CITY OF ABILENE

City Council
Agenda Memo

TO: **Larry D. Gilley, City Manager**

City Council
Meeting Date: 09/24/12

FROM: Mindy Patterson, Director of Finance

SUBJECT: Public Hearing and Final Vote on Proposed 2012-13 Budget

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GENERAL INFORMATION

During the budget worksessions, the City Council approved a General Fund Proposed 2012-13 Budget of $75,740,100. The Proposed Budget can be funded at the tax rate of 68.60¢.

STAFF RECOMMENDATION

Staff recommends that the City Council hold the public hearing and approve the Budget Ordinance on second and final reading.

This item is to be voted on and approved prior to voting on the Ordinance setting the FY 2012-13 tax levy.

ATTACHMENT

1) Ordinance

Prepared By:		**Disposition by City Council**
Name Mindy Patterson		☐ **Approved** ☐ **Denied** ☐ **Other Ord/Res #** _____
Title Director of Finance	**Item No.**_____	_____ **City Secretary**

ORDINANCE NO. _____

AN ORDINANCE APPROVING AND ADOPTING BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2012, THROUGH SEPTEMBER 30, 2013, FOR THE CITY OF ABILENE; APPROPRIATING FUNDS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; CALLING A PUBLIC HEARING.

WHEREAS, the City Manager on July 13, 2012, filed a proposed budget with the City Secretary for the fiscal year commencing October 1, 2012; and,

WHEREAS, the City Council has reviewed and considered said proposed budget and made revisions of same; and,

WHEREAS, said proposed budget, as revised by the City Council, was duly set for a public hearing ordered to be called by the City Council and held on September 24, 2012, after due notice, as required by the Charter of the City of Abilene and laws of the State of Texas; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the budget proposed by the City Manager for the fiscal year commencing October 1, 2012, as revised by the City Council, be, and the same is hereby approved, adopted, and appropriated including transfers of General Fund equity to various Funds.

PART 2: That the City Manager and his authorized and designated employees, at his direction, be, and are hereby, authorized to sign or release easements, permits, licenses, and change orders; to sign interlocal agreements as authorized by state law; to sign documents authorizing the payment of funds, and to expend public funds as authorized by state law unless otherwise authorized by the City Council; to settle paving assessment, weed mowing, demolition, and other disputes based on legal questions of whether the assessments are enforceable or other extenuating factual circumstances. The City Manager is authorized to adjust compensation, within Council policy guidelines, of any City employee, including appointees, when in his discretion an adjustment needs to be made to retain qualified personnel. The intent of this section is to provide the ability to conduct daily affairs of the City, which involves numerous decisions of a routine nature and to retain qualified personnel.

PART 3: That the City Council hereby approves grants and contracts that are set out by this budget and authorizes the City Manager and his authorized and designated employees, at his discretion, to sign said federal, state, and other such grant and contract documents, including interlocal agreements, on behalf of the City. The funds for said contracts, agreements, and purchases are hereby approved and appropriated. The intent of this section is to approve and simplify the grant process and approve expenditures that are exempt from the Purchasing and Contracting Authority of Municipalities, Chapter 252 of the Local Government Code.

PART 4: That upon passage of this ordinance on first reading, the City Secretary be, and is hereby authorized and directed to have published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, a notice that a public hearing will be held in the Council Chambers of the City Hall in Abilene, Texas, at 8:30 A.M., on the 24th of September, 2012, to permit the public to be heard prior to consideration of this ordinance for second and final reading, said publication to be made on the 16th of September 2012, being more than twenty-four (24) hours prior to the time designated for such public hearing in accordance with Section 18 of the City Charter. 102.0065(b) Local Government Code, Special Notice by publication for Budget – except that if another law requires the governing body to give notice, by publication, of a hearing on a budget this section does not apply.

PART 5: That any ordinance, resolution, policy or any provision or section of the code of the City of Abilene, Texas, as amended, in conflict herewith, be, and the same is hereby repealed to the extent of any conflict. It is specifically provided that Resolution 40-1997 concerning liability claims shall remain in full force and effect.

PART 6: That the number, classification, and designation of each position, as provided in Texas Local Government Code Ann., Chapter 143 (Vernon 1988), Municipal Civil Service, for the Police and Fire Departments, as set out below, are hereby created, established, and adopted as the official plan for the classified service of the Police and Fire Departments of the City of Abilene for the fiscal year October 1, 2012, through September 30, 2013, or as may be amended by City Council. Any position in the classified service of the Police and Fire Departments of the City of Abilene not below listed, is hereby abolished:

Police Department		Fire Department	
Assistant Police Chief	2	Deputy Fire Chief	2
Police Lieutenant	11	Battalion Chief	4
Police Sergeant	23	Fire Captain	13
Police Officers	153	Fire Lieutenant	32
	189	Fire Fighter	122
			173

PASSED ON FIRST READING on the 30th day of July, A.D. 2012.

After passage on first reading, a notice of the time and place said ordinance would be given a public hearing and considered for final passage was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene. The same being more than twenty-four (24) hours prior to the time designated for said hearing. After such opportunity for the public to be heard, said ordinance was passed on its second and final reading.

PASSED ON SECOND AND FINAL READING AT A PUBLIC HEARING on the 24th day of September, A.D. 2012.

ATTEST:

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CITY SECRETARY

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MAYOR

APPROVED:

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CITY ATTORNEY

City Council
Agenda Memo

TO: **Larry D. Gilley, City Manager**

City Council
Meeting Date: 09/24/12

FROM: Mindy Patterson, Director of Finance

SUBJECT: Public Hearing and Final Vote on the Proposed 2012-13 Tax Rate

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GENERAL INFORMATION

The FY 2013 Budget approved by Council on July 30, 2012 set the tax rate at 68.60¢. State law requires that two (2) public hearings must be held prior to the final public hearing and vote. The first public hearing was held on August 23, 2012, and the second public hearing was held on September 13, 2012. This is the final public hearing and vote.

STAFF RECOMMENDATION

Staff recommends that the City Council hold the public hearing and approve the Tax Levy Ordinance on second and final reading.

ATTACHMENT

1) Ordinance

Prepared By:		**Disposition by City Council**
Name **Mindy Patterson**		☐ **Approved** ☐ **Denied** ☐ **Other Ord/Res #** _____
Title **Director of Finance**	**Item No.**_____	_____ **City Secretary**

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, APPROVING THE ASSESSMENT ROLL FOR 2012, LEVYING AN AD VALOREM TAX FOR THE CITY OF ABILENE, TEXAS, FOR THE YEAR 2012; PROVIDING FOR THE ASSESSMENT AND COLLECTION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; CALLING A PUBLIC HEARING; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 26.05 of the Tax Code requires notice of a tax increase whether that increase occurs by an increase in the tax rate or a rise in property values or both; and

WHEREAS, the City of Abilene is proposing a tax rate increase and property values have risen in the City which trigger components of Section 26.05; and

WHEREAS, the components of Section 26.05 require Cities to post that an increase in property values even when the tax rate is held constant, is considered as an effective tax rate increase; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the assessment roll for the year 2012, as compiled by the Chief Appraiser of the Central Appraisal District of Taylor County, and amended and approved by the Appraisal Review Board of Taylor County, on the 23rd day of July, 2012, be, and the same is hereby, in all things, approved and adopted.

PART 2: That there be, and is hereby levied, on all of the property located in the City of Abilene, Texas, on the 1st day of January, 2012, and not exempt from taxation by the Constitution and Laws of the State of Texas and the City of Abilene, an ad valorem tax in the aggregate total of --sixty-eight and sixty one-hundredths cents (68.60¢)-- on each one hundred dollars' ($100.00) valuation of said property, apportioned as follows:

General Fund:		
(a)	Operations & Maintenance	$ .4937
Debt Service Funds:		
(a)	2002 Airport C.O. Series	$ .0026
(b)	2003 C.O. Series	$ .0047
(c)	2004 C.O. Series	$ .0036
(d)	2004 Airport C.O. Series	$ .0015
(e)	2005 C.O. Series	$ .0094
(f)	2005A C.O. Series - Public Safety	$ .0240
(g)	2006 C.O. Series	$ .0089
(h)	2006 G.O. Series	$ .0101
(i)	2006 Airport C.O. Series	$ .0025

(j)	2007 C.O. Series	$ .0079
(k)	2007 G.O. Series	$ .0115
(l)	2007 Airport G.O. Series	$ .0020
(m)	2008 C.O. Series	$ .0042
(n)	2008 G.O. Series	$ .0144
(o)	2008A C.O. Series - Energy	$ .0168
(p)	2009 Refunding	$ .0245
(q)	2009 C.O. Series	$ .0030
(r)	2009 G.O. Series	$ .0142
(s)	2009A C.O. Series - HRIS & Finance System Replacement	$ .0044
(t)	2010 Refunding	$ .0074
(u)	2010 C.O. Series	$ .0032
(v)	2011 Refunding	$ .0115
	Debt Rate	$ .1923
	TOTAL RATE FOR THE YEAR 2012	$ .6860

PART 3: That there be, and are hereby authorized exemptions as follows:

1) Homestead exemption -- fifteen percent (15%)
2) Age 65 and over exemption -- $15,000

PART 4: THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 1.7 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A $100,000 HOME BY APPROXIMATELY $10.00.

PART 5: That notice for the public hearings on the 23rd day of August, 2012, and the 13th day of September, 2012, were given by publication in the Abilene Reporter-News on the 13th day of August, 2012.

PART 6: That notice for the public hearing on the 24th day of September, 2012, was given by publication in the Abilene Reporter-News on the 16th day of September, 2012.

PART 7: That a public hearing was held on the 24th day of September, 2012, in accordance with the City Charter.

PART 8: That any ordinance, resolution, policy or any provision or section of the Code of the City of Abilene, Texas, as amended, in conflict herewith, be, and the same is hereby repealed to the extent of any conflict.

PART 9: That this ordinance shall take effect immediately from and after its date of final passage.

PASSED ON FIRST READING on the 30th day of July, A.D. 2012.

PASSED ON SECOND AND FINAL READING AT A PUBLIC HEARING on the 24th day of September, A.D. 2012.

ATTEST:

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CITY SECRETARY

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MAYOR

APPROVED:

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CITY ATTORNEY