

PUBLIC NOTICE

**SPECIAL MEETING
AGENDA**

LOCKHART CITY COUNCIL

TUESDAY, SEPTEMBER 27, 2016

**CLARK LIBRARY ANNEX-COUNCIL CHAMBERS
217 SOUTH MAIN STREET, 3rd FLOOR
LOCKHART, TEXAS**

6:30 P.M.

1. CALL TO ORDER
Mayor Lew White

2. CITIZENS/VISITORS COMMENTS

(The purpose of this item is to allow citizens an opportunity to address the City Council on issues that are not on the agenda. No discussion can be carried out on the citizen/visitor comment.)

3. DISCUSSION/ACTION ITEMS

- A. Discussion and/or action to consider Ordinance 2016-24 ratifying a property tax increase of 1.593239 percent for the Fiscal Year 2016-2017 for the use and support of the Municipal Government for the City of Lockhart. 3-7
- B. Discussion and/or action to consider Ordinance 2016-25 adopting the budget and appropriating resources for the Fiscal Year 2016-2017, beginning October 1, 2016 for the City of Lockhart, Caldwell County, Texas. 6-8
- C. Discussion and/or action to consider Ordinance 2016-26 levying Maintenance and Operations property taxes for the use and support of the City of Lockhart, Texas and interest and sinking property taxes for the debt service obligations of the City of Lockhart for Fiscal Year 2017, beginning October 1, 2016 and ending September 30, 2017. 9-12

4. ADJOURNMENT

* Once approved to be on the agenda, staff requests you register to speak prior to the meeting. Deadline for specific items on the agenda is Noon Tuesday prior to the Regular Meeting.

If, during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the City Council will convene in such executive or closed session, in accordance with the provisions of the Government Code, Title 5, Subchapter D to consider one or more matters pursuant to the following:

Section 551.071. Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; (2) and/or a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with this chapter.

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Section 551.073. To deliberate a negotiated contract for a prospective gift or donation to the state or the governmental body if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Section 551.076. To deliberate the deployment, or specific occasions for implementation, of security personnel or devices.

Section 551.086. To deliberate vote or take final action on any competitive matters relating to public power utilities.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

Section 551.088. To deliberate a test item or information related to a test item if the governmental body believes that the test item may be included in a test the governmental body administers to individuals who seek to obtain or renew a license or certificate that is necessary to engage in an activity.

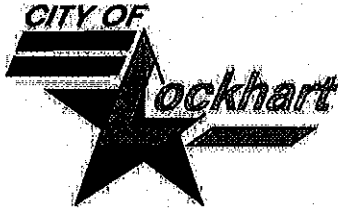
After discussion of any matters in executive session, any final action or vote taken will be in public by the City Council.

City Council shall have the right at anytime to seek legal advice in Executive Session from its Attorney on any agenda item, whether posted for Executive Session or not.

I certify that the above notice of meeting was posted on the bulletin board in the Municipal Building, 308 West San Antonio Street, Lockhart, Texas, on the 22nd day of September 2016 at 12:28 pm. I further certify that the following News Media was properly notified of this meeting as stated above: Lockhart Post-Register



Connie Constancio, TRMC
City Secretary



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

| | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|-----------------------------------------------------|---------------------------------------------------------------------------------|--------|
| CITY SECRETARY'S USE ONLY <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory | | Reviewed by Finance | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Not Applicable | |
| | | Reviewed by Legal | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Not Applicable | |
| Council Meeting Date: September 27, 2016 | | | | |
| Department: Finance | | Initials | Date | |
| Department Head: Jeff Hinson | Asst. City Manager | | | |
| Dept. Signature: <i>JH</i> | City Manager | <i>JH</i> | 9.22.2016 | |
| Agenda Item Coordinator/Contact (include phone #): Jeff Hinson 398-3461 x232 | | | | |
| ACTION REQUESTED: <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER | | | | |
| CAPTION | | | | |
| DISCUSSION AND/OR ACTION FOR COUNCIL TO CONSIDER ORDINANCE 2016-24 RATIFYING A PROPERTY TAX INCREASE FOR THE FISCAL YEAR 2016-2017. | | | | |
| FINANCIAL SUMMARY | | | | |
| <input checked="" type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED | | | | |
| FISCAL YEAR: | PRIOR YEAR (CIP ONLY) | CURRENT YEAR | FUTURE YEARS | TOTALS |
| Budget | | | | \$0.00 |
| Budget Amendment Amount | | | | \$0.00 |
| Encumbered/Expended Amount | | | | \$0.00 |
| This Item | | | | \$0.00 |
| BALANCE | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| FUND(S): | | | | |
| SUMMARY OF ITEM | | | | |
| The ordinance referenced above is required by state law. | | | | |
| STAFF RECOMMENDATION | | | | |
| Staff recommends approval of the ordinance. | | | | |
| List of Supporting Documents: | | Other Departments, Boards, Commissions or Agencies: | | |
| Copy of the document. | | | | |

ORDINANCE NO. 2016-24

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS RATIFYING A PROPERTY TAX INCREASE OF 1.593239 PERCENT FOR THE FISCAL YEAR 2016-2017 FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT FOR THE CITY OF LOCKHART; AND PROVIDING FOR A PUBLICATION CLAUSE, SEVERABILITY CLAUSE, AND REPEALING CLAUSE.

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

SECTION I.

That this budget will raise more total property taxes than last year's budget by \$188,922 or 5.343191%, and of that amount \$88,545 is tax revenue to be raised from new property added to the tax-roll this year based on an ad valorem rate of 73.33 cents per each 100 dollars property valuation.

SECTION II.

That the 2016 taxable value on the 2016 certified appraisal roll totals \$540,153,785 compared to \$517,173,072 in 2015. An additional \$3,564,970 of taxable value is still under protest.

SECTION III.

That the proposed Fiscal Year 2017 Budget and Tax Levy shall be adopted in separate ordinances and will become effective October 1, 2016, and end September 30, 2017.

SECTION IV. Publication Clause

The City Secretary of the City of Lockhart is hereby authorized and directed to publish the caption of this ordinance in the manner and for the length of time prescribed by law.

SECTION V. Severability Clause

The provisions of this ordinance are severable, and if any sentence, section, or other parts of this ordinance should be found to be invalid, such invalidity shall not affect the remaining provisions, and the remaining provisions shall continue in full force and effect.

SECTION VI. Repealing Clause

All ordinances and resolutions and parts thereof in conflict herewith are hereby expressly repealed insofar as they conflict.

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SECTION VII.

This ordinance shall take effect and be in force from and after its passage.

PASSED and APPROVED this the 27th day of September 2016.

CITY OF LOCKHART

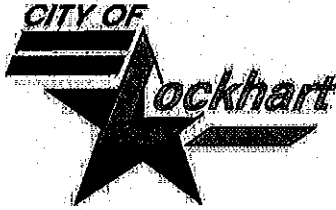
Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC, City Secretary

Peter Gruning, City Attorney



Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

| | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|-----------------------------------------------------|-----------------------------------------|-----------------------------------------|
| CITY SECRETARY'S USE ONLY | | Reviewed by Finance | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory | | Reviewed by Legal | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> Not Applicable |
| Council Meeting Date: September 27, 2016 | | | | |
| Department: Finance | | | Initials | Date |
| Department Head: Jeff Hinson | | Asst. City Manager | | |
| Dept. Signature: <i>Jeff Hinson</i> | | City Manager | | <i>JH</i> <i>9.22.2016</i> |
| Agenda Item Coordinator/Contact (include phone #): Jeff Hinson 398-3461 x232 | | | | |
| ACTION REQUESTED: <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER | | | | |
| CAPTION | | | | |
| DISCUSSION AND/OR ACTION FOR COUNCIL TO CONSIDER ORDINANCE 2016-25 ADOPTING THE BUDGET AND APPROPRIATING RESOURCES FOR THE FISCAL YEAR 2016-2017, BEGINNING OCTOBER 1, 2016 FOR THE CITY OF LOCKHART, CALDWELL COUNTY, TEXAS | | | | |
| FINANCIAL SUMMARY | | | | |
| x N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED | | | | |
| FISCAL YEAR: | PRIOR YEAR (CIP ONLY) | CURRENT YEAR | FUTURE YEARS | TOTALS |
| Budget | | | | \$0.00 |
| Budget Amendment Amount | | | | \$0.00 |
| Encumbered/Expended Amount | | | | \$0.00 |
| This Item | | | | \$0.00 |
| BALANCE | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| FUND(S): | | | | |
| SUMMARY OF ITEM | | | | |
| The ordinance will represent Council's action to adopt the City of Lockhart's FY 2016-2017 Budget. | | | | |
| STAFF RECOMMENDATION | | | | |
| Staff recommends approval of the ordinance. | | | | |
| List of Supporting Documents: | | Other Departments, Boards, Commissions or Agencies: | | |
| Copy of the document. | | | | |

ORDINANCE 2016-25

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS
ADOPTING THE BUDGET AND APPROPRIATING RESOURCES FOR THE FISCAL
YEAR 2016-2017, BEGINNING OCTOBER 1, 2016 FOR THE CITY OF LOCKHART,
CALDWELL COUNTY, TEXAS**

WHEREAS, pursuant to the laws of the State of Texas for Home Rule cities and the City Charter for the City of Lockhart, Texas, the budget covering proposed estimated revenues and expenditures for Fiscal Year 2017, beginning October 1, 2016 and ending September 30, 2017, was filed with the City Secretary and notice of public hearing was provided as required, and,

WHEREAS, a public hearing was held by the City Council of the City of Lockhart, Texas, on said budget on September 6, 2016 at which time said budget was presented and considered, and interested citizens were provided an opportunity to be heard by the City Council of the City of Lockhart, and,

WHEREAS, the City Council, City Manager and staff, after careful deliberate study and considerable debate, have determined the appropriate revenues and expenditures necessary for the maintenance and operations of the City of Lockhart for Fiscal Year 2017.

THEREFORE, BE IT RESOLVED, that the City Council of the CITY OF LOCKHART hereby adopts the Fiscal Year 2017 annual budget providing for revenues and expenditures as follows:

| Name | Revenues | Undesignated Fund Balance | Total Revenue & Sources of Funds | Expenditures |
|---------------------------|-----------------|----------------------------------|---------------------------------------------|------------------------|
| General Fund | \$ 8,614,496 | \$ 0 | \$ 8,614,496 | \$(8,614,496) |
| Debt Service Fund | 1,044,453 | 44,055 | 1,088,508 | (1,088,508) |
| Electric Fund | 12,071,767 | 0 | 12,071,767 | (12,071,767) |
| Water Fund | 3,398,700 | (3603) | 3,395,097 | (3,395,097) |
| Wastewater Fund | 2,238,370 | (147,170) | 2,091,200 | (2,091,200) |
| Solid Waste Fund | 1,478,650 | 0 | 1,478,650 | (1,478,650) |
| Emergency Medical Service | 1,179,290 | 0 | 1,179,290 | (1,179,290) |
| Airport Fund | 73,284 | (51,711) | 21,573 | (21,573) |
| Trust & Agency Funds | 4,566 | 2,586 | 7,152 | (7,152) |
| Misc Utility Funds | 1,033,600 | 12,371,503 | 13,405,103 | (13,405,103) |
| Capital Funds | 57,750 | 7,427,541 | 7,485,291 | (7,485,291) |
| Special Revenue Funds | 988,560 | 1,614,405 | 2,602,965 | (2,602,965) |
| LEDC | \$ 806,707 | \$ 1,979,444 | 2,786,151 | (2,786,151) |
| | | | \$ 56,227,243 | \$ (56,227,243) |

PASSED, APPROVED and ADOPTED this the 27th day of September 2016.

CITY OF LOCKHART

Lew White, Mayor

ATTEST:

APPROVED AS TO FORM:

Connie Constancio, TRMC
City Secretary

Peter Gruning
City Attorney

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Work Session Item # _____

Reg. Mtg. Item # _____

**CITY OF LOCKHART
COUNCIL AGENDA ITEM**

| | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|-----------------------------------------|-----------------------------------------|
| CITY SECRETARY'S USE ONLY | Reviewed by Finance | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory | Reviewed by Legal | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> Not Applicable |
| Council Meeting Date: September 27, 2016 | | | |
| Department: Finance | | Initials | Date |
| Department Head: Jeff Hinson | Asst. City Manager | | |
| Dept. Signature: <i>Jeff Hinson</i> | City Manager | <i>JH</i> | <i>9.22.2016</i> |
| Agenda Item Coordinator/Contact (include phone #): Jeff Hinson 398-3461 x232 | | | |
| ACTION REQUESTED: <input checked="" type="checkbox"/> ORDINANCE <input type="checkbox"/> RESOLUTION <input type="checkbox"/> CHANGE ORDER <input type="checkbox"/> AGREEMENT <input type="checkbox"/> APPROVAL OF BID <input type="checkbox"/> AWARD OF CONTRACT <input type="checkbox"/> CONSENSUS <input type="checkbox"/> OTHER | | | |
| CAPTION | | | |
| DISCUSSION AND/OR ACTION FOR COUNCIL TO CONSIDER ORDINANCE 2016-26 LEVYING MAINTENANCE AND OPERATIONS PROPERTY TAXES FOR THE USE AND SUPPORT OF THE CITY OF LOCKHART, TEXAS AND INTEREST AND SINKING PROPERTY TAXES FOR THE DEBT SERVICE OBLIGATIONS OF THE CITY OF LOCKHART FOR FISCAL YEAR 2017, BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017. | | | |
| FINANCIAL SUMMARY | | | |
| <input checked="" type="checkbox"/> N/A <input type="checkbox"/> GRANT FUNDS <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP <input type="checkbox"/> BUDGETED <input type="checkbox"/> NON-BUDGETED | | | |
| FISCAL YEAR: | PRIOR YEAR (CIP ONLY) | CURRENT YEAR | FUTURE YEARS |
| Budget | | | TOTALS |
| Budget Amendment Amount | | | \$0.00 |
| Encumbered/Expended Amount | | | \$0.00 |
| This Item | | | \$0.00 |
| BALANCE | \$0.00 | \$0.00 | \$0.00 |
| FUND(S): | | | |
| SUMMARY OF ITEM | | | |
| The ordinance will represent Council's action to adopt the property taxes levy. Please take a record vote and use the following wording when making the motion: | | | |
| I move that the property tax rate be increased by the adoption of a tax rate of 73.33 cents per 100 dollars taxable value, or an increase of 1.593239 in total tax revenues from properties on the tax roll in the preceding year. | | | |
| STAFF RECOMMENDATION | | | |
| Staff recommends approval of the ordinance. | | | |

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I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF 7.33300 PER \$100 TAXABLE VALUE, OR AN INCREASE OF 1.593239 IN TOTAL TAX REVENUES FROM PROPERTIES ON THE TAX ROLL IN THE PRECEDING YEAR.

REQUIRED
By

CITY ATTORNEY

9/20/16



ORDINANCE 2016-26

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS LEVYING MAINTENANCE AND OPERATIONS PROPERTY TAXES FOR THE USE AND SUPPORT OF THE CITY OF LOCKHART, TEXAS AND INTEREST AND SINKING PROPERTY TAXES FOR THE DEBT SERVICE OBLIGATIONS OF THE CITY OF LOCKHART RESULTING IN A TAX INCREASE OF 1.593239 PERCENT FOR FISCAL YEAR 2017, BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017, AND APPROPRIATING EACH PART THEREOF FOR THE SPECIFIC PURPOSES, PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the State Legislature enacted Senate Bill 18, which mandated that municipal ordinances establishing annual tax rates must describe an increase in total maintenance and operations taxes compared to the previous year, and the rise of such taxes on a \$100,000 home compared to the previous year.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, THAT:

1. There is hereby levied and shall be collected a maintenance and operations (M&O) property tax for the use and support of the municipal government of the City of Lockhart, Texas and there is hereby levied and shall be collected an interest and sinking (I&S) property tax to provide for the debt service obligations of the City of Lockhart for Fiscal Year 2017, beginning October 1, 2016, upon all taxable property, within the corporate limits of the City of Lockhart, Texas, as follows:
 - a. For the maintenance and operations needs of the City of Lockhart the maintenance and operations (M&O) property tax is hereby adopted as 60.33 cents per each 100 dollars of property valuation. The tax rate will raise more taxes for maintenance and operations than last year's tax rate. The tax rate will effectively be raised by 2.7243 percent and will raise taxes for maintenance and operations on a \$100,000 home by approximately \$16.00; and,
 - b. For the debt service obligations of the City of Lockhart interest and sinking (I&S) property tax is hereby adopted as 13.00 cents per each 100 dollars of property valuation.
2. All taxes levied under the Ordinance for the specific purposes named herein shall be and is hereby approved to be collected and appropriated to the account(s) of the City of Lockhart for the specific purpose indicated in each items a and b above, by the Property Tax Assessor/Collector of the City of Lockhart.
3. Severability: if any provision, section, clause, sentence or phrase of this Ordinance is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and approving this ordinance that no portion, provision, or regulation contained herein shall be inoperative or fail by any reasons of any unconstitutionality or invalidity of any other portion, provision or regulation.
4. Repeal: That all other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with provisions set out above in this ordinance are hereby repealed or amended as indicated.
5. Effective date: This ordinance shall become effective and be in full force immediately upon its passage.

PASSED, APPROVED and ADOPTED this the 27th day of September 2016.

CITY OF LOCKHART

Lew White, Mayor

APPROVED AS TO FORM:

ATTEST:

Connie Constancio, TRMC
City Secretary

Peter Gruning
City Attorney