA0MTUxNi4xNzI5MDMxMTE2*_ga*MTg5MjE3MDg0MC4xNjczMDEyOTgx*_ga_3NXP3C8S9V*MTczMzM0ODEzOS4xMzguMS4xNzMzM:

- Text & Email Updates
- USPS Tracking Plus®
- Product Information
- Page 56 -



Photos taken 9/16/24, 10 days started.





City of Wharton
120 E. Caney Street ° Wharton, TX 77488
Phone (979) 532-2491° Fax (979) 532-0181

Packet: _____

10/1/2024

MEMORANDUM


From: Nathan Vogt

To: Toby Wittig

Subject: Weedy Lots to be mowed

- If the property seems to have been mowed, please take a picture and text it to me.
- Remember, the grass has to be at least 10 inches before we can mow.
- Please ensure that everything is mowed up to the curb.
- We are starting to tag and stake notices on properties, when you come across them when mowing, please remove them before you mow the area, and then place them back.
- Send photos along with the address after you've completed a property.

4. **Notes:** Next to the Country Club Apartments. Too small to be considered a Hay lot within the city. Check link to make sure you do not go to far back.

Property Address: 0 Old Caney	Permit #: 2400590	Customer #:	Acreage: 3.0700
Legal: GREER TRACT, Lot (S): 2	CAD ID and Info: 15813 	Owner and Address: IMRAN A KHAN 1524 NANTUCKET DR - APT C HOUSTON TX 77057	
 <p>Sep 30, 2024 at 12:57:38 PM 510 Old Caney Rd Wharton TX 77468</p> 		Map: 	Before Picture's time
			After Picture's time
		Date mowed:	
		Date invoiced:	
		Charged:	

***Please take a before and after photo using the TimeStamp Camera App and text pictures to me after completion.*

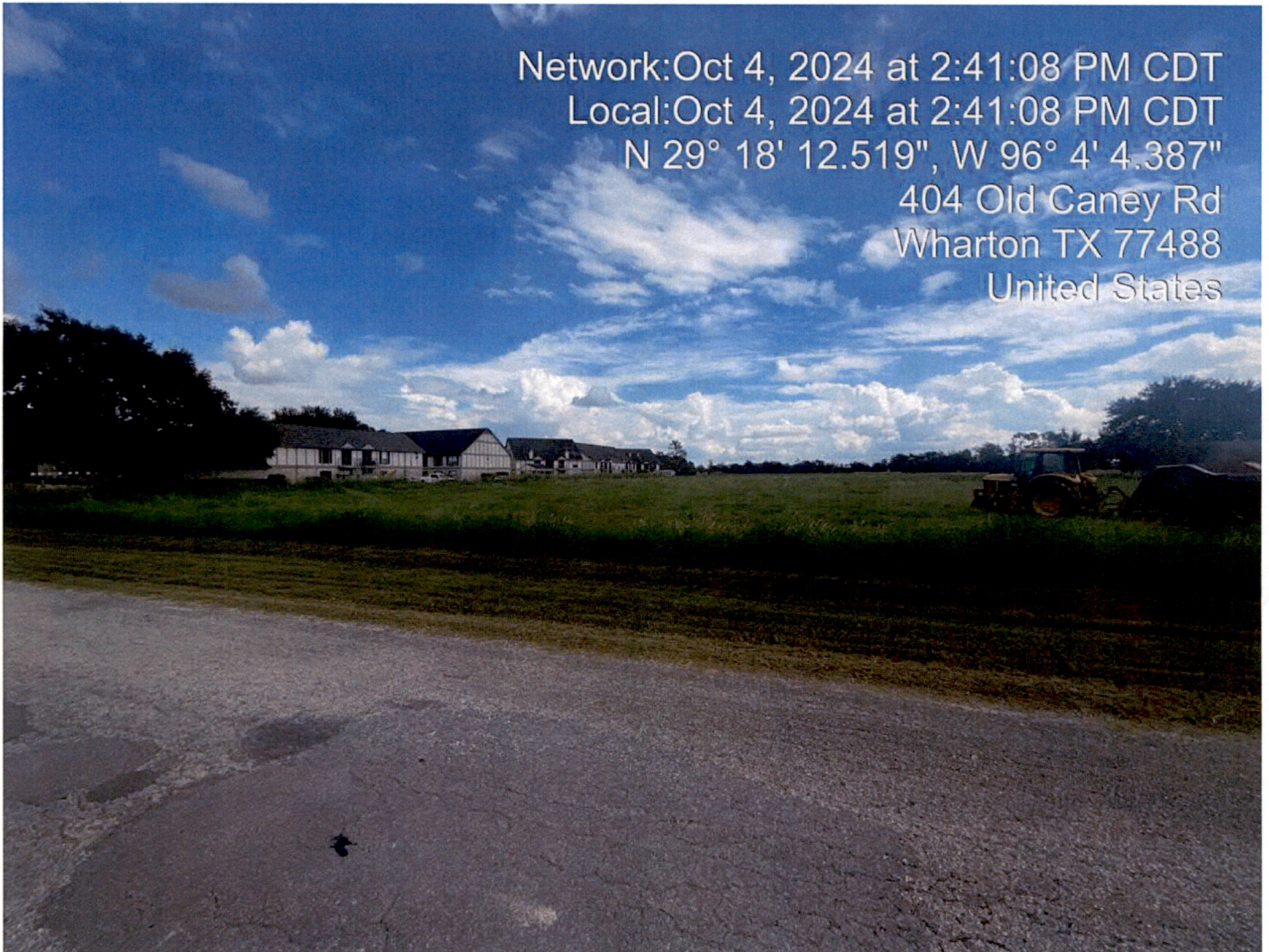
****A map is included through the QR Codes ****

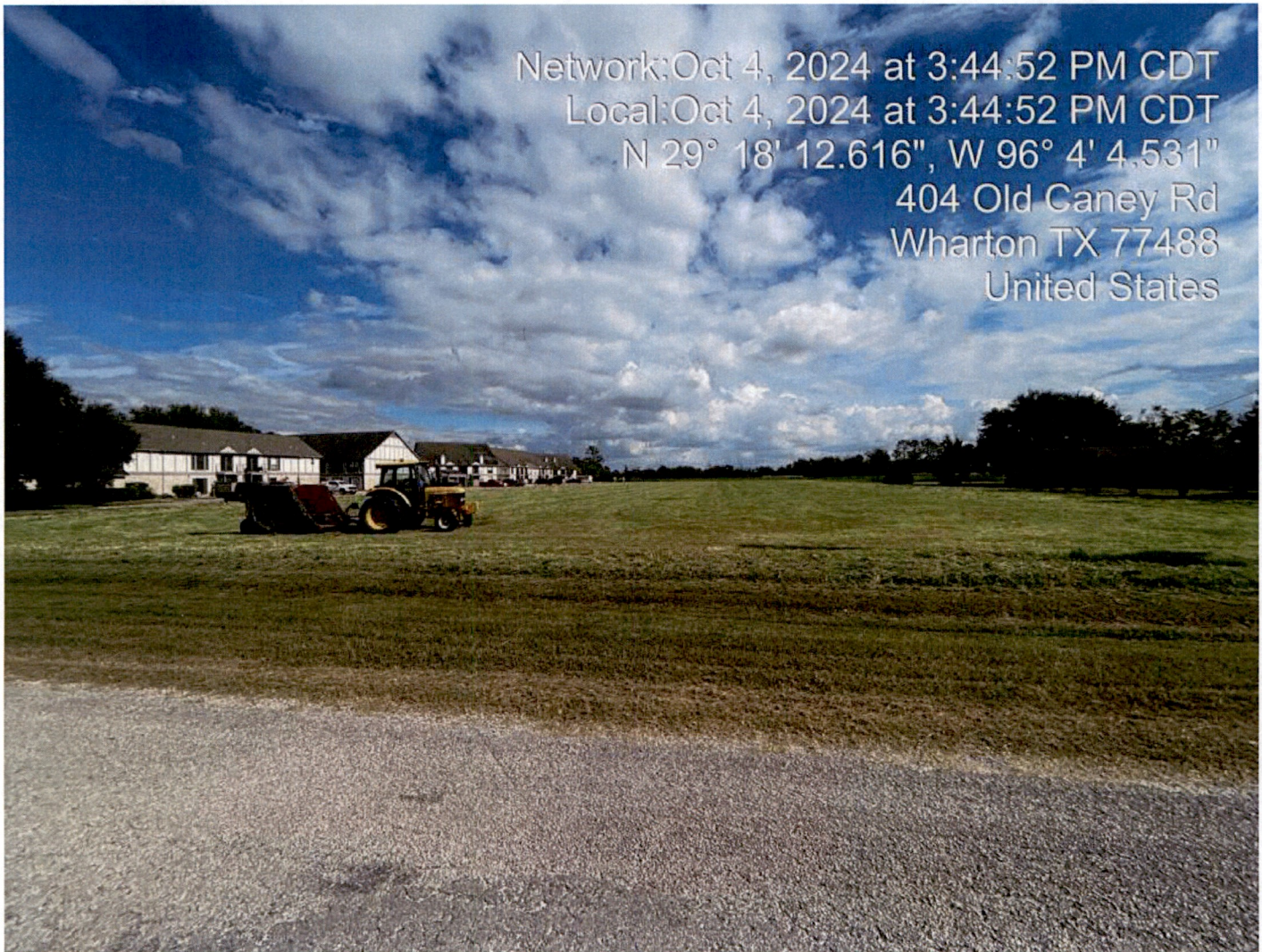
*****ALWAYS DO A WALKTHROUGH ON THE PROPERTY TO BE SURE THERE ARE NO GAS RISERS ON THE PREMISES*****

Property mowed by the city, October 4, 2024.

Item-3.

Before





CITY OF WHARTON

Item-3.

120 E. CANEY ST
WHARTON, TX 77488-5006
PHONE (979) 532-2491

IMRAN A KHAN

CUSTOMER#: 10-00655

INVOICE#: 202410157091

INVOICE DATE: 10/15/2024

DUE DATE : 11/14/2024

0 OLD CANEY

GREER TRACT, LOT: 2 000

ITEM DESCRIPTION	UNITS	TYPE	PRICE	AMOUNT
PROPERTY MOWED BY CITY	17.00	LOT	75.0000	1,275.00

**FAILURE TO PAY MAY RESULT IN
A LIEN FILED AGAINST PROPERTY. **

IMRAN A KHAN

10-00655


INVOICE #:202410157091

TOTAL DUE : \$ 1,275.00

THANK YOU!

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Request from Mr. Michael Limas to waive the rental fee at the Wharton Civic Center for a Countywide First Responder Ball.
<p>Attached is the request from Mr. Michael Limas to waive the rental fee at the Wharton Civic Center for a Countywide First Responder Ball to be held on June 28, 2025, from 7:00 p.m. to 11:00 p.m.</p> <p>Mr. Limas will be present to answer any questions.</p>			
City Manager: Joseph R. Pace		Date: Thursday, December 5, 2024	
Approval: 			
Mayor: Tim Barker			

bjimenez@cityofwharton.com

From: Michael Limas <michael@gcfwharton.org>
Sent: Wednesday, November 20, 2024 4:19 PM
To: bjimenez@cityofwharton.com
Subject: December 9, 2024 - Agenda Item

Dear Mrs. Jimenez,

Per our conversation, I would like to be included on the City Council Agenda on December 9th. I will request that the rental fee of the Wharton Civic Center be waived for an event.


The event would be a Countywide First Responder Ball, held at the Civic Center on June 28, 2025, from 7 p.m. to 11 p.m.

If you need anything further, please let me know.

Michael Limas


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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Request from Ms. Carlicia Jones to address the City Council regarding her complaints with the neighboring property owner and the City of Wharton.
<p>On October 24, 2024, Ms. Jones emailed the City Staff regarding wanting proof that the apartment complex owner obtained a permit for plumbing. She feels that a proper permit was not obtained and is requesting that the City re-dig the pipes and inspect them. She also stated in her email that there is continuous trash in her yard, and she has filed several police reports.</p> <p>On October 28, 2024, Ms. Jones emailed the City Staff regarding dust from the construction of the apartment complex and wanting the owner to pressure wash her house. She also had concerns about the fence that was installed. She stated that another water hose was placed in the alley, and trash was left behind. She suggested that the apartment complex needed to install its own water hydrant.</p> <p>On November 4, 2024, Ms. Jones met with the City Staff regarding her complaints, which varied from trash on the property, water hoses in the easement, her property holding water, the sidewalk, the property fence line, no board under the fence to prevent trash from coming on her property, dust on her home, pressure washing her home, and rodents from the detention pond. The City Manager suggested setting up a meeting with Ms. Jones and the apartment complex owner, to which Ms. Jones agreed. Upon speaking with the apartment complex owner, it was stated that the owner had placed a restraining order on Ms. Jones. She was informed of this and was told that since an order was in place an in-person meeting could not happen with the apartment complex owner.</p> <p>On November 7, 2024, she emailed the City Staff several emails, stating that trash was still in her yard. She also stated that her driveway was torn up, and it was a safety hazard. She requested that signs be placed by the City.</p> <p>On November 13, 2024, she emailed the Staff several emails again and stated that she had sent videos. The Staff never received the videos. She stated that when opening her door, she must step high instead of at ground level. She also mentioned an incident with an apartment resident. She mentioned trash in her yard again. She included several pictures in the emails.</p> <p>On November 14, 2024, Ms. Jones emailed the Staff regarding “the City and apartment complex being in a conspiracy against her.” She stated that she was told the City is full of “bullshit.” She said that she was still trying to send the videos from the previous day.</p> <p>On November 25, 2024, Ms. Jones emailed the City Staff requesting to be placed on the agenda where she could “speak and her complaints could be heard.”</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Request from Mr. Colby Primeaux to host a professional wrestling event at the Wharton Civic Center and waive all fees for the venue.
<p>Attached is the request from Mr. Colby Primeaux to host a professional wrestling event at the Wharton Civic Center and waive all fees for the venue. The wrestling would occur in the main hall, with the lobby serving as an entry to the event and as a meet-and-greet area for wrestlers and fans prior to and following the show. Access to the building would be from 1:00 p.m. to 11:00 p.m. on Sunday, February 16, 2024. The event set-up and prep would take place between 1:00 p.m. and 4:00 p.m., with doors opening at 5:00 p.m. and the opening bell at 6:00 p.m., with the show lasting 2 to 3 hours, leaving the remaining time for teardown and cleanup. New Texas Pro Wrestling accepts responsibility for cleanup following the event. The Wharton Police Department will provide security for the event as well as cover the cost for any City Staff on the day of the event.</p> <p>Mr. Primeaux and Chief Terry David Lynch will be present to answer any questions.</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			



*From the desk of:
Terry David Lynch
Chief of Police*

MEMORANDUM

Wharton Police Department

To: Joseph R. Pace, City Manager
Date: 12/03/2024
Ref: New Texas Pro Wrestling Entertainment

On Sunday, February 16, 2025, the Wharton Police Department is partnering with New Texas Pro Wrestling to host a professional wrestling event at the Wharton Civic Center, with partial proceeds going to benefit the WPD Blue Santa Project. The company this event would be branded under is New Texas Pro Wrestling, based out of Houston, one of the top wrestling companies in Texas.

We are seeking approval for the following:


1. Host a professional wrestling event at the Wharton Civic Center and are requesting that the City waives all fees for the venue.
2. Access to the building from 1 p.m. to 11 p.m. on Sunday, February 16, 2024. The event set-up and prep would take place between 1 p.m. and 4 p.m., with doors opening at 5 p.m. and opening bell at 6 p.m., with the show lasting 2 to 3 hours, leaving the remaining time for teardown and cleanup.
3. The wrestling would occur in the main hall, with the lobby serving for entry to the event and as a meet-and-greet area for wrestlers and fans prior to and following the show.
4. New Texas Pro Wrestling accepts responsibility for cleanup following the event.
5. The Wharton Police Department will provide security for the event as well as cover the cost for any City Staff on the day of the event.

Thank you for your consideration.

Colby Primeaux

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Resolution: A resolution of the Wharton City Council authorizing the purchase of a commercial washing machine for the Wharton Civic Center from Alliance Laundry through the Buyboard Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase.
<p>Attached is a quote in the amount of \$12,524.20 from Alliance Laundry to install a new commercial washing machine in the laundry room at the Wharton Civic Center. The current washing machine is 28 years old and has stopped working.</p> <p>Alliance Laundry is a member of the BuyBoard Cooperative Program.</p> <p>Civic Center Director Makyla Monroe will be present to answer any questions.</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			



Wharton Civic Center

1924 N. Fulton, Wharton, TX 77488
Phone (979) 532-2491 x 603 Fax (979) 532-2213

MEMORANDUM

Date: December 3, 2024
From: Makyla Monroe, Civic Center Director
To: Joseph R. Pace, City Manager
Subject: Commercial Washing Machine Purchase

Please find attached a quote in the amount of \$12,524.20 for Alliance Laundry to install a new commercial washing machine in the laundry room at the Wharton Civic Center. Our current washer is 28 years old and has stopped working, so we have to do three tablecloths in a small household washing machine at a time. This new washer will allow us to do 15-20 tablecloths at a time which will cut down on the time it takes us to get them laundered and pressed for events.

Alliance Laundry is a member of the BuyBoard Cooperative Program.

Please place this on the City Council agenda for Monday, December 9, 2024, for City Council approval.

Should you have any questions, please contact me.

Thank you.

Speed Queen.

Proposal for Wharton Civic Center





7/23/2024

Makyla Monroe
Wharton Civic Center
1924 North Fulton Street
Wharton, TX 77488

Dear Makyla Monroe,
Thank you for the opportunity to submit a proposal for Speed Queen Commercial laundry machines.

Speed Queen was established 1908 in Ripon, Wisconsin, USA. Still in Ripon, that original company grew into Alliance Laundry Systems. Alliance is the world leader in commercial laundry in terms of sales, range, reach and R&D investment.

Speed Queen today offers powerful commercial laundry solutions that are available for the home too.

Over the decades, Speed Queen has developed extraordinary loyalty among laundry professionals. People responsible for laundry love Speed Queen's measurably superior performance in results, reliability, support and overall value.

For those who need large volumes of perfectly clean laundry, Speed Queen is the laundry star.

Laundry is all we do. And we do it better than anyone. Just ask the businesses that depend on us and you'll know why Speed Queen is the undisputed leader in commercial laundry.

We've been making world-class laundry equipment since 1908. The reason behind our success and longevity is simple—we build better machines, develop smarter technologies and provide unmatched customer support.

Thank you for your consideration.
Sincerely,

Edwin Alvarenga
713-206-7832
edwin.alvarenga@alliances.com

South Region – Atlanta
4035 Nine McFarland Drive
Alpharetta, GA 30004 | 770.343.8455

South Region – Dallas
631 Southwestern Blvd, Suite 140
Coppell, TX 75019 | 833.288.5700

South Region – Gulf Breeze
1626 Tradewinds Dr.
Gulf Breeze, FL 32563 | 800.366.4168

South Region – Houston
603 E. Sam Houston Pkwy South
Pasadena, TX 77503 | 800.888.0074

South Region – Nashville
3729 Charlotte Ave.
Nashville, TN 37209 | 800.897.7570



Bill To
Wharton Civic Center
1924 North Fulton Street
Wharton, TX 77488
United States

Ship To
Wharton Civic Center
1924 North Fulton Street
Wharton, TX 77488
United States

Quote #: Q-03244-3
Account #:
Date: 7/23/2024
Expires On: 12/31/2024
Salesperson: Edwin Alvarenga
Payment Terms: Net 30
Delivery Method: Ship to Customer

Contact Information
Makyla Monroe
mmmonroe@cityofwharton.com

QTY	SKU	DESCRIPTION	UNIT PRICE	TOTAL NET PRICE
0.00	MISC2020	Wharton Civic Center Makyla Monroe	\$0.00	\$0.00
1.00	SCT040QN0VXU70B000	Speed Queen 40lb Hardmount Washer-Extractor /200-G / Gravity / 200-240V/50-60Hz/1-3Ph - 2W(L1,L2) or 2W(L1,N) or 3W(L1,L2,L3) MFG. Warranty: 3-Years Limited / 5-Years Frame and Cylinder Shaft Assembly / 5-Years Seals & Bearings.	\$10,420.20	\$10,420.20
1.00	ACBF40X8X110002	Base- 40lb - 8" - Single 1 - Hardmount	\$604.00	\$604.00
0.00	MISC2020	ALSD Equipment Warranty: MFG. ALSD Labor Warranty: 90 Days. ALSD Payment Terms: Provide P.O.# / Payment on NET.30	\$0.00	\$0.00
0.00	MISC2020	ALSD Replacement Installation: Will deliver Washer-Extractor, uncrate and set in place, level, anchor and grout as required. ALSD will complete all utility connections within 6ft. (Given no modifications are needed). Customer to have room and hallways ready for equipment.	\$0.00	\$0.00
1.00	FI2020	Factory Freight	\$400.00	\$400.00
1.00	IN2020	Delivery and Installation	\$1,100.00	\$1,100.00
TOTAL:				\$12,524.20

Installation Information:

Delivery & installation to factory specifications by local Alliance Laundry Systems distributor.

Standard installation to include delivery, set in place, bolt/grout.

Removal and disposal of old machine included.

Customer is responsible to provide a clear path to the equipment being replaced, including doorway removal and reinstallation.

South Region - Atlanta
4035 Nine McFarland Drive
Alpharetta, GA 30004 | 770.343.8455

South Region - Dallas
631 Southwestern Blvd, Suite 140
Coppell, TX 75019 | 833.288.5700

South Region - Gulf Breeze
1626 Tradewinds Dr.
Gulf Breeze, FL 32563 | 800.366.4168

South Region - Houston
603 E. Sam Houston Pky South
Pasadena, TX 77503 | 800.888.0074

South Region - Nashville
3729 Charlotte Ave.
Nashville, TN 37209 | 800.897.7570

Terms and Conditions

- Payment by credit card will incur a 3% total invoice surcharge
- This order is subject to written acceptance by an officer of the seller, Alliance Laundry Systems
- Seller is hereby unconditionally authorized to make any inquiries it deems necessary for proper credit evaluation, including, without limitation, credit agency reports. Title to the machinery and equipment is retained by the seller until paid for in full.
- Any installation of equipment included as a part of this order shall NOT include Electrical work of any type or nature unless specified to the contrary in writing above. Seller shall not be liable for any delays caused by strikes, or any unforeseen conditions beyond its control. Seller shall not be responsible for any prior violations posted against the premises in which the machinery and equipment are to be installed nor for the performance of any work specified in any approved Building Department plans that is not specifically contracted for above as part of this order.
- Fees for licensed professional engineers or architects, Building Department Plans, DEP-B.A.R., N.Y.S.D.E.C., EPA or any other required local, state, or federal applications, registrations, plans, and permits associated thereto are NOT included as part of this order and are the sole responsibility of the purchaser unless otherwise provided for above.
- In the event Buyer does not accept the equipment contracted for herein, Buyer is responsible to pay Seller 20% of the contract amount. Buyer and Seller agree that 20% of the contract amount is the industry standard for breach of contract, which results in cancellation of the agreement to purchase. If Buyer paid in-full or in-part before cancellation, then this fee will be withheld from the amount prepaid. Furthermore, if Buyer has not made payment before cancellation, in the amount equal to at least 20% of the contract value, then Seller will Invoice Buyer within 5 business days for the amount due.

Signature_____
Date

South Region - Atlanta
4035 Nine McFarland Drive
Alpharetta, GA 30004 | 770.343.8455

South Region - Dallas
631 Southwestern Blvd, Suite 140
Coppell, TX 75019 | 833.288.5700

South Region - Gulf Breeze
1626 Tradewinds Dr.
Gulf Breeze, FL 32563 | 800.365.4168

South Region - Houston
603 E. Sam Houston Pky South
Pasadena, TX 77503 | 800.888.0074

South Region - Nashville
3729 Charlotte Ave.
Nashville, TN 37209 | 800.897.7570

Limited Warranty

Commercial Washer-Extractor

I. WHAT THIS LIMITED WARRANTY COVERS AND FOR HOW LONG.

Alliance Laundry Systems LLC, Ripon, WI 54971 extends this limited parts warranty to the first owner, or by warranty transfer to a new owner, of an Alliance Laundry Systems Commercial Washer-Extractor.

Alliance Laundry Systems will repair or replace, free of charge, any part which fails as a result of a defect in material or workmanship for the period shown, after the date of original installation.

Limited Parts Warranty (Parts Only) All washers must be installed per Alliance Laundry Systems installation specifications. Failure to install per specifications will void all product warranty.

A) Products included:

All Ripon, WI U.S.A. produced non-vented (OPL) pocket hardmount (UW) Washer-Extractors through December 31, 2020, all other non-vented (OPL) Washer-Extractors, all Belgium produced Washer-Extractors, all Czech Republic produced Washer-Extractors, All vended 125# Ripon, WI U.S.A. produced Washer-Extractors.

- Any part of the Washer-Extractor during the first three years (36 months).
- The frame and cylinder shaft assembly from breakage during the first five years (60 months).
- The cylinder bearings and bearing seals during the first five years (60 months). Parts only, no assemblies.

B) Products included:

All Ripon, WI U.S.A. produced non-vented (OPL) pocket hardmount (UW) washer-extractors starting January 1, 2021.

- Any part of the Washer-Extractor during the first three years (36 months).
- The frame and cylinder shaft assembly from breakage during the first ten years (120 months).
- The cylinder bearings and bearing seals during the first ten years (120 months). Parts only, no assemblies.

C) Products included:

All vended 20# – 100# Ripon, WI U.S.A. produced hardmount Washer-Extractors sold or installed after January 2014.

- Any part of the Washer-Extractor during the first three years (36 months).
- The frame, outer tub and cylinder shaft assembly from breakage during the first ten years (120 months).
- The bearing housing, cylinder bearings and bearing seals during the first ten years (120 months). Parts only, no assemblies.

D) Products included:

All vended 20# – 100# Ripon, WI U.S.A. produced hardmount Washer-Extractors manufactured after May 2019 and sold or installed in the United States or Canada with control designation "V" or models manufactured after December 2021 through December 2023 starting with "S" or "H" and have control designations "N" or "W".

- Any part of the Washer-Extractor during the first five years (60 months).
- The frame, outer tub and cylinder shaft assembly from breakage during the first ten years (120 months).
- The bearing housing, cylinder bearings and bearing seals during the first ten years (120 months). Parts only, no assemblies.

NOTE: All products must be registered within the first year after shipment. Warranty coverage will begin 30 days after shipment for North American shipments and 180 days after shipment for international shipments for products not registered within the first year.

II. WHAT THIS LIMITED WARRANTY DOES NOT COVER.

Alliance Laundry Systems will not provide a replacement for any part which fails for reasons other than defective material or workmanship. This includes, but is not limited to, failure as a result of abuse, misuse (machine overlays), improper installation, transportation damage and chemical damage, or use of ozone systems without factory installed ozone resistant seal.

Alliance Laundry Systems is not responsible and reserves the right to void any product warranty for damage to any electrical component (i.e. inverter drives) in washer-extractors connected to a fluctuating power supply (i.e. stand-by generators with uncontrolled output) or damage caused by line voltage exceeding factory recommended specifications.

Alliance Laundry Systems will not pay labor and transportation charges incurred in the replacement of any part.

Alliance Laundry Systems is not responsible for clothing or machine damage caused by foreign objects placed in unit.

Alliance Laundry Systems is not responsible for damage resulting from worn or cracked washer hoses.

Alliance Laundry Systems is not responsible for any consequential damage resulting from any malfunction.

Alliance Laundry Systems shall not be responsible for, and rejects liability for any part failure if such failure is due to an act of God, natural disaster, vandalism, intentional infliction of damage or dereliction.

Alliance Laundry Systems shall not be responsible for freight or transportation costs of any part covered under the terms of the product warranty.

There is specifically excluded from this warranty damage to any part of the machine caused by corrosion resulting from the improper use of concentrated chemicals.



Alliance Laundry Systems LLC
Ripon, WI 54971

Part No. F232146ENR21a
January 2024

III. HOW TO OBTAIN REPLACEMENT PARTS UNDER THIS LIMITED WARRANTY.

Parts which fail within the warranty period must be ordered from your local authorized Alliance Laundry Systems parts source. Proof of purchase, model number, serial number and the defective part (part return – USA only) are required in order to obtain credit.

IMPORTANT: Outside the United States or Canada, this limited warranty may not be applicable. Consult your authorized Alliance Laundry Systems distributor or route operator regarding the applicability, if any, of warranty coverage to you.

**CITY OF WHARTON
RESOLUTION NO. 2024-XX**

A RESOLUTION OF THE WHARTON CITY COUNCIL AUTHORIZING THE PURCHASE OF A COMMERCIAL WASHING MACHINE FOR THE WHARTON CIVIC CENTER FROM ALLIANCE LAUNDRY THROUGH THE BUYBOARD COOPERATIVE PURCHASING PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO SAID PURCHASE.

WHEREAS, A quote was received for the purchase of a commercial washing machine for the Wharton Civic Center; and,

WHEREAS, The City of Wharton is a member of and participates in the Buyboard Cooperative Purchasing Program; and,

WHEREAS, Alliance Laundry submitted a quote in the amount of \$12,524.20; and,

WHEREAS, The Wharton City Council wishes to approve Alliance Laundry for the purchase of a commercial washing machine in the amount of \$12,524.20 for the Wharton Civic Center; and,

WHEREAS, The Wharton City Council wishes to authorize the City Manager of the City of Wharton to execute all documents related to said purchase.

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

SECTION I. The Wharton City Council hereby authorizes the City Manager to purchase a commercial washing machine for the Wharton Civic Center from Alliance Laundry through the BuyBoard Cooperative Purchasing Program in the amount of \$12,524.20.

SECTION II. The Wharton City Council hereby authorizes the City Manager to execute all documents related to the purchase of the equipment.

SECTION III. That this resolution shall become effective immediately upon its passage.

PASSED, APPROVED, AND ADOPTED this 9th day of December 2024.

CITY OF WHARTON


TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Resolution: A resolution of the Wharton City Council approving a contract for Ambulance Transfers with OakBend Medical Center and authorizing the Mayor of the City of Wharton to execute all documents related to said contract.
<p>Attached, you will find a contract for Ambulance Transfers between The City of Wharton and OakBend Medical Center to provide ambulance services to out-of-city facilities for patients of OakBend Medical Center who are hospitalized in the City of Wharton.</p> <p>Also attached is a copy of the draft resolution.</p> <p>City Attorney Paul Webb has reviewed the contract and will be present to answer any questions.</p> <p>Emergency Medical Services Director Christy Gonzales will also be present to answer any questions.</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			

City of Wharton
EMERGENCY MEDICAL SERVICES
2010 N. Fulton
WHARTON, TEXAS 77488

Item-8.

INTERDEPARTMENTAL MEMO

DATE: DECEMBER 4, 2024
TO: JOSEPH R. PACE
FROM: CHRISTY GONZALES
RE: CONTRACT FOR AMBULANCE TRANSFERS

Mr. Pace,

Attached is the contract for the emergency ambulance transfer of patients between the City of Wharton and Oak Bend Medical Center, Wharton.

I ask if we can place this on the Council's next agenda for their review. Should you have any questions, please feel free to call.

Thank you,

Christy Gonzales

Christy Gonzales, Director EMS

**THE STATE OF TEXAS §
COUNTY OF WHARTON §**

CONTRACT FOR AMBULANCE TRANSFERS
WITNESSETH:

This is a contract and agreement for emergency ambulance transfer of patients between the City of Wharton, Texas, hereinafter referred to as "City", acting through and by its Mayor, and Oak Bend Medical Center, Wharton, Texas, hereinafter referred to as "OBMC," acting through and by its CEO, and the parties mutually agree and contract as follows:

I.

The City agrees to provide ambulance service to out-of-city facilities for patients of OBMC who are hospitalized in the City of Wharton, Texas.

II.

The term of this Amended Contract shall begin December 9, 2024, and shall auto-renew. Termination of this Amended Contract may be accomplished by either party by giving thirty (30) days' written notice to the other party.

~~The term of this Contract is for two (2) years and shall begin , 2022 and shall end , 2024. The original contract may be extended for additional one-year periods upon written agreement by both parties. Termination of this agreement may be made by either party by giving ninety (90) days written notice to the other party.~~

III.

The City shall bill OBMC directly and all payments to the City of Wharton shall be due in 30 days. Failure by OBMC to pay will allow the City to charge a late fee of the highest amount allowed by the statutes of the State of Texas. Should OBMC fail to pay the City for 60 consecutive

days, the City at its sole option shall have the right to cancel this agreement on the 61st day of the described delinquency.

IV.

This agreement is contingent upon the City having an ambulance and crew available. If no ambulance and crew are available, OBMC shall find other ambulance services for their patients. This agreement is intended to be used as a backup ambulance service and not OBMC's primary ambulance service.

V.

OBMC (which title is intended to include any and all professional entities and technical persons rendering services under this Agreement), agrees to **INDEMNIFY AND HOLD THE CITY, ITS OFFICERS AND EMPLOYEES, HARMLESS**, against any and all claims, lawsuits, judgments, costs, liens, losses, expenses, fees (including reasonable attorney's fees and costs of defense), proceedings, actions, demands, causes of action, liability and suits of any kind and nature, including but not limited to, personal injury (including death), property damage, or other harm for which recovery of damages is sought that may **ARISE OUT OF OR BE OCCASIONED OR CAUSED BY OBMC'S NEGLIGENT ACT, ERROR, OR OMISSION OF OBMC**. The Indemnity provided for in this paragraph shall not apply to any liability resulting from the sole negligence of the City, its officers, or employees, in instances where such negligence causes personal injury, death, or property damage.

The City of Wharton agrees to **INDEMNIFY AND HOLD OBMC, ITS OFFICERS, AND EMPLOYEES HARMLESS TO THE EXTENT ALLOWED BY TEXAS LAW GOVERNING PUBLIC ENTITIES.**

VI.

Should the City transport OBMC inpatients to other facilities, the City will bill OBMC for these transfers subject to verification of the services by the City at the current Medicare rates and as amended in the future.

VII.

The level of care to be rendered to the patient by the City shall be based on the level of service required by the patient.

VIII.

OBMC shall strive to have all patients ready for transfer when requests for services are made to the City as well as arrange for the reception of transferred patients to other hospitals.

IX.

OBMC will not be responsible for services rendered by the City if not billed by the City within one year (1) after the City renders services.

X.

This contract was executed in the City of Wharton, Wharton County, Texas, and shall be construed under the law of the State of Texas.

XI.

This contract shall be binding upon and inure to the benefit of the parties hereto, their successors, and assigns.

EXECUTED this ___ day of _____ 2024.

CITY OF WHARTON, TEXAS

OAK BEND MEDICAL CENTER

By: _____
TIM BARKER, Mayor

By: _____
JOSEPH FREUDENBERGER, CEO

ATTEST:

ATTEST:

By: _____
PAULA FAVORS, City Secretary

By: _____

APPROVED AS TO FORM:

By: _____
PAUL WEBB,
City Attorney

Acknowledgments

STATE OF TEXAS §

COUNTY OF WHARTON §

This instrument was acknowledged before me on the _____ day of _____,
2024, by **TIM BARKER**, Mayor of the City of Wharton, Texas.

Notary Public, State of Texas

STATE OF TEXAS §

COUNTY OF WHARTON §

This instrument was acknowledged before me on the _____ day of _____,
2024, by **JOSEPH FREUDENBERGER, CEO**, of Oak Bend Medical Center.

Notary Public, State of Texas

DRAFT

**CITY OF WHARTON
RESOLUTION NO. 2024-XX**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING A CONTRACT FOR AMBULANCE TRANSFERS WITH OAKBEND MEDICAL CENTER AND AUTHORIZING THE MAYOR OF THE CITY OF WHARTON TO EXECUTE ALL DOCUMENTS RELATED TO SAID CONTRACT.

WHEREAS, The Wharton City Council wishes to approve the contract with OakBend Medical Center for ambulance transfers; and,

WHEREAS, The City of Wharton and OakBend Medical wishes to be bound by the conditions set forth in the contract; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor of the City of Wharton to execute the agreement.

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

Section I. That the Wharton City Council hereby approves the contract between the City of Wharton and OakBend Medical for ambulance transfers.

Section II. That the City of Wharton and OakBend Medical are hereby bound by the conditions set forth in the contract.

Section III. That the Wharton City Council hereby authorizes the Mayor of the City of Wharton to execute the agreement.

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

Passed, Approved, and Adopted this 9th day of December 2024.

CITY OF WHARTON


By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Valhalla Water Well Rehabilitation 2023: A. Resolution: A resolution of the Wharton City Council approving Change Order No. 1 for a cost decrease with Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023 and authorizing the Mayor to execute all documents related to said Change Order. B. Pay Request No. 3 and Final from Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023.
<p>The City Council awarded a contract for construction to Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023 Project.</p> <p>Attached is Change Order No. 1 for a reduction of the total contract amount in the amount of \$68,833.00 after the final completion of the project and walkthrough of the project.</p> <p>Also attached is Pay Estimate No. 3 and Final and a recommendation for payment by the engineer is attached.</p> <p>It is the City Staff’s recommendation that the City Council approve both Change Order No. 1 and Pay Estimate 3 for \$47,719.00 and issue payment.</p> <p>Director of Planning & Development Gwyn Teves will be present to answer any questions.</p>			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			



City of Wharton

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

MEMORANDUM

DATE: December 4, 2024

FROM: Gwyneth Teves, Director of Planning & Development

TO: Honorable Mayor and City Council

SUBJECT: Recommendation for approval of Change Order #1 and payment to Alsay Incorporated for Pay Estimate No. 3 and Final for the Valhalla Water Well Rehabilitation 2023

The City Council awarded a contract for construction Alsay Incorporated for the Valhalla Water Well Rehabilitation 2023 project.

Attached is Change Order #1 for a reduction of the total contract amount in the amount of \$68,833.00 after final completion of the project and walkthrough of the project.

Also attached is Pay Estimate No. 3 and Final and a recommendation for payment by the engineer is attached.

It is my recommendation that the City Council approve both the Change Order #1 and Pay Estimate 3 for \$47,719.00 and issue payment.

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



6330 West Loop South, Suite 150
Bellaire, Texas 77401
Tel: 713.777.5337
www.quiddity.com

CHANGE ORDER NO. 001

DATE: December 2, 2024

Project: Construction of Valhalla Water Well Rehabilitation

Quiddity Job No.: 05135-0109-00

Owner: City of Wharton

Contractor: Alsay Incorporated

Description of Changes: The quantities for Bid Item Nos. 3, 4, 5, 6, 29, 31, and 32 are being removed from the Contract.

Reason for Changes: Additional gravel to the water well lap was not needed. Bid Item Nos. 5 and 6 for wire brushing the water well screens were not used as the Contractor had to use the bid items in the Contract for wire brushing water well screens and jetting debris from the bottom of the well. A new discharge head was not needed. Materials and accessories for storm water and pollution prevention were not needed because of the location of the work and less than one acre (1-acre) was impacted during construction. The right-angle gear drive did not need to be inspected or rebuilt.

Summary of Changes:

	PRICE	TIME
Original Contract:	\$303,547.00	120 Calendar Days
Net previous change(s):	\$0.00	0 Calendar Days
Contract prior to this change order:	\$303,547.00	120 Calendar Days
Net change from this change order:	(\$68,833.00)	0 Calendar Days
Revised Contract Amount:	\$234,714.00	120 Calendar Days
Cumulative % Change in Contract:	(22.68) %	0.00 %
Substantial Completion Date:	Original: July 2, 2024	Revised: N/A
Final Completion Date:	30 Calendar Days from Substantial Completion Date	

APPROVED BY:

City of Wharton

Representative

Date

RECOMMENDED BY:

Quiddity Engineering, LLC

Stephanie S. Kaspar, PE

12/2/24

Date

ACCEPTED BY:

Alsay Incorporated

Representative

12/2/24

Date

Enclosures: Attachment No. 001

K:\05135\05135-0109-00 Valhalla Water Well Rehabilitation 2022\3 Construction Phase\Change Orders\CO001

**Construction of Valhalla Water Well Rehabilitation
City of Wharton**

The quantities for Bid Item Nos. 3, 4, 5, 6, 29, 31, and 32 are being removed from the Contract.

To implement payment for this work, the following revisions are made to the Items/Quantity Sheets:

<u>Item No.</u>	<u>Description</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Revised Unit Price</u>	<u>Bid Quantity</u>	<u>Revised Quantity</u>	<u>Previous Amount</u>	<u>Revised Amount</u>	<u>Net Change</u>
3	Mobilize and demobilize necessary labor and equipment to add gravel to the Water Well lap including trip-in and trip-out and sounding the lap and well upon completion, if directed by the Engineer, complete as specified.	ls	\$1,737.00	\$0.00	1.0	0.0	\$1,737.00	\$0.00	(\$1,737.00)
4	Add gravel to the Water Well lap, if directed by the Engineer, complete as specified.	vf	\$150.00	\$0.00	10.0	0.0	\$1,500.00	\$0.00	(\$1,500.00)
5	OPTION A: Mobilize and demobilize necessary labor and equipment to mechanically clean the Water Well including trip-in and trip-out, if directed by the Engineer, complete as specified.	ls	\$2,670.00	\$0.00	1.0	0.0	\$2,670.00	\$0.00	(\$2,670.00)
6	OPTION A: Wire brush the Water Well screens, if directed by Engineer, complete as specified.	hr	\$325.00	\$0.00	30.0	0.0	\$9,750.00	\$0.00	(\$9,750.00)
29	Provide new discharge head with adjustable hanger flange including any miscellaneous items such as lubricating oil thread protection, gaskets for the discharge head, any necessary modifications and/or adjustments to connect to existing aboveground piping or leveling of the foundation, and painted to match existing coating, complete as specified and if directed by Engineer.	ls	\$18,810.00	\$0.00	1.0	0.0	\$18,810.00	\$0.00	(\$18,810.00)
31	Storm Water Pollution Prevention Plan installation, maintenance, and record keeping, complete as specified.	ls	\$8,976.00	\$0.00	1.0	0.0	\$8,976.00	\$0.00	(\$8,976.00)

Item No.	Description	Unit	Unit Price	Revised Unit Price	Bid Quantity	Revised Quantity	Previous Amount	Revised Amount	Net Change
32	Inspect and rebuild the existing right angle gear drive and shaft including replacing the oil, if directed by Engineer, complete as specified.	ls	\$25,390.00	\$0.00	1.0	0.0	\$25,390.00	\$0.00	(\$25,390.00)
NET DECREASE IN CONTRACT PRICE									(\$68,833.00)

There is no change to the Contract Period of Performance.



December 2, 2024

Ms. Gwyneth Teves
Director of Planning & Development
City of Wharton
120 E. Caney Street
Wharton, Texas 77488

Re: Construction of Valhalla Water Well Rehabilitation 2023
City of Wharton
TIN: 74-6002557

Dear Ms. Teves:

Enclosed is Application and Certificate for Payment No. 3 & FINAL from Alsay Incorporated for the referenced project. This application covers construction activities for the referenced project during the period from August 1, 2024 to November 20, 2024. During this period, the Contractor inspected and rebuilt the water well motor and provided the new motor drive shaft. An inspection was held on November 20, 2024 and there were no punch list items noted. The Project is Complete. The estimate is in order and we recommend payment in the amount of \$42,719.00 to Alsay Incorporated.

The Contractor has not submitted a request for any impact days for the current payment period. We did not note any impact days for the current period.

The project is now 100% complete by total contract value and 218% complete by total contract time. The project was deemed to be substantially complete on November 20, 2024.

You will also find your copies of the Surety's Consent of Surety to Final Payment and the Contractor's Affidavit of Bills Paid and Affidavit of Guarantee. Copies of the Certificates of Substantial Completion and Acceptance are included for your approval and execution.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Stephanie S. Kaspar'.

Stephanie S. Kaspar, PE

SSK:db

K:\05135\05135-0109-00 Valhalla Water Well Rehabilitation 2022\3 Construction Phase\Pay Estimates\03 and FINAL

Enclosure

cc: Mr. Joseph Pace – City of Wharton
Mr. Rodrick Semien – City of Wharton
Mr. Joe Salvik – Alsay Incorporated
Ms. Maggie Denena – Alsay Incorporated

APPLICATION AND CERTIFICATE FOR PAYMENT

TO OWNER/CLIENT:

City of Wharton
120 E Caney Street,
Wharton, Texas 77488 United States

PROJECT:

Construction of Valhalla Water Well
Rehabilitation 2023
1819 Valhalla Dr
Wharton, Texas 77488

APPLICATION NO: 03 & FINAL

INVOICE NO: 03 & FINAL

DISTRIBUTION TO:

PERIOD: 8/1/2024 – 11/20/2024
PROJECT NOs: 05135-0109-00

FROM CONTRACTOR:

Alsay Incorporated
6615 Gant Rd,

Houston, Texas 77066 United States

VIA ENGINEER

Stephanie S. Kaspar, P.E. - Quiddity
Engineering, LLC
6330 W Loop South
Suite 150
Bellaire, Texas 77401

CONTRACT DATE:

9/20/2023

CONTRACT FOR: Construction of Valhalla Water Well Rehabilitation 2023

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract, Continuation sheet is attached.

1.	Original Contract Sum	<u>\$303,547.00</u>
2.	Net change by change orders	<u>\$(68,833.00)</u>
3.	Contract sum to date (line 1 ± 2)	<u>\$234,714.00</u>
4.	Total completed and stored to date (Column G on detail sheet)	<u>\$234,714.00</u>
5.	Retainage	
	a. 0.00% of completed work	<u>\$0.00</u>
	b. 0.00% of stored material	<u>\$0.00</u>
6.	Total earned less retainage (Line 4 less Line 5 Total)	<u>\$234,714.00</u>
7.	Less previous certificates for payment (Line 6 from prior certificate)	<u>\$191,995.00</u>
8.	Current payment due	<u>\$42,719.00</u>
9.	Balance to finish, including retainage (Line 3 less Line 6)	<u>\$0.00</u>

The undersigned certifies that to the best of the Contractor's knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract documents, that all amounts have been paid by the Contractor for Work which previous Certificates for payment were issued and payments received from the Owner/Client, and that current payments shown herein is now due.

CONTRACTOR: Alsay Incorporated

By:



Joe Slavik

Date:

12/2/24

ENGINEER'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on the on-site observations and the data comprising this application, the Architect/Engineer certifies to the Owner/Client that to the best of the Engineer's knowledge, information and belief that Work is in accordance with the Contract documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED:

\$42,719.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner/Client:	\$0.00	\$0.00
Total approved this Month:	\$0.00	\$(68,833.00)
Totals:	\$0.00	\$(68,833.00)
Net changes by change order:	\$(68,833.00)	

ENGINEER: Quiddity Engineering, LLC.

By:



Date: 12/2/24

This certificate is not negotiable. The amount certified is payable only to the contract named herein. Issuance, payment, and acceptance of payment are without prejudice to the rights of the Owner/Client or Contractor under this Contract.



This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, is not a release of the Contractor's obligation to complete the Work in accordance with the Contract and does not warrant or imply a warranty of the Contractor's materials or workmanship.

EXECUTED BY ENGINEER:

By:

(Authorized Signature)

Quiddity Engineering, LLC

Date: 12/2/24



ACKNOWLEDGED:

By:

(Authorized Signature)

City of Wharton

Date:

ACKNOWLEDGED:

By:

(Authorized Signature)

Alsay Incorporated

Date: 12/2/24

K:\05135\05135-0109-00 Valhalla Water Well Rehabilitation 2022\3 Construction Phase\Closeout

CERTIFICATE OF ACCEPTANCE

Mr. Joe Slavik
Alsay Incorporated
6615 Gant Rd
Houston, Texas 77066

Re: Construction of Valhalla Water Well Rehabilitation 2023
City of Wharton
TIN: 74-6002557

Dear Mr. Slavik:

This is to certify that **CITY OF WHARTON** accepts the subject project on the basis of the Certificate of Substantial Completion issued by our engineers, Quiddity Engineering, LLC, and understands that a guarantee shall cover a period of one (1) year beginning on the execution date of this Certificate of Acceptance.

CITY OF WHARTON

By: _____ Date: _____

K:\05135\05135-0109-00 Valhalla Water Well Rehabilitation 2022\3 Construction Phase\Closeout

cc: Mr. Rodrick Semien – City of Wharton
Ms. Gwyneth Teves – City of Wharton
Ms. Maggie Denena – Alsay Incorporated
Mr. Andy Rowell – Alsay Incorporated

**CITY OF WHARTON
RESOLUTION NO. 2024-XX**

A RESOLUTION OF THE WHARTON CITY COUNCIL APPROVING CHANGE ORDER NO. 1 FOR A COST DECREASE WITH ALSAY INCORPORATED, FOR THE VALHALLA WATER WELL REHABILITATION 2023 AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATED TO SAID CHANGE ORDER.

WHEREAS, The Wharton City Council wishes to approve Change Order No. 1 for the cost increase of \$68,833.00 with Alsay Incorporated, for the Valhalla Water Well Rehabilitation 2023; and,

WHEREAS, The Wharton City Council wishes to authorize the Mayor to execute all documents related to the Change Order.

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

Section I. The Wharton City Council hereby approves Change Order No. 1 for the cost decrease of \$68,833.00 with Alsay Incorporated, for the Valhalla Water Well Rehabilitation 2023.

Section II. The Wharton City Council hereby authorizes the Mayor to execute all documents related to the change order.

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

Passed, Approved, and Adopted this 9th day of December 2024.

CITY OF WHARTON, TEXAS


By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

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

CITY COUNCIL COMMUNICATION


Meeting Date:	12/9/2024	Agenda Item:	City Manager Reimbursement.
<p>Attached you will find my request for reimbursement.</p>			
City Manager: Joseph R. Pace		Date: Thursday, December 5, 2024	
Approval: 			
Mayor: Tim Barker			

Travel Reimbursement**Joseph R. Pace****City Manager**

DATE	DESTINATION	AMOUNT
November 20, 2024	H-GAC City Manager Luncheon Houston, Texas	\$100.50
November 25, 2024	Wharton Regional Airport Meeting Wharton, Texas	\$30.28
Total:		\$130.78

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	Appointments, Resignations, and Vacancies to the City of Wharton Boards, Commissions, and Committees: A. Resignations. B. Appointments. C. Vacancies.
<p>Attached is the list of people serving on the various City Boards, Commissions, and Committees. There are still vacancies that also need to be filled.</p> <p><u>Resignations:</u> None.</p> <p><u>Appointments:</u> None.</p> <p><u>Vacancies:</u></p> <ul style="list-style-type: none">A. Beautification Commission.B. Building Standards Commission.C. Mayor’s Committee on People with Disabilities.D. Planning Commission.E. Plumbing and Mechanical Board.			
City Manager: Joseph R. Pace			Date: Thursday, December 5, 2024
Approval: 			
Mayor: Tim Barker			

**CITY OF WHARTON
BOARDS, COMMISSIONS, AND COMMITTEES**

WHARTON REGIONAL AIRPORT BOARD	TWO YEAR TERM	Reappointment
Eric Nelson	June 30, 2025	
Randy Rodriguez	June 30, 2025	
Bill Kingrey	June 30, 2025	
Larry David	June 30, 2026	
Jimmy Zissa	June 30, 2026	
Glenn Erdelt	June 30, 2026	
BEAUTIFICATION COMMISSION	TWO YEAR TERM	Reappointment
Johnnie Gonzales	June 30, 2026	
Vacant	June 30, 2026	
Vacant	June 30, 2026	
Amanda Gonzales	June 30, 2025	
Vacant	June 30, 2025	
Vacant	June 30, 2025	
Sheryl Joost	June 30, 2025	
BUILDING STANDARDS COMMISSION	TWO YEAR TERM	Reappointment
Leonard Morales	June 30, 2025	
Vacant	June 30, 2025	
Vacant	June 30, 2025	
Paul Shannon	June 30, 2025	
Vacant	June 30, 2026	
Howard Singleton	June 30, 2026	
Shaun Stockwell	June 30, 2024	
Claudia Velasquez, Building Official - ExOfficio		
Jeff Gubbels - Health Officer-ExOfficio		
Hector Hernandez-Fire Marshall-ExOfficio		
ELECTRICAL BOARD	TWO YEAR TERM	Reappointment
Councilmember Burnell Neal	June 30, 2025	
Oscar Uribe	June 30, 2025	
Philip Hamlin	June 30, 2026	
Milton Barbee	June 30, 2026	
Hector Hernandez- Fire Marshal		
HOLIDAY LIGHT DECORATING CHAIRMAN	TWO YEAR TERM	Reappointment
Tim Barker	June 30, 2026	
MAYOR'S COMMITTEE ON PEOPLE WITH DISABILITIES	TWO YEAR TERM	Reappointment
Johnnie Gonzales	June 30, 2026	

Karen Smith	June 30, 2026	
Vacant	June 30, 2026	
Kaitlyn Humberson	June 30, 2025	
Delia Gonzales	June 30, 2025	
Sheena Barbee	June 30, 2025	
Cheryl Lavergne	June 30, 2025	
Mayor Tim Barker- Ex Officio		
HEALTH OFFICER	TWO YEAR TERM	Reappointment
Dr. Jeff Gubbels, MD	June 30, 2026	
VETERINARIAN	TWO YEAR TERM	Reappointment
Dr. Cody Pohler, DVM	June 30, 2026	
MUNICIPAL COURT JUDGE	TWO YEAR TERM	Reappointment
Jared Cullar	June 30, 2025	
PLANNING COMMISSION	TWO YEAR TERM	Reappointment
Johnnie Gonzales	June 30, 2025	
Rob Kolacny	June 30, 2025	
Michael Quinn	June 30, 2025	
Gary Nunez	June 30, 2026	
Adraylle Watson	June 30, 2026	
Michael Wootton	June 30, 2026	
Vacant	June 30, 2026	
PLUMBING AND MECHANICAL BOARD	TWO YEAR TERM	Reappointment
Vacant	June 30, 2026	
Vacant	June 30, 2025	
Vacant	June 30, 2026	
Robert Sanchez	June 30, 2025	
Vacant	June 30, 2026	
Claudia Velasquez, Building Official - ExOfficio		
Public Works Director Roderick Semien- Ex Officio		
Mayor Tim Barker - Ex Officio		
WHARTON ECONOMIC DEVELOPMENT CORPORATION	TWO YEAR TERM	Reappointment
Michael Wootton	September 30, 2026	
David Joost	September 30, 2026	
Freddie Pekar	September 30, 2026	
Larry Pittman (Councilmember)	September 30, 2026	
Russell Machann- (Councilmember)	September 30, 2025	
Andrew Armour	September 30, 2025	
Michael Roberson	September 30, 2025	

CITY COUNCIL COMMITTEES - Renew June 30th of Each Year

ANNEXATION COMMITTEE

Tim Barker
Russell Machann
David Voulgaris

FINANCE COMMITTEE

Russell Machann
Larry Pittman
Tim Barker

HOUSING COMMITTEE

Terry Freese
Russell Machann
Burnell Neal

INTERGOVERNMENTAL RELATIONS COMMITTEE

Terry Freese
Tim Barker
Larry Pittman

LEGISLATIVE COMMITTEE

Tim Barker
Larry Pittman
Steven Schneider

PUBLIC HEALTH COMMITTEE

Terry Freese
Larry Pittman
Russell Machann

PUBLIC SAFETY COMMITTEE

Larry Pittman
Terry Freese
David Voulgaris

PUBLIC WORKS COMMITTEE

Terry Freese
David Voulgaris
Burnell Neal

TELECOMMUNICATIONS COMMITTEE

Burnell Neal
Terry Freese
David Voulgaris

WHARTON ECONOMIC DEVELOPMENT CORP BOARD OF DIRECTORS SELECTION COMMITTEE

Tim Barker
Steven Schneider
Larry Pittman

ECONOMIC DEVELOPMENT COMMITTEE


Tim Barker
Burnell Neal
Russell Machann

PARKS AND RECREATION COMMITTEE

Steven Schneider
Russell Machann
Terry Freese

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

CITY COUNCIL COMMUNICATION

Meeting Date:	12/9/2024	Agenda Item:	City Council Boards, Commissions, and Committee Reports: A. Finance Committee meeting held November 25, 2024.
Attached you will find the reports from the above-mentioned Committees.			
City Manager: Joseph R. Pace		Date: Thursday, December 5, 2024	
Approval: 			
Mayor: Tim Barker			



City of Wharton

120 E. Caney Street ° Wharton, TX
77488

Phone (979) 532-2491° Fax (979) 532-
0181

MEMORANDUM

Date: November 26, 2024

From: City Council Finance Committee

To: Mayor & City Council

Subject: Report/Recommendations from the meeting held November 25, 2024

At the November 25, 2024, City Council Finance Committee Meeting, the Committee met and discussed the following items:

1. Review & Consider: Minutes from the meeting held November 12, 2024.
2. Review & Consider: Resolution: A resolution of the Wharton City Council authorizing the purchase of a Chevrolet Silverado 2500 for the Wharton Fire Department from Parkway Chevrolet through the Buyboard Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.
3. Review & Consider: Resolution: A resolution of the Wharton City Council authorizing the City Manager to contract with Barbee Services, Inc. for the installation of a manual transfer switch and electrical service at the Wharton Civic Center and authorizing the City Manager to execute all documents related to said installation. The Committee voted to recommend this item to the City Council for consideration.
4. Review & Consider: Resolution: A resolution of the Wharton City Council authorizing the purchase of (2) 2023 John Deere Terrain Cut Commercial Front Mowers for the Public Works Department from Shoppa's Farm Supply, Inc., through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.
5. Review & Consider: Resolution: A resolution of the Wharton City Council authorizing the purchase of a 2024 Caterpillar CB2.9 Utility Compactor for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.
6. Review & Consider: Resolution: A resolution of the Wharton City Council authorizing purchase of a Caterpillar XQ125 Trailer-Mounted Generator for

Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

7. Review & Consider:

Resolution: A resolution of the Wharton City Council authorizing the purchase of a 2024 John Deere 5120M Utility Tractor and FC15R Flex-Wing Rotary Cutter for the Public Works Department from Shoppa's Farm Supply, Inc. through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

8. Review & Consider:

Resolution: A resolution of the Wharton City Council authorizing the purchase of (4) Hydromatic 4" Chopper Submersible Pumps for (2) lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

9. Review & Consider:

Resolution: A resolution of the Wharton City Council authorizing the purchase of a 2024 Caterpillar 299D3 Cab Air High Flow Track Skid Steer for the Public Works Department from Mustang Caterpillar through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

10. Review & Consider:

Resolution: A resolution of the Wharton City Council authorizing the purchase of (12) Super T Series Eradicator Self Priming Centrifugal Pumps and installation for all lift stations in the City of Wharton from Odessa Pumps & Equipment through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

11. Review & Consider:

Resolution: A resolution of the Wharton City Council authorizing the purchase of a JLG model T500J 50' Towable Manlift for the Public Works Department from Sunbelt Rentals through the Sourcewell Cooperative Purchasing Program and authorizing the City Manager to execute all documents related to said purchase. The Committee voted to recommend this item to the City Council for consideration.

Adjournment.