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405 Municipal Drive, Kennedale, Texas 76060

**AGENDA  
KENNEDALE CITY COUNCIL  
SPECIAL SESSION - August 25, 2011  
CITY COUNCIL CHAMBERS  
6:00PM**

**I. CALL TO ORDER**

**IV. ROLL CALL**

**III. REGULAR ITEMS**

A. Discuss and consider approval of A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS APPROVING THE PLACEMENT OF A PROPOSAL ON THE SEPTEMBER 22, 2011, CITY COUNCIL PUBLIC MEETING AGENDA TO ADOPT A 2011 TAX RATE THAT WILL EXCEED THE LOWER OF THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE; CALLING PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON SEPTEMBER 8, 2011 AND SEPTEMBER 15, 2011.

**XIV. ADJOURNMENT**

**In compliance with the Americans with Disabilities Act, the City of Kennedale will provide for reasonable accommodations for persons attending City Council meetings. This building is wheelchair accessible, and parking spaces for disabled citizens are available. Requests for sign interpreter services must be made forty-eight (48) hours prior to the meetings. Please contact Amethyst Cirno, City Secretary, at 817.985.2104 or (TDD) 1.800.735.2989**

**CERTIFICATION**

I certify that a copy of the August 25, 2011, agenda was posted on the City Hall bulletin board next to the main entrance of the City Hall building, 405 Municipal Drive, of the City of Kennedale, Texas, in a place convenient and readily accessible to the general public at all times and said Agenda was posted on the following date and time: by 5:00 p.m., at least 72 hours preceding the schedule time of said meeting, in accordance with Chapter 551 of the Texas Government Code.



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Amethyst G. Cirno, City Secretary

**Date:** August 25, 2011

**Agenda Item No:** REGULAR SESSION - A.

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**I. Subject:**

Discuss and consider approval of A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS APPROVING THE PLACEMENT OF A PROPOSAL ON THE SEPTEMBER 22, 2011, CITY COUNCIL PUBLIC MEETING AGENDA TO ADOPT A 2011 TAX RATE THAT WILL EXCEED THE LOWER OF THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE; CALLING PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON SEPTEMBER 8, 2011 AND SEPTEMBER 15, 2011.

**II. Originated by:**

Sakura Moten-Dedrick, Director of Finance & IT

**III. Summary:**

Per our 2011 Tax Rate Worksheet calculations, the City's overall rollback tax rate is \$.810280 (adjusted down from \$.897774 for sales tax), and the overall effective tax rate is \$.703172.

The Property Tax Code specifies that "when a proposed rate exceeds the rollback rate or the effective rate, whichever is lower, the taxing unit's governing body, other than for a small taxing unit, a water district or a school district, must vote to place a proposal to adopt the tax rate on the agenda of a future meeting as an action item."

The Proposed Fiscal Year 2009-10 Budget is funded with a proposed tax rate of \$0.722500 per \$100 valuation (O&M \$0.516013 / I&S \$0.206487), and it represents no change from the current year. However, because the proposed rate is below the overall rollback tax rate and above the overall effective tax rate, the City is required to conduct two separate tax public hearings and follow strict publication and notice guidelines as prescribed by the State. In addition to the aforementioned hearings, the City Council must also "Vote To Place A Proposal To Adopt A Tax Rate (generating more revenue than in the previous year) On A Future Agenda." Outlined below is our schedule for the coming months:

|          |                                                          |
|----------|----------------------------------------------------------|
| 08/11/11 | Council Workshop On Effective Tax Rate & Schedules       |
| 08/12/11 | Publish Notice Of Effective Tax Rate & Schedules         |
| 08/13/11 | Council Budget Retreat                                   |
| 08/25/11 | Vote To Place Proposal For Tax Increase On Future Agenda |
| 08/26/11 | Publish Notice of Public Hearing On Budget               |
| 08/26/11 | Publish 1st Notice of Public Hearing On Tax Increase     |
| 09/08/11 | Hold Public Hearing On Budget                            |
| 09/08/11 | Hold 1st Public Hearing On Tax Increase                  |
| 09/15/11 | Hold 2nd Public Hearing On Tax Increase                  |
| 09/22/11 | Adopt & Ratify Budget, Adopt Tax Rate                    |

**IV. Fiscal Impact Summary:**

**V. Legal Impact:**

**VI. Recommendation:**

Approve

**VII. Alternative Actions:**

MUST BE A RECORD VOTE AND ALTHOUGH MAY BE LEFT BLANK GOING INTO MEETING, MUST SPECIFY DESIRED TAX RATE AT TIME OF RESOLUTION ADOPTION.

**VIII. Attachments:**

|    |                                                              |                                                                                |
|----|--------------------------------------------------------------|--------------------------------------------------------------------------------|
| 1. | Resolution To Vote To Place Tax Proposal<br>On Future Agenda | 20090813 Resolution To Place Proposal For Tax Increase<br>On Future Agenda.doc |
|----|--------------------------------------------------------------|--------------------------------------------------------------------------------|

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS APPROVING THE PLACEMENT OF A PROPOSAL ON THE SEPTEMBER 22, 2011, CITY COUNCIL PUBLIC MEETING AGENDA TO ADOPT A 2011 TAX RATE THAT WILL EXCEED THE LOWER OF THE ROLLBACK RATE OR THE EFFECTIVE TAX RATE; CALLING PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON SEPTEMBER 8, 2011 AND SEPTEMBER 15, 2011.**

**WHEREAS**, the City Council desires to consider adoption of a tax rate of *\$0.722500 per \$100 valuation*, which will exceed the lower of the rollback rate or the effective tax rate, in accordance with the requirements of the Texas Tax Code Chapter 26 and to schedule public hearings on the proposed tax increase as required by law;

**NOW THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS:**

**Section 1.** The City Council desires to consider adoption a tax rate for the 2011 tax year of *\$0.722500 per \$100 valuation* that will exceed the lower of the rollback rate or the effective tax rate.

**Section 2.** The City Council hereby approves the placement of an item on the September 22, 2011 City Council public meeting agenda, such meeting being a regular Council meeting, to vote on a proposed tax rate of *\$0.722500 per \$100 valuation* that will exceed the lower of the rollback rate or the effective tax rate.

**Section 3.** The City Council hereby calls public hearings on the proposed tax increase to be held in the City Hall Council Chambers located at 405 Municipal Drive, Kennedale, Texas 76060 on September 8, 2011 at 7:00 p.m. and September 15, 2011 at 6:00 p.m., such dates being weekdays which are not public holidays. The first public hearing will not be held until at least seven (7) days after notice of both public hearings have been published in the Fort Worth Star Telegram, a newspaper having general circulation within the City. The City Secretary is hereby directed to publish such notice in accordance with this Resolution and Texas Tax Code §26.06. At both public hearings, the City Council will afford adequate opportunity for both proponents and opponents of the tax increase to present their views.

**Section 4.** This Resolution shall become effective immediately upon its passage and approval at a regular meeting of the City Council of the City of Kennedale, Texas on this the 25<sup>th</sup> day of August 2011, at which meeting a quorum was present and the meeting was held in accordance with the provisions of Texas Government Code §551.001, *et seq.* The City Secretary is hereby directed to record this Resolution and the vote on the proposal to place the item for a tax increase on the September 22, 2011 City Council agenda.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF KENNEDALE ON THE 25TH DAY OF AUGUST, 2011.**

CITY OF KENNEDALE, TEXAS

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Bryan Lankhorst, Mayor

ATTEST:

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Amethyst Cirimo, City Secretary

OFFICIAL SEAL